

REGULAR SESSION-BOARD OF QUAY COUNTY COMMISSIONERS

October 25, 2010

9:00 a.m.

BE IT REMEMBERED THE HONORABLE BOARD OF QUAY COUNTY COMMISSIONERS met in regular session the 25th day of October, 2010 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
Ellen L. White, County Clerk
Richard Primrose, County Manager

OTHERS PRESENT:

Larry Moore, Quay County Road Superintendent
Cheryl Simpson, Quay County Manager's Office
Darla Munsell, CDBG Coordinator

Chairman Franklin McCasland called the meeting to order and led the group in the Pledge of Allegiance.

Chairman Franklin McCasland called the Public Hearing for discussion of the Community Development Needs and Suggestions for future CDBG Projects. Chairman McCasland asked if anyone had any project ideas. Road Superintendent, Larry Moore suggested improvements to Quay Road 64 (Cedar Break Road). The Commissioners agreed that would be a worthy project.

With no further comments, Chairman McCasland closed the Public Hearing.

Chairman McCasland requested the meeting be in recess until Friday, October 29, 2010 at 9:00 a.m. in order for the Board to attend a funeral at 10:00 a.m.

Return to regular session. Friday, October 29, 2010 at 9:00 a.m.

PRESENT & PRESIDING:

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

OTHERS PRESENT:

Larry Moore, Quay County Road Superintendent

Cheryl Simpson, Quay County Manager's Office
Darla Munsell, CDBG Coordinator
Janie Murray, Quay County Assessor
Bryan Rinestine, DWI Coordinator
Brad Bryant, Commissioner Elect for District 3

A MOTION was made by Robert Lopez, SECONDED by Franklin McCasland to approve the minutes from the October 12, 2010 regular commission meeting. MOTION carried with all members voting "aye".

County Manager, Richard Primrose requested Public Comments be added to the agenda. A MOTION was made by Robert Lopez, SECONDED by Franklin McCasland to approve the Agenda with the addition of Public Comments. MOTION carried with all members voting "aye".

Public Comments: There were none.

Darla Munsell, CDBG Coordinator requested approval of the Quay County Comprehensive Plan Development Proposal by Phelps Engineering & Development Services along with the supporting Agreement between Quay County and Phelps Engineering. A MOTION was made by Robert Lopez, SECONDED by Franklin McCasland to approve said proposal and Agreement. MOTION carried with all members voting "aye". A copy of said Agreement is attached and made a part of these minutes.

Janie Murray, Quay County Assessor gave a report regarding the recent New Mexico Association of Counties Board of Directors meeting. Murray stated the following items were discussed and items distributed:

1. NMAC 2011 Event Schedule was submitted.
2. Tentative schedule of events for the 2011 Midwinter Legislative Conference.
3. Tentative schedule for 2011 NMAC Summer Conference in Roswell, NM.
4. Template for a Renewable Energy Resolution.
5. New Mexico Assessor's proposal to alleviate Tax Lighting.
6. NMAC Interdisciplinary Committees and Assignments.
7. Financial report from the campaign to support Constitutional Amendment No. 2.

Bryan Rinestine, DWI Coordinator presented the First Quarter Report for the DWI Program along with the DWI Financial Quarterly Report. A MOTION was made by Robert Lopez, SECONDED by Franklin McCasland to approve the First Quarter Report and the Financial Quarterly Report as presented. MOTION carried with all members voting "aye". A copy of both reports and attached and made a part of these minutes.

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

1. Work continues on the CAP Project, which is Quay Road BH near House, NM. To date, funds expended total \$62,226.00 of the \$188,000.00 project.
2. Various chip sealed roads will be the future focal point for the crews.

3. The \$80,000.00 special appropriation needs to be expended by December 31, 2010. Details are still being worked out to purchase the caliche from K. Barnett.
4. Road Viewers will make a report following their inspection of the road closure proposal near Nara Visa. Easements have not been secured.

