

# REGULAR SESSION-BOARD OF QUAY COUNTY COMMISSIONERS

May 9, 2011

9:00 a.m.

BE IT REMEMBERED THE HONORABLE BOARD OF QUAY COUNTY COMMISSIONERS met in regular session the 9<sup>th</sup> day of May, 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:

Cheryl Simpson, Quay County Manager's Office  
Jacqueline Dominguez, Public Health Nurse Manager  
Larry Moore, Quay County Road Superintendent  
Ron Jones, NM Wildlife Specialist

Chairman Bill Curry called the meeting to order. Ron Jones led the Pledge of Allegiance.

A MOTION was made by Brad Bryant SECONDED by Robert Lopez to approve the minutes from the April 25, 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: Robert Lopez said he had been approached by a parent of the THS Senior class asking if it would be possible for the County to waive the fee for use of the Fair Barn for the All-Night party so 100% of the funds raised could be given back to the seniors. All of the Commissioners agreed that would be possible and will act on this decision at the end of the meeting under Other Business.

Old Business: None

Russell Anglin, Quay County Sun joined the meeting. Time noted 9:07 a.m.

Jacqueline Dominguez, Public Health Nurse Manager for the Public Clinic presented a clinic update. Dominguez reported on the vaccines issued for flu and pneumonia and the amount of injections remaining for the public. Dominguez stated they will be hosting a pneumonia clinic for those 65 and older but reported anyone can walk into the clinic for a vaccine.

Dominguez stated as result of their upcoming move to a different building, they have a variety of metal desks and storage cabinets they no longer need and invited the County to utilize them where they saw fit.

Quay County Clerk, Ellen White reported on the following items of business:

1. The NMAC Board of Directors member for Quay County is Janie Murray, Assessor.
2. Presented the NM Clerk's Quarterly Report from Daniel Ivey-Soto. White informed the Board of legislation that will become law including SB 337 allowing Vote Centers to be utilized in the County; SB 369 regarding Public Records and Document Recording Reorganization and Clean Up allowing for the fees associated with recording real estate documents being increased to \$25.00 per 10 indexed entries. White spoke briefly on legislation that failed including a Voter ID bill which will be re-designed by the Clerk's Affiliate.
3. Presented an Election Rule regarding Voting Systems Storage, Custody and Maintenance of Machines.
4. Presented a letter from Bill J. Vlach, Senior Vice President of Election Systems & Software regarding ongoing Software Maintenance Services.
5. Presented information and guidelines for the 2011 Redistricting for the State of New Mexico.

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

1. Approved 2 utility cut permits: Ollie Moore on Quay Road 55 and Wayne Haufman, on behalf of Liberty Water on Quay Road AR.
2. Attended the Signage Workshop on April 28 in Albuquerque along with Primrose. Moore stated it is mandatory to have a Sign Maintenance Program by January of 2012 and be in compliance with new laws and regulations by January of 2015.
3. Hauling caliche to Quay Road R near Nara Visa has the sand has blown out of the road.
4. Repaired potholes along Quay Road AI near Desmond Griggs residence.
5. Crews began ripping Quay Road AD down to the gravel last Monday and it should be complete today with clean-up and tree cutting remaining. The road will settle and remain gravel until next year when the new chip seal project will begin.
6. Weight limit signs are in for Quay Road AR and will be installed. Crews will be filling low spots with asphalt near the bridge.
7. Crews have started laying the 3 miles of Quay Road AG which will finish up last year's projects.

Chairman Curry requested a ten minute recess. Time noted 9:45 a.m.  
Return to regular session. Time noted 9:55 a.m.

Ron Jones, NM Wildlife Specialist presented his quarterly report and requested funding from the County be increased from last year's amount of \$28,000.00 to \$29,500.00. Primrose stated the \$29,500.00 requested has been budgeted for so no action is required at this time as it will be approved with the budget. A copy of Jones' report is attached and made a part of these minutes.

County Manager Richard Primrose presented the following Manager's Report and items for approval:

1. Approval of 2010-2011 Resolution #31 Budget Increase to Manikin Grant
2. Approval of 2010-2011 Resolution #32 Budget Increase to TUPAC Grant
3. Approval of 2010-2011 Resolution #33 Budget Transfer of ASAP Grant Funds
4. Approval of 2010-2011 Resolution #34 Budget Transfer of Road Equipment Funds to Fire Marshall
5. Approval of 2010-2011 Resolution #35 Budget Increase to Recreation Fund

A MOTION was made by Brad Bryant, SECONDED by Robert Lopez to approve the above described Resolutions as presented. MOTION carried with all members voting "aye". Copies of said Resolutions are attached and made a part of these minutes.

