

REGULAR SESSION-BOARD OF QUAY COUNTY COMMISSIONERS

January 28, 2013

9:00 a.m.

BE IT REMEMBERED THE HONORABLE BOARD OF QUAY COUNTY COMMISSIONERS met in regular session the 28th of January, 2013 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:

Brad Bryant, Chairman
Mike Cherry, Member
Sue Dowell, Member
Richard Primrose, County Manager
Veronica Marez, County Clerk

OTHERS PRESENT:

Larry Moore, Quay County Road Superintendent
Cheryl Simpson, Quay County Manager's Office
Bryan Rinestine, DWI Coordinator
Janie Hoffman, Quay County Assessor
Donald Adams, Quay County Fire Marshall
Charles Knotts, Quay County Resident
Lance Labine, Trigg Memorial Hospital Administrator
Thomas Garcia, Quay County Sun
Ellen White, Quay County Chief Deputy

The meeting was called to order by Brad Bryant. Lance Labine led the Pledge of Allegiance.

A MOTION was made by Mike Cherry, SECONDED by Sue Dowell to approve the minutes from the January 14, 2013 regular commission meeting. MOTION carried with all members voting "aye".

A MOTION was made by Mike Cherry, SECONDED by Sue Dowell to approve the agenda as prepared. MOTION carried with all members voting "aye".

PUBLIC COMMENT: NONE

OLD BUSINESS: Ellen White, Chief Deputy Clerk stated the Commissioners had asked the Clerk's Office to get clarification regarding the public records act and the taping of the commission meetings. White stated she had been informed by the Attorney General's Office that the Clerk's Office was in compliance with regards to taping. It was noted that if the tapes are kept for any length of time they are subject to public review but if a policy is in place allowing for the destruction thereof, once they have been erased or destroyed they are no longer subject to inspection. Commissioner Dowell requested the time frame of two weeks be declared so the public is aware of exactly how long the tapes are available. With that being discussed, Richard Primrose requested approval of 2012-2013 Resolution No 16 Adopting Procedures for

Compliance with NMSA 10-17; Miscellaneous Provisions that Documents that Annual Audits, Summary Minutes, Monthly Budget, Financial Reports, and Monthly Warrants List are Public Information and Establishes Method of Compliance with Revenue and Expenditure Requirements. A MOTION was made by Sue Dowell, SECONDED by Mike Cherry to approve Resolution No 16. MOTION carried with all members voting "aye". A copy of said report is attached and made a part of these minutes.

Richard Primrose requested approval of amended Board Appointments and the changes are the following:

1. Primrose requested an amendment of County Wolf Committee Chaired by Tom Dominguez be changed to Natural Resources Committee. A MOTION was made by Mike Cherry, SECONDED by Sue Dowell to approve Committee name. MOTION carried with all members voting "aye".
2. Richard Primrose requested an amendment to board appointment of Tucumcari Quay County Regional Water Authority appointing Richard Primrose as representative and Brad Bryant alternate. A MOTION was made by Mike Cherry, SECONDED by Sue Dowell to approve board appointment. MOTION carried with all members voting "aye".

NEW BUSINESS:

Charles Knotts, Quay County Resident requested installing a water line to make water available to Fairgrounds' horseshoe pitching area. Commissioners agreed to install waterline to make water available to area.

Lance Labine, Trigg Memorial Hospital Administrator requested approval of 2013-2014 Sole Community Provider Funding in the amount of \$995,000.00. A MOTION was made by Mike Cherry, SECONDED by Sue Dowell to approve said funding. MOTION carried with all members voting "aye". A copy of said report is attached and made a part of these minutes.

Tom Dominguez, Quay County Extension Agent, joined the meeting. 9:20 a.m.

Bryan Rinestine, Quay County DWI Administrator requested approval of 2012-2013 Resolution No 18 Authorizing the Submission of a Application to participate in the Local DWI Grant and Distribution Program. A MOTION was made by Mike Cherry, SECONDED by Sue Dowell to approve Resolution No 18. MOTION carried with all members voting "aye". A copy of said application is attached and made a part of these minutes.

Bryan Rinestine, Quay County DWI Administrator requested approval of 2013-2014 Grant/Distribution Funding Application. A MOTION was made by Mike Cherry, SECONDED by Sue Dowell to approve application. MOTION carried with all members voting "aye". A copy of said application is attached and made a part of these minutes.

Donald Adams, Quay County Fire Marshal requested approval of Jordan Fire/McAlister Station rain storage system donated by Southwest Quay Soil and Water Conservation District. A MOTION was made by Mike Cherry, SECONDED by Sue Dowell to approve the rain storage system. MOTION carried with all members voting "aye".

