

**UTE WATER COMMISSION  
Special Meeting via Zoom  
10:00 a.m. November 17, 2020**

**DUE TO GOVERNOR LUJAN GRISHAM'S ORDER LIMITING THE NUMBER OF ATTENDEES AT GATHERINGS, THE UTE WATER COMMISSION MEETING WILL NOT BE OPEN TO THE GENERAL PUBLIC. THE PUBLIC IS INVITED TO VIEW THE MEETING ON FACEBOOK EASTERN PLAINS COUNCIL OF GOVERNMENTS CLOVIS, NM**

Chairman Richard Primrose called the meeting to order at 10:05 a.m. The roll was called with a quorum present.

**ROLL CALL:**

| Attendee Name      | Member             | Status  |  |
|--------------------|--------------------|---------|--|
| Mike Morris        | City of Clovis     | Present |  |
| Leona Powell       | Village of Grady   | Present |  |
| Max Carter         | Town of Texico     | Absent  |  |
| Richard Primrose   | Quay County        | Present |  |
| David Babb         | Village of Logan   | Absent  |  |
| Wade Lane          | Village of San Jon | Present |  |
| Chris Arias        | City of Tucumcari  | Present |  |
| Durward Dixon      | Town of Elida      | Present |  |
| Ronald Jackson     | City of Portales   | Present |  |
| Non-Voting Members |                    |         |  |
| Robert Thornton    | Curry County       | Absent  |  |
| Barry Green        | Melrose            | Absent  |  |
| Tina Dixon         | Roosevelt County   | Absent  |  |

| Guest           |                           |  |
|-----------------|---------------------------|--|
| Orlando Ortego  | ENMWUA                    |  |
| Kameron Barnett | Harmon Barnett Morris, PC |  |
|                 |                           |  |

|               |       |  |
|---------------|-------|--|
| Sandy Chancey | EPCOG |  |
| Mary Gray     | EPCOG |  |
| Vincent Soule | EPCOG |  |
| Ray Mondragon | EPCOG |  |
|               |       |  |

**APPROVAL OF AGENDA**

THAT the November 17, 2020, agenda be approved as presented.

MOTION: Chris Arias  
 SECOND: Ron Jackson

ROLL CALL

With all voting in the affirmative MOTION CARRIED

**APPROVAL OF MINUTES**

THAT the September 8, 2020, minutes be approved as submitted.

MOTION: Chris Arias  
 SECOND: Mike Morris

ROLL CALL

With all voting in the affirmative MOTION CARRIED

**EXECUTIVE SESSION**

Executive session to discuss a sole source purchase that exceeds \$2,500 NMSA 1978 § 10-15-1(H)(6), of the New Mexico Open Meetings Act and to discuss the purchase, acquisition or disposal of real property or water rights NMSA 1978 § 10-15-1 (H)(8) of the New Mexico Open Meetings Act.

THAT the Board members enter into Executive Session.

MOTION: Mike Morris  
 SECOND: Ron Jackson

Chairman Primrose exited Executive Session with nothing being discussed but the above mentioned and no decisions were made.

Chairman Primrose asked Kameron Barnett to explain the changes to the ISC-UWC contract.

Kameron commented the contract between ISC (Interstate Stream Commission) and UWC (Ute Water Commission) is up for renewal. There are a few changes such as date changes, entity changes, and things of that nature.

There has been a concern about the operating and maintenance cost at the Ute Reservoir by the ISC. They have asked to increase the contribution from the Ute commission for the O & M cost to be allocated to all members based upon the reservation acre foot as opposed to just the amount of water purchased.

What this means:

The reservation fee will remain the same at \$1.50 per acre foot. What will be changing is that the operation and maintenance fee will be assessed based upon the amount of water available per year, which normally will be the 24,000-acre feet that is reserved by the Ute Commission. This is a change from the previous contract where the O & M fee was assessed based upon the quantity of water purchased.

This will be brought before the ISC at their regular meeting on November 19<sup>th</sup>; to discuss and vote for their approval on the contract based upon these terms.

We would like to have the UWC to consider and vote on approving the O & M cost being allocated to reservation acre foot as opposed to purchased water acre foot for the next ten (10) year contract with ISC.

THAT the contract with ISC be approved to include the O & M (operating & maintenance) of \$2.60 per acre foot per member's reservation.

MOTION: Ron Jackson

SECOND: Chris Arias

ROLL CALL

With all voting in the affirmative MOTION CARRIED

### **PUBLIC COMMENTS**

There were no public comments.

### **ADJOURNMENT**

There being no further discussion, Chairman Primrose adjourned the meeting at 10:58 a.m.

THAT the November 17, 2020, meeting adjourn.

MOTION: Ron Jackson

SECOND: Chris Arias

ROLL CALL

With all voting in the affirmative MOTION CARRIED

A handwritten signature in blue ink, appearing to be 'J. D. P.', written over a horizontal line.

Chairman