

MINUTES– SPECIAL MEETING
Board of Directors of Timberon Water and Sanitation District
Tuesday February 24, 2026 at 5:00 pm
Timberon Community Center, “Lodge”
1 Bobwhite Circle, Timberon, NM 88350

Authorized by Otis Price, Chairman of the Board of Directors, Timberon Water & Sanitation District.

CALL TO ORDER

Chairman Price called the meeting to order at 5:00 PM.

Pledge of Allegiance

Salute to the New Mexico Flag *“I salute the flag of the state of New Mexico, the Zia symbol of perfect friendship among united cultures.”*

ROLL CALL

Board members present: Chairman Otis Price, Vice Chair Caleb Flora, Treasurer Josh McCurdy, Director Jesse “JJ” Duckett, Director Derenda Robb.

A quorum was achieved.

Staff present: General Manager Wendy Case, Board Secretary Nanette Thorell.

APPROVAL OF AGENDA

Treasurer McCurdy moved to amend the agenda by repositioning the Closed Meeting items (New Business Items 1 and 2) from the beginning of the agenda to the end. Vice Chair Flora seconded the motion. Upon a call for the vote, all Directors present voted in favor and none opposed. The motion carried unanimously.

Treasurer McCurdy then moved to approve the agenda as amended. Vice Chair Flora seconded the motion. Upon a call for the vote, all Directors present voted in favor and none opposed. The motion carried unanimously.

OLD BUSINESS

1. Discuss/Approve the minutes of the February 10, 2026 Regular Meeting.

Treasurer McCurdy moved to approve the minute of the February 10th Regular Meeting as written. Vice Chair Flora seconded the motion. A vote was called. All voted in favor, none opposed. The motion carried unanimously.

NEW BUSINESS

3: 1. Discuss/Approve transfer of funds for emergency repairs (SCADA and plant) needed to restore water service to impacted portions of the system.

Chairman Price addressed the Board regarding the SCADA system, noting multiple failures over the preceding six to eight months. Of particular concern were incidents involving the overflow of the cistern and difficulties with the transfer pump from Tank 2 to Tank 3 during the recent service outage. Chairman Price stated that these recurring failures demonstrate a dire need for repairs to the SCADA system and plant.

Treasurer McCurdy moved to approve a transfer of \$5,777.00 from the Facilities and Services fund to Operations for the purpose of funding emergency repairs to the SCADA system and plant. Vice

Chair Flora seconded the motion. Upon a call for the vote, all Directors present voted in favor and none opposed. The motion carried unanimously.

4- 2. Discuss/approve moving forward on the tank 3 replacement and the grants currently awarded.

The Board engaged in discussion regarding the Tank 3 replacement project and the grants currently awarded for that purpose. Fire Chief McWilliams provided input regarding the feasibility of a dedicated line from Tank 2 and the matter of returning the black tank borrowed from the Timberon Volunteer Fire Department (TVFD).

Following discussion, the Board determined that no immediate vote on the project was necessary at this time. Director Duckett suggested that this item be tabled until the next Regular Meeting, at which time the Board could consider a motion to grant the General Manager blanket authority to execute the necessary contracts with B/H and to authorize grant distributions in order to facilitate the Tank 3 replacement.

Treasurer McCurdy moved to table this agenda item until the next Regular Meeting. Vice Chair Flora seconded the motion. Upon a call for the vote, all Directors present voted in favor and none opposed. The motion carried unanimously.

Informational Statement — Water Operator Certification

Prior to convening the Closed Meeting, General Manager Case addressed those in attendance to clarify circulating rumors questioning the certification status of Water Operator Joe Bob Shields. General Manager Case stated that Operator Shields holds a valid Water Operator certification and presented his certificate for public view. No motion was made and no action was taken on this matter.

4- 3. Closed Session pursuant to NMSA 1978, § 10-15-1(H)(7) for attorney-client privileged discussion of threatened or pending litigation, limited to: CWA grievance/arbitration and settlement strategy involving former employee Jessica Roberts.

Treasurer McCurdy moved to convene in Closed Session pursuant to NMSA 1978, § 10-15-1(H)(7), for attorney-client privileged discussion of threatened or pending litigation, limited to: CWA grievance/arbitration and settlement strategy involving former employee Jessica Roberts. Vice Chair Flora seconded the motion. Upon a roll call vote, Chairman Price, Vice Chair Flora, Treasurer McCurdy, Director Duckett, and Director Robb all voted in favor. None opposed. The motion carried unanimously.

The following individuals were present during the Closed Session: Chairman Price, Vice Chair Flora, Treasurer McCurdy, Director Duckett, Director Robb, and Secretary Thorell. TWSD Attorney Matt Wade participated by telephone. No other individuals were present.

2- 4. Return to Open Session:

Treasurer McCurdy moved to reconvene in Open Session. Vice Chair Flora seconded the motion. Upon a roll call vote, Chairman Price, Vice Chair Flora, Treasurer McCurdy, Director Duckett, and Director Robb all voted in favor. None opposed. The motion carried unanimously.

A. Statement Regarding Closed Session — Required Pursuant to NMSA 1978, § 10-15-1(J)

Chairman Price stated for the record, and it is hereby entered into the official minutes, that the matters discussed during the Closed Session were limited solely to the agenda item

noticed pursuant to NMSA 1978, § 10-15-1(H)(7): CWA grievance/arbitration and settlement strategy involving former employee Jessica Roberts. No other matters were discussed during the Closed Session.

B. Open Session: Discussion and possible action regarding direction to counsel and/or authorization of settlement parameters and/or decision to proceed to arbitration related to the CWA grievance involving former employee Jessica Roberts.

Chairman Price moved to direct TWSD legal counsel to proceed to arbitration related to the CWA grievance involving former employee Jessica Roberts. Treasurer McCurdy seconded the motion. Upon a roll call vote, Chairman Price, Vice Chair Flora, Treasurer McCurdy, Director Duckett, and Director Robb all voted in favor. None opposed. The motion carried unanimously.

PUBLIC QUESTION AND ANSWER SESSION

There were no questions from the public.

DIRECTOR'S REMARKS

There were no director's remarks.

MOTION TO ADJOURN

Treasurer McCurdy moved to adjourn the meeting. Vice Chair Flora seconded the motion. A vote was called. All voted in favor, none opposed, and the meeting was adjourned at 6:43 PM

Approved 3-10-21

Chairman Otis Price *Otis Price*

Secretary Nanette Thorell *N Thorell*

{SEAL}