Donald Adams Fire Stations updates:

1. Adams informed the Commissioner's Bill Noland is the newly elected Chief for Jordan.
2. Fire Departments received a clean audit from the State.

Ellen White gave the following report on behalf of the Clerk's office:

1. Informed the Commissioners that beginning December 1, 2012 Occupation License notifications were mailed to owners who generate revenue in the County. To date \$3,522.00 has been received. Last year's total revenue was \$6332.50 Second notices will be mailed to those in non-compliance on February 1, 2013 with a third and final notice at the end of February.
2. Quay County Clerk's office is currently conducting four school elections for the Districts of House, Logan, San Jon and Tucumcari with Absentee voting ending Friday, February 1, 2013 and Election Day on Tuesday, February 5, 2013.
3. White also informed the Commissioner's Mesalands Community College Election for their Board of Trustees will be held Tuesday, March 5, 2013 with the first day to cast an Absentee Ballot on February 8, 2013. Because they have no contested races and no questions on the ballot we will conduct the entire Election from the Clerk's Office.
4. Presbyterian Hospital Gross Receipts Tax Question Election to be held September 23, 2013.
5. Ellen White also informed the Commissioner's of a project the Clerk's office has been working on since 2011. Professional Document Services and Tyler Technologies have been working with the Clerk's Office on Preservation of records.

Janie Hoffman, Quay County Assessor gave the following report of the NMAC :

1. Handed out information on the feral hogs
2. 2014 Summer Conference will be in Luna County.
3. NMAC borrowed from the Insurance Pool to purchase a new building.
4. Van Robertson was elected to the Executive Committee for District Two.
5. Jake Lopez from Portales was elected to the Executive Committee for District Four.
6. Ed Michaels was elected for the Urban County NACO Representative.

Hoffman also gave a report of ongoing projects in the Assessor's Office.

Larry Moore requested approval of First Amendment to Cooperative Agreement SB-773(930)13. A MOTION was made by Mike Cherry, SECONDED by Sue Dowell to approve Agreement. MOTION carried with all members voting "aye". A copy of said Agreement is attached and made a part of these minutes.

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

1. Finished asphalt on Quay Road 64.
2. Crew is finishing grade work on shoulder and drainage to correct everything.
3. Spoke with Wayland Oliver from Engineer Inc. to go over signage. Changed speed limit from 35 miles to 30 mph around corner and speed limit is 45 in straight away.
4. Crews have bladed 133 miles.

A MOTION was made by Mike Cherry, SECONDED by Sue Dowell, to go into Executive Session pursuant to the Open Meetings Act 10-15-1(H)7 NMSA to discuss pending litigation and real property. Laura Engelsman v. Quay County Detention Center, Linda Simms, Tony Elebario, et al: and

Pursuant to Section 10-15-1 (H)8. The New Mexico Open Meetings Act to Discuss the Purchase, Acquisition or Disposal of Real Property or Water Rights. MOTION made with Bryant voting "aye", Dowell voting "aye", Cherry voting "aye". Time noted 10:30am.

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

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

A MOTION was made by Mike Cherry, SECONDED by Sue Dowell that only pending litigation was discussed during Executive Session and no action was taken. MOTION carried with Dowell voting "aye", Cherry voting "aye", Bryant voting "aye"

Richard Primrose gave the following County Manager's Report:

1. Requested approval of 2012-2013 Second Quarterly Financial Report. A MOTION was made by Mike Cherry, SECONDED by Sue Dowell 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 Second Quarterly DWI Financial Report. A MOTION was made by Mike Cherry, SECONDED by Sue Dowell to approve said Report. MOTION carried with all members voting "aye". Copy of said Report is attached and made a part of these minutes.
3. Meeting on the Tukumcari/Quay County Regional Water Authority they are pursuing our intake structure.
4. The Mexican Wolf update meeting has been postponed to April.

CORRESPONDENCE:

UNDER OTHER BUSINESS: NONE

CHECKS WERE REVIEWED. A MOTION was made by Mike Cherry, SECONDED by Sue Dowell 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.

There being no further business, a MOTION was made by Mike Cherry, SECONDED by Sue Dowell to adjourn the regular meeting of the Board of Quay County Commissioners until the next regular meeting set for February 11, 2013, unless sooner called. MOTION carried with all members voting "aye". Time noted 12:00p.m.

BOARD OF QUAY COUNTY COMMISSIONERS



Brad Bryant, Chairman



Sue Dowell, Member



Mike Cherry, Member

ATTEST:


Veronica Marez, Quay County Clerk