County Manager Richard Primrose presented the following Manager's Report:

1. Requested approval of the 2010-2011 DWI Grant Agreement Amendment No. 1 along with supporting Resolution No. 11; Authorization of Budgetary Increase to DWI Grant (624) in the amount of \$15,273.00. A MOTION was made by Robert Lopez, SECONDED by Franklin McCasland to approve the Grant Agreement Amendment and Resolution No. 11. MOTION carried with all members voting "aye". A copy of said documents are attached and made a part of these minutes.
2. Requested approval of the DFA Quarterly Reports for the time period ending September 30, 2010. A MOTION was made by Robert Lopez, SECONDED by Franklin McCasland to approve the Report. MOTION carried with all members voting "aye". A copy of said report is attached and made a part of these minutes.
3. Requested approval of the Franchise Fee Agreement with Xcel Energy. A MOTION was made by Robert Lopez, SECONDED by Franklin McCasland to approve the Agreement. MOTION carried with all members voting "aye". A copy of said Agreement is attached and made a part of these minutes.
4. Requested approval of the Joint Powers Agreement between the Village of San Jon and Quay County for Law Enforcement Services. A MOTION was made by Robert Lopez, SECONDED by Franklin McCasland to approve the JPA. MOTION carried with all members voting "aye". A copy of said Agreement is attached and made a part of these minutes.
5. Presented the recent Gross Receipts Tax report for the County.
6. Reported the Auditor is finalizing the current Audit.
7. The new HVAC units will begin being installed next week.

Chairman McCasland requested a recess. Time noted 10:10 a.m.

Return to regular session. Time noted 10:20 a.m.

A MOTION was made by Robert Lopez, SECONDED by Franklin McCasland to go into session as the Indigent Claim Board. MOTION carried with all members voting "aye". Time noted 10:21 a.m.

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

Return to regular session. Time noted 10:30 a.m.

CHECKS WERE REVIEWED AND APPROVED.

Under OTHER BUSINESS: Chairman McCasland reported on the recent Interstate Stream Commission meeting he attended in Santa Fe, NM. McCasland stated negotiations of details regarding the water contracts were the main focus of the meeting. In the discussion, prices for water were discussed with an ISC Commissioner proposing a huge increase over the \$25 per acre ft. that is already set in the contracts for bulk water sale and priced at that for forty years. The

increase was not approved. As well, calibration of meters was discussed with the ISC implying that the City of Tucumcari be required to calibrate their meter yearly. Commissioner McCasland expressed a concern at the ISC meeting stating that any entity that is pumping water from Ute Lake, including the Eastern New Mexico Rural Water Authority, should have their meter calibrated on an annual basis if this requirement is imposed on the City of Tucumcari.

McCasland also said he spoke with an attorney from the District Attorney's office and District Judge, Albert Mitchell regarding their proposal for upgrading security at the Courthouse. Judge Mitchell suggested forming a committee to review ideas and proposals. Chairman McCasland suggested that he not personally serve on that committee as outgoing Commissioner.

A MOTION was made by Robert Lopez, SECONDED by Franklin McCasland, to go into Executive Session pursuant to the Open Meetings Act 10-15-1(H) 2 NMSA to discuss Limited Personnel Matters. MOTION carried with Lopez voting "aye"; and McCasland voting "aye". Time noted 10:35 a.m.

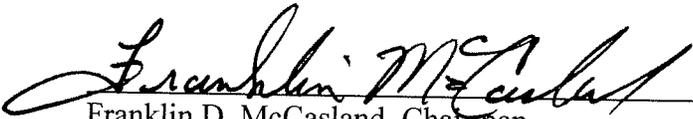
-----EXECUTIVE SESSION-----

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

A MOTION was made by Robert Lopez, SECONDED by Franklin McCasland that only the items listed above were discussed during Executive Session and no action was taken. MOTION carried with Lopez voting "aye"; and McCasland voting "aye".

There being no further business, a MOTION was made by Robert Lopez, SECONDED by Franklin McCasland to adjourn the regular meeting of the Board of Quay County Commissioners until the next regular meeting set for Monday, November 8, 2010 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