

**New Mexico Renewable Energy Transmission Authority
Minutes of the Board of Directors**

New Mexico State Capitol

**Tuesday, December 13, 2022
9:00 a.m. MT**

Present Board Members

Noah Long, Chairman (acting)
Jeremy Lewis, Member
James Miller, Member
Phoebe Suina, Member
Steve Marsico, Member

RETA Staff

Fernando Martinez, Executive Director
Ginny Selvin, Financial Director
Valerie Moquino, Administrative Support
Erik Aaboe, Energy Transition Specialist
Lynn Mostoller, General Counsel, Sutin Thayer & Browne

1. Call to Order and Roll Call

Chairman Long welcomed everyone to the meeting. Chairman Long called the meeting to order at 9:05 a.m. A quorum was present for the meeting.

2. Approval of Agenda

Chairman Long presented the recommended agenda to the Board. Member Lewis made a motion to approve the agenda as recommended. Member Miller seconded the motion. There being no further discussion, the motion passed unanimously on a voice vote.

3. Approval of October 31, 2022 minutes

Chairman Long asked if there were any comments or changes to the October 31, 2022 minutes as presented. Member Suina made a motion to approve the minutes as presented. Member Lewis seconded the motion. There being no further discussion, the motion passed on a voice vote, with Member Marsico abstaining.

4. Public Comments

No public comments were given.

5. Report of the Executive Director

Executive Director Martinez reported on the following:

- Mr. Martinez gave an update on presenting at the California Energy Commission transmission planning workshop as a part of a panel. Many western US states were represented. They had a lot of questions about RETA's public private partnership model and transmission projects in New Mexico.
- Annual Report: RETA submitted RETA's Annual Report to the Governor's Office and Legislative Offices. The Report highlights RETA's achievements over the past year.
- Legislation: Mr. Martinez explained the upcoming Legislative Session and impacts of the proposed Green Amendment. He is expecting an active Session.
- RETA Position: Mr. Martinez updated the Board on RETA's open position and hiring difficulties, adding the State has a 25% vacancy rate. RETA will utilize an outside hiring firm to aid in advertising and finding good candidates.

6. FY2022 Audit-Armando Sanchez (via phone) and Brett Bauer, SJT Group, LLC
Brett Bauer presented the RETA's FY22 Audit report to the Board. This audit, which had no adverse findings, was submitted to and approved by the Office of the State Auditor and no vote was required.

7. Review and Consider Approval for Draft Financial Statements for the period ending November 30, 2022 – Ginny Selvin

Ms. Selvin gave a review of the financial statements for the period ending November 30, 2022. She highlighted budgetary variances and Energy Storage Workshop expenses.

Chairman Long called for a motion to approve the financial statements for the period ending November 30, 2022. Member Suina made a motion to approve the financial statements ending November 30, 2022. Member Miller seconded the motion. On a voice vote, the motion passed unanimously.

8. Review and Consider approval of Banking Resolution - Ginny Selvin and Lynn Mostoller

Ms. Selvin and Ms. Mostoller reviewed with the Board the need for approving an updated Banking Resolution. The update will include removal of old Board member check signer Dr. Howe and adding Board member Long as new check signer.

Chairman Long called for a motion to approve the Banking Resolution. Member Miller made a motion to approve the updated Banking Resolution. Member Lewis seconded the motion. On a roll call vote, the motion passed unanimously.

9. Closed Session

Confidential discussion of (1) the acquisition of real property as it relates to several RETA projects, as permitted under NMSA 1978, § 10-15-1(H)(8) (meeting for the discussion of the purchase, acquisition or disposal of real property or water rights by the public body); (2) confidential discussion of proprietary technical or business information related to a RETA project, as permitted under NMSA 1978, § 62-16A-16, see also, NMAC § 17.8.2.9; and (3) adjudicative proceedings related to RETA projects, as permitted under NMSA 1978, § 10-

15-1(H)(7) (meeting for attorney-client privileged discussion of threatened litigation in which RETA may become a participant).

Member Suina made a motion for the Board to go into closed session. Member Lewis seconded the motion. On a voice vote, the motion passed unanimously.

The Board went into closed session at 9:47 a.m.

Member Lewis made a motion to come out of closed session. Member Suina seconded the motion. On a voice vote, the motion passed unanimously. The Board returned to its regular meeting at 10:19 a.m.

The Chairman announced that there was no other discussion held during the Closed Session other than what was set forth in the agenda.

10. Review and Consider Approval of Signature Authority for Mora Line Transmission Project—Lynn Mostoller

Chairman Long called for a motion to approve Signature Authority for Mora Line Transmission Project—Lynn Mostoller. Member Miller made a motion to approve Signature Authority for Mora Line Transmission Project, subject to the correction of a technical error in the resolution. Member Lewis seconded the motion. There was no further discussion. On a roll call vote, the motion passed unanimously.

11. Review and Consider Approval of Resolution Regarding Letter Agreement for Assignment Extension between RETA and SunZia Transmission, LLC—Lynn Mostoller

Chairman Long called for a motion to approve the Resolution Regarding Letter Agreement for Assignment Extension between RETA and SunZia Transmission, LLC. Member Suina made motion to approve the Resolution Regarding Letter Agreement for Assignment Extension between RETA and SunZia Transmission, LLC. Member Lewis seconded the motion. There was no further discussion. On a roll call vote, the motion passed unanimously.

12. Review and Consider Approval of Resolution Regarding Letter Agreement for Assignment Extension between RETA and El Rio Sol, LLC—Lynn Mostoller

Chairman Long called for a motion to approve the Resolution Regarding Letter Agreement for Assignment Extension between RETA and El Rio Sol, LLC. Member Lewis made motion to approve the Resolution Regarding Letter Agreement for Assignment Extension between RETA and El Rio Sol, LLC. Member Suina seconded the motion. There was no further discussion. On a roll call vote, the motion passed unanimously.

13. Next Meeting

After brief discussion, the Board members agreed to hold the next Board meeting on January 12, 2023, since this will be close to the start of the State Legislative Session, the location will be announced.

14. Adjournment

Member Lewis moved to adjourn the meeting. Member Marsico seconded. On a voice vote, the motion passed unanimously, and the meeting was adjourned at 10:37 a.m.