

REGULAR SESSION-BOARD OF QUAY COUNTY COMMISSIONERS

November 24, 2008

9:00 a.m.

BE IT REMEMBERED THE HONORABLE BOARD OF QUAY COUNTY COMMISSIONERS met in regular session the 24th day of November 2008 at 9:00 a.m. in the Commissioners' Room of the Quay County Courthouse, Tucumcari, New Mexico for the purpose of taking care of any business that may come before them.

PRESENT & PRESIDING:

Franklin McCasland, Chairman
Robert Lopez, Member
Richard Primrose, County Manager
Ellen White, County Clerk

OTHERS PRESENT:

Larry Moore, Quay County Road Superintendent
Tom Dominguez, Quay County Ag Agent
Colette Vanderpool, Quay County Manager's Office
Daniel Estrada, Quay County Maintenance Supervisor
Drake Swenson, Quay County Resident

The meeting was called to order by Chairman Franklin McCasland. Drake Swenson led the Pledge of Allegiance.

A MOTION was made by Bill Curry, SECONDED by Robert Lopez to approve the minutes from the November 7, 2008 regular meeting. MOTION carried with all members voting "aye".

A MOTION was made by Robert Lopez, SECONDED by Bill Curry to approve the agenda as presented. MOTION carried with all members voting "aye".

PUBLIC COMMENTS: None

Tom Dominguez, Quay County Agriculture Agent informed the Commissioners that one of the largest concerns he has been faced with since being in Quay County is the overwhelming problems the residents, ranchers and farmers have regarding weeds. Dominguez stated there are areas of New Mexico that have established Weed Cooperative Management Areas to address these concerns. Until recently, when Curry County established a Cooperative Plan, the eastern side of New Mexico had not established any areas of this type. Dominguez said he is working with the counties who have established such areas in hopes of bringing something similar to Quay County. This would be a partnership of Federal, State and Local government entities as well as private individuals and various interested groups. The main focus will be to control and manage noxious weeds and invasive plants in a defined area. Jim Wanstell from the New Mexico Department of Agriculture is in charge of the State Weed Management Areas. Wanstell will be in Quay County on January 29 for the Quay County Home Economic and Agriculture Seminar. He will be discussing how to educate people on the prevention and treatment of weeds and this type of Cooperative Management Area.

Thomas Garcia, *Quay County Sun* joined the meeting. Time noted 9:10 a.m.

Quay County Detention Center Lieutenant T.J. Rich presented the contract between Quay County and Sierra Detention Systems for upgrades at the Detention Center. Cost of upgrades total \$284,788.00. A MOTION was made by Bill Curry, SECONDED by Robert Lopez to approve said Contract. MOTION carried with all members voting "aye". A copy of said Contract is attached and made a part of these minutes.

Rich also presented Amendment No. 4 to the Prisoner Food Service Contract with Summit Food Service Management. This Amendment reflects the scheduled 6.04% increase for food. A MOTION was made by Bill Curry, SECONDED by Robert Lopez to approve the Amendment as presented. MOTION carried with all members voting "aye". A copy of said Amendment is attached and made a part of these minutes.

Larry Moore, Quay County Road Superintendent gave the following report:

1. Finished hauling on Quay Road 70 and closed the Wheeler caliche pit. Crews are laying the road this week.
2. Crews are hauling on Quay Road 72 and will begin laying it next Monday.
3. The chip sealed projects are complete as of Saturday.
4. Quay Road AI will be sealed tomorrow, November 25.
5. Two letters of extension for CAP and Coop projects were submitted to the State as the rain and other unforeseen delays kept crews from completing projects prior to the deadlines.
6. Three tarp kits for the trucks have been ordered and installed to help keep the men from slipping.

County Manager, Richard Primrose thanked Moore and the crews for their efforts to meet the deadline required to close the pit used to finish Quay Road 70. Crews adjusted schedules and extended work days to complete the job.

Daniel Estrada, Quay County Maintenance Supervisor provided the following department update:

1. The roof on the Exhibit Center and show barn needs to be repaired soon. It is leaking very badly. Hank's Roofing has given an estimate of \$50,000.00. An RFP will have to be issued prior to the repairs.
2. The kitchen at the Exhibit Center needs upgrades and repairs. The exhaust fan has to be replaced.

Donald Adams, Quay County Fire Marshall joined the meeting. Time noted 10:00 a.m.

3. Restrooms at the Exhibit Center need new flooring. Stalls and minor repairs have been made.
4. The bleachers in the show ring need replaced. Aluminum bleachers would be more suitable for that area.

