

QUAY COUNTY GOVERNMENT

300 South Third Street

P.O. Box 1246

Tucumcari, NM 88401

Phone: (575) 461-2112

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**AGENDA
REGULAR SESSION
QUAY COUNTY BOARD OF COMMISSIONERS
May 28, 2013**

9:00 A.M. Call Meeting to Order

Pledge of Allegiance

Approval of Minutes-Regular Session May 13, 2013

Approval/Amendment of Agenda

Public Comment

Ongoing Business

New Business

- I. Larry Cooksey, Quay County Undersheriff**
 - Monthly Activity Report

- II. Larry Moore, Quay County Road Superintendent**
 - Roads Update

- III. Richard Primrose, Quay County Manager**
 - Approval of 2013-2014 Preliminary Budget Submission
 - Approval of 2012-2013 Resolution No. 26 Amended Determination of Reasonable Notice of Meeting
 - Approval of 2012-2013 Resolution No. 27 Bard-Endee Fire Fund Budget Increase
 - Approval of 2012-2013 Resolution No. 28 Forestry Fund Budget Increase
 - Correspondence



IV. INDIGENT CLAIMS BOARD

- Call Meeting to Order
- Approval of Indigent Minutes for the April 26, 2013 Meeting
- Review May Claims Presented by Julie Lafferty
- Adjourn

V. Approval of Accounts Payable

VI. Other Quay County Business That May Arise During Commission Meeting

VII. Request for Closed Executive Session Pursuant to Section 10-15-1 (H)7. The New Mexico Open Meetings Act to Discuss Threatened or Pending Litigation – Christina Fleming, Drake Swenson v. Quay County Board of Commissioners

Adjourn

Lunch- Time and Location to be Announced

REGULAR SESSION-BOARD OF QUAY COUNTY COMMISSIONERS

May 28, 2013

9:00 a.m.

BE IT REMEMBERED THE HONORABLE BOARD OF QUAY COUNTY COMMISSIONERS met in regular session the 28th day of May, 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
Sue Dowell, Member
Mike Cherry, Member
Veronica Marez, County Clerk
Richard Primrose, County Manager

OTHERS PRESENT:

Cheryl Simpson, Quay County Manager's Office
Janie Hoffman, Quay County Assessor
Larry Moore, Quay County Road Superintendent
Donald Adams, Quay County Fire Marshall
Larry Cooksey, Quay County Under-Sheriff
Steve Hansen, Quay County Sun

Chairman Brad Bryant called the meeting to order. Mike Cherry led the Pledge of Allegiance.

A MOTION was made by Sue Dowell, SECONDED by Mike Cherry to approve the minutes from the May 13, 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 presented. MOTION carried with all members voting "aye".

PUBLIC COMMENTS: N/A

Under Old Business: N/A

UNDER NEW BUSINESS:

Larry Cooksey, Quay County Under-Sheriff presented the monthly activity report.
Larry Moore, Quay County Road Superintendent presented the following road report.

1. Crews bladed road to the mountain for the High School seniors to paint the T on the mountain.
2. Attended the RPO meeting held in Tucumcari on May 22, 2013.
3. Road Certification Audit is completed for year.
4. Ariana Vigil Project Manager from CDBG closed out the project books for Quay Rd 64.
5. Crews working on replacing culverts on Quay Rd 66.5.

Chairman Bryant requested a recess. Time noted 9:30 a.m.
Return to regular session. Time noted 9:35 a.m.

Quay County Manager, Richard Primrose presented the following items:

Requested approval of 2013-2014 Preliminary Budget Submission. A MOTION was made by Mike Cherry, SECONDED by Sue Dowell to approve Preliminary Budget Submission. MOTION carried with all members voting "aye". A copy of said Budget is available for review in the office of the Clerk.

Requested approval of 2012-2013 Resolution #26 Amended Determination of Reasonable Notice of Meeting. A MOTION was made by Sue Dowell, SECONDED by Mike Cherry to approve Resolution #26. MOTION carried with all members voting "aye". A copy of said Resolution is attached and made a part of these minutes.

Requested approval of 2012-2013 Resolution #27 Bard-Endee Fire Fund Budget Increase. A MOTION was made by Mike Cherry, SECONDED by Sue Dowell to approve Resolution #27. MOTION carried with all members voting "aye". A copy of said Resolution is attached and made a part of these minutes.

Requested approval of 2012-2013 Resolution #28 Forestry Fund Budget Increase. A MOTION was made by Mike Cherry, SECONDED by Sue Dowell to approve Resolution #28. MOTION carried with all members voting "aye". A copy of said Resolution is attached and made a part of these minutes.

Manager's Correspondence:

1. Primrose informed the Commissioner's of the statewide fire ban.
2. Albert Mitchell presented draft changes to floor plan for the District Court Clerk Office, court room and Judges Office.
3. Primrose informed the Commissioner's of a meeting June 4, 2013 in Clovis and Nara Visa on "Impacts of Lesser Prairie Chicken listing".
4. Received a Save the Date invite for the Eastern Plains Council of Governments annual meeting June 12, 2013 in Santa Rosa.
5. Commissioner Dowell informed Primrose she had received a call from a resident regarding the website needing to be updated.

A MOTION was made by Mike Cherry, SECONDED by Sue Dowell to go into session as the Indigent Claim Board. MOTION carried with all members voting "aye". Time noted 10:15 a.m.

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

Return to regular session. Time noted 11:20 a.m.

CHECKS WERE REVIEWED AND APPROVED:

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)7 NMSA to discuss Threatened or pending litigation-Christina Fleming, Drake Swenson v. Quay County Board of County Commissioners. A MOTION was made by Mike Cherry, SECONDED by Sue Dowell. MOTION carried with Dowell voting "aye", Cherry voting "aye" and Bryant voting "aye". Time noted 10:30 a.m.

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

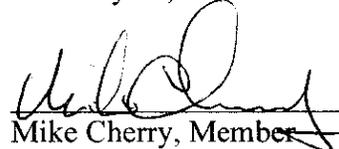
Return to regular session. Time noted 11:10 a.m.

A MOTION was made by Mike Cherry, SECONDED by Sue Dowell that only the items listed above were discussed during Executive Session and no action was taken. MOTION carried with Dowell voting "aye"; Cherry voting "aye" and Bryant voting "aye".

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 Monday, June 10, 2013 unless sooner called. The Commissioners announced they would be having lunch at the Pow Wow and all those in attendance were invited. MOTION carried with all MOTION carried with all members voting "aye". Time noted 11:10 a.m.

BOARD OF QUAY COUNTY COMMISSIONERS

Brad Bryant, Chairman



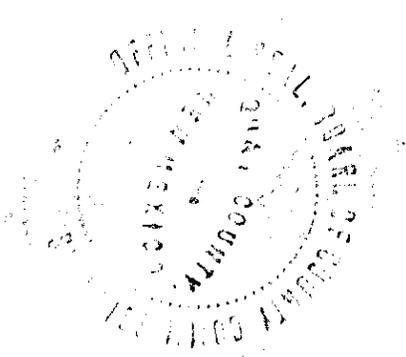
Mike Cherry, Member



Sue Dowell, Member

ATTEST:


Veronica Marez, County Clerk



**COUNTY OF QUAY
FISCAL YEAR 2012-2013
Resolution No. 26**

*Amended Determination of Reasonable
Notice of Meeting for the Quay County Board of Commissioners*

WHEREAS, Sections 10-15-1 to 10-15-4 of the Open Meetings Act, NMSA 1978 require that all meetings of quorum of members of any county board held for the purpose of formulating public policy, discussing public business, or taking action within the authority of the board are to be open to the public; and

WHEREAS, the Open Meetings Act further requires reasonable notice to the public for said meetings; and

WHEREAS, the New Mexico Legislators amended the Open Meetings Act at their 2013 legislative session to become effective June 14, 2013, and

WHEREAS, this Resolution shall amend the Notice Requirements for REGULAR MEETINGS adopted as Resolution No. 10 that Commission Meeting Agendas will be available and posted in a conspicuous place at least **seventy-two (72) hours** prior to any regular meeting in the offices of the County Manager and County Clerk located in the County Courthouse, 300 South Third Street in Tucumcari, New Mexico.

WHEREAS, the Board of Commissioners for Quay County, New Mexico wishes to fully comply with the provisions of the Open Meetings Act.

NOW THEREFORE, BE IT RESOLVED by the Quay County Board of Commissioners that the Notice Requirement of at least seventy-two (72) hours is hereby determined to be reasonable notice for any meeting of the Board for the remainder of calendar year 2013.

PASSED, APPROVED AND ADOPTED, this 28th day of May, 2013.

QUAY COUNTY BOARD OF COMMISSIONERS



Brad Bryant, Chairman



Sue Dowell, Member

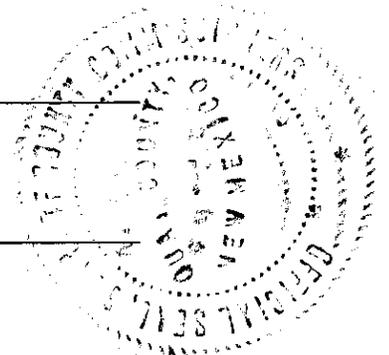


Mike Cherry, Member

ATTEST:



Veronica Marez, County Clerk



**QUAY COUNTY
FISCAL YEAR 2012-2013
RESOLUTION NO. 27**

Authorization of Budgetary Increases to **Bard-Endee Fire Fund (413)**

WHEREAS, at meeting of the Board of Quay County Commissioners on May 28, 2013 the following was among the proceedings;

WHEREAS, the Board of Quay County Commissioners deems it necessary to request these Budgetary Increases

State Fund 209			
Budgetary Increases			
		<u>DEBIT</u>	<u>CREDIT</u>
<u>Bard-Endee Fire</u>			
413-00-36030	Investment Income		\$ 525.00
413-00-36060	Reimbursements/Refunds		\$ 312.00
413-12-44010	Maint & Repair – Buildings	\$ 1,250.00	
413-12-44030	Maint & Repair – Grounds	\$ 1,200.00	
413-12-46050	Gasoline	\$ 837.00	
413-12-46110	Tools & Supplies	\$ 1,400.00	
413-12-47150	Telephone & Internet	\$ 150.00	

WHEREAS, the above activity was not contemplated at the time the final budget was adopted and approved **Budgeting Cash Balances and Revenue Increases**

NOW THEREFORE, BE IT RESOLVED that, after approval of the Local Government Division of the Department of Finance and Administration, the above Budgetary Increases be made.

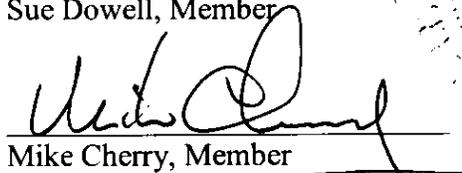
DONE at Tucumcari, County of Quay, this 28th day of May, 2013.



Brad Bryant, Chairman

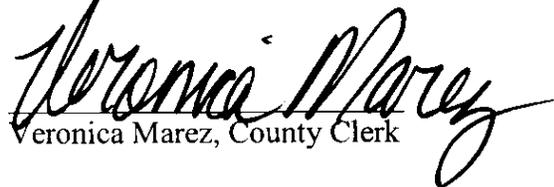


Sue Dowell, Member

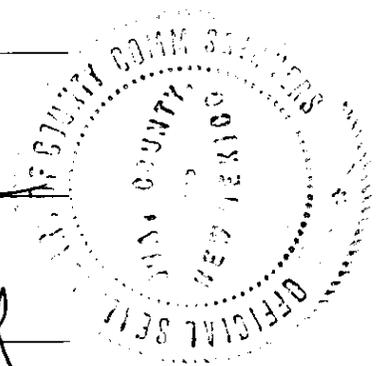


Mike Cherry, Member

ATTEST:



Veronica Marez, County Clerk



**QUAY COUNTY
FISCAL YEAR 2012-2013
RESOLUTION NO. 28**

Authorization of Budgetary Increases to **Forestry Fire Fund (416)**

WHEREAS, at meeting of the Board of Quay County Commissioners on May 28, 2013 the following was among the proceedings;

WHEREAS, the Board of Quay County Commissioners deems it necessary to request these Budgetary Increases

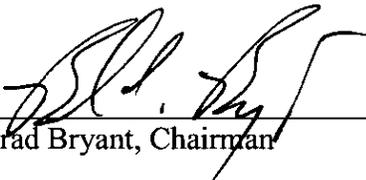
**State Fund 209
Budgetary Increases**

		<u>DEBIT</u>	<u>CREDIT</u>
<u>Forestry Fire</u>			
416-00-36010	Donations		\$ 3,500.00
416-00-36030	Investment Income		\$ 693.41
416-00-37407	Fire Dist I – Equipment		\$ 161.85
416-00-37408	Fire Dist II – Equipment		\$ 139.35
416-00-37410	Nara Visa – Equipment		\$ 483.00
416-00-37411	Forrest Fire – Equipment		\$ 300.00
416-00-37413	Bard-Endee – Equipment		\$ 648.67
416-00-37420	Fire Marshall		\$ 2,000.00
416-00-38410	Nara Visa – Manpower		\$ 241.00
416-00-38411	Forrest Fire – Manpower		\$ 150.00
416-00-38413	Bard-Endee – Manpower		\$ 324.33
416-12-47407	Fire Dist I – Equipment	\$ 161.85	
416-12-47408	Fire Dist II – Equipment	\$ 139.35	
416-12-47410	Nara Visa - Equipment	\$ 483.00	
416-12-47411	Forrest Fire – Equipment	\$ 300.00	
416-12-47413	Bard-Endee - Equipment	\$ 648.67	
416-12-47420	Fire Marshall	\$ 6,193.41	
416-12-48410	Nara Visa – Manpower	\$ 241.00	
416-12-48411	Forrest Fire – Manpower	\$ 150.00	
416-12-48413	Bard-Endee – Manpower	\$ 324.33	

WHEREAS, the above activity was not contemplated at the time the final budget was adopted and approved **Revenue Increases**

NOW THEREFORE, BE IT RESOLVED that, after approval of the Local Government
Division of the Department of Finance and Administration, the above Budgetary
Increases be made.

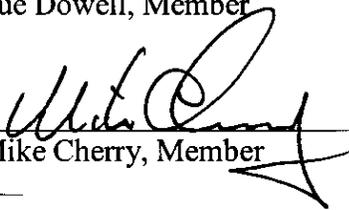
DONE at Tucumcari, County of Quay, this 28th day of May, 2013.



Brad Bryant, Chairman



Sue Dowell, Member



Mike Cherry, Member

ATTEST:



Veronica Marez, County Clerk

