

**MINUTES OF A REGULAR MEETING OF THE EDDY-LEA ENERGY ALLIANCE
June 16, 2021, AT 9:00 A.M., IN THE HOBBS CITY HALL, COMMISSION
CHAMBERS, IN HOBBS, NM**

VOTING MEMBERS PRESENT:	SAM COBB	CITY OF HOBBS
	FINN SMITH	CITY OF HOBBS
	JASON SHIRLEY	CITY OF CARLSBAD
	JOHN HEATON	CITY OF CARLSBAD
	JONATHAN SENA	LEA COUNTY
	SUSAN CROCKETT	EDDY COUNTY
	JACK VALPATO	EDDY COUNTY

VOTING MEMBERS ABSENT:	MIKE GALLAGHER	LEA COUNTY
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OTHERS PRESENT:	CHRISTA BELYEU	CITY OF HOBBS
	WENDY AUSTIN	CITY OF CARLSBAD
	JOHN WATERS	CARLSBAD DOD
	DENISE MADRID BOYEA	GENERAL COUNSEL
	NICK MAXWELL	CITIZEN

1. Call to Order.

Sam Cobb called the meeting to order.

2. Roll Call and Determination of a quorum.

Susan Crockett called roll. A quorum was established.

3. Approval of Minutes of the Regular Meeting held 3/10/2021.

Motion: The Motion was made by John Heaton and seconded by Susan Crockett to approve the Minutes of the Regular Meeting held on 3/10/2021. Vote: The vote was as follows: Yes – Jason Shirley, Sam Cobb, Jonathan Sena and Susan Crockett; No – None; Absent – Mike Gallagher. Motion carried.

4. Approval of Minutes of the Special Meeting held 4/21/2021.

Motion: The Motion was made by John Heaton and seconded by Jonathan Sena to approve the Minutes of the Special Meeting held on 4/21/2021. Vote: The vote was as follows: Yes – Jason Shirley, Sam Cobb, Jonathan Sena and Susan Crockett; No – None; Absent – Mike Gallagher. Motion carried.

5. Directors or Staff Comments.

John Heaton gave an update on the environmental assessment that will probably be completed by the year's end.

6. Financial Report.

Wendy Austin, as fiduciary officer, gave a financial report.

7. Approval of Accounts Payable.

Motion: The Motion was made by John Heaton and seconded by Susan Crockett to approve the accounts payable presented by Wendy Austin. Vote: The vote was as follows: Yes – Jason Shirley, Sam Cobb, Jonathan Sena and Susan Crockett; No – None; Absent – Mike Gallagher. Motion carried.

8. Election of Officers.

Motion: The Motion was made by Jason Shirley and seconded by Jonathan Sena to nominate John Heaton for **Chairperson**. Vote: The vote was as follows: Yes – Jason Shirley, Sam Cobb, Jonathan Sena and Susan Crockett; No – None; Absent – Mike Gallagher. Motion carried.

Motion: The Motion was made by Jonathan Sena to nominate Sam Cobb for **Vice Chairperson**. Sam Cobb declined the nomination. Motion. The Motion was made by Sam Cobb and seconded by Jonathan Sena to nominate Finn Smith as Vice Chairperson. Vote. The vote was as follows: Yes - Jason Shirley, Sam Cobb, Jonathan Sena and Susan Crockett; No – None; Absent – Mike Gallagher. Motion carried.

Motion. The Motion was made by Sam Cobb and seconded by Jonathan Sena to retain Susan Crockett as **Secretary**. Vote: The vote was as follows: Yes – Jason Shirley, Sam Cobb, Jonathan Sena; No – None; Absent – Mike Gallagher; Abstain – Susan Crockett. Motion carried.

Motion. The Motion was made by Sam Cobb and seconded by John Heaton to retain Jack Volpato as **Treasurer**. Vote. The vote was as follows: Yes – Jason Shirley, Sam Cobb, Jonathan Sena and Susan Crockett; No – None; Absent – Mike Gallagher. Motion carried.

9. Approval of Errors and Omissions Insurance for the Board.

Motion. The Motion was made by John Heaton and seconded by Susan Crockett to approve a Request for Proposal process to seek insurance coverage for the board and present the bids for approval at the next regular meeting. Vote. The vote was as follows: Yes – Jason Shirley, Sam Cobb, Jonathan Sena and Sam Cobb; No – None; Absent – Mike Gallagher. Motion carried.

10. Approval of Amendments to Open Meeting Act Requirements and Procedures.

Motion was made by Jason Shirley and seconded by Jonathan Sena to approve changes to the Open Meetings Act Requirements and Procedures. Vote. The vote was as follows: Yes – Jonathan Sena, Sam Cobb, Jonathan Sena and Susan Crockett; No – None; Absent – Mike Gallagher. Motion carried.

11. Public Comments.

Nick Maxwell made public comments.

12. Adjourn.

Motion. The Motion was made by Jason Shirley and seconded by Jonathan Sena to adjourn. The vote – Yes – Jonathan Sena, Sam Cobb, Jonathan Sena and Susan Crockett; No – None; Absent – Mike Gallagher. Motion carried.

