

REGULAR SESSION-BOARD OF QUAY COUNTY COMMISSIONERS

February 23, 2009

9:00 a.m.

BE IT REMEMBERED THE HONORABLE BOARD OF QUAY COUNTY COMMISSIONERS met in regular session the 23rd day of February 2009 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
Bill Curry, Member
Richard Primrose, County Manager
Veronica Marez, Chief Deputy Clerk

OTHERS PRESENT:

Larry Moore, Quay County Road Superintendent
Colette Vanderpool, Quay County Manager's Office
Donald Adams, Quay County Fire Marshall
Ellen White, Quay County Clerk
Janie Murray, Quay County Assessor
Drake Swenson, Quay County Resident
Debbie Lafferty, Presbyterian Hospital Human Resources
Tom Dominguez, Quay County Agent Extension
Hoyt Skabelund, Presbyterian Hospital Administrator
Misty Vick, CDBG Administrator
Joe Schallert, Quay County Sheriff

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

A MOTION was made by Robert Lopez, SECONDED by Bill Curry to approve the minutes from the February 9, 2009 regular meeting. MOTION carried with all members voting "aye".

A MOTION was made by Bill Curry, SECONDED by Robert Lopez to approve the agenda from the February 23, 2009 regular meeting. MOTION carried with all members voting "aye".

PUBLIC COMMENTS: None

Hoyt Skabelund, Presbyterian Hospital Administrator presented the Commissioners with a donation in the amount of \$336,000 to be used for repairs on the roof at the Presbyterian Hospital. Skabelund thanked Misty Vick, CDBG Administrator for her hard work in securing the rest of the funding.

Tom Dominguez, Quay County Extension Agent requested approval of a letter to John Slown, U.S. Fish & Wildlife Services in regards to Endangered and Threatened Wildlife and Plants; Mexican Wolf Conservation Assessment. A MOTION was made by Robert Lopez, SECONDED by Bill Curry to approve a letter to John Slown. MOTION carried with all members voting "aye".

Quay County Sheriff, Joe Schallert requested approval of application for Law Enforcement Protection Funds in the amount of \$24,800. A MOTION was made by Robert Lopez, SECONDED by Bill Curry to approve the application for Law Enforcement Protection Funds. MOTION carried with all members voting "aye". A copy of said application is attached and made a part of these minutes.

Janie Murray, Quay County Assessor reported on the NMAC Board of Director's meeting.

1. Senator Mark Boitano, former Property Tax Director, sponsored Senate Bill 677 to abolish the office of Assessor.
2. Pre-registration begins March 30, 2009 for The New Mexico Association of Counties Summer Conference.
3. Resolutions were established regarding Alice King Day, Curry County Day and Los Alamos Day.

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

1. Attended the Western Emulsion Technologies workshop February 10, 11, 12 2009 in Ruidoso, NM.
2. The Road Reclaimer has been delivered and is in Albuquerque being inspected. It should be delivered to Quay County by March 4, 2009 with a training scheduled to follow being conducted by Louie Romero of Wagner.
3. Moore and Primrose viewed Quay Road L where it intersects with the railroad crossing at Obar. The railroad has discussed closing the crossing. Moore and Primrose met with area residents who use that crossing and discussed the possibility of moving Quay Road L. Moore and Primrose will continue discussions with the railroad regarding this closure.

Chelley Delaney joined the meeting. Time noted 9:30 a.m.

4. Moore stated that Jack Cammack informed him that Quay Road R has a blind curve. Moore informed Jack that he would widen the road.
5. A request has been received from James Rinestine to close two miles of road on Quay Road R from 9400 to 9600. Plus 1.6 miles on Quay Road S from 9450 to 9600. The application and \$200 fee has been received. Letters to adjacent land owners have been sent. The Viewing Committee will make a recommendation at a future meeting.
6. Stop signs have been placed on Quay Road 67 and Quay Road AP.5.
7. At the request of the Quay County Sheriff's Department, 30 mph speed limit signs will be placed on Allen Lane and Quay Road 65.