Chairman McCasland asked Estrada to begin getting estimates on the repairs and report back to the Commissioners.

Chairman McCasland requested a ten minute recess. Time noted 10:15 a.m.

Return to regular session. Time noted 10:25 a.m.

Dennis Roch, State Representative District 67 Elect joined the meeting. Time noted 10:25 a.m.

Chairman McCasland recognized Dennis Roch's attendance at the meeting. Roch stated he was anxious to represent Quay County and offered his business cards to all in attendance so he can be reached with any concerns.

Richard Primrose, Quay County Manager presented the following report:

1. Presented Grant Amendment No. 1 for Severance Tax Bond Project Grant No. 08-L-G-5264, 5265. A MOTION was made by Robert Lopez, SECONDED by Bill Curry to approve said Amendment. MOTION carried with all members voting "aye". A copy of said Amendment is attached and made a part of these minutes.
2. Presented Resolution No. 27 for fiscal year 2008-2009; authorizing the loan for Rural 3 Fire District in the amount of \$192,850.00. A MOTION was made by Bill Curry, SECONDED by Robert Lopez to approve said Resolution No. 27 as presented. MOTION carried with all members voting "aye". A copy of said Resolution is attached and made a part of these minutes.
3. Primrose and Donald Adams, Quay County Fire Marshall, informed the Commissioners the Porter Fire Department had began the process to obtain a loan from DFA without Adams or Primrose having any knowledge. The Commissioners were all in agreement that guidelines and procedures need to be followed by all Fire Departments when they are obtaining loans and making purchases. Chairman McCasland instructed Primrose to inform the Porter Fire Chief of the chain of command for this type of purchase. As well, Primrose and Adams will get together and establish step by step procedures for all Fire Departments to follow.
4. Received a letter from John Sloan, Mexican Wolf Planner for the US Department of Interior, Fish and Wildlife Service. The letter stated the Memorandums of Understanding had been received and were being signed.
5. Presented the Quay County Family Health Center monthly RPHCA Report for October. A copy of said report is attached and made a part of these minutes.
6. Reported that the Gross Receipts Tax continues to be on the increase due to the I-40 construction.
7. Sun Country Golf has an article about the Nicklaus Golf Course at Ute Lake Ranch.
8. Received an invitation to attend the New Mexico Association of Counties open house on Friday, December 19, 2008.

A MOTION was made by Robert Lopez, SECONDED by Bill Curry, to go into Executive Session pursuant to the Open Meetings Act 10-15-1(H)2&7 NMSA to discuss pending litigation regarding Lee Stone vs. County of Quay. MOTION carried with Lopez voting "aye", Curry voting "aye" and McCasland voting "aye". Time noted 10:35 a.m.

-----EXECUTIVE SESSION-----

A MOTION was made by Robert Lopez, SECONDED by Bill Curry that pending or threatened litigation was discussed during Executive Session and no action was taken. MOTION carried with Lopez voting "aye", Curry voting "aye" and McCasland voting "aye".
Return to regular session. Time noted 11:45 A.M.

A MOTION was made by Robert Lopez, SECONDED by Bill Curry to go into session as the Indigent Claim Board. MOTION carried with all members voting "aye". Time noted 11:46 a.m.

-----INDIGENT CLAIMS BOARD-----

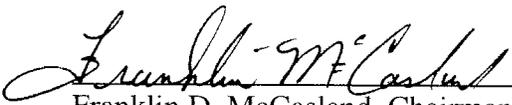
Return to regular session. Time noted 11:55 a.m.

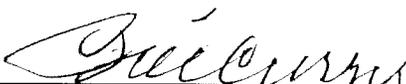
UNDER OTHER BUSINESS: NONE

CHECKS WERE REVIEWED. A MOTION was made by Robert Lopez, SECONDED by Bill Curry to approve the expenditures as presented. MOTION carried with all members voting "aye". A copy of the expenditure report is attached and made a part of these minutes.

There being no further business, a MOTION was made by Robert Lopez, SECONDED by Bill Curry to adjourn the regular meeting of the Board of Quay County Commissioners until the next regular meeting set for December 15, 2008, unless sooner called. MOTION carried with all members voting "aye". Time noted 12:05 p.m.

BOARD OF QUAY COUNTY COMMISSIONERS



Franklin D. McCasland, Chairman


Bill Curry, Member


Robert Lopez, Member

ATTEST:


Ellen L. White, County Clerk