



LEA COUNTY BOARD OF COUNTY COMMISSIONERS

Thursday, March 10, 2022 9:15 A.M.
Regular Meeting

Lea County Courthouse
100 North Main, Lovington, New Mexico 88260



Consideration of Lea County Resolution No. 22-MAR-053R Approving the February 17, 2022 Regular Meeting Minutes

Pat Sims (District 5)
Voted: Yes No

ATTEST: Keith
Lea C

By: Teri Davis, Dep

STATE OF NEW MEXICO COUNTY OF LEA RESOLUTION NO. 22-MAR-052R

A RESOLUTION APPROVING THE LEA COUNTY BOARD OF COUNTY COMMISSIONERS MEETING MINUTES

WHEREAS Section 10-15-1 through 10-15-4 of the Open Meetings Act (NMSA 1978), states that, except as may be otherwise provided in the Constitution or the provisions of the Open Meetings Act, all meetings of a quorum of members of any board, council, commission or other policy making body of any state or local public agency held for the purpose of formulating public policy, discussing public business or for the purpose of taking any action within the authority of or the delegated authority of such body, are declared to be public meetings open to the public at all times; and

WHEREAS the board, commission or other policy making body shall keep written minutes of all its meetings. The minutes shall include at a minimum the date, time and place of the meeting, the names of members in attendance and those absent, the substance of the proposals considered and a record of any decisions and votes taken that show how each member voted; and

WHEREAS all minutes are open to public inspection. Draft minutes shall be prepared within ten working days after the meeting and shall be approved, amended or disapproved at the next meeting where a quorum is present. Minutes shall not become official until approved by the policymaking body; and

WHEREAS NMSA 1978, Section 4-38-12 as amended, allows the County Commission to establish rules and regulations to govern the transaction of county business in these meetings.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Lea County that the attached minutes are hereby approved

PASSED AND APPROVED on this 10th day of March, 2022, by the Lea County Board of County Commissioners in an open meeting in Lovington, New Mexico.

LEA COUNTY BOARD OF COUNTY COMMISSIONERS

Dean Jackson (District 1), Chair
Voted: Yes No Abstain

Gary G. Eidson (District 3), Vice Chair
Voted: Yes No Abstain

Rebecca Long (District 2), Member
Voted: Yes No Abstain

Jonathan Sena (District 4), Member
Voted: Yes No Abstain

Minutes of Meeting
Lea County Board of Commissioners
February 17, 2022
Chair Jackson called the meeting to order at 9:00 a.m. in the Lea County Courthouse
Commissioners present were, to wit: Chair Dean Jackson, District 1, Vice Chair Gary G. Eidson, District 3, Commissioner Rebecca Long District 2, Commissioner Jonathan Sena, District 4, Commissioner Pat Sims, District 5.
Also present were Lea County Manager Michael P. Gallagher II, and Lea County Attorney John W. Caldwell.
Commissioner Sims led the Pledge of Allegiance followed by the Invocation by Commissioner Sena.

- ITEM 01: COMMISSION
- Consideration of Lea County Resolution No. 22-FEB-028R Approving the January 13, 2022 Regular Meeting Minutes
Chair Jackson requested approval and asked if there were any public or Commissioner comments concerning this agenda item. Vice Chair Eidson moved to approve No. 22-FEB-028R Approving the January 13, 2022 Regular Meeting Minutes. The motion was seconded by Commissioner Sena. Secretary polled the Commission, Chair Jackson, yes; Vice Chair Eidson, yes; Commissioner Sena, yes; Commissioner Sims, yes; Commissioner Long, yes. The motion passed.
 - Public Comments
 - Rosalinda Moreno, Executive Director, Hearts Desire Inc. Spoke to the Commission and Attendees about seeking funding for the Women's Recovery Program this year. Thanked everyone for their continued support.
 - Commissioner and Manager Comments
 - Commissioner Long – Spoke about the end of Legislative Session today at noon. She has watched them pass bad legislation up and until the last 30 seconds of session. Expressed that everyone around the state is waiting to see what happens by noon today.
 - Commissioner Sims – No Comment.
 - Commissioner Sena – Usually in January on MLK day they have a celebration of civil rights and the life of Dr. Martin Luther King. This year the celebration will take place Monday 2/21/2022 beginning with a parade starting at the Martin Luther King Complex and ending at Booker T. Washington School. There will be food and they have partnered with the United Way to provide giveaways as well. He added that this was a very

MINUTES
OF
MEETING



Commissioners and Manager Comments



Consideration of Lea County Resolution No. 22-MAR-053R Amending Lea County Resolution No. 21-NOV-241R Regarding the Lea County Board of County Commissioners Meeting Dates for Calendar Year 2022

