



QUAY COUNTY GOVERNMENT
300 South Third Street
P.O. Box 1246
Tucumcari, NM 88401
Phone: (575) 461-2112
Fax: (575) 461-6208

AGENDA
REGULAR SESSION
QUAY COUNTY BOARD OF COMMISSIONERS
FEBRUARY 13, 2017

9:00 A.M. Call Meeting to Order

Pledge of Allegiance

Approval of Minutes-Regular Session January 30, 2017

Approval/Amendment of Agenda

Ongoing Business

New Business

I. Ed Hughs, Quay County Resident

- Discussion of Deep Borehole Project in Nara Visa

II. Quay County Commission

- Discussion/Action of FY 2016-2017 Resolution No. 27 - Deep Borehole Project in Nara Visa

III. Ellen White, Quay County Clerk

- Appointment of 2017 Board of Registration
- Approval of Occupation License Update
- Clerk's Office Update

IV. Russell Shafer, Quay County Sheriff

- Sheriff's Report

V. Donald Adams, Quay County Fire Marshall

- Request Approval for Fire Department PERA Applications

VI. Larry Moore, Quay County Road Superintendent

- Road Update

VII. Richard Primrose, Quay County Manager

- Correspondence

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02/27/2017 10:53 AM Doc Type: COCOM
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Quay County, NM Ellen White - County

Pages 28
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VIII. Request Approval of Accounts Payable

IX. Request for Closed Executive Session

- Pursuant to Section 10-15-1(H) 7. The New Mexico Open Meetings Act Pertaining to Threatened or Pending Litigation

X. Public Comments

XI. Other Quay County Business That May Arise During the Commission Meeting and/or Comments from the Commissioners

Adjourn

Lunch-Time and Location to be Announced

Sign-In - Print

TAMARA Toomer

Jane Rinehart

James Rinehart

Linda Cammack

JAY CAMMACK

Kelli Belle Boyart

Wallis Valentine Dallas Valentine

Bruce Valentine

Kohl Ciemny

John Slater

Sherry Slater

John Robertson

Russell Lees

TONYA PIERZ

Cathy Whalley

Klausie Whalley

Helen Whalley

Ronald Whalley

Gina Lees Sara Lees

Norma Leonard Lois M Girard

James Valentine

TERA GIRARD

Core Pearl Stroud

LOLA PEARL STROUD

Diana Fytini

Diana Fitzner

Sharon East

Danelle East

~~John~~ Duck Paris

Russell Hamann

Russell

Heimann

Will Mott

~~Margie Helton~~

Karen Bell

Ward Alford

Matalina Smith

Erich Mathis

Louis F Jones

Terri Baca

Take Ulibarri

Cliff Copeland

Jamie Brown

Larry Brown

Bryan Kuester

Scott McLean

Bob

Carol Gerard

Norman Linder

Bart Wyatt

Margaret Sumner

Ray Binard

Bob Cone

Elaine James

Dustin Merrill

Buddy Stone

Don Patton

Jim Wasar

DAVID TORRINO

Martin Mathis

Roy PERSCHBACHER

Paul Smith

JON WINSETTE

Lorenzo Munguia

Robert Goveles

Quentin Robertson

David Smithfield

Deanna Osborn

Dusty Stone

Erin Clements

TOM MILLER

Brian Carr

Nancy Darmitzel

Cassie Stafford

Shannon Smith

David Foote

Ed Hughes

Jeff + Suzanne Byrd

Kreg Evetts / JUM

Wray Lambert

Marc Eshels

Jeff Byatt

Patty Hughes

John Cammard

Kelie Harari
Lisley Hansen
Cheryl Simpson
Edna Stevens

PHIL H BIDEGAIN

Chad & Dianne Schenover

Don McCoy

James Toth

Kyle Perez

Neil SHELTON

TIM FARMER

Steve Acheampong

Steve Hansen

Zach Martin

Audrey Boberson

Corad. Cune

A. J. Smith
Charles Arndt

T. J. Smith

Donald Adams

19

20

REGULAR SESSION-BOARD OF QUAY COUNTY COMMISSIONERS

February 13, 2017

9:00 A.M.

BE IT REMEMBERED THE HONORABLE BOARD OF QUAY COUNTY COMMISSIONERS met in regular session the 13th day of February, 2017 at 9:00 a.m. in the Tenth Judicial District Courtroom, Tucumcari, New Mexico, for the purpose of taking care of any business that may come before them.

PRESENT & PRESIDING:

Franklin McCasland, Chairman
Mike Cherry, Member
Sue Dowell, Member
Ellen L. White, County Clerk
Richard Primrose, County Manager

OTHERS PRESENT:

Marc Eckles, DOSECC Exploration Services Project Manager
Ed Hughs, Nara Visa Land Owner
Cheryl Simpson, Quay County Manager's Office
Dennis Roch, Logan Schools Superintendent
Larry Moore, Quay County Road Superintendent
Russell Shafer, Quay County Sheriff
Vic Baum, Quay County Assessor
Donald Adams, Quay County Fire Marshall
Steve Hansen, Quay County Sun
Thomas Garcia, Quay County Sun

In addition to those listed above, see attached list of those present regarding the Deep Bore Hole Project.

Chairman Franklin McCasland called the meeting to order. Donald Adams led the Pledge of Allegiance.

