

Eddy-Lea Energy Alliance
Regular Meeting of the Board of Directors
Wednesday, March 13, 2024, 9:00 a.m.
Eddy County Commission Chambers – 101 W. Greene, Carlsbad, NM 88220

Board members present:

John Heaton (Chairman-City of Carlsbad) – via Zoom
Sam Cobb (Member-City of Hobbs - Chairman) – via Zoom
Finn Smith (Member-City of Hobbs) – via Zoom
James Bowen (Member-Eddy County)
Susan Crockett (Member-Eddy County)
Jonathan Sena (Member- Lea County) – via Zoom
Mike Gallagher. (Member-Lea County) – via Zoom

Board members absent:

Vacant (Board Member-City of Carlsbad)

Administrative staff present:

Melissa Salcido – (Director of Finance – City of Carlsbad/Fiscal Agent - ELEA)
Denise Madrid Boyea – (General Counsel – ELEA/City Attorney – City of Carlsbad)
Angela Hernandez (Legal Assistant to City Attorney - City of Carlsbad)

Also Present:

Farley Vener – Auditor Hinkle & Landers – via Zoom
Jennifer Grassham - Economic Development Lea County – via Zoom
Nick Maxwell – via Zoom
Pierre Oneid – Holtec – via Zoom
Pat O-Brian – Holtec – via Zoom
Joy Russell – Holtec – via Zoom

1. The meeting was called to order by John Heaton.

2. Roll call was taken and a quorum was established.

3. Approval of Minutes of Meeting of December 13, 2023:

The Minutes of the Regular Meeting of December 13, 2023 was presented. A Motion was made by Mr. Sena to approve the Minutes of the Meeting of

December 13, 2023. Motion was seconded by Mr. Cobb. The vote: John Heaton for City of Carlsbad voted yes; Sam Cobb for City of Hobbs voted yes; and Jonathan Sena for Lea County voted yes. No one voted no. James Bowen for Eddy County abstained. Motion passed.

4. Director/Staff comments:

Ms. Salcido discussed retaining Hinkle & Landers as auditors for the 2024-FY. This will be an action item for the next regular meeting.

Pat O’Brian – Director of Governmental Affairs with Holtec gave an update regarding the Holtec project.

5. Financial Report Discussion:

Ms. Salcido reported on the financials for the 6th period of Fiscal Year 2024, ending December, 2023. Ms. Salcido reported there was a beginning cash balance of \$97,252 and an ending cash balance of \$212,322. ELEA received \$100,000 from member contributions. The expenditures of \$2,607 are favorable to the budget of \$120,000. During Quarter 2 of FY24, Ms. Salcido reported the amounts paid to Texas-New Mexico Newspapers, LLC was \$53.70 and to Wex Bank was \$176.74.

6. Approval of Accounts Payable:

Ms. Salcido discussed accounts payable due to Hinkle & Landers for audit services is \$6,500.00, to Wex Bank for public notices is \$46.17 and to Texas-New Mexico Newspapers for public notices is \$53.35. Motion was made by Mr. Sena to approve the accounts payable. Motion was seconded by Mr. Cobb. The vote: John Heaton for City of Carlsbad voted yes; Sam Cobb for City of Hobbs voted yes; James Bowen for Eddy County voted yes; and Jonathan Sena for Lea County voted yes. No one voted no. No one abstained. Motion passed.

7. Approval of FY2023 Audit by Farley Vener:

Mr. Vener reviewed the results of his FY2023 audit, as of June 30, 2023, which was unmodified and had no findings to report. Motion made by Mr. Sena to approve Hinkle & Landers FY2023 audit. Motion was seconded by Mr. Bowen. The vote: John Heaton for City of Carlsbad voted yes; Sam Cobb for City of Hobbs voted yes; James Bowen for Eddy County voted yes; and Jonathan Sena for Lea County voted yes. No one voted no. No one abstained. Motion passed.

8. Approval of FY2024 Budget:

Ms. Salcido discussed FY24 budget recommendations. Motion was made by Mr. Sena to approve the proposed FY2024 budget. Motion was seconded by Mr. Cobb. The vote: John Heaton for City of Carlsbad voted yes; Sam Cobb for City of Hobbs voted yes; James Bowen for Eddy County voted yes; and Jonathan Sena for Lea County voted yes. No one voted no. No one abstained. Motion passed.

10. Public Comments:

Mr. Maxwell made comments.

11. Adjournment:

The meeting was adjourned at 9:30 a.m.