Chairman

**MINUTES OF A REGULAR MEETING OF THE EDDY-LEA ENERGY ALLIANCE
September 15, 2021, AT 8:30 A.M., IN THE CARLSBAD COUNCIL
CHAMBERS, IN CARLSBAD, NM**

MEMBERS PRESENT: SAM COBB (via phone) CITY OF HOBBS
FINN SMITH (via phone) CITY OF HOBBS
JASON SHIRLEY CITY OF CARLSBAD
JOHN HEATON CITY OF CARLSBAD
JONATHAN SENA LEA COUNTY
MIKE GALLAGHER LEA COUNTY
SUSAN CROCKETT EDDY COUNTY

MEMBERS ABSENT: STEVEN MCCUTCHEON EDDY COUNTY

OTHERS PRESENT: M. FLETCHER CITY OF CARLSBAD
M. SALCIDO CITY OF CARLSBAD
E. RODRIGUEZ CITY COUNCILOR
W. HATFIELD CITY OF CARLSBAD
C. GARCIA CITY OF CARLSBAD
B. GRIFFITH CITY OF CARLSBAD
D. MADRID BOYEA GENERAL COUNSEL
J. WATERS CARLSBAD CDOD
J. VOLPATO

1. Call to Order.

John Heaton called the meeting to order.

2. Roll Call and Determination of a quorum.

Susan Crockett called roll. A quorum was established.

3. Approval of Minutes of the Regular Meeting held 6/16/2021.

Motion: The Motion was made by Susan Crockett and seconded by Jonathan Sena to approve the Minutes of the Regular Meeting held on 6/16/2021. Vote: The vote was as follows: Yes – Jason Shirley, Sam Cobb, Jonathan Sena and Susan Crockett; No – None; Absent – None. Motion carried.

4. Directors or Staff Comments.

John Heaton gave an update on the approval of a license given to WCS and made reference to a law passed in Texas prohibiting transportation of nuclear waste there. Mr. Heaton thanks everyone for cooperating with the IPRA request from the State Land Office. Mr. Heaton stated an environmental EIS and SER could possibly be approved between December 21, 2021 and January 22, 2022, once the EIS and SER are approved and a license recommended. If all is positive, the NRC has 30 days to issue a license.

5. Financial Report.

Melissa Salcido, appearing on behalf of Wendy Austin as fiduciary officer, gave a financial report.

6. Approval of Accounts Payable.

Motion: The Motion was made by Jason Shirley and seconded by Susan Crockett to approve the accounts payable presented by Melissa Salcido. Vote: The vote was as follows: Yes – Jason Shirley, Sam Cobb, Jonathan Sena and Susan Crockett; No – None; Absent – None. Motion carried.

7. Approval of IPRA Request.

Mr. Heaton stated there is information we would like to learn about communications between the State Land Office and other State of NM officials regarding titles, leases and communications with Fasken Oil and Ranch. Motion: The Motion was made by Susan Crockett to send the IPRA request to the State Land Office and was seconded by Jonathan Sena to send the State Land Office the IPRA request. Vote: The vote was as follows: Yes – Jason Shirley, Sam Cobb, Jonathan Sena and Susan Crockett; No – None; Absent –None. Motion carried.

8. Report regarding Errors and Omissions Insurance for the Board.

Matt Fletcher, Purchasing Agent for the City of Carlsbad, reported he does not believe the RFP because the annual premiums should be less than \$20,000.00. He explained questionnaires need to be filled out in order to obtain quotes. There was discussion about the cost of coverage. Mr. Fletcher explained the cost depends on how the questionnaires are evaluated and the quotes received. Mr. Heaton explained ELEA currently has general liability coverage on the real estate, but no coverage for the Board members. There was additional discussion about the importance of coverage for the Board and how to go about obtaining coverage.

9. Approval of Correspondence to Sec. Granholm.

John Heaton explained that ELEA has encountered opposition to the Holtec facility by the NM congressional delegation due to the lack of a permanent repository when at the same time the same congressmen voted against approving a permanent repository. Mr. Heaton he is proposing sending a letter to the Secretary of Energy requesting a meeting to be authored jointly by ELEA and Holtec. Motion was made by Jason Shirley to send the proposed letter to Sec. Granholm and seconded by Susan Crockett to approve a letter to be sent to Sec. Granholm, the Secretary of Energy with the US Department of Energy. Vote. The vote was as follows: Yes – Jonathan Sena, Sam Cobb, Jonathan Sena and Susan Crockett; No – None; Absent – None. Motion carried.

10. Public Comments.

J. Waters thanked the Board for their work, commented that the Carlsbad Department of Development believes in the project and put down the original deposit. Jonathan Sena thanked Mr. Heaton for his leadership and Denise Madrid Boyea for her professionalism.

11. Adjourn.

Motion. The Motion was made by Susan Crockett and seconded by Jonathan Sena to adjourn. The vote – Yes – Jonathan Sena, Sam Cobb, Jonathan Sena and Susan Crockett; No – None; Absent – None. Motion carried.

Chairman

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