A MOTION was made by Sue Dowell, SECONDED by Mike Cherry to approve the minutes from the January 30, 2017 regular session as printed. MOTION carried with Cherry voting "aye", McCasland voting "aye", and Dowell "aye".

A MOTION was made by Mike Cherry, SECONDED by Sue Dowell to approve the Agenda as presented. MOTION carried with Cherry voting "aye", McCasland voting "aye" and Dowell voting "aye".

PUBLIC COMMENTS: None

ONGOING BUSINESS: NONE

NEW BUSINESS:

Ed Hughs, Nara Visa landowner presented items of concern regarding the Deep Bore Hole Project in Nara Visa. Mr. Hughes stated his three main concerns, and those of the residents in that area are as follows:

1. Consent based siting for project.

Mr. Hughs stated that contrary to original statements by Mr. Mast and Mr. Eckles, this project has never had the support or consent of the residents. Hughs stated he understands the original passing of Resolution No. 27, which is instrumental for the project's success, was approved based on this statement ensuring the Commissioners that DOSECC Exploration had the initial required support of the residents in Nara Visa to move forward. Following the adoption of this Resolution, Dennis Roch, Logan School Superintendent issued a letter of support for the project. Hugh stated Dennis Roch, who in addition to being the Logan School Superintendent is also the State Representative for five counties that will be affected by this project. Mr. Hughs presented statements dated February 10, 2017 from Jay Cammack and John Cammack concerning this project. These statements are attached and made a part of these minutes. In addition, petitions from residents were submitted in opposition of this project.

2. Pathway to becoming a Nuclear Waste Repository.

Hughs stated giving initial consent of this project indicates the County is willing to accept the risk and become partners. Site identification and characterization is the first step in determining a location for a Repository.

3. Changing one economic base for another with huge negative implications.

The economic base regarding the ranching industry, land values and water supply would suffer tremendously if it could even withstand the impact.

Letters from Malcolm Shelton of Bravo Cattle Company, Kent Satterwhite, General Manager of the Canadian River Municipal Water Authority and Dave Girard of Nara Visa, all opposing this project was submitted and made a part of these records.

Mr. Hughs, along with Jay Cammack requested the Board of Commissioners rescind Resolution No. 27, place a moratorium on future drilling and testing of this nature in Quay County, and issue an Ordinance prohibiting nuclear waste from being stored in Quay County.

Chairman McCasland recognized Dennis Roch, Logan School Superintendent. Roch stated he had initially supported the idea of this project and issued a letter of support to that effect. Since, then he has struggled with the responsibility of that support and his authority to issue the letter on behalf of a school district he represents. Roch read a letter to Mr. Mask withdrawing support of this project and provided a copy of the letter to the Board of Commissioners for the record to reflect.

Chairman McCasland allowed Marc Eckles, Project Manager to respond to the concerns from the meeting today. Eckles appreciated the passing of Resolution No. 27 and understands that it can be revoked. Eckles said this project is not, has never been, and will never be about the storage of nuclear waste in Quay County. Eckles said there are laws at the State and Federal level that protects the interest of the residents of Quay County. Eckles said this is a science and engineering project to determine the feasibility of deep bore holes for storage of nuclear waste. Mr. Eckles introduced Wendy Lambert of ENERCON who expressed her appreciation for the concerns of the passionate citizens in the Nara Visa area. Lambert asked the Commissioners to take in the consideration of all residents of Quay County and not just those of 400 people. Lambert said a lot of information being distributed and discussed are facts

regarding a "Draft Repository Waste Plan Site" and has nothing to do with this scientific project. Lambert stated the regulations and items of concern being presented have nothing to do with this project proposal at Nara Visa.

Chairman McCasland presented Item No. 2 of the Agenda; Discussion/Action regarding Resolution No. 27.

Chairman McCasland gave the floor to Commissioner Dowell who read a statement regarding this project. Commissioner Dowell's statement is attached and made a part of these minutes.

Commissioner Cherry stated he personally believes this Resolution has no positive or negative impact on this project moving forward or ending and that the project itself has great value. Cherry stated even though that is his personal belief, he will protect the interest and wishes of the residents of Quay County.

Chairman McCasland closed by reading his formal statement regarding the project and misinterpretation of a resolution. This statement is attached and made a part of these minutes.

A MOTION was made by Commissioner Sue Dowell, SECONDED by Chairman McCasland to rescind Resolution No. 27. MOTION carried with a roll call vote of Dowell voting "aye", Cherry voting "aye" and McCasland voting "aye".

Chairman McCasland requested break. Time noted 9:45 a.m.

Return to regular session. Time noted 10:15 a.m.

Ellen White, Quay County Clerk presented the following items:

1. For informational purposes, a copy of the current businesses that have purchased an Occupation License from Quay County was distributed. White reported total revenue generated to date is \$5362 with approximately 22 businesses unpaid. White stated the third and final notices for compliance will be presented at the March 13 Board of Commissioners meeting and mailed that day.
2. White requested approval of the 2017 Board of Registration. White stated this Board will assist with the upcoming Purge of the voter registration data base on March 6. White requested the following citizens be appointed:

Nelda Burson, Democrat
Christina M. Wilson, Republican
Evelyn C. Hayes, Republican

A MOTION was made by Mike Cherry, SECONDED by Sue Dowell to approve the 2017 Board of Registration. MOTION carried with Cherry voting "aye", Dowell voting "aye" and McCasland voting "aye".