Eddy-Lea Energy Alliance
Regular Meeting of the Board of Directors
Wednesday, June 12, 2024, 9:00 a.m.
City of Hobbs-Hobbs City Commission Chambers
200 E. Broadway, Hobbs, NM 88240

Board members present:

John Heaton (Chairman-City of Carlsbad) – via telephone
Anthony Foreman (Member – City of Carlsbad) – via telephone
Sam Cobb (Member-City of Hobbs – Vice Chairman)
Finn Smith (Member-City of Hobbs)
Susan Crockett (Member-Eddy County) – via telephone
Jonathan Sena (Member- Lea County)
Mike Gallagher. (Member-Lea County)

Board members absent:

James Bowen (Member-Eddy County)

Administrative staff present:

Melissa Salcido – (Director of Finance – City of Carlsbad/Fiscal Agent - ELEA)
Denise Madrid Boyea – (General Counsel – ELEA/City Attorney – City of Carlsbad)

Also Present:

Nick Maxwell - citizen

1. The meeting was called to order by John Heaton.

2. Roll call was taken and a quorum was established.

3. Approval of Minutes of Meeting of March 13, 2024:

The Minutes of the Regular Meeting of March 13, 2024 were presented. A Motion was made by Mr. Sena to approve the Minutes of the Meeting of March 13, 2024. Motion was seconded by Mr. Cobb. The vote: John Heaton for City of Carlsbad voted yes; Sam Cobb for City of Hobbs voted yes; Susan Crockett for Eddy County voted yes; and Jonathan Sena for Lea County voted yes. No one voted no. No one abstained. Motion passed.

4. Director/Staff comments:

Mr. Heaton commented on and welcomed new board member for the City of Carlsbad Anthony Foreman. Mr. Foreman is a Carlsbad City Councilor and successful business man.

Mr. Heaton also gave an update regarding Holtec and litigation in the Fifth Circuit involving the storage facility in Texas, litigation pending in Washington, D.C. involving Holtec and possible future litigation involving Holtec and the State of New Mexico. Mr. Heaton also stated that Pierre Oneid is no longer with Holtec and now works for Energy Solutions, a company who may be interested in the Holtec project.

5. Financial Report Discussion:

Ms. Salcido reported on the financials for the 9th period of Fiscal Year 2024, ending March, 2024. Ms. Salcido reported there was a beginning cash balance of \$97,252 and an ending cash balance of \$201,111. ELEA received \$100,000 from member contributions. The expenditures of \$13,819 are favorable to the budget of \$120,000. During Quarter 3 of FY24, Ms. Salcido reported the amounts paid to Texas-New Mexico Newspapers, LLC was \$52.62, to Hinkle & Landers was \$8,306.00, to Hub International Services Inc. was \$2,806.83 and to Wex Bank was \$46.17.

6. Approval of Accounts Payable:

Ms. Salcido stated account payable due to Wex Bank for public notices is \$82.56. Motion was made by Mr. Sena to approve the accounts payable. Motion was seconded by Mr. Foreman. The vote: Anthony Foreman for City of Carlsbad voted yes; Sam Cobb for City of Hobbs voted yes; Susan Crockett for Eddy County voted yes; and Jonathan Sena for Lea County voted yes. No one voted no. No one abstained. Motion passed.

7. Election of Officers:

Mr. Sena made a motion to nominate a slate of officers as follows: Anthony Foreman, Treasurer, Susan Crockett, Secretary, John Heaton, Vice-Chairman and Sam Cobb, Chairman. Mr. Cobb seconded the Motion. Mr. Sena made a motion to accept the nominations by acclamation. Mr. Cobb seconded the motion. The vote: Anthony Foreman for Carlsbad voted yes; Sam Cobb for Hobbs voted yes;

Susan Crockett for Eddy County voted yes; and Jonathan Sena for Lea County voted yes. No one voted no. No one abstained. Motion approved.

The officers elected beginning July 1, 2024 are as follows:

Chairman– Sam Cobb

Vice Chairman– John Heaton

Secretary–Susan Crockett

Treasurer–Anthony Foreman

8. Approval of Open Meetings Act Resolution.

Ms. Madrid Boyea discussed the proposed Open Meetings Act Requirements and Procedures for Eddy-Lea Energy Alliance for the year 2024. Motion was made by Mr. Cobb to approve the proposed FY2024 Open Meetings Act Requirements. Motion was seconded by Mr. Sena. The vote: Anthony Foreman for Carlsbad voted yes; Sam Cobb for Hobbs voted yes; Susan Crockett for Eddy County voted yes; and Jonathan Sena for Lea County voted yes. No one voted no. No one abstained. Motion approved.

10. Public Comments:

None.

11. Adjournment:

The meeting was adjourned at 9:25 a.m.