6. Presented a request from Melissa Foster, Chairperson of the Mother Road Rally requesting use of the parking area behind the DWI and ASAP buildings on Main Street to host a Cage Fight during the event.

Primrose stated he spoke with a representative from Risk Management and they stated the group would be required to purchase a liability insurance policy of at least \$1,500,000.00 and include the County of Quay as an insured entity and provide a hold harmless agreement for the County. The Commissioners instructed Primrose to contact Foster and give her those requirements and then report back to the Board with her response.

7. Presented a Membership Resolution/Agreement from Eastern Plains Council of Governments requested the County's participation. Primrose stated EPCOG has still failed to report current audits which the Commissioners requested in prior years. As a result of the organizations failure to comply with audits, the Commissioners refused to participate with a membership. A MOTION was made by Robert Lopez, SECONDED by Brad Bryant to continue with non participation in the Agreement until conditions of having current audits are met. MOTION carried with all members voting "aye".
8. Requested approval of the proposal submitted by Dekker/Perich/Sabatini for evaluation of the courthouse windows to comply with the Energy Conservation Grant in the amount of \$8,685.00. A MOTION was made by Robert Lopez, SECONDED by Brad Bryant to approve said proposal. MOTION carried with all members voting "aye".
9. Presented a letter from NMAC regarding a National Forest System Planning Rule.
10. Presented a letter from NM Fish and Wildlife Service's regarding the Prairie-Chicken being an endangered species.
11. Provided the Southeastern New Mexico Economic Development District Council of Governments Realignment of Land Management Responsibilities workshop to be held May 12, 2011 in Ruidoso Downs, NM.
12. Presented the meeting notice of the Ute Water Commission for a meeting to be held in Melrose, NM on May 19, 2011 at 2:00 p.m.
13. Advised the Board of the completion of the plumbing by Keith Bowen at the Jordan Fire Department for the water storage tank. The tank at Forrest will begin soon.
14. Primrose reported he had been in contact with Mike Riddle regarding moving the old AC units at the fairgrounds to the south side. Riddle stated he did not believe that was a good idea or would be of any benefit. Riddle also said the electrical supply is tapped-out and it would require additional electricity. Quotes for a new PA system for the Exhibit Center are also being requested. With additional electricity needed at the facility, the Board instructed Primrose to get quotes for the electrical enhancements.

CHECKS WERE REVIEWED AND APPROVED:

OTHER BUSINESS THAT MIGHT ARISE: A MOTION was made by Robert Lopez, SECONDED by Brad Bryant to allow the 2011 Senior Class to utilize the Exhibit Center for the All-Night party and waive the fee. 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) 1 NMSA to discuss the purchase, acquisition or disposal of real property or water rights. MOTION carried with Lopez voting "aye"; Curry voting "aye" and Bryant voting "aye". Time noted 11:05 a.m.

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

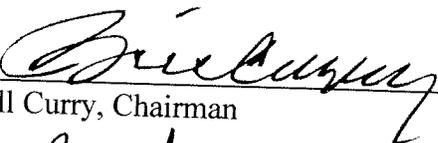
Return to regular session. Time noted 12:30 p.m.

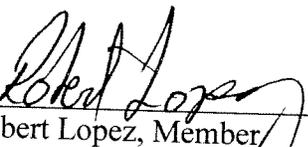
A MOTION was made by Brad Bryant, SECONDED by Robert Lopez that only the items listed above were discussed during Executive Session and no action was taken. MOTION carried with Lopez voting "aye"; Curry voting "aye" and Bryant voting "aye".

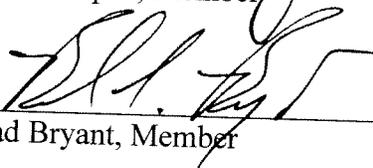
Chairman Curry announced the Commissioners would be having lunch following the adjournment of this meeting at the Pow Wow Restaurant. The public is welcome to attend.

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, May 23, 2011 unless sooner called. MOTION carried with all members voting "aye". Time noted 12:35 p.m.

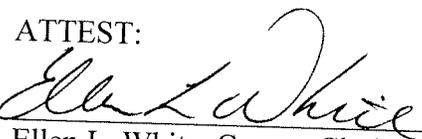
BOARD OF QUAY COUNTY COMMISSIONERS

  
\_\_\_\_\_  
Bill Curry, Chairman

  
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Robert Lopez, Member

  
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Brad Bryant, Member

ATTEST:

  
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Ellen L. White, County Clerk