

REGULAR SESSION-BOARD OF QUAY COUNTY COMMISSIONERS

April 13, 2009

9:00 a.m.

BE IT REMEMBERED THE HONORABLE BOARD OF QUAY COUNTY COMMISSIONERS met in regular session the 13th day of April, 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
Ellen White, County Clerk

OTHERS PRESENT:

Misty Vick, CDBG Administrator/Quay County Road Department
Dr. George Evetts, Quay County Resident
John Gilbertson, Quay County Resident
Elbert & Fern George, & David Morris, Blue Grass Association
Drake Swenson, Quay County Resident
Becky Wallace, PMS Administrator
Janie Murray, Quay County Assessor
Keith Henderson, City of Tucumcari Emergency Management Coordinator
Chelle Delaney, Quay County Sun
Donald Adams, Quay County Fire Marshall
T.J. Rich, Quay County Detention Center

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

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

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

Catherine Bugg, KTNM/KQAY Radio Station joined the meeting. Time noted 9:05 a.m.

PUBLIC COMMENTS: Keith Henderson, City of Tucumcari Emergency Management Coordinator presented the Commissioners with a copy of the Emergency Management Plan and asked them to review it and approve it at a future meeting. Henderson also invited the Commissioners to attend the City of Tucumcari Commission meeting on April 23, 2009 at 6:00 p.m. The City will be receiving the designation of being a "Storm Ready Community" from the National Weather Service.

Fern George, Blue Grass Association representative informed the Commissioners they would be hosting a Blue Grass Festival at the Fairgrounds May 21-24, 2009. David Morris stated they are expecting over 500 people with 250 RV's needing camp space. George asked the

Commissioners about the possibility of installing additional electricity boxes at the Fairgrounds to accommodate additional campers. There are currently 10 units available that can be used by RV's. Chairman McCasland thanked the Blue Grass Association for their efforts and welcomed them to the Fairgrounds; however the County is not financially prepared to install additional units at this time nor interested in turning the Fairgrounds into an RV Park. McCasland stated these units would have to comply with the CID and the cost would be between \$1500 and \$2000 per box. County Manager, Richard Primrose said the RV's are welcome to camp there but it would be a dry camp without the utilities except for what is available already. McCasland stated the Commissioners would like to see what kind of success this Festival has this year and perhaps revisit the idea for future events.

T. J. Rich, Quay County Detention Center Assistant Administrator presented the Quarterly Report for the Detention Center. A copy of said report is attached and made a part of these minutes.

Rich also requested approval of a Joint Powers Agreement Extension between Quay County and San Miguel County for housing of inmates. A MOTION was made by Robert Lopez, SECONDED by Bill Curry to approve the Joint Powers Agreement. MOTION carried with all members voting "aye". A copy of said Agreement is attached and made a part of these minutes.

Rich reported that Sierra Detention Systems are installing conduit and wiring for the improvements at the Detention Center and the remaining equipment should be installed within the next two weeks.

Donald Adams, Quay County Fire Marshall presented the following items for approval:

1. As a matter of information, Adams presented the 2009 Fire Protection Grant Awards for the local fire departments. A copy of the awards are attached and made a part of these minutes.
2. Presented a draft copy of the Mutual Aid Agreements for adjoining counties that border Quay County. The Commissioners approved the draft and will finalize the Agreements at the next Commission meeting.

David Foote, Quay County Resident joined the meeting. Time noted 9:35 a.m.

3. Requested approval to transfer the 1958 water tanker that was on the fixed asset disposal list from Quay County to DeBaca County for their use. This transfer would be considered a donation. A MOTION was made by Robert Lopez, SECONDED by Bill Curry to approve the donation. MOTION carried with all members voting "aye".
4. Presented the 2010 Fire Protection Fund applications for approval. Adams stated the distributions are expected from the State pending final ISO ratings for the various Fire Departments. A MOTION was made by Robert Lopez, SECONDED by Bill Curry to approve the Applications. MOTION carried with all members voting "aye". A copy of said Applications are attached and made a part of these minutes.

Janie Murray, Quay County Assessor and NMAC Board member reported on the Board of Directors meeting held in Silver City this month. Murray stated the legislative bills were discussed. Signed legislation was distributed to the Commissioners. Murray reported several Counties are having issues with the State Treasury and the money they had invested there. Due to recent losses in the financial markets, the Counties are not able to withdraw the total amounts they had invested with the Treasury. Quay County did not have any funds invested through the State.

Murray distributed the schedule of events for the NMAC summer conference to be held in Hobbs, New Mexico in June.

Misty Vick, CBDG Administrator and Road Department Secretary gave the following report:

1. The monthly inspection on the Trigg Memorial Hospital CDBG Grant was completed on April 7, 2009. It was reported the progress is going well and if the weather cooperates the project will be completed in one month.
2. Larry Moore, Road Superintendent has received two prices for a new Loader. An RFP will have to be issued to make the purchase. Wagner Cat has quoted two appraisals for trading in the John Deer Loader and the John Deer Blade.
3. Casa Archaeology will be in Quay County on April 14 to inspect six new caliche pits.
4. A gate has been removed by the Road Department that was crossing Quay Road 64.5.
5. NMSU Ag Science Center has requested the assistance of the Road Department to haul 100,000 gallons of water over a period of 2 to 3 days. Moore stated they would be happy to help with NMSU paying for the diesel, making their own arrangements for the water and a county employee driving the water tanker.
6. Tom Dominguez, NMSU Ag Agent will be conducting a Weed Management Workshop on April 15, 2009 at 3:00 p.m. at the Terry Turner Building.
7. Bill Baldrige from Clovis has inspected one of the bay doors at the Road Department and will be providing a cost estimate for repairs.
8. The GMC Dump Truck transmission needs repairs and the estimate is \$2,500.00.
9. The Road Reclaimer is still providing excellent service.