LCBCC 2022 Meetings Remaining with Changes

- Thursday, March 31, 2022 9:00 A.M.
- Thursday, April 14, 2022 9:00 A.M.
- Thursday, April 28, 2022 9:00 A.M.
- Thursday, May 12, 2022 9:00 A.M.
- Thursday, May 26, 2022 9:00 A.M.
- Thursday, June 9, 2022 9:00 A.M.
- Monday, June 13, 2022 9:00 A.M. (Special Mtg - Certify Canvass)**
- Thursday, July 14, 2022 9:00 A.M.
- Thursday, August 18, 2022 9:00 A.M.
- Thursday, September 8, 2022 9:00 A.M.
- Thursday, September 22, 2022 9:00 A.M.
- Thursday, October 6, 2022 9:00 A.M.
- Thursday, October 20, 2022 9:00 A.M.
- Thursday, November 3, 2022 9:00 A.M.
- Thursday, November 17, 2022 **8:45 A.M.** (Special Mtg - Certify Canvass)
- Thursday, November 17, 2022 **9:00 A.M.**
- Thursday, December 8, 2022 9:00 A.M.

Lea County Board of County Commissioners
2022 Commission Meeting Calendar

JANUARY							FEBRUARY							MARCH							APRIL						
S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S
1	2	3	4	5	6	7	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21
22	23	24	25	26	27	28	22	23	24	25	26	27	28	29	30	31											
30	31																										
MAY							JUNE							JULY							AUGUST						
S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S
1	2	3	4	5	6	7	1	2	3	4	5	6	7	1	2	3	4	5	6	7	1	2	3	4	5	6	7
8	9	10	11	12	13	14	8	9	10	11	12	13	14	8	9	10	11	12	13	14	8	9	10	11	12	13	14
15	16	17	18	19	20	21	15	16	17	18	19	20	21	15	16	17	18	19	20	21	15	16	17	18	19	20	21
22	23	24	25	26	27	28	22	23	24	25	26	27	28	22	23	24	25	26	27	28	22	23	24	25	26	27	28
29	30	31					29	30	31					29	30	31					29	30	31				
SEPTEMBER							OCTOBER							NOVEMBER							DECEMBER						
S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S
1	2	3	4	5	6	7	1	2	3	4	5	6	7	1	2	3	4	5	6	7	1	2	3	4	5	6	7
8	9	10	11	12	13	14	8	9	10	11	12	13	14	8	9	10	11	12	13	14	8	9	10	11	12	13	14
15	16	17	18	19	20	21	15	16	17	18	19	20	21	15	16	17	18	19	20	21	15	16	17	18	19	20	21
22	23	24	25	26	27	28	22	23	24	25	26	27	28	22	23	24	25	26	27	28	22	23	24	25	26	27	28
29	30	31					29	30	31					29	30	31					29	30	31				

NOTES
LCBCC Meetings
Employee Holidays
NMC Meetings
NACo Meetings
Elections
LC Annual Employee Luncheon Mtg
Regular Meetings: 19
Special Meetings Set: 3 - Certify Canvass of Elections
Special Meetings Pending: 1 in September - Certify Tax Rates
Total Meetings: 23 (including Pending Special Meetings)

STATE OF NEW MEXICO COUNTY OF LEA RESOLUTION NO. 22-MAR-053R

A RESOLUTION AMENDING LEA COUNTY RESOLUTION NO. 21-NOV-241R REGARDING THE LEA COUNTY BOARD OF COUNTY COMMISSIONERS MEETING DATES FOR CALENDAR YEAR 2022

WHEREAS, Section 10-15-1 through 10-15-4 of the Open Meetings Act (NMSA 1978), states that, except as may be otherwise provided in the Constitution or the provisions of the Open Meetings Act, all meetings of a quorum of members of any board, council, commission or other policy making body of any state or local public agency held for the purpose of formulating public policy, discussing public business or for the purpose of taking any action within the authority of or the delegated authority of such body, are declared to be public meetings open to the public at all times; and

WHEREAS, any meetings subject to the Open Meetings Act at which the discussion or adoption of any proposed resolution, rule, regulation or formal action occurs shall be held only after reasonable notice to the public; and

WHEREAS, the Open Meetings Act, NMSA 1978, Section 10-15-1(D), requires the Board of County Commissioners of Lea County ("County Commission") to determine annually what constitutes reasonable notice of its public meetings; and

WHEREAS, Lea County Resolution No. 21-NOV-241R (adopted November 4, 2021) set the Lea County Board of County Commissioners 2022 meeting dates and times; and

WHEREAS, Lea County staff has received a request to amend the remainder of the 2022 meeting date and times; and

WHEREAS, the following dates and times include the requested change(s):

- Thursday, March 31, 2022 9:00 A.M.
- Thursday, April 14, 2022 9:00 A.M.
- Thursday, April 28, 2022 9:00 A.M.
- Thursday, May 12, 2022 9:00 A.M.
- Thursday, May 26, 2022 9:00 A.M.
- Thursday, June 9, 2022 9:00 A.M.
- Monday, June 13, 2022 9:00 A.M. (Special Mtg - Certify Canvass)
- Thursday, July 14, 2022 9:00 A.M.
- Thursday, August 18, 2022 9:00 A.M.
- Thursday, September 8, 2022 9:00 A.M.
- Thursday, September 22, 2022 9:00 A.M.
- Thursday, October 6, 2022 9:00 A.M.
- Thursday, October 20, 2022 9:00 A.M.
- Thursday, November 3, 2022 9:00 A.M.