3. White provided recent School Board Election Statistics and discussed several Bills that have been introduced into Legislation.
4. White informed the Board she is on a committee of County Clerk's assisting the NM Secretary of State with testing and implantation of new voter registration software.

Commissioner Dowell asked White to continue efforts to improve the data base for Quay County in an effort to eliminate duplicate mailing labels for future candidates causing their costs to campaign to be in excess of what is reasonable fee and provide the most accurate information possible.

Russell Shafer, Quay County Sheriff presented the monthly report ending January 30, 2017 from his office. Shafer stated his office is fully staffed with the new addition of Deputy Michael Rey. This report is attached to the minutes.

Donald Adams, Quay County Fire Marshall requested approval of the PERA Annual Reporting Forms for Conservancy District 1 and the Quay Fire District. A MOTION was made by Mike Cherry, SECONDED by Franklin McCasland to approve the forms as presented. MOTION carried with Cherry voting "aye", McCasland voting "aye" and Dowell "abstained".

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

1. Extensions for the CAP/COOP portions of the CDBG Project on Quay Road 63 have been signed and approved.
2. Match Waiver Agreements for the 2016-2017 CAP/COOP Projects have been received.
3. Requests are being submitted for the 2017-2018 CAP/COOP/School Bus Projects.
4. Asphalt was laid on February 11-12 on Quay Road 63. Striping, seeding and clean-up remains to complete the project. Close out should begin on February 15.
5. The next RPO meeting will be held on February 14. Moore will not be able to attend due to the ongoing Quay Road 63 Project.
6. Larry Parker from Desert West was in Tucumcari on February 7 and assisted in making 150 tons of coal mix at \$87 a ton.
7. Quay Road AI has been patched for potholes. A drainage ditch may assist in that area. Moore will follow up with that determination.
8. Crews continue to work on potholes in Quay County.

Commissioner Dowell informed Moore the portion of Quay Road AI north of the Bridge needs repair and has a lot of loose gravel. Moore said they had placed a "loose gravel" sign to slow traffic.

Chairman McCasland stated he received a call from Mrs. Lindsey in the Lesbia area who requested her road be graded.

Richard Primrose presented the following Quay County Manager's Report:

1. Thank the Commissioners, Elected Officials and Staff for their support of him during his absence as a result of his Father's passing.
2. Presented a quote from FacilityBuild for remodeling of the Fairgrounds bathroom to become ADA compliant. The estimate is \$63,142.69. Primrose said he was concerned with proceeding at this point due to the constant turbulence at the state level regarding cuts in budget and funding.

Commissioner Dowell asked if utilizing CES, bypasses the normal RFP process and doesn't allow for locals or others to bid on a project. Primrose said if the County uses CES, it eliminates the costs involved with publications and issuing and receiving an RFP so it is very cost effective. The drawback is that by using a State Contract for services, it does eliminate the normal bidding process for all other vendors.

Commissioner Cherry asked if Primrose would contact some local businesses to see if any are interested in bidding or would submit an estimate.

Chairman McCasland stated this bid is for nearly \$64,000.00 to widen a stall by eliminating one entire stall and reducing the number available. Dowell stated being non-ADA compliant could cost money also.

3. Primrose also presented an additional quote from FacilityBuild for upgrades to the Quay County Detention Center for mechanical renovations in the amount \$94,509.38.

Primrose suggested waiting until the current Legislative Session is over and see what further budget impacts will be imposed in Quay County.

4. Primrose presented the idea of the utilizing electronic board packets for Quay County. Primrose said he sent Ellen White and Sheryl Chambers to Logan to view the program and equipment used by the Village of Logan. Commissioner Cherry stated he also went to view the software to see if it was user friendly and was very impressed with the ease.

White reported it would definitely provide additional transparency to those in attendance as well as the press as the same information could easily be distributed via email to anyone wanting the packets prior to a meeting. White added the time effectiveness and costs savings of bi-monthly paper board packets would quickly be seen in the budget.

Chairman McCasland said he uses something similar on other Boards he is a member of and highly recommends it. McCasland said the ability to have documents easily at your fingertips to send to constituents is a valuable tool.

Primrose said total cost of this conversion would be \$3,989.95. Commissioner Dowell stated she wants to be a good steward of public funds and this project should also wait until the Legislative Session is over. Dowell stated she has asked for the County website to be updated for five years and to date, nothing has been done. Dowell said the website is antiquated, ugly and does not give a positive impression of Quay County. Chairman McCasland said he thinks being as transparent as possible with public meetings is very important and wants to visit the electronic board packets again soon.

5. Presented information from the Southwest Quay & Central Curry Soil and Water Conservation District annual meeting.
6. Presented the monthly Quay County Family Health Center January RPHCA report.

Correspondence:

1. Reported the possibility of the Legislature sweeping Indigent Funds and increasing Medicaid payments to the State with an additional 1/16th of the budget. This would double what we already contribute.
2. The "Great Blocks" meeting will be held at 5:30 tonight, February 13.
3. The SET meeting will be held in Tucumcari on February 15 from 2:00 – 5:00 p.m. at the Convention Center.
4. Quay County Government will be closed Monday, February 20 in observance of Presidents Day.

