

REGULAR SESSION-BOARD OF QUAY COUNTY COMMISSIONERS

July 23, 2012

9:00 a.m.

BE IT REMEMBERED THE HONORABLE BOARD OF QUAY COUNTY COMMISSIONERS met in regular session the 23rd of July, 2012 at 9:00 a.m. in the Village of San Jon Commission Chambers, San Jon, 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
Richard Primrose, County Manager
Veronica Marez, Chief Deputy Clerk

OTHERS PRESENT:

Larry Moore, Quay County Road Superintendent
Cheryl Simpson, Quay County Manager's Office
Louis James, Quay County Resident
Don James, Quay County Resident
Bryan Riestine, DWI Coordinator
Janie Hoffman, Quay County Assessor
Donald Adams, Quay County Fire Marshall
Toni Emilio, Village of San Jon Treasurer
Vic Baum, Quay County Chief Deputy Assessor

The meeting was called to order by Chairman Bill Curry. Janie Hoffman led the Pledge of Allegiance.

A MOTION was made by Robert Lopez, SECONDED by Brad Bryant to approve the minutes from the July 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 prepared. MOTION carried with all members voting "aye".

PUBLIC COMMENT: NONE

Joe Schallert, Quay County Sheriff and Larry Cooksey, Quay County Under Sheriff joined the meeting. Time noted 9:05 am

OLD BUSINESS:

A request to close a portion of QR K has been submitted by Mike Martin, Quay County Resident. Mike Martin was not present to voice his reasons for the closure. Louis James had his

attorney draw up an Easement for Access so the county can close Quay Road K block 8270-8520 and he is waiting for approval by Canadian River LLC of the Easement.

Primrose reported he along with Commissioners Curry and Lopez attended the Ute Reservoir Drought Management Plan Meeting. Concerns regarding the minimum pool were voiced asking to consider the elevation at 3765'; however Mark Murphy said the only elevation that will be recognized is that at the level of 3741.6'. A copy of the new sediment plan was distributed.

Primrose requested approval of the C & B Technology Professional Services Agreement for IT Services. A MOTION was made by Robert Lopez, SECONDED by Brad Bryant to approve said Agreement. MOTION carried with all members voting "aye". Copy of said Report is attached and made a part of these minutes.

NEW BUSINESS:

Bryan Rinstine, Quay County DWI Administrator presented the 4th Quarter DWI Quarterly Statistics Report for the time period April 2012 through June 2012. A copy of said report is attached and made a part of these minutes.

Donald Adams, Quay County Fire Marshal requested approval of Ragland Tower Purchase Agreement. The documents have not been reviewed by an attorney yet and it was suggested the item be tabled. A MOTION to table action was made by Brad Bryant, SECONDED by Robert Lopez to approve the agenda as prepared. MOTION carried with all members voting "aye".

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

1. The funds for the Quay Road AD project were not sufficient to complete the entire 6.2 miles of road. Moore has left over funds from the School Bus Routes and requested a transfer from the State so AD could be fog sealed. He received permission for the transfer.
2. Quay Road AD has flooded again and the culvert will have to be dug out. A 3 foot culvert is needed to accommodate the water that's going through. They are also being measuring for head walls and will put up guard rails to keep people out of the ditch.
3. Richard talked to Franklin McCasland about running water into the irrigation ditch to prevent water from backing up causing culvert to be blocked with debris on west side.
4. Moore and Primrose will meet with Josh Pacheco at 1:30 pm today on Quay Road 64 about draining into their property and getting rid of material that we are going to take out on the west end and purchasing the material he has leftover at the pit that was crushed up to put back in.
5. Moore informed the Commissioners' DFA has approved a grant in the amount of \$300,000 for the CDBG Project.
6. Moore received a load of asphalt donated by Southwest Fisher Construction.
7. Moore will be traveling to Clovis on Tuesday July 24, 2012 to present the Traveling Rodeo Trophy to Curry County.

Richard Primrose gave the following County Manager's Report:

1. Requested approval of the DFA Fourth Quarter Report. A MOTION was made by Brad Bryant, SECONDED by Robert Lopez to approve said Report. MOTION

carried with all members voting "aye". Copy of said Report is attached and made a part of these minutes.

2. Requested approval of 2012-2013 Resolution No. 2; Finalization of 2011-2012 Budget. A MOTION was made by Robert Lopez, SECONDED Brad Bryant to approve said Resolution. MOTION carried with all members voting "aye". Copy of said Resolution is attached and made a part of these minutes.
3. Requested approval of 2012-2013 Resolution No. 3; 2012-2013 Budget Submission. A MOTION was made by Brad Bryant, SECONDED Robert Lopez to approve said Resolution. MOTION carried with all members voting "aye". Copy of said Resolution is attached and made a part of these minutes.
4. Presented a draft of the proposed Animal Control Ordinance. Commissioners' discussed several things and recommended some changes and a final Ordinance will be presented at a later date.

CORRESPONDENCE:

1. Fire ban has been lifted in State Forestry and will be monitored month to month.
2. Received an invitation to the Rosebud Fire and Rescue fundraising dinner in Rosebud on August 18, 2012 at 5:00 pm.
3. Daniel Trujillo, auditor for Quay County, will be here in August.
4. Primrose met with the Quay Livestock Association on July 10, 2012. They informed Primrose they are no longer able to collect funds and dues to help Ron Jones get rid of feral hogs because of IRS reporting. Kelly McFarland suggested that donations be made to the County and let the County expend those funds and it will be in our audit.
5. Requested for Commission Meeting to be changed from August 13, 2012 to August 15, 2012.

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 10:45 a.m.

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

Return to regular session. Time noted 10:50 a.m.

CHECKS WERE REVIEWED.

A MOTION was made by Robert Lopez, SECONDED by Brad Bryant to approve the expenditures as presented. MOTION carried with all members voting "aye". A copy of the expenditure report is attached and made a part of these minutes.

Under Other Business: NONE

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. Board of County Commissioners for Quay County v. Ute Lake Ranch Inc and DVR, LLC. MOTION made with Lopez voting "aye", Curry voting "aye", Bryant voting "aye". Time noted 11:00 am.

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

A MOTION was made by Brad Bryant, SECONDED by Robert Lopez that only pending litigation was discussed during Executive Session and no action was taken. MOTION made with Lopez voting "aye", Curry voting "aye", Bryant voting "aye".

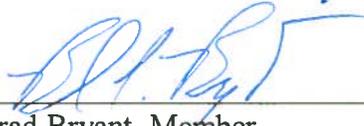
Return to regular session. Time noted 11:30 am.

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 August 15, 2012, unless sooner called. MOTION carried with all members voting "aye". Time noted 12:00 p.m.

BOARD OF QUAY COUNTY COMMISSIONERS



Bill Curry, Chairman



Brad Bryant, Member



Robert Lopez, Member

ATTEST:



Veronica Marez, Chief Deputy Clerk