LEA COUNTY BOARD OF COUNTY COMMISSIONERS
COUNTY OF LEA
RESOLUTION NO. 22-MAR-053R

Mtg - Certify Canvass)

County Commissioners of Lea County that

in 2022 by the Lea County Board of

SSIONERS

Edison/Dist of 3) Vice Chair

res. No. Abstain

Serna (District 4) Member

res. No. Abstain

ED AS TO FORM AND LEGAL
ENCY:

Sowell, County Attorney

Consideration of Lea County Resolution No. 22-MAR-054R Approving Participation in Litigation Opposing the State of New Mexico's Adopted New Mexico Congressional Districts

Article One of the United States Constitution establishes the United States House of Representatives, primarily apportioning its members based on population, with reapportionment occurring every ten years after the decennial United States census.

In 2021 the New Mexico legislature created the Citizen Redistricting Committee (CRC) to develop as one of its duties Congressional District maps that allow New Mexico voters to choose their representatives, not the other way around.

The New Mexico legislature ignored the recommendations of the CRC and adopted its own Congressional Districts and for the first time since New Mexico has had three members of the U.S. House of Representatives, more than 40 years, divided Lea County and its largest municipality into two separate Congressional districts, making all three Congressional Districts more favorable to the political party now in control of all three branches of state government and ignoring the community of interests criterion, just as the Speaker of the New Mexico House of Representatives implied after the 2020 elections the legislature would do.

The Citizens of Lea County are negatively impacted by the unconstitutional acts of the New Mexico legislature in adopting the new Congressional Districts.

Lea County should either file a motion to intervene in ongoing litigation challenging the Congressional District map or file its own complaint initiating litigation challenging the Congressional District map

STATE OF NEW MEXICO
COUNTY OF LEA
RESOLUTION NO. 22-MAR-054R

A RESOLUTION APPROVING PARTICIPATION IN LITIGATION OPPOSING THE STATE OF NEW MEXICO'S ADOPTED NEW MEXICO CONGRESSIONAL DISTRICTS

WHEREAS, Article One of the United States Constitution establishes the United States House of Representatives, primarily apportioning its members based on population, with reapportionment occurring every ten years after the decennial United States census; and

WHEREAS, in 2021 the New Mexico legislature created the Citizen Redistricting Committee (CRC) to develop as one of its duties Congressional District maps that allow New Mexico voters to choose their representatives, not the other way around; and

WHEREAS, the New Mexico legislature ignored the recommendations of the CRC and adopted its own Congressional Districts and for the first time since New Mexico has had three members of the U.S. House of Representatives, more than 40 years, divided Lea County and its largest municipality into two separate Congressional districts, making all three Congressional Districts more favorable to the political party now in control of all three branches of state government and ignoring the community of interests criterion, just as the Speaker of the New Mexico House of Representatives implied after the 2020 elections the legislature would do; and

WHEREAS, the citizens of Lea County are negatively impacted by the unconstitutional acts of the New Mexico legislature in adopting the new Congressional Districts;

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Board of County Commissioners of Lea County that Lea County either file a motion to intervene in ongoing litigation challenging the Congressional District map or file its own complaint initiating litigation challenging the Congressional District map.

BE IT FURTHER RESOLVED that the County Manager or his designee may execute any documents or agreements consistent with this Resolution.

PASSED, APPROVED AND ADOPTED on this 10th day of March, 2022, by the Lea County Board of County Commissioners in an open meeting in Lovington, New Mexico.