Donald Adams, Quay County Fire Marshall requested approval of Draft Commander Contract in the amount of \$64,700. A MOTION was made by Bill Curry, SECONDED by Robert Lopez to approve the Draft Commander Contract. MOTION carried with all members voting "aye". A copy is attached and made a part of these minutes.

Kelly McFarland joined the meeting. Time noted 10:00 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 10:15 a.m.

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

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

A MOTION was made by Robert Lopez, SECONDED by Bill Curry, to go into Executive Session Pursuant to Section 12-6-5 of the Audit Act for Audit Exit Conference and Executive Session pursuant to the Open Meetings Act 10-15-1(H)2&7 NMSA to discuss pending litigation regarding Lee Stone vs. Board of County Commissioners. MOTION carried with Lopez voting "aye", Curry voting "aye" and McCasland voting "aye". Time noted 10:30 a.m.

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

A MOTION was made by Robert Lopez, SECONDED by Bill Curry that the above described items were 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 12:15 p.m.

Richard Primrose, Quay County Manager presented the following report:

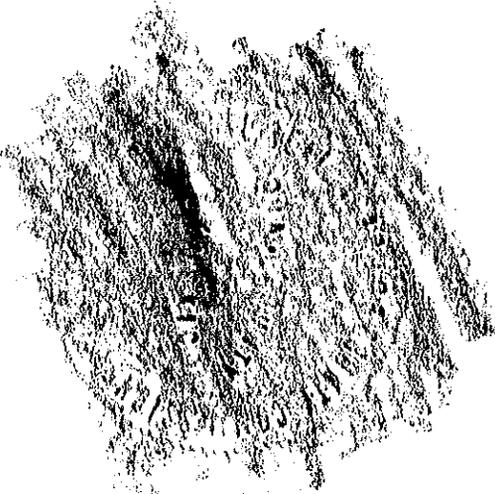
1. Requested approval on Conflict of Interest and Code of Ethics. A MOTION was made by Bill Curry, SECONDED by Robert Lopez to approve. MOTION carried with all members voting "aye". A copy of said Conflict of Interest and Code of Ethics is attached and made a part of these minutes.
2. Presented Resolution No. 35; Authorization of an Intra-Budget Transfer for the Law Enforcement Protection Fund (607-12). A MOTION was made by Robert Lopez, SECONDED by Bill Curry to approve Resolution No. 35. MOTION carried with all members voting "aye". A copy of said Resolution No. 35 is attached and made a part of these minutes.
3. Presented Resolution No. 36: A Resolution against the Importation of Feral Swine into Quay County. A MOTION was made by Robert Lopez, SECONDED by Bill Curry to approve Resolution No. 36. MOTION carried with all members voting "aye". A copy of said Resolution No. 36 is attached and made a part of these minutes.
4. Presented the Quay County Family Health Center monthly RPHCA report for January 2009. A copy of said report is attached and made a part of these minutes.
5. Received from Tom Udall's office, instructions for fiscal year 2010 appropriations project request.
6. An Interstate Streams Commission meeting will be held February 24, 2009 at 1:00 p.m. in Santa Fe, NM at the ISC/OSE office.

UNDER OTHER BUSINESS: NONE

CHECKS WERE REVIEWED. A MOTION was made by Bill Curry, SECONDED by Robert Lopez 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 March 9, 2009, unless sooner called. MOTION carried with all members voting "aye". Time noted 12:45 p.m.

BOARD OF QUAY COUNTY COMMISSIONERS

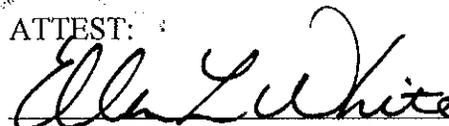



Franklin D. McCasland, Chairman


Bill Curry, Member


Robert Lopez, Member

ATTEST:


Ellen L. White, County Clerk