

Pinos Altos Mutual Domestic Water Consumer Association

Regular Meeting

Wednesday September 20, 2023

Pinos Altos Fire Station

Meeting was called to order at 7:50 pm by Tom Gedgaudas following the Annual Meeting.

Board members in attendance were: Tom Gedgaudas, President; Gabriel Preusch Sanchez, Vice President; Alma Wilson, Treasurer; Gary Geisler, Secretary and Kris Wamsley, Member at Large.

April Matthews, Bookkeeper was in attendance. Becky Dinwiddie, Allan Phillips, Ann Estensen, Jeri Bibles, Bruce Knoles, John Dagers, and Mark Johnson were in attendance.

Public Input sign up was closed.

A quorum was proven.

The agenda was approved unanimously.

Minutes from the July 19, 2023 Regular Board Meeting were approved unanimously.

Non-Mandated Business: Public Input

Mark Johnson spoke about the lawsuit he filed against the association. He spoke about his plans to appeal the statutory damages awarded to him by the judge. He believes the \$4 per day damages is not penalty enough for the actions taken by the board. He is confident the appeals court will award him a much higher daily damages amount based on past rulings by the appeals court. He stated he is willing to accept a settlement from the board instead of filing the appeal.

New Business:

Election of Board Officers:

After a discussion concerning the officers' responsibilities, Tom Gedgaudas was re-elected as President, Gabriel Preusch Sanchez was elected as Vice President, Alma Wilson was elected as Treasurer, Gary Geisler was re-elected as Secretary and Kris Wamsley was elected as Member At Large. All five officers were elected to those positions unanimously.

Increase in Water Rates Due to Silver City Rate Increase to the Association:

Silver City Utilities raised the rates they charge all residences and the associations they provide water for effective July 1, 2023. The increase was 4% for all tiers of usage and for the access charge for each connection. After much deliberation, the board approved raising the rates they charge association members by 5% on each tier, unanimously. This results in an increase of \$.32 per 1000 gallons for tier one, \$.43 per 1000 gallons for tier two and \$.53 per 1000 gallons for tier three. The rate increase will be seen by association members on their November bills. April will put a notice about the rate increase on

the October bills. Gary will put together a statement about the rate increase to post to the website and on the group email. April will change the water rates on our operation policy.

Change The Payroll Date from The First Day of the Month to The Last Day of the Month:

Due to issues with the new payroll software and monthly posting issues on the P&L, the board decided unanimously to change the payroll date for their two employees from the first of the month to the last day of the month.

Revisions to the IPRA Resolution Regarding Members' Personal Data:

Gary suggested to the board that instead of revising the current IPRA resolution adopted in August of 2019, it would be best to construct a new one using a model public notice describing IPRA procedures provided by the Office of the Attorney General. He presented that model to the members along with a IPRA compliance checklist from the Office of the Attorney General. Gary will compile a resolution using the model public notice and the compliance checklist. He will present his draft to the board at the November meeting for discussion, editing and approval.

Updating Check Signers with the Bank:

With the changes in the officers on the board, all board members must go to the bank in person to update the authorized check signers. The board decided to meet at the First New Mexico Bank on 180, on Thursday October 12th at 11:00 am to update the check signer authorization forms.

Unfinished Business from Prior Meeting:

Kinglok K3 Locks Order for Fire Hydrants

Allan showed a sample of the fire hydrant locks that have been purchased. They are ready to be installed but will need a padlock. Bruce was going to work with April to purchase twenty padlocks that are keyed alike.

President's Report:

Tom reported on the Free Chlorine samples the past three months which were all within the desired range. In August we had the TTHM testing done which came in below last year's reading and way below the maximum contaminant level. In July the HAA5 testing was done and it was half of last year's results and was way below the maximum level. As Tom will serve as President for another term, there is not any need to change the registered agent information.

Bookkeeper's Report:

April reported that all fire water used has been paid for. The Turkey fire used about 36,000 gallons and the Rico fire used about 27,800 gallons. April spoke about payroll software needing to be updated plus she wants to purchase additional software to print out W-2s and 1099s instead of doing it manually. April was told to bring whatever upgrades she needs to the next meeting for approval. April presented a couple transfers of membership that needed to be approved. The board approved those transfers. April has become overwhelmed doing some of Becky's work, she asked if Gabe could handle the NM811 calls and emails going forward. It is a very convoluted process which Gabe is fine with

handling in the future. April hands off a back up for the website to Alma each month in case something happens at April's house so the website information is not lost. April also paid the one new connection fee to the city. April reported that the wrong meters were ordered, new meters were ordered and the wrong meters were returned but she still has not received credit for the returned meters.

Treasurer's Report:

Alma did not have a report as she was just elected to her position.

Secretary's Report:

Gary spoke about the Judge's Final Judgement which was dated September 19, 2023. The final judgement stated that the association owes the plaintiff, \$5,052 in statutory damages and \$2,327.89 in costs and attorney fees. Gary gave the \$7,379.89 check to Mark before the meeting. Our attorney will be emailing the board his final invoice.

Vice President/Operations Report:

Gabe did not have a report as he was just elected to his position.

Next Board Meeting will be November, 15 2023 at 7:00 pm at the PA Fire Station

Meeting was adjourned at 9:24 pm.

**Minutes prepared by Gary Geisler on September 23, 2023. E Mailed to board on September 23, 2023.
Draft minutes were posted to website for public viewing on September 27, 2023.**