LEA COUNTY BOARD OF COUNTY COMMISSIONERS

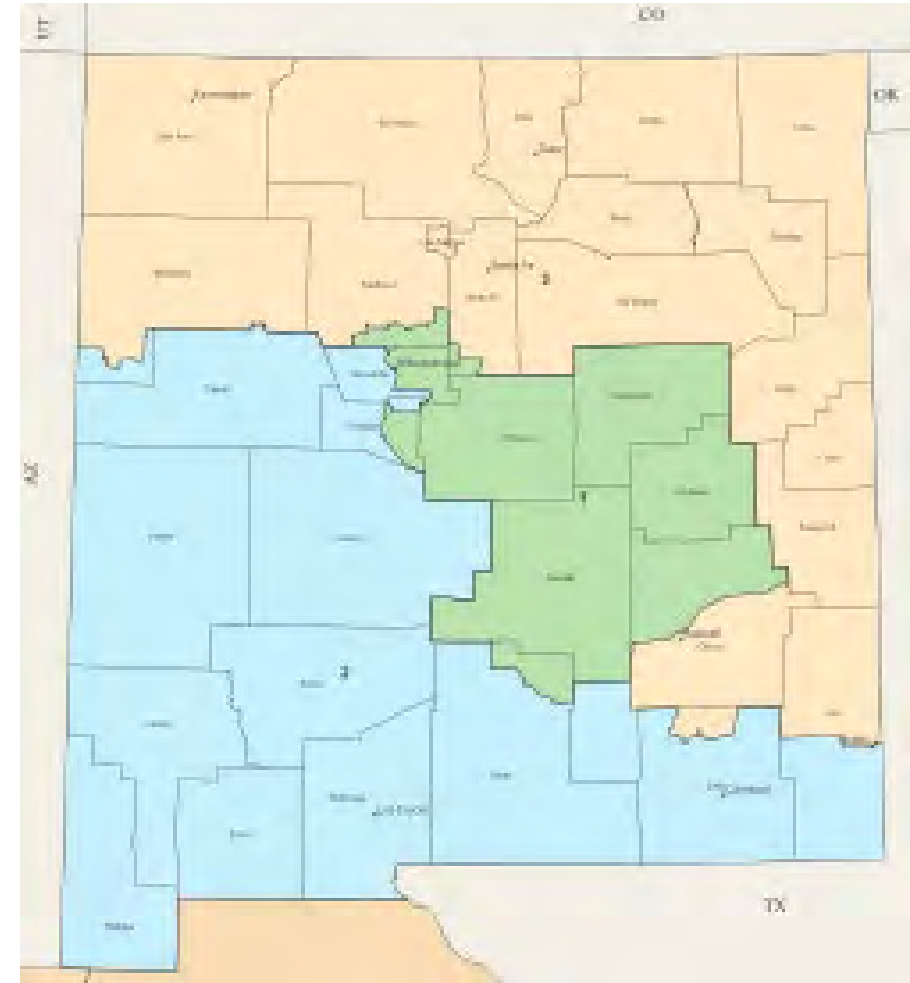
Dean Jackson (District 1), Chair
Voted: Yes No Abstain

Gary G. Eidson (District 3), Vice Chair
Voted: Yes No Abstain

Previous



Adopted 2021



Consideration of Lea County Resolution No. 22-MAR-055R Authorizing In State Travel March 24, 2022 for the County Commissioners to attend the New Mexico Counties Legislative Regional Meeting in Roswell, Chaves County, New Mexico

On 01/13/2022, , the LCBCC adopted LC Resolution No. 22-JAN-017R approving Travel, Per Diem, Mileage, & Reimbursement Policies for Lea County. The LCBCC approval or ratification by majority of the vote is required for all travel for the County Manager and LCBCC. The County Manager has submitted the following travel request(s) for authorization:

Traveler(s):	Commissioner Dean Jackson, Chair Commissioner Rebecca Long Commissioner Jonathan Sena Commissioner Pat Sims
Department:	Commissioners
Travel Dates:	March 24, 2022
Location:	Roswell, Chaves County, New Mexico
Purpose:	2022 NMC Legislative Regional Meetings



STATE OF NEW MEXICO
COUNTY OF LEA
RESOLUTION NO. 22-MAR-055R

A RESOLUTION AUTHORIZING IN STATE TRAVEL MARCH 24, 2022 FOR THE COUNTY COMMISSIONERS TO ATTEND THE NEW MEXICO COUNTIES LEGISLATIVE REGIONAL MEETING IN ROSWELL, CHAVES COUNTY, NEW MEXICO

WHEREAS, on January 13, 2022, the Lea County Board of County Commissioners adopted Lea County Resolution No. 22-JAN-017R approving Travel, Per Diem, Mileage, and Reimbursement Policies for Lea County; and

WHEREAS, Paragraph 14 Section G of the Travel, Per Diem, Mileage, and Reimbursement Policies requires Commission Meeting approval for the Lea County Manager and Commissioners; and

WHEREAS, New Mexico Counties (NMC) will host five (5) complimentary Legislative Regional Meetings for the NMC legislative team, fellow county members, and local legislators to discuss the 2022 legislative session and begin planning for the next session; and

WHEREAS, the Lea County Manager submitted the following out of state travel request(s) for authorization:

Traveler(s):	Commissioner Dean Jackson, Chair Commissioner Rebecca Long Commissioner Jonathan Sena Commissioner Pat Sims
Department:	Executive Department (Commission)
Travel Dates:	March 24, 2022
Location:	Roswell, Chaves County, New Mexico
Purpose:	2022 New Mexico Counties Legislative Regional Meeting

WHEREAS, the Lea County Board of County Commissioners authorization is required for the above listed travel.

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Lea County that the above listed travel is hereby authorized.

PASSED AND APPROVED on this 10th day of March, 2022, by the Lea County Board of County Commissioners in an open meeting in Lovington, New Mexico.

