

REGULAR SESSION-BOARD OF QUAY COUNTY COMMISSIONERS

February 11, 2013

9:00 a.m.

BE IT REMEMBERED THE HONORABLE BOARD OF QUAY COUNTY COMMISSIONERS met in regular session the 11th of February, 2013 at 9:00 a.m. in the Quay County Commission Chambers, Tucumcari, New Mexico for the purpose of taking care of any business that may come before them.

PRESENT & PRESIDING:

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

OTHERS PRESENT:

Cheryl Simpson, Quay County Manager's Office
Tim Rose, Tenth Judicial District Attorney
Dave Crane, Mesa Counseling
David Frank, 12 Shores Representative
Larry Cooksey, Quay County Under-Sheriff
Ray Nicoley, Quay County Resident
Eddy Howell, Quay County Resident
Tommy Morris, Quay County Resident
Regina Morris, Quay County Resident
Bob Morgan, Quay County Resident
Drake Swenson, Quay County Resident
Christina Fleming, Quay County Resident
Robert Evans, Quay County Resident
Warren Frost, Quay County Resident

The meeting was called to order by Chairman Brad Bryant. Dave Crane led the Pledge of Allegiance.

A MOTION was made by Mike Cherry, SECONDED by Sue Dowell to approve the minutes from the January 28, 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: Christina Fleming, Quay County Resident gave a brief explanation of why she opposes the Saddleback Acres Subdivision. Drake Swenson requested additional time during Item No. 1 to discuss the Subdivision issue. Chairman Bryant agreed to allow the public's input during that portion of the meeting.

OLD BUSINESS: Tim Rose, Tenth Judicial District Attorney explained the Counties position with regards to approving Saddleback Acres Subdivision at a previous meeting. Christina Fleming and Drake Swenson both voiced their displeasure with the approval and stated they believed it was an underhanded move on behalf of the Commissioners to approve this subdivision without proper notification to the residents in that area. Also expressing concerns regarding traffic, water and electricity in that area were Bob Morgan and Robert Evans. Rose stated he would like to speak with the attorney hired by Fleming and Swenson to file suit against the County regarding the Subdivision to see if they could resolve any issues to avoid litigation.

Dusty Stone and Lee Stone joined the meeting. Time noted 9:15 am

NEW BUSINESS:

Dave Crane, Mesa Counseling requested compensation for his services in the amount of \$2400.00 a month for his services to the inmates at the Detention Center. County Manager, Richard Primrose will be visiting with the City Manager and State Police in an effort to help defray these costs.

David Frank, 12 Shores at Ute Lake Representative informed the Commissioners he is requesting to hold an Election to serve alcohol on Sundays at the 12 Shores Resort Clubhouse. Chief Deputy Ellen White explained the details of the Election which could be held as soon as April 23. The Commissioners agreed to pay for the cost of the Election and instructed Frank to proceed.

Larry Cooksey, Quay County Under-Sheriff, presented the monthly activity report. A copy of said report is attached and made a part of these minutes.

Darla Munsell, Quay County Road Superintendent secretary presented the following report on behalf of Larry Moore who was absent:

1. Darla informed Commissioner's Larry Moore was in depositions.
2. Jerry Sewell is working on Quay Road AD finishing the stem walls.
3. Crews started work on Quay Road AT for Coop project.
4. Crews are blading.

Richard Primrose gave the following County Manager's Report:

1. Requested approval of 2012-2013 Resolution No. 19 Budget Increase for Road Department Fund 402. A MOTION was made by Sue Dowell, SECONDED Mike Cherry to approve said Resolution. MOTION carried with all members voting "aye". Copy of said Resolution is attached and made a part of these minutes.
2. Requested approval of 2012-2013 Resolution No. 20 Budget Increase for ASAP-Other charges fund 516. A MOTION was made by Mike Cherry, SECONDED Sue Dowell 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. Informed Commissioners of a rally and public hearing in Roswell, NM regarding the Lesser Prairie Chicken.

CORRESPONDENCE:

1. Facility safety inspection for the Quay County buildings and safety hazards that were identified during the inspection are being taken care of by Daniel Estrada.
2. Requested approval of Commission meetings held out in the outlying communities. A MOTION was made by Mike Cherry, SECONDED Sue Dowell to approve said schedule of meetings. MOTION carried with all members voting "aye". Copy of said schedule is attached and made a part of these minutes
3. Presented the monthly RPHCA narrative report.

CHECKS WERE REVIEWED.

A MOTION was made by Sue Dowell, SECONDED by Mike Cherry 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 Mike Cherry, SECONDED by Sue Dowell, to go into executive session pursuant to the Open Meetings Act 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 Cherry voting "aye", Bryant voting "aye", Dowell voting "aye". Time noted 11:00 am.

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

A MOTION was made by Mike Cherry, SECONDED by Sue Dowell that only Real Property or water rights was discussed during Executive Session and no action was taken. MOTION made with Dowell voting "aye", Cherry voting "aye", Bryant voting "aye".

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

There being no further business, a MOTION was made by Sue Dowell, SECONDED by Mike Cherry to adjourn the regular meeting of the Board of Quay County Commissioners until the next regular meeting set for February 25, 2013, unless sooner called. MOTION carried with all members voting "aye". Time noted 12:00 p.m.

BOARD OF QUAY COUNTY COMMISSIONERS



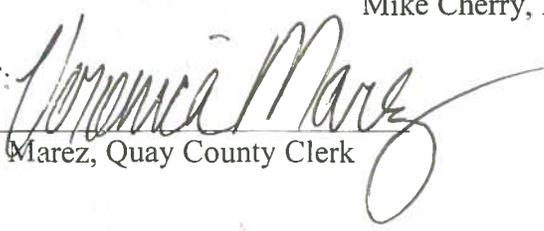
 Brad Bryant, Chairman



 Sue Dowell, Member



 Mike Cherry, Member

ATTEST: 

 Veronica Marez, Quay County Clerk