

REGULAR SESSION-BOARD OF QUAY COUNTY COMMISSIONERS

March 14, 2011

9:00 a.m.

BE IT REMEMBERED THE HONORABLE BOARD OF QUAY COUNTY COMMISSIONERS met in regular session the 14th day of March, 2011 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:

Bill Curry, Chairman
Robert Lopez, Member
Brad Bryant, 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
Thomas Blakeney, Senior Trial Attorney, 10th Judicial District Attorney's Office
Donald Adams, Quay County Fire Marshall

Commissioner Bill Curry called the meeting to order. Donald Adams led the Pledge of Allegiance.

A MOTION was made by Brad Bryant SECONDED by Robert Lopez to approve the minutes from the February 28, 2011 regular commission meeting. MOTION carried with all members voting "aye".

A MOTION was made by Robert Lopez, SECONDED by Brad Bryant to approve the Agenda as presented. MOTION carried with all members voting "aye".

Public Comments: None

Old Business: None

Thomas Blakeney, Senior Trial Attorney, 10th Judicial District Attorney's Office presented a proposal regarding a County Animal Control Policy. Blakeney stated that he would like to find a solution to close a gap in the law. The State law does not provide for codes regarding loose dogs in the County. The City has Ordinances regarding loose dogs within the City but nothing regarding the County. The County does not have any Ordinance regarding dangerous or vicious dogs. Blakeney stated he understood the County was not in a financial position to enact an

Ordinance that would require disposal, removal, termination or housing of animals. Blakeney stated he would like to assist in whatever means possible to create an Ordinance which allows the Sheriff to issue citations for loose dogs in the event of a legitimate complaint. Blakeney stated he has spoken to the Sheriff and the Sheriff agreed that he would like to have an Ordinance to allow for this process. Richard Primrose, County Manager stated he would contact the other Counties in an effort to use an Ordinance already in effect as a template and would bring back a proposal at a future meeting. Chairman Curry thanked Blakeney for his presentation and said the Commission looks forward to working with him toward a solution.

Don Schutte, Attorney on behalf of Quay County joined the meeting. Time noted 9:35 a.m.

Donald Adams, Quay County Fire Marshall presented the following PERA Reports for the volunteer Firefighters of Quay County for the following departments: Rural 1; Rural 2; Rural 3; Bard/Endee; Quay; Jordan; Forrest; Porter. A MOTION was made by Robert Lopez, SECONDED by Brad Bryant to approve the Reports. MOTION carried with all members voting "aye". Copies are attached and made a part of these minutes.

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

1. Crews are finishing up on Quay Road BH. They had to haul some caliche to finish up the project.
2. Made a presentation at the State of New Mexico, Department of Transportation District 4 Conference on March 8 in Albuquerque. The response was well received regarding the networking regarding how Quay County builds and maintains roads, chip seals projects, and the safety procedures in place.
3. A representative from Western Emulsions out of Roswell approached Moore at the conference regarding a new material called PASS that can be stored on-site to aid the department in sealing asphalt with use of the Dura-Patcher. Moore will look into the product.
4. Abel Esquibel is the new Asst. District 4 Engineer and Heather Sandoval is now the Asst. District 4 Maintenance Engineer.
5. Moore will be delivering the new project paperwork this week to the District Office in Las Vegas. The CAP project totaled \$172,097.07. The COOP project is \$78,566.40. The School Bus project is \$84,147.67.
6. Moore is checking the State Pricing for chips.
7. Crews are doing some minor patching and repairs to Ute Lake Ranch Road/Mine Canyon.

Commissioner Bryant requested a five minute break granted by the Chairman. Time noted 10:10 A.M. Return to regular session; time noted 10:15 A.M.

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

1. Primrose presented the Quay County Indigent Hospital Claims Policy as revised as of March 14, 2011 for approval. A MOTION was made by Brad Bryant, SECONDED by

- Robert Lopez to approve the amended policy. MOTION carried with all members voting "aye". A copy is attached and made a part of these minutes.
2. Presented the Discharge Permit Applications as submitted for review to the NM Environment Department.
 3. Provided the February, 2011 Monthly RPHCA Report for the Quay County Family Health Center.
 4. New water lines have been installed from the meter to the courthouse and in the courthouse basement.
 5. Fiber Optic lines are also being installed throughout the City including lines directly to the courthouse.
 6. A general surgeon has been hired by the hospital and his wife will be a physician at the Presbyterian Clinic at the hospital. He will occupy the office owned by the County at a rate of \$30 per day.
 7. The DWI funding is being decreased by the State which will result in very little prevention work during the next fiscal year. The focus will remain on compliance.
 8. The Department of Finance will be at City Hall on March 24 for a meeting regarding governmental compliance. The Commissioners are urged to attend.

CHECKS WERE REVIEWED AND APPROVED:

OTHER BUSINESS THAT MIGHT ARISE:

Chairman Curry requested the meeting regularly scheduled for April 11 be moved to April 15. A MOTION was made by Brad Bryant, SECONDED by Robert Lopez to approve the change in meeting date. MOTION carried with all members voting "aye".

A MOTION was made by Robert Lopez, SECONDED by Brad Bryant, to go into Executive Session pursuant to the Open Meetings Act 10-15-1(H) 7 NMSA to discuss pending litigation. MOTION carried with Lopez voting "aye"; Curry voting "aye" and Bryant voting "aye". Time noted 10:40 a.m.

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

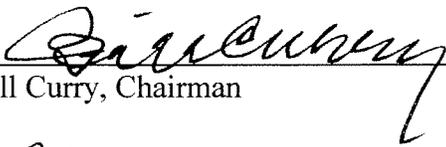
Return to regular session. Time noted 11:55 a.m.

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

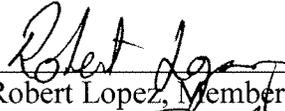
Chairman Curry announced the Commissioners would be having lunch following the adjournment of this meeting at the Pow Wow Restaurant. The public is welcome to attend.

There being no further business, a MOTION was made by Brad Bryant, SECONDED by Robert Lopez to adjourn the regular meeting of the Board of Quay County Commissioners until the next regular meeting set for Monday, March 28, 2011 unless sooner called. MOTION carried with all members voting "aye". Time noted 12:05 p.m.

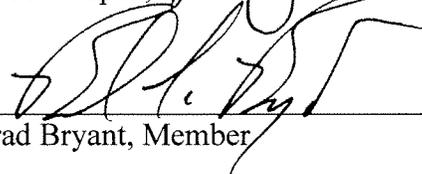
BOARD OF QUAY COUNTY COMMISSIONERS



Bill Curry, Chairman

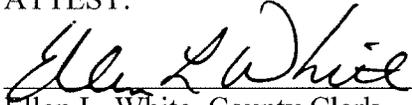


Robert Lopez, Member



Brad Bryant, Member

ATTEST:



Ellen L. White, County Clerk