LEA COUNTY BOARD OF COUNTY COMMISSIONERS

Dean Jackson (District 1), Chair
Voted: Yes No Abstain

Gary G. Eidson (District 3), Vice Chair
Voted: Yes No Abstain

LCBCC Regular Meeting 03-10-2022
Resolution No. 22-MAR-055R - A Resolution Authorizing in State Travel March 24, 2022 for the County Commissioners to Attend the New Mexico Counties
Legislative Regional Meeting in Roswell, Chaves County, New Mexico
Page 1 of 2



Consideration of Lea County Resolution No. 22-MAR-056R Authorizing In State Travel June 12 - 18, 2022 for the County Commissioners to attend the 2022 New Mexico Counties Annual Conference in Albuquerque, Bernalillo County, New Mexico

On 01/13/2022, , the LCBCC adopted LC Resolution No. 22-JAN-017R approving Travel, Per Diem, Mileage, & Reimbursement Policies for Lea County. The LCBCC approval or ratification by majority of the vote is required for all travel for the County Manager and LCBCC. The County Manager has submitted the following travel request(s) for authorization:

Traveler(s):	Commissioner Dean Jackson, Chair Commissioner Rebecca Long Commissioner Gary Eidson, Vice Chair Commissioner Jonathan Sena Commissioner Pat Sims
Department:	Commissioners
Travel Dates:	June 12 - 19, 2022
Location:	Albuquerque, Bernalillo County, New Mexico
Purpose:	2022 NMC Annual Conference



STATE OF NEW MEXICO
COUNTY OF LEA
RESOLUTION NO. 22-MAR-056R

A RESOLUTION AUTHORIZING IN STATE TRAVEL JUNE 12 - 18, 2022 FOR THE COUNTY COMMISSIONERS TO ATTEND THE 2022 NEW MEXICO COUNTIES ANNUAL CONFERENCE IN ALBUQUERQUE, BERNALILLO COUNTY, NEW MEXICO

WHEREAS, on January 13, 2022, the Lea County Board of County Commissioners adopted Lea County Resolution No. 22-JAN-017R approving Travel, Per Diem, Mileage, and Reimbursement Policies for Lea County; and

WHEREAS, Paragraph 14 Section G of the Travel, Per Diem, Mileage, and Reimbursement Policies requires Commission Meeting approval for the Lea County Manager and Commissioners; and

WHEREAS, New Mexico Counties (NMC) will host the annual conference June 13 – 17, 2022 to provide educational and networking opportunities for its members; and

WHEREAS, the Lea County Manager submitted the following out of state travel request(s) for authorization:

Traveler(s):	Commissioner Dean Jackson, Chair Commissioner Rebecca Long Commissioner Gary Eidson, Vice Chair Commissioner Jonathan Sena Commissioner Pat Sims
Department:	Executive Department (Commission)
Travel Dates:	June 12 – 19, 2022
Location:	Albuquerque, Bernalillo, New Mexico
Purpose:	2022 New Mexico Counties Annual Conference

WHEREAS, the Lea County Board of County Commissioners authorization is required for the above listed travel.

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Lea County that the above listed travel is hereby authorized.

PASSED AND APPROVED on this 10th day of March, 2022, by the Lea County Board of County Commissioners in an open meeting in Lovington, New Mexico.

LEA COUNTY BOARD OF COUNTY COMMISSIONERS

Dean Jackson (District 1), Chair
Voted: Yes No Abstain

Gary G. Eidson (District 3), Vice Chair
Voted: Yes No Abstain

LCBCC Regular Meeting 03-10-2022
Resolution No. 22-MAR-056R - A Resolution Authorizing in-State Travel June 12 - 19, 2022 for the County Commissioners to attend the 2022 New Mexico Counties Annual Conference in Albuquerque, Bernalillo County, New Mexico
Page 1 of 2

Consideration of Lea County Resolution No. 22-MAR-057R Authorizing Out of State Travel July 20 - 25, 2022 for the County Commissioners and County Manager to attend the 2022 National Association of Counties Annual Conference in Adams County, Colorado

On 01/13/2022, , the LCBCC adopted LC Resolution No. 22-JAN-017R approving Travel, Per Diem, Mileage, & Reimbursement Policies for Lea County. The LCBCC approval or ratification by majority of the vote is required for all travel for the County Manager and LCBCC. The County Manager has submitted the following travel request(s) for authorization:

Traveler(s): Commissioner Dean Jackson, Chair
Commissioner Rebecca Long
Commissioner Gary Eidson, Vice Chair
Commissioner Jonathan Sena
Commissioner Pat Sims
County Manager Mike Gallagher

Department: Executive/Commissioners

Travel Dates: July 20 - 25, 2022

Location: Adams County, Colorado

Purpose: 2022 NACo Annual Conference



STATE OF NEW MEXICO COUNTY OF LEA RESOLUTION NO. 22-MAR-057R

A RESOLUTION AUTHORIZING OUT OF STATE TRAVEL JULY 20 - 25, 2022 FOR THE COUNTY COMMISSIONERS AND COUNTY MANAGER TO ATTEND THE 2022 NATIONAL ASSOCIATION OF COUNTIES ANNUAL CONFERENCE IN ADAMS COUNTY, COLORADO

