

**REGULAR SESSION-BOARD OF QUAY COUNTY COMMISSIONERS**

**July 9, 2012**

**8:00 a.m.**

BE IT REMEMBERED THE HONORABLE BOARD OF QUAY COUNTY COMMISSIONERS met in regular session the 9<sup>th</sup> day of July, 2012 at 8:00 a.m. at the Quay County Commission Room in 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  
Ellen L. White, County Clerk  
Richard Primrose, County Manager

**OTHERS PRESENT:**

Larry Moore, Quay County Road Superintendent  
Cheryl Simpson, Quay County Manager's Office  
Donald Adams, Quay County Fire Marshall  
Janie Hoffman, Quay County Assessor  
Wayland Oliver, Engineers, Inc.

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

A MOTION was made by Robert Lopez, SECONDED by Bill Curry to approve the minutes from the June 18, 2012 regular commission meeting. MOTION carried with all members voting "aye".

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

**PUBLIC COMMENTS:** None

**OLD BUSINESS:**

Donald Adams, Quay County Fire Marshall presented the Contract between Quay County and Byrd's I Engineering, LLC for engineering services regarding the garage to be built at the Fire Station at Endee. This item was tabled at the June 18, 2012 meeting. A MOTION was made by Robert Lopez, SECONDED by Bill Curry to approve the Contract. MOTION carried with all members voting "aye". A copy is attached and made a part of these minutes.

## NEW BUSINESS:

Donald Adams, Quay County Fire Marshall presented Resolution No. 1 for fiscal year 2012-2013 along with the supporting documents for the Loan Agreement between the NM Finance Authority and Quay County for \$152,250.00 to be used for the purchase of a Class A truck by the Conservancy District #2 Fire Department. A MOTION was made by Robert Lopez, SECONDED by Bill Curry to approve. MOTION carried with all members voting "aye". Copies are attached and made a part of these minutes.

Adams informed the Board that the Quay Fire Department will be requesting approval of their intentions to borrow funds to purchase a new Tanker. These documents will be presented at a future meeting.

Chairman Curry asked Adams if he had any updates on the tower situation at Ragland. Adams said no, all documents are still pending approval and signatures.

Janie Hoffman, Quay County Assessor gave a brief overview of the NMAC Board meeting held in Las Vegas, NM during the Summer Conference. Hoffman has emailed Resolutions that will be presented to the legislature and asked for any input to be emailed back to her. Hoffman presented the Commissioners with the plaque Quay County received at the conference for Honorable Mention from NMAC Risk Management for a reduction in claims.

Wayland Oliver, representative for Engineers, Inc. presented a Contract Amendment for services on Quay Road 64 changing the scope of work regarding the final pavement design. Oliver explained the work to be performed and stated the project should near completion the end of September. A MOTION was made by Robert Lopez, SECONDED by Bill Curry to approve. 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. Presented Resolution No. 33; Participation the Local Government Road Fund Hardship Match Waiver Program for Coop Projects for approval. A MOTION was made by Robert Lopez, SECONDED by Bill Curry to approve. MOTION carried with all members voting "aye". Copies are attached and made a part of these minutes.
2. Presented Resolution No. 34; Participation the Local Government Road Fund Hardship Match Waiver Program for CAP Projects for approval. A MOTION was made by Robert Lopez, SECONDED by Bill Curry to approve. MOTION carried with all members voting "aye". Copies are attached and made a part of these minutes.
3. The paving portion of Quay Road AD is complete. Crews will fog seal it next.
4. Crews are cleaning out cattle guards in the area and intend to install a few for some residents.

Quay County Manager, Richard Primrose presented the following report:

1. Requested approval of 2011-2012 Resolution #35 Budget Increase for DWI Distribution Fund #622. A MOTION was made by Robert Lopez, SECONDED by Bill Curry to approve. MOTION carried with all members voting "aye". Copies are attached and made a part of these minutes.
2. Requested approval of 2011-2012 Resolution #36 Budget Increase for Detention Facility Fund #421. A MOTION was made by Robert Lopez, SECONDED by Bill Curry to approve. MOTION carried with all members voting "aye". Copies are attached and made a part of these minutes.
3. Requested approval of 2011-2012 Resolution #37 Budget Transfer for County Improvement Fund #649. A MOTION was made by Robert Lopez, SECONDED by Bill Curry to approve. MOTION carried with all members voting "aye". Copies are attached and made a part of these minutes.
4. Requested approval of 2011-2012 Resolution #38 Budget Transfer for Road Equipment Fund #650. A MOTION was made by Robert Lopez, SECONDED by Bill Curry to approve. MOTION carried with all members voting "aye". Copies are attached and made a part of these minutes.
5. Presented the DWI Quarterly Financial Reports and requested approval. A MOTION was made by Robert Lopez, SECONDED by Bill Curry to approve. MOTION carried with all members voting "aye".
6. Presented a Professional Services Agreement between Quay County and C&B Technology for Information Technology services. Chairman Curry asked for some clarifications with the scope of work and prices to be charged. A MOTION was made by Robert Lopez, SECONDED by Bill Curry to table action of this item. MOTION carried with all members voting "aye".

Under the Manager's Correspondence the following items were presented:

1. Presented email concerning the NM Public Regulation Commissions approval of Xcel Energy's plans to build a new power generating facility in Tucumcari.
2. Presented the invitation to attend the grand opening of the newly constructed Tucumcari High School on August 3, 2012 at 2:30 p.m.
3. Provided the information regarding the NM State 4-H Horseshow and Quay County 4-H Rodeo to be held July 27-29, 2012.
4. Presented letter from Department of Finance approving the 2012-2013 Budget Proposal submitted by Quay County.
5. Distributed the Eastern NM Rural Water System project update for the Interim Groundwater Pipeline project.

Bill Menges joined the meeting. Time noted 9:05 A.M.

6. Presented a copy of the US 54 Alignment Study and Preliminary Engineering Phase A Project.
7. Reminded the Board the Commission Meeting scheduled for July 23 will be held in San Jon.
8. Plateau has converted all phones to the new system.
9. The Drought Management Steering Committee will host their next meeting on July 19 in Portales. Concerns and questions submitted should be addressed at this meeting. Primrose along with Commissioners Lopez and Curry stated they will attend.
10. Acknowledged and thanked Ellen White, County Clerk for organizing the summer picnic for the employees held on July 3.
11. Attorneys are working on a draft Animal Ordinance along with a Kennel License to be review by the Board at a future meeting.

Chairman Curry asked if the County had received a copy of the report following the NMAC Risk Management Appraisal of buildings. Primrose stated they have not.

Primrose recognized Bill Menges from the audience. Menges is the Building Trades Instructor at Mesalands College and is currently constructed the new announcers booth for the Rodeo Arena. Menges asked when he should have the building ready to install at the Arena. Primrose said the different groups involved prefer to wait until the Rodeo's and Horseshow are complete on July 27-28. Menges gave a brief description of the booth and showed a picture of its current construction and updated the Commissioners regarding issues and concerns.

Ruth Nelson and Don Schutte joined the meeting. Time noted 9:25 and 9:30 A.M. respectfully.

Ruth Nelson requested use of the Quay County Exhibit Center on July 27 to host a dinner, dance and fundraising event for Dr. Corey hosted by the Friends of the Tucumcari Animal Hospital. This event will generate funds to assist Dr. Corey with reopening a Veterinary Clinic as a result of the recent devastating fire at the Hospital. Nelson requested use of the facility at no charge or lesser amount. A MOTION was made by Robert Lopez, SECONDED by Bill Curry to allow use of the Exhibit Center at no charge to the group. MOTION carried with all members voting "aye".

PAYMENTS WERE REVIEWED AND APPROVED.

A MOTION was made by Robert Lopez, SECONDED by Bill Curry, 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 9:45 a.m.

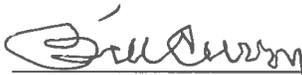
-----EXECUTIVE SESSION-----

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

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

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 Monday, July 23, 2012 unless sooner called. The Commissioners announced they would be having lunch at K-Bobs and all those in attendance were invited. MOTION carried with all members voting "aye". Time noted 11:20 A.M.

BOARD OF QUAY COUNTY COMMISSIONERS

  
Bill Curry, Chairman

  
Robert Lopez, Member

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Brad Bryant, Member

ATTEST:

  
Ellen L. White, County Clerk