

REGULAR SESSION-BOARD OF QUAY COUNTY COMMISSIONERS

April 23, 2012

9:00 a.m.

BE IT REMEMBERED THE HONORABLE BOARD OF QUAY COUNTY COMMISSIONERS met in regular session the 23rd day of April, 2012 at 9:00 a.m. at the Logan Village Office in Logan, 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
Janie Hoffman, Quay County Assessor
Vic Baum, Quay County Chief Deputy Assessor
Russell Feerer, Logan Village Council Member
Larry Wallin Logan Village Administrator
David Peacock, Quay County Citizen
T.J. Smith, Logan Chamber of Commerce
Bobby Marchbanks, Logan Resident

Chairman Bill Curry called the meeting to order. Russell Feerer led the Pledge of Allegiance.

A MOTION was made by Robert Lopez, SECONDED by Brad Bryant to approve the minutes from the April 9, 2012 regular commission meeting. MOTION carried with all members voting "aye".

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

PUBLIC COMMENTS:

David Peacock, Quay County resident who lives along Quay Road AI requested speed limit signs of 35 mph be posted on Quay Road AI north of Hwy 54 to keep shattered windshields to a minimum while the road is being used by the Construction Company hauling materials.

T.J. Smith thanked the Commissioners for having a meeting at Logan and for all their efforts in protecting the interests of the Logan residents.

Russell Feerer thanked the Commissioners for having the meeting in Logan and invited them back any time.

PUBLIC HEARING:

Chairman Curry called the Public Hearing to order for the purpose of reviewing the application to vacate Pinon Point Subdivision located in Section 34, Township 8 North, Range 29 East and Sections 1, 2, 3, 10, 11, 12, 14 and 15 in Township 7 North, Range 29 East. Time noted 9:10 a.m. Chairman Curry gave a brief explanation of the location of the Subdivision and the history of the County being court ordered to approve the Subdivision. Janie Murray explained the tax values for the property as it is currently assessed as a Subdivision versus what it will be in 2013 as vacant ranch land. County Manager Primrose stated no action can be taken to vacate the Subdivision until the courts who forced the County to approve it under a court order allows the County to vacate.

Richard Primrose informed the Board no action can be taken today following the Public Hearing as the County is under a Court Order which forced the County to approve this Subdivision originally. District Attorney, Ron Reeves has been contacted regarding this issue and will advise the County accordingly.

There were no further comments. The Public Hearing was closed. Time noted 9:20 a.m.

OLD BUSINESS: None

NEW BUSINESS:

Richard Primrose, Quay County Manager gave the following report and presented items for approval:

1. Presented the Department of Finance Quarterly Report for the period ending 3/31/2012 for approval. A MOTION was made by Brad Bryant, SECONDED by Robert Lopez to approve. MOTION carried with all members voting "aye".
2. Requested approval of the DWI Quarterly Financial Report. Primrose stated services will continue to be cut as funding is projected to drop considerably. A MOTION was made by Robert Lopez, SECONDED by Brad Bryant to approve. MOTION carried with all members voting "aye".
3. Presented a draft of the Drought Management Plan for Ute Reservoir in Quay County that was funded by the Bureau of Reclamation and developed by Dr. Mark Murphy of GeoSystems Analysis of Tucson, Arizona. Primrose stated that he along with Franklin McCasland and Paul Quintana attended the Interstate Stream Commission Meeting last week. Primrose said the concerns and issues of Quay County are not being addressed. Larry Wallin said he would no longer be attending those meetings and requested the Commission appoint someone else to replace him as a Representative for Quay County.

Chairman Curry said current data is not being used when these plans are formulated and that is a deterrent to Quay County. Primrose said May 16 is the deadline to send concerns and comments from Quay County and he urged those in attendance to send him their comments.

4. Presented a letter received from the Commissioner of Public Lands with regards to the County Road Program for Existing Roads on State Land. An application from the NM State Land Office for easements was included with the cost. It will cost Quay County approximately \$40,500.00 to secure these easements for roads the County has maintained for years with no support from the State. The District Attorney's Office is in contact with the New Mexico Association of Counties about this issue. It was also noted the Easements are for a 30' wide strip and most roads are 60' which poses a whole new problem.
5. Presented a letter from the State Fire Marshall directed to all Fire Chiefs stating the urgency to be compliant regarding the mandatory NFIRS reporting.
6. Provided a copy of an email between Primrose and Brenda Bishop regarding funding of the assistant position at the Extension Office.
7. Presented the March monthly RPHCA Report for the Quay County Family Health Center.
8. Presented the April Gross Receipts Tax report indicating the lowest revenue in a number of years.
9. Xcel Energy will be hosting a Community Customer Exchange on May 9 in Clovis.
10. The Extension Office will be hosting an Animal, Planting & Food Incident program on April 26.
11. The Hospital will be hosting an Open House of the new Clinic on May 3.
12. The Small Business Department at Mesalands and Chamber of Commerce will be presenting to the public, Brian Taylor, a motivational speaker.
13. The RPO meeting will be held in Tucumcari on Wednesday, April 25.
14. Risk Management will be in Tucumcari on April 25 for employees having questions about insurance or needing to modify or add enrollment.

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

1. Quay Road BK is complete with final paperwork pending.
2. Quay Road AD is being shaped and compacted and will be chip sealed when chips can be found and purchased.
3. The Department would like to have all Co-op, School Bus Routes and CAP projects for this year complete by the end of June.
4. Weight limit signs for Quay Road AI have been ordered but not received yet.
5. Antoinette Tripp, the LGIF Coordinator will be in Quay County of May 5 to spot check the 2012 Road Certification.

A MOTION was made by Brad Bryant, SECONDED by Robert Lopez to go into session as the Indigent Claim Board. MOTION carried with all members voting "aye". Time noted 10:00 a.m.

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

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

CHECKS WERE REVIEWED AND APPROVED:

Under Other Business: NONE

A MOTION was made by Brad Bryant, 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, Board of County Commissioners vs. Ute Lake Ranch, Inc. and DVR, LLC. A MOTION was made by Robert Lopez, SECONDED by Brad Bryant. MOTION carried with Lopez voting "aye", Curry voting "aye" and Bryant voting "aye". Time noted 10:15 a.m.

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

Return to regular session. Time noted 11:15 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".

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 14, 2012 unless sooner called. The Commissioners announced they would be having lunch at Annex Restaurant and all those in attendance were invited. MOTION carried with all members voting "aye". Time noted 11:45 A.M.

BOARD OF QUAY COUNTY COMMISSIONERS



Bill Curry, Chairman



Robert Lopez, Member



Brad Bryant, Member

ATTEST:


Ellen L. White, County Clerk