WHEREAS, on January 13, 2022, the Lea County Board of County Commissioners adopted Lea County Resolution No. 22-JAN-017R approving Travel, Per Diem, Mileage, and Reimbursement Policies for Lea County; and

WHEREAS, Paragraph 14 Section G of the Travel, Per Diem, Mileage, and Reimbursement Policies requires Commission Meeting approval for the Lea County Manager and Commissioners; and

WHEREAS, the National Association of Counties (NACo) will host the annual conference July 21 - 24, 2022 to provide educational and networking opportunities for its members; and

WHEREAS, the Lea County Manager submitted the following out of state travel request(s) for authorization:

Traveler(s): Commissioner Dean Jackson, Chair
Commissioner Rebecca Long
Commissioner Gary Eidson, Vice Chair
Commissioner Jonathan Sena
Commissioner Pat Sims
County Manager Mike Gallagher

Department: Executive/Commission Department

Travel Dates: July 20 - 25, 2022

Location: Adams County, Colorado

Purpose: 2022 National Association of Counties Annual Conference

WHEREAS, the Lea County Board of County Commissioners authorization is required for the above listed travel.

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Lea County that the above listed travel is hereby authorized.

PASSED AND APPROVED on this 10th day of March, 2022, by the Lea County Board of County Commissioners in an open meeting in Lovington, New Mexico.

Consideration of Lea County Resolution No. 22-MAR-058R Authorizing a Freemasons Cornerstone Ceremony at the Lea County Judicial Complex

Now that the construction of the Lea County Judicial Complex has been completed, Lea County wishes to have a cornerstone ceremony to highlight the significance and importance of the Lea County Judicial Complex the construction.

The Freemasons of New Mexico are able and willing to volunteer their time to perform a cornerstone ceremony at the Lea County Judicial Complex.

County staff will schedule the ceremony for a date and time that is mutually agreed upon by the Freemasons & Lea County.



STATE OF NEW MEXICO
COUNTY OF LEA
RESOLUTION NO. 22-MAR-058R
A RESOLUTION AUTHORIZING A FREEMASONS CORNERSTONE CEREMONY AT THE LEA COUNTY JUDICIAL COMPLEX

WHEREAS, the construction of the Lea County Judicial Complex has been completed; and

WHEREAS, Lea County wishes to have a cornerstone ceremony to highlight the significance and importance of the Lea County Judicial Complex the construction; and

WHEREAS, the Freemasons of New Mexico are able and willing to volunteer their time to perform a cornerstone ceremony at the Lea County Judicial Complex.

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Lea County that the Freemasons of New Mexico are approved to perform a cornerstone ceremony at the Lea County Judicial Complex.

BE IT FURTHER RESOLVED that county staff will schedule the ceremony for a date and time that is mutually agreed upon by the Freemasons & Lea County.

PASSED AND APPROVED on this 10th day of March, 2022, by the Lea County Board of County Commissioners in an open meeting in Lovington, New Mexico.

LEA COUNTY BOARD OF COUNTY COMMISSIONERS

Dean Jackson (District 1), Chair
Voted: Yes No Abstain

Gary G. Eidson (District 3), Vice Chair
Voted: Yes No Abstain

Rebecca Long (District 2), Member
Voted: Yes No Abstain

Jonathan Sena (District 4), Member
Voted: Yes No Abstain

Pat Sims (District 5), Member
Voted: Yes No Abstain



BUREAU OF BUSINESS & ECONOMIC RESEARCH

Lea County Economic Analysis

RESEARCH FUNDED BY LEA COUNTY

MICHAEL O'DONNELL, PH.D AND JULIAN BACA, M.A.