Chairman McCasland requested a ten minute break. Time noted 10:05 a.m.

Return to regular session. Time noted 10:15 a.m.

County Manager, Richard Primrose presented the following report:

1. Presented Resolution No. 43; authorizing payment of the NMAC Commissioners Affiliate annual dues in the amount of \$100.00. A MOTION was made by Robert Lopez, SECONDED by Bill Curry to approve said Resolution. MOTION carried with all members voting "aye". A copy of said Resolution No. 43 is attached and made a part of these minutes.
2. Presented an Assessment from Arch Hurley Conservancy District in the amount of \$1.01 for water rights owned by Quay County for the land occupied by the Rural 1 Fire Department Substation.
3. Presented a Memorandum of Understanding between Quay County and the City of Tucumcari for the 2009 Byre Justice Assistance Grant Program Award. The Grant totals \$53,252.00 to be divided equally between the two entities. A MOTION was made by Bill Curry, SECONDED by Robert Lopez to approve the MOU as presented. MOTION carried with all members voting "aye". A copy of said MOU is attached and made a part of these minutes.
4. Informed those in attendance of the Weed Management Workshop to be held at the Terry Turner Building on April 15, 2009.
5. The NMAC Board position for Quay County is up for election. Quay County Clerk, Ellen White reported the position is currently held by Janie Murray, Quay County Assessor. Murray was the only elected official in Quay County to express an interest in that position. No election is necessary and Murray will continue in that capacity on behalf of Quay County.

6. Presented the March 2009 Quay County Family Health Center monthly RPHCA Report. A copy of said report is attached and made a part of these minutes.
7. Reported all Rural Fire Departments passed the audit conducted by the State Fire Marshall. Copies of the audits were distributed.
8. Presented copies of the Tucumcari Public Library Board March 2009 agenda, report and minutes.
9. Presented notes from Phillip Box, Quay County Gray Wolf Advisory member from the Coalition of Arizona/New Mexico Counties meeting he attended in Safford, Arizona.
10. Reported bids were received as a result of the RFP issued for repairs to the roof at the Exhibit Center. The bids are being reviewed by Engineers, Inc.
11. Reimbursement money for the purchase of the Terry Turner Building has been received by the County from the State.
12. The new phones for the County Offices will be installed by Plateau next week.
13. Attended the Rules Meeting conducted by the State Auditors Office on March 30, 2009. Letters will be issued by Quay County requesting proposals for next years audit in the next month.
14. A work session was held with representatives from Union Pacific Railroad, New Mexico Department of Transportation, Quay County Government and residents in the Nara Visa/Obar area regarding railroad crossing closures. The representative from Union Pacific listened to the concerns of all interested parties and stated he would take their concerns into consideration regarding the possibility of closing crossings in that area and would be in contact.
15. Attended the Rural Economic Recovery Town Hall meetings hosted by Congressman Ben Lujan and Lieutenant Governor Diane Denish. The meetings were held at the Pow Wow restaurant and the Tucumcari Senior Citizens.
16. Interstate Stream Commission will be having a meeting in Tucumcari at the Convention Center on May 6, 2009 from 6:30 p.m. to 8:30 p.m. The State Water Plan will be discussed.

Commissioner Curry inquired as to the status of the misguided \$80,000.00 that was received by the City and redirected to the County. Primrose stated that he has been told by the Department of Finance the paperwork is being processed.

A MOTION was made by Bill Curry, SECONDED by Robert Lopez, to go into Executive Session pursuant to the Open Meetings Act 10-15-1(H)7 NMSA to discuss pending litigation; 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 only pending litigation; Lee Stone vs. Board of County Commissioners 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 11:05 a.m.

State Representative Dennis Roch, DWI Coordinator Susan Lease and Trigg Memorial Hospital Board President, C. J. Wiegel joined the meeting. Time noted 11:05 a.m.

Dennis Roch, State Representative discussed the legislative session that recently ended. Roch stated he was very proud to be serving Quay County and found it to be very educational. Roch

stated the biggest hurdle they faced revolved around the lack of funding. However, some money was available and will be received by Quay County. Roch discussed legislation that was passed that will affect Quay County as well as the State. Legislation that died in committees as well as what had been vetoed was brought to the attention of the Board of Commissioners.

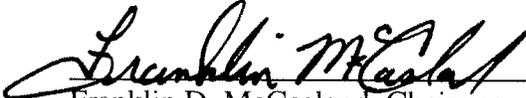
UNDER OTHER BUSINESS: NONE

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.

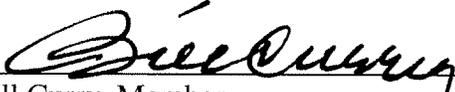
Chairman McCasland announced the Commissioners would be having lunch following the adjournment of this meeting at the Pow Wow Restaurant. The public is welcome to attend.

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 April 27, 2009, unless sooner called. MOTION carried with all members voting "aye". Time noted 11:35 a.m.

BOARD OF QUAY COUNTY COMMISSIONERS



Franklin D. McCasland, Chairman



Bill Curry, Member



Robert Lopez, Member

ATTEST:



Ellen L. White, County Clerk

