

Pinos Altos Mutual Domestic Water Consumer Association

**Emergency Meeting
Wednesday May 13, 2020
Pinos Altos Fire Station**

Meeting was called to order at 7:00 pm

The meeting was held outside, with a minimum of six feet between all participants and all participants had face masks, per the NM Governor's COVID 19 Mandate.

Board members in attendance were: Shay Stark-Lane, President; Allan Phillips, Vice President; Becky Dinwiddie, Treasurer; Gary Geisler, Secretary and Tom Gedgudas, Member At Large.

April Mathews, Bookkeeper, Linda Davilla, Meter Reader, Buck Burns, Rick Johnson and Mark Johnson were also in attendance.

A quorum was proven.

Confirmed the agenda was posted twenty-four (24) hours prior to the meeting at the PA Fire Station and on our website.

Mark Johnson wanted to go on record that he believed having this emergency meeting was violating the OMA. He felt that there was no emergency. Based on the time frame to respond to the lawsuit Mark Johnson has brought against the association and the recent COVID 19 restrictions on meetings and businesses, the board felt that it was justified in calling an emergency meeting.

Gary Geisler brought a motion to move to a closed session to discuss the pending lawsuit but Mark Johnson objected. After a discussion of the legality of a closed session, the motion was removed.

Gary Geisler then made a motion to hire an attorney to represent the association and the board against Mark Johnson's lawsuit. It was seconded by Becky Dinwiddie. Shay Stark-Lane open the motion up for discussion. Mark Johnson then stated that his lawsuit against three of the board members were individual misdemeanor charges that they are responsible for defending themselves against, separate from the lawsuit against the association. A long and vocal discussion occurred primarily by Mark Johnson about what information he requested that started all of this, why he needed that info and how wrong the board was in denying him that information. Nothing was settled and the discussion was moved back to the motion to hire an attorney. Shay Stark-Lane then stated that the attorney would be asked about Mark Johnson's assertion that the three board members needed their own attorney. With no further discussion concerning the motion Shay Stark-Lane called for a roll call vote. Becky Dinwiddie, Alan Phillips, Tom Gedgudas and Gary Geisler all voted for the motion to hire an attorney and it was passed.

The meeting was adjourned at 7:19 pm

**Minutes prepared by Gary Geisler on May 14, 2020. E Mailed to board on May 15, 2020
Draft minutes posted to website for public viewing by May 17, 2020.**