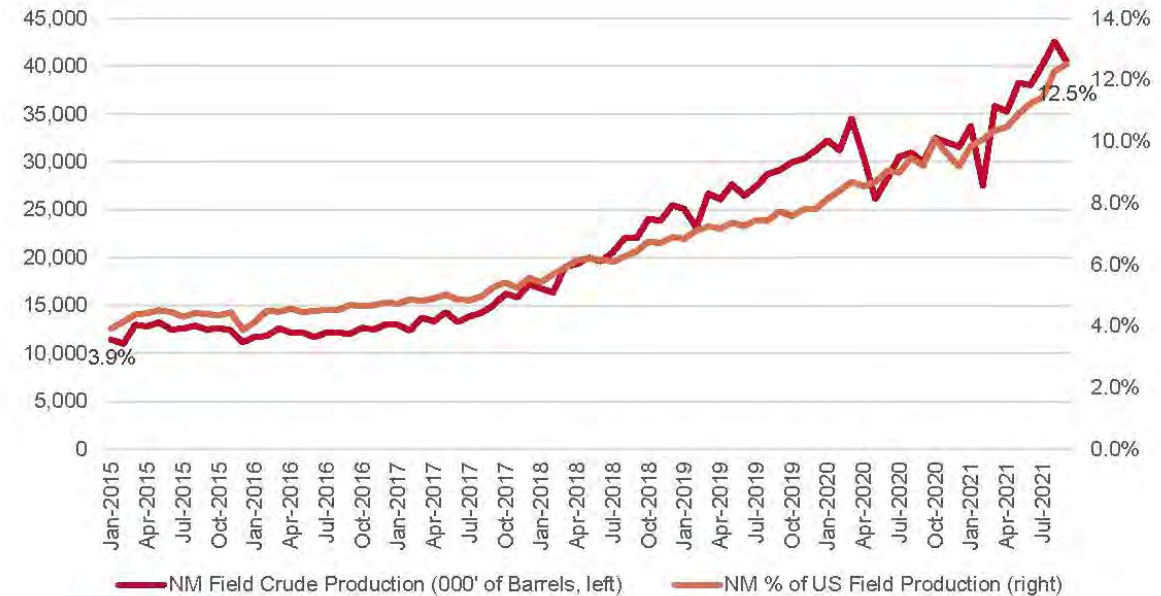
MO8684@UNM.EDU

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FEBRUARY 3, 2022

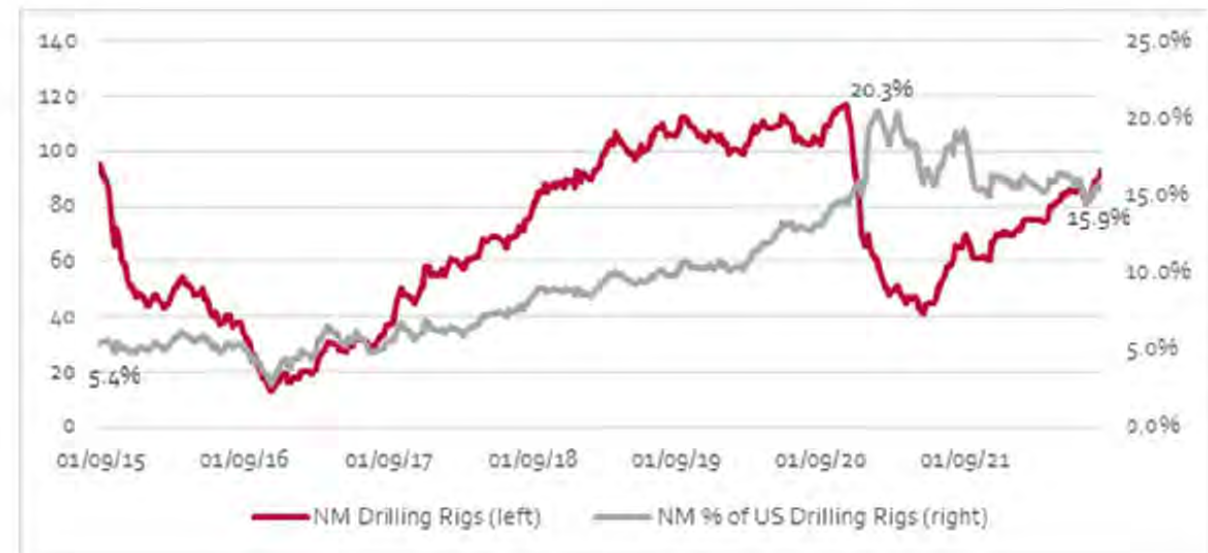
NM Oil & Gas Market Overview

- NM crude oil production touched a high of 42,000 barrels in August 2021;
- NM's share of total US crude oil production also reached an all-time high of 12.5% in September of 2021 (by way of comparison, this level was 4% in 2016)



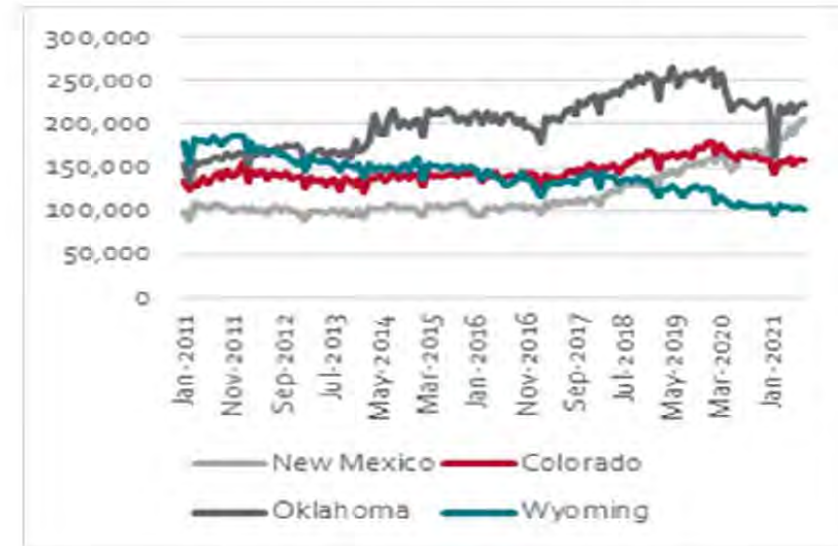
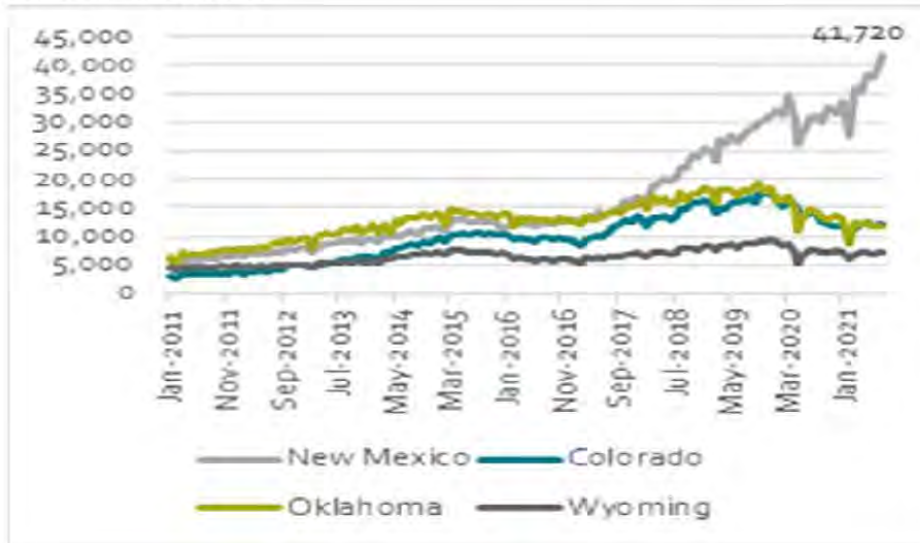
NM Oil & Gas Market Overview

- Drilling activity has accelerated in New Mexico in the last five years;
- Prior to 2017, about 5.5% of all rigs operating in the US were in New Mexico; that percentage slowly increased, peaking over 20% by May 2020;
- Coinciding with the low West Texas Intermediate price, rig counts fell from about 115 in March 2020 to a recent low of 41 in September 2020;
- Rig counts have recovered and by the end of 2021 totaled about 93;
- Currently, about 16% of all rigs operating in the US are operating in New Mexico.



NM Oil & Gas Market Overview

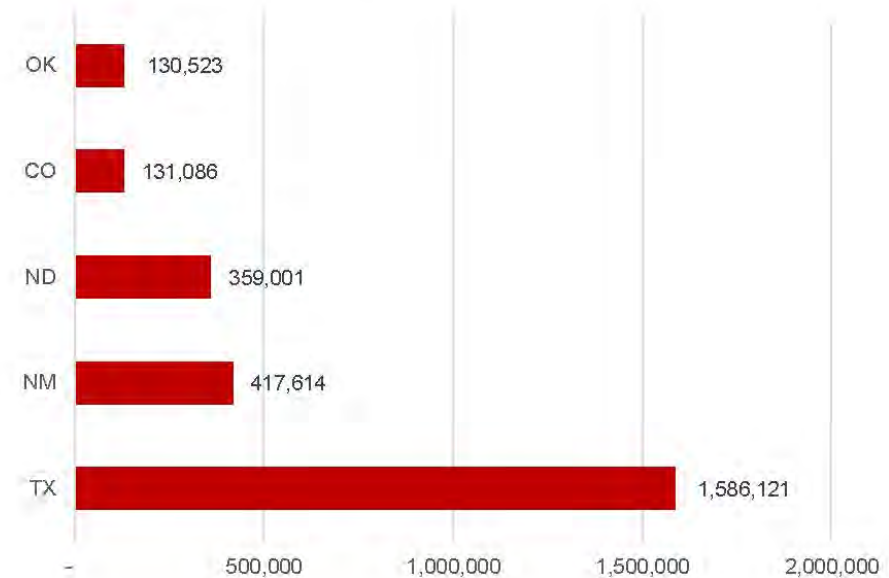
- Oil & gas production in New Mexico has tended to increase relative to surrounding states that had produced similar volumes to the state beginning in 2011;
- Oil production in New Mexico now dwarfs production in Oklahoma, Colorado, and Wyoming and while New Mexico previously produced the smallest volume of natural gas, only Oklahoma currently produces a greater volume.



NM Oil & Gas Market Overview

- New Mexico ranked 2nd in oil field production among the lower 48 states in 2021;
- Lea County has ranked among the top 3 crude oil producing US counties over the last several years, ranking 1st in December 2019 and January 2020 (2021 county level data is pending from the EIA);
- Lea County accounts for most of the crude oil production in New Mexico.