Commissioner Dowell asked Primrose to contact Ruth Nelson regarding the rodeo arena. Primrose replied he spoke to her twice last week.

ACCOUNTS PAYABLE: A MOTION was made by Mike Cherry, SECONDED by Sue Dowell to approve the expenditures included in the Accounts Payable Reports ending February 9, 2017 MOTION carried with Cherry voting "aye", Dowell voting "aye" and McCasland voting "aye".

A MOTION was made by Mike Cherry, SECONDED by Sue Dowell, to go into Executive Session pursuant to the Open Meetings Act pursuant to Section 10-15-1(H)7 to discuss Threatened or Pending Litigation MOTION carried with Cherry voting "aye", McCasland voting "aye" and Dowell voting "aye".

Time noted 11:20 a.m.

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

Return to regular session. Time noted 11:55 a.m.

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

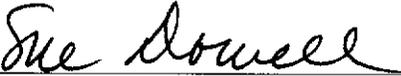
Other Quay County Business That May Arise During the Commission Meeting and/or Comments from the Commissioners: NONE

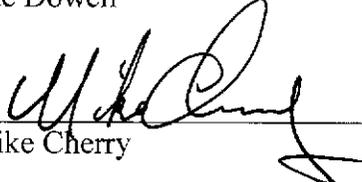
There being no further business, a MOTION was made by Sue Dowell, SECONDED by Mike Cherry to adjourn. MOTION carried with Cherry voting "aye", McCasland voting "aye" and Dowell voting "aye". Time noted 12:00 p.m.

Respectfully submitted by Ellen White, County Clerk.

BOARD OF QUAY COUNTY COMMISSIONERS


Franklin McCasland


Sue Dowell


Mike Cherry

ATTEST:


Ellen L. White, Quay County Clerk



I have attended every meeting. The first meeting was mostly about drilling, etc.

The second meeting had about 20-25 in attendance, including Mr. Mast and Mr. Eckels who represented themselves as the drillers and geologist with two topics: (#1) that there would be no nuclear material used in this TEST site. But the main topic was about a paper they handed out titled "The DOE Consent-Based Siting Process" and repeatedly stated that the project would not take place unless the Nara Visa Community was in approval. I asked who could vote, and Mr. Eckels said he didn't know at this time but he would back with that information. I then asked what percent of the voters was required to approve or deny the project and he said he didn't really have a figure, so I asked what would happen if only 40% or even 80% of the voters wanted the project, and he said if only 40% of the Nara Visa community was for it, "they would be out of here"...they wanted the complete consent of the community... Both verbally and in writing, Enercon's predominate theme was that the Nara Visa community's fullest consent is a requirement for this project to continue, and at no time was it mentioned that if we did not give consent that they had the right to disregard our community's vote and be subject to the County Commissioners or any other branch of government to make this decision for us.

Statement by John Cammack 2-10-17

At the first meeting of the Deep Borehole Project Enercon said this project would happen only with community consent.

At the second meeting on 10-21-2016, Mr. Mast and Mr. Eckels again represented the Deep Bore Hole Project. The purpose of this meeting was to hand out a document titled "The DOE Consent-Based Siting Process" and then they constantly and repeatedly said that community consent was a requirement before this project could happen... When asked about who could vote Marc Echols said it was undecided. When asked what percent was required for approval or rejection, he said he had no specific figure at this time, but when further asked what percent of the community voters were required for the project to continue, for example whether it be 40% or 80%, Mr. Eckels said if only 40% were in favor of the Deep Bore Hole Project they (Enercon) would be "out of here", again stating as per the last item on the hand out that "the local community would have the right to withdraw consent up until the very last stage of the process".

At no time, in any meeting, was a lack of community consent stated by Mr. Eckels, or any of Enercon's people a reason to turn this matter over to the County Commissioners, nor was a lack of community consent given as a right for Enercon to have the ability, at their discretion, to override the community's consent and transfer the vote to the County commissioners, which is very much in contrast to what we had been repeatedly told by Mr. Eckels and the Enercon group verbally and in writing.

THE DOE CONSENT-BASED SITING PROCESS

In December 2015, the United States Department of Energy (DOE) initiated the development of a consent-based siting process for nuclear waste storage and disposal facilities. The first phase of the design of the process was to ask for public comment on what should be considered in a consent-based siting process. This request for public comments included eight public meetings across the United States. DOE summarized the views of the public, both from the public meetings and the written comments, in a September 15, 2016, draft report, "Consent-Based Siting".

The second phase of the design will be the production of a draft initial report on what a consent-based process might look like. DOE is committed to using a collaborative approach, drawing on the information received from the public comments and public meetings, and ongoing discussions with stakeholders and communities, as it develops this initial draft. DOE plans to release the initial draft for public comment by the end of December 2016.

Based on the summary of the public comments in the September 15, 2016 draft report, and the dialogue of the DOE staff with the public at the public meetings, the following key core values and design principles can be anticipated in the December draft report:

- The process will be based on a phased, adaptive, and consent-based approach to the siting of any federal nuclear waste facilities;
- * • "Consent" means finding a location where efforts to site a facility will not face significant opposition from a local host community;
- All regulatory approvals for safety and environmental protection would need to be satisfied;
- The process would be based on the core values of safety and environmental protection; fairness, equity, and environmental justice; transparency, trust, and integrity; and responsibility to stakeholders, the public, and future generations;
- * • The consent-based process would consist of a series of steps with the mutual agreement that the applicable criteria and commitments to the community have been met before proceeding to the next step;
- The Federal government (either the DOE or a new independent organization) would provide funds to local communities who are interested in evaluating the option of hosting a facility, including ensuring that the residents of a community have a full understanding of what is involved in hosting a facility;
- Additional funding would be provided to local communities who wish to further evaluate the feasibility of the site;
- A negotiated agreement between the Federal government and a local community would form the basis for proceeding to evaluate the site, including what types of economic and other incentives would be provided to the local community; and
- * • A local community would have the right to withdraw consent up until the very last stage of the process, most likely the submission of a license application by DOE to the United States Nuclear Regulatory Commission (NRC).

BRAVO CATTLE COMPANY
Box 7
Nara Visa, NM 88430

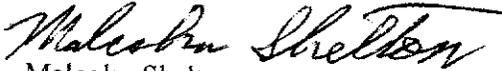
February 10, 2017

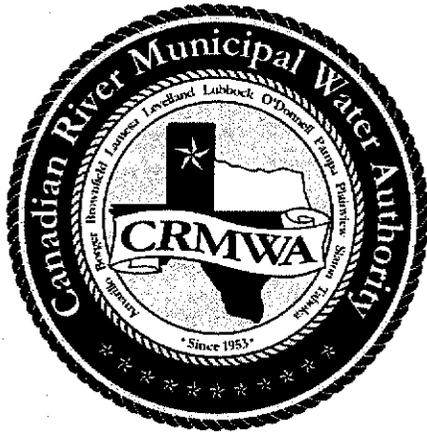
Quay County Board of County Commissioners

To Whom It May Concern:

We own a ranch on the New Mexico state line east of Nara Visa. Enercon approached us probably six months ago asking if we would be interested in allowing them to drill a test hole. We were concerned about the long-term negative impact on land values, so we turned them down. We still have the same concern therefore are opposed to this project.

Concerned,


Malcolm Shelton
Bravo Cattle Company



Canadian River Municipal Water Authority
P.O. Box 9, 9875 Water Authority Rd
Sanford, Texas 79078
Phone (806) 865-3325
Fax (806) 865-3314
www.crmwa.com

February 10, 2017

Quay County Commissioners:

EXECUTIVE COMMITTEE

Steve Tucker, President
Richard Ellis, Vice-President
Kent Satterwhite, General Mgr.
and Secretary-Treasurer

**MEMBER CITIES
DIRECTORS**

AMARILLO

William Hallerberg
Lenny Sadler

BORGER

Glendon Jett
Bill Carder

PAMPA

Jerry Carlson
Mac Smith

PLAINVIEW

Tyke Dipprey
Brian Pohlmeier

LUBBOCK

James Collins
Jay House

SLATON

Steve Tucker

TAHOKA

Jay Dee House

O'DONNELL

Bruce Vaughn

LAMESA

Dale Newberry

BROWNFIELD

Rickey Dunn

LEVELLAND

Richard Ellis
Scott Wade

The Canadian River Municipal Water Authority supplies over ½ million people with water that comes from the Canadian River. Needless to say, we are VERY concerned about the prospect of high level nuclear waste being disposed of in our water shed.

If there were an accidental release, as has happened due to a lack of quality control at Los Alamos, causing a release at the Waste Isolation Pilot Project (based on information released by DOE's accident review board), all surface waters, agricultural lands, etc. in the region could be essentially lost forever. I realize the WIPP release was relatively minor, but the next one??? Also, the Canadian River is a tributary to the Arkansas River, then the Mississippi, and finally the Gulf of Mexico. The magnitude of this issue is obvious.

Not only is our water shed and the Canadian River a concern for us, but the Ogallala Aquifer is as well. It is the dominate aquifer in this area. The wrong combination of events could conceivably contaminate it also.

DOE, by its own admission, has billions of dollars of infrastructure maintenance backlogs because of the lack of planning and funding for life cycle costs. Many government agencies, such as the DOE, are not adequately funded. This means corners must and will be cut and with a project like this, a cut corner could be catastrophic for a long, long, time.

We believe this project should go back to Yucca Mountain where the science has been completed and is on government owned and controlled land. In closing, the Canadian River Municipal Water Authority strongly opposes this project and would be happy to supply a more in depth response on this issue if needed.

Sincerely,

Kent Satterwhite

Kent Satterwhite, P.E.
General Manager

Subject: David Girard

From: Lois Girard (lmeg@plateautel.net)

To: pattyhughs@yahoo.com;

Date: Saturday, February 11, 2017 10:28 PM

My great grandfather came from Dallas and homesteaded 3 miles east of Rosebud, NM. When my grandfather grew up he bought a place south of Rosebud, where he farmed, ranched, started drilling wells and building windmill towers to supplement his income. When my father and my uncles were younger, they learned the trades. My father moved to Nara Visa, in the late 50's and ran a gas station and at the same time pulled wells and helped my grandfather drill. Most of the first well jobs were pulled with rope blocks. When I was small my job was backing up and going forward to lift pipe. I had to stand on the floorboard to see over the hood of the pickup. Probably in 1962 my father built the first of several hydraulic rigs that we owned, to service wells with. I continued to work on wells during my spare time. In the spring of 1972 I left college and drilling and working on wells became my profession.

In the late 70's I drilled test holes on the land south of O'Bar and found that it was not uncommon to hit cavities around 200 feet that caused complete circulation loss after drilling a hundred feet of gravel or more. In the early 80's a lot of irrigation drilling was done on what was part of the old Shoenail Ranch and after a lot of time and expense, most of the wells were found to be salt water. During that time, a company from Dalhart set up rig to drill, south of O'Bar and out of curiosity, my dad and I went to the site occasionally. As I remember the pilot hole was drilled to around 900 feet and the hole was reamed out to 16 inches down 600 feet and cased. The hole was not successful due to a huge water loss problem. The sound of water cascading could be heard in the hole for years. I really never thought about this having an effect of the salt water in the Canadian until a man showed up at my shop one day and asked me to go for a ride with him, we went to the site of Sand Springs and he pointed out a spot where he must have figured out that the old Rock Island well was and told me that top water was mixing with the salt and coming out in the Canadian River bed. I really didn't believe his theory, but the possibility seemed more feasible when I was drilling a few miles west of there some years later. I had already passed the first water level at about 160 feet, and about 218 I hit sand rock. Five feet into this sand rock the bit hit a cavity that lost the circulation. Within seconds the top water was going down the hole and we put a lot of cuttings and bentonite to stop the water draining. The man's theory sure seemed possible. If the large cable tool rig that the railroad used for their wells encountered this same formation and continued drilling without stopping the water loss, the man's theory could be more than a theory.

Ed feel free to edit this however it seems best. Dave

Board of Education
Lynn Birch, President
Bryan Roach, Vice Pres.
Scott Osborn, Secretary
Tom Bruhn, Member
Tom Humble, Member

Logan Municipal Schools

301 North 2nd Street
P.O. Box 67
Logan, NM 88426
Phone: 575-487-2252 Fax: 575-487-9479

School Administration
Dennis J. Roch, Superintendent
Tommy Thompson, Principal
Pat Copeland, Business Mgr.
Jan Filpi, Special Programs
Billy Burns, Athletic Coord.

February 13, 2017

Peter Mast, President
ENERCON Federal Services, Inc.
500 Townpark Lane
Kennesaw, GA 30144-3707

RE: Withdrawal of support for DOE Deep Borehole Field Test in Nara Visa, NM

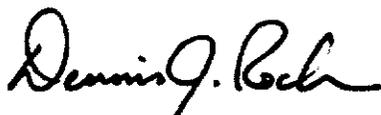
Dear Mr. Mast:

I regret to inform you that, as Superintendent of the Logan Municipal Schools, I am hereby withdrawing my support for your proposed project in Nara Visa, NM.

This reversal of my earlier position (indicated in my letter of October 17, 2016) reflects the mounting community opposition to this project. I take very seriously my responsibility to the many stakeholders served by our public schools, and my position on this matter must therefore honor the community's input.

I am providing copies of this new letter to both the Quay County Commission and the US Department of Energy (DOE), and I trust you will respect my decision and remove my October 17 letter from your project proposal on file with the DOE.

Sincerely,



Dennis J. Roch
Superintendent

For 3 months, we have heard positives and negatives, short term and long term implications, and knowns and unknowns about the borehole project. However, to me, another point needs to be addressed. I am very concerned about events I have witnessed from Enercon representatives.

When representatives attended our first Commission Meeting, they spoke extensively about the importance of community buy-in and support. They discussed contacts they had made and indicated they wanted to hold a community meeting with Nara Visa residents. They explained that a Resolution from this Commission would allow them to move forward in providing information and accessing community buy-in from Nara Visa residents. At least, the connotation of their comments led me to believe that prior to approval of this project, public support and buy-in was a must. I believed the voice of Nara Visa would be a most important factor to moving forward.

When they next came before the Commission, they reported on a meeting held in Nara Visa. As noted in minutes of our Commission Meeting, we were told by Enercon representatives there was good public support for this project from the Nara Visa meeting. We were asked by Mr. Primrose to consider Resolution 27. Again, we questioned the level of citizens' support, and again, Enercon representatives indicated that community support was not only important, but that it existed. Additionally, the company representatives at least gave the connotation that a Resolution from the Commission was needed so they could continue to pursue more and more local support for this project. I believe they were misleading, maybe even deceptive, about the support and the way they would use Resolution 27.

The County Manager had discussed the Resolution with Enercon representatives and indicated he was in favor of our passing the Resolution. Based upon the information provided by the representatives, we voted to pass the requested Resolution. Looking back, I believe more careful scrutiny of the community support claimed by Enercon, and the company's purpose for and planned use of the Resolution should have taken place. In the minutes we approved today, even our County Attorney stated that perhaps the Board of Quay County Commission acted prematurely by adopting the Resolution.

A huge "red flag" to me is the fact that several times, company representatives indicated to us that even though our signing a Resolution was something they desired, still it would be the support of citizens and positive public relations that would determine whether they would be moving on with this project. Every time I heard company representatives speak and every time documents have been handed out, that was the message I heard and saw. However, at the meeting in Nara Visa on February 7, a citizen pointed out the fact that clearly, the majority of those in attendance did not favor the project. He reminded the Enercon representatives that they had said without community support, the project would not advance. To my surprise, the first answer given to this citizen by the Enercon representative was, "We have the document signed

by the Commission.” I do not believe an intent of the Resolution was to override our citizens’ opinion. This use of the Resolution is certainly at odds with what Enercon representatives offered the Commission when we voted in favor of the Resolution, and frankly, appears to attempt to pit the citizens against this Commission.

In early discussions of the benefits Enercon would bring to Nara Visa was that they would need a research building which they would probably construct and then at end of project, they would donate the building to the Community, or to an Educational Institution, or for a Museum program. However, at this last meeting in Nara Visa, one of the men stated that the company, hopefully, would just use the Community Center for their research place.

In at least 2 of the meetings, Enercon representatives have pointed out that Nara Visa is not incorporated, so County Government is the rule there. To those of us who know the dynamics of this County, such use, emphasis, tone, and inflection on that point is somewhat offensive. The truth is that Nara Visa, in many ways, is often self-sufficient. If there is an emergency, community volunteers handle the situation first. If there is need for law enforcement, community volunteers strive to handle the situation for at least 45 minutes to an hour and a half until any law enforcement can arrive there. If a road needs fixed, they step up and donate caliche, water, or other materials.

Industry is sometimes a limited commodity in our county. Through the years, we have seen the railroad come and go. We have seen trucking companies come and go. We have seen other “cures for our financial situations” come and go. However, the agriculture industry in Quay County has consistently, through the ups and downs, remained very vital to us. The citizens in Nara Visa, mostly through the industry of agriculture which you have seen they will strongly protect, help sustain an important monetary pillar in the economics of Quay County.

When anyone approaches Quay County needing something from this Commission and from our Citizens, I pay very close attention. I need to hear their words, but even more importantly, I need to see that their actions are consistent with those words. Honestly, in this Borehole event, I am seeing and hearing inconsistencies from Enercon representatives that concern me very much.

Commissioner Sue Dowell

I want to first thank all of the individuals that have called me or sent an email concerning this proposed borehole. Your input has been valuable and your concerns have been heard and taken seriously by all three of your Commissioners. With that, I'd like to take a minute to provide a brief summary.

On October 10, Peter Mast, President of Enercon Federal Services and Dennis Nielson with DOSECC Exploration Services presented the idea of the project to the Board of Commissioners in a public open meeting. This presentation followed a meeting that Mr. Mast held with some 45 residents of Nara Visa. Mr. Mast reported to the Commissioners the project was well received at that meeting and he continued to provide the fact-based information of their plans to the Board. I want to add, that at this October 10th meeting, not one single person of the 45 that attended the Nara Visa meeting was present to voice concerns or speak against the project.

Based on the information provided, a Resolution presented by Enercon, the Board of Commissioners adopted Resolution No. 27. Let me explain to everyone here exactly what a Resolution is. The New Mexico State University Edge Curriculum for Governments defines a Resolution as being a formal expression of the opinion or will of an official body or public assembly which is adopted by a majority vote. Further stating it is a Statement of Opinion and nothing more. At the conclusion of that meeting, I made it clear the Board was not and would never be in favor of ever using that site for nuclear waste. I directed Mr. Mast and Mr. Nielson to continue setting up public forums to gather community input and keep the Commissioners informed.

Following this meeting on October 10, many constituents contacted the County Manager and all 3 Commissioners asking for information. EVERYTHING that was presented at the October 10 meeting was readily made available to anyone and everyone who desired to receive it.

After receiving numerous calls and emails, the Board of County Commissioners requested a Representative, from this project, attend the January 30 Commission Meeting where the Commissioners agreed to host a public forum for the residents to ask questions and receive information. Marc Eckels, Project Manager for DOSECC Exploration agreed to attend.

Following this 3 hour forum, another meeting was scheduled for public dialog to be held in Nara Visa on February 7 where all Commissioners attended to gather more input and knowledge. A lot of valuable information was presented and received.

This Board operates the most transparent open government of any I have ever been involved in. Commissioners Dowell and Cherry have dedicated their entire lives to public services in this County. I'm a fourth generation farmer and rancher from Quay County. Not a single one of us would ever deliberately do anything to hurt or harm the citizens or communities we were elected to serve and represent.

If it is the pleasure of this Board to rescind this Resolution, I want to make something perfectly clear. Quay County does not have a contract, MOU or deal with the DOE or the exploration companies, and never has. The County does not have jurisdiction over a private land owner with respects to entering into a private contract with ANYONE. The residents in opposition of this project and those in favor need to understand that their battle was never with Quay County Government and still is not. It lies in the hands of the companies proposing this project and the United States Department of Energy, none of which requires this Boards approval or denial.

Chairman Franklin McCasland

QUAY COUNTY BOARD OF REGISTRATION

Pursuant to New Mexico Election Law 1-4-33, at the request of the County Clerk, the County Commissioners shall appoint the Board of Registration which shall consist of three registered voters from the County. The Board shall provide clerical assistance to the County Clerk to aid in work pertaining to voter registration.

Nelda Burson, Democrat
Christina M. Wilson, Republican
Evelyn C. Hayes, Republican

January 30, 2017

Quay County Sheriff's Office report.

Calls for Service

Month Reported	Count
January	81
February	0
March	0
April	0
May	0
June	0
July	0
August	0
September	0
October	0
November	0
December	0

Civil Process

Month Received	Count
January	87
February	0
March	0
April	0
May	0
June	0
July	0
August	0
September	0
October	0
November	0
December	0

Prisoner Transports

Month Reported	Count
January	17
February	0
March	0
April	0
May	0
June	0
July	0
August	0
September	0
October	0
November	0
December	0

Arrest

Month Arrested	Count
January	13
February	0
March	0
April	0
May	0
June	0
July	0
August	0
September	0
October	0
November	0
December	0

Citations

Month Issued	Count
January	27
February	0
March	0
April	0
May	0
June	0
July	0
August	0
September	0
October	0
November	0
December	0

Traffic Stops

Month Occurred	Count
January	58
February	0
March	0
April	0
May	0
June	0
July	0
August	0
September	0
October	0
November	0
December	0

	Year	Total Mileage
Seven full time Law Enforcement Officer's	Q-1 14 UNIT -0262	17985
1 Sheriff	Q-2 16 UNIT -6749	44473
1 Under Sheriff	Q-3 10 UNIT -8905	63780
5 Deputies	Q-4 10 UNIT -3120	103090
	Q-5 08 UNIT -9874	110290
	Q-7 13 UNIT -7693	106313
	Q-8 16 UNIT -7213	1404

Russell Shafer, Sheriff



PERA

Public Employees
Retirement Association
of New Mexico

33 Plaza La Prensa, Santa Fe, New Mexico 87507
(505) 476-9401 fax (505) 476-9300 voice
(800) 342-3422 Toll-Free
www.nmpera.org

Volunteer Firefighters Annual Reporting Form

SECTION A – VOLUNTEER FIREFIGHTER DEPARTMENT – GENERAL INFORMATION

- Department Name: Conservancy 1 Fire Quay County
- Department Mailing Address: P.O. Box 725
City, State: Tucumcari, NM Zip Code: 88401
- PERA Number: 09636
- Fire Chief: John Hinze Email Address: pastorjohn@fbctuc.com
- Phone (work): (575) 461-2724 (home) ()

SECTION B – DEPARTMENT TOTALS

1.	New Member enrollments (Applications for Membership enclosed):	4
2.	Member with prior service reported this year:	7
3.	Total number of volunteer firefighters reported this year:	11

SECTION C - CERTIFICATION

I, John E. Hinze fire chief of Conservancy 1 Fire Quay County
Volunteer Firefighter Department, affirm that the records submitted to PERA are true and correct.

John E. Hinze
Signature of Fire Chief

1-4-17
Date

Franklin McCasland
Municipal Mayor or Chairman of County Commission

2-13-17
Date

State of New Mexico)
County of Quay) SS:

Subscribed and sworn to before me by Franklin McCasland on this the 13 day of February 2017

My Commission Expires 3-21-2019 Notary Public Telephone No: 575-461-0570

Notary Signature Eden Lubing

Return this Summary and the Qualification Record form on or before March 31 of each calendar year to the Public Employees Retirement Association. All Records must be entered online by the department. Reports can only be entered until March 31. After that date, the reports become Read Only. Keep copies for your records.



PERA

Public Employees
Retirement Association
of New Mexico

33 Plaza La Prensa, Santa Fe, New Mexico 87507
(505) 476-9401 fax (505) 476-9300 voice
(800) 342-3422 Toll-Free
www.nmpera.org

Volunteer Firefighters Annual Reporting Form

SECTION A - VOLUNTEER FIREFIGHTER DEPARTMENT - GENERAL INFORMATION

1. Department Name: QUAY FIRE DEPARTMENT

2. Department Mailing Address: PO BOX 643
City, State: TUCUMCARI, NEW MEXICO Zip Code: 88401

3. PERA Number: 09755

4. Fire Chief: GERALD HIGHT Email Address: ghight@plateautel.net

5. Phone (work): (575) 487-2002 (home) (575) 403-8076

SECTION B - DEPARTMENT TOTALS

1.	New Member enrollments (Applications for Membership enclosed):	2
2.	Member with prior service reported this year:	12
3.	Total number of volunteer firefighters reported this year:	14

SECTION C - CERTIFICATION

I, Gerald Hight, fire chief of Quay Fire Dept.
Volunteer Firefighter Department, affirm that the records submitted to PERA are true and correct.

Gerald Hight
Signature of Fire Chief

Date

Franklin McCaskey
Municipal Mayor or Chairman of County Commission

Date

State of New Mexico)
County of Quay) SS:

Subscribed and sworn to before me by Franklin McCaskey on this the 13 day of February, 2017

My Commission Expires 3-21-2019 Notary Public Telephone No: 575-940-0518

Notary Signature Ellen Reulize

Return this Summary and the Qualification Record form on or before March 31 of each calendar year to the Public Employees Retirement Association. All Records must be entered online by the department. Reports can only be entered until March 31. After that date, the reports become Read Only. Keep copies for your records.