

**MINUTES OF THE MAY 31, 2019
SPECIAL SESSION MEETING
OF THE TWSD BOARD OF DIRECTORS**

Chairman Richard McMullen called a Special Session of the Timberson Water and Sanitation District Board of Directors.

Attending the meeting were Chairman Richard McMullen, Vice Chairman Clark Clement, Treasurer Michael Gonzalez and Director Tash Robb. Director Joe Mainello was present via the phone. There being a quorum present, the meeting was called to order by Chairman Richard McMullen at approximately 11:00 AM.

Saluting of the flags was accomplished.

Approval of Agenda: Director Tash Robb moved to approve the agenda as written. Vice Chairman Clark Clement seconded. There being no discussion, the vote was called. Chairman Richard McMullen, Vice Chairman Clark Clement, Treasurer Michael Gonzalez and Director Joe Mainello voted aye. The motion passed.

Discuss Bohannon Huston LLC proposal. Chairman Richard McMullen opened up the discussion to everyone. The figures Treasurer Gonzalez has calculated will increase everyone's water bill from \$150.00 - \$200.00 a month. We just had a 2% increase and can not do another increase for 12 months. The State would have the authority to authorize above 2%. The proposal will be a long term plan. It will take 2-5 years for the contractors to perform the work. We need to give Bohannon something to start working on. The 1st proposal is the most expensive one, with more work being done. There was much discussion. Director Tash Robb suggested an infrastructure fee for new property owners. Vice Chairman Clark Clement suggested we let Bohannon finalize their proposal before we get into too much discussion. The next meeting with Bohannon Huston will be June 5th at 9:00 AM. We will decide what we want in the Master Plan and where to start; Bohannon will help us decide where we need to start. Fire Chief, Tony McWilliams provided flow rates from the fire hydrants. GM asked, when we are done filling up the million gallon tank, what are we going to do with the spare water if we are not going to process it?

Discuss personnel issues.

Director Tash Robb made a motion to go into Closed Session to discuss personnel issues. Vice Chairman Clark Clement seconded. There being no discussion. Chairman Richard McMullen voted aye, Vice Chairman Clark Clement voted aye, Treasurer Michael Gonzalez voted aye, Director Joe Mainello voted aye, Director Tash Robb voted aye. The motion passed.

Director Tash Robb made a motion to return to the Regular Session Meeting from the Closed Session. Vice Chairman Clark Clement seconded. There being no discussion. Chairman Richard McMullen voted aye, Vice Chairman Clark Clement voted aye, Treasurer Michael Gonzalez voted aye, Director Joe Mainello voted aye. Director Tash Robb voted aye. The motion passed.

No decisions or motions were made in Closed Session meeting.

Vote on personnel matters from the closed session.

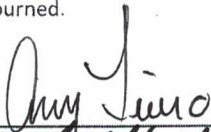
Treasurer Michael Gonzalez made a motion that the Board of Directors vote on answering the grievance in the following manner. The Board rejects the grievance dated 04.25.2019 for the following reasons. Using the collective bargaining agreement from Article 1, Scope of the Agreement, Section 1.1 Union Recognition. The Board believes that the Secretary is exempt from the bargaining agreement and is not listed in any way in the bargaining agreement, and therefore is exempted and is under contract with the Board. Article 5, Grievance/Arbitration Procedure, Section 5.1, Step 1 of the grievance procedure must be presented to the GM in writing setting forth the facts given rise to the grievance, on a prescribed form, within 7 calendar days after the event giving rise to the grievance. Within 7 days of receipt, such grievance shall be discussed by the Union and the GM and an answer will be given by the GM to the union in writing within 7 calendar days from the time of the discussion. The Board asserts that the contract that the Secretary and the Board entered into on March 23, 2019, in a dully authorized meeting following the TWSD bylaws and the State Statues governing the Water and Sanitation District for the State of New Mexico. As a result of that, an initial grievance was filed by the communication workers on 04.25.2019, and in response to that we decline for this reason, the grievance was not presented in a timely fashion, it exceeded over 30 days, the grievance is invalid. Vice Chairman Clark Clement seconded.

Treasurer Michael Gonzalez voted yes, Director Tash Robb voted yes, Director Joe Mainello voted no, Vice Chairman Clark Clement voted yes, Chairman Richard McMullen voted no. The motion passed based on 3 – 2 vote.

Director Tash Robb moved to adjourn the meeting and Treasurer Michael Gonzalez seconded. Chairman Richard McMullen, Vice Chairman Clark Clement, Treasurer Michael Gonzalez, Directors Joe Mainello and Director Tash Robb voted aye, and the meeting was adjourned.

Minutes Approved June 11, 2019:

Secretary Amy Fierro



Chairman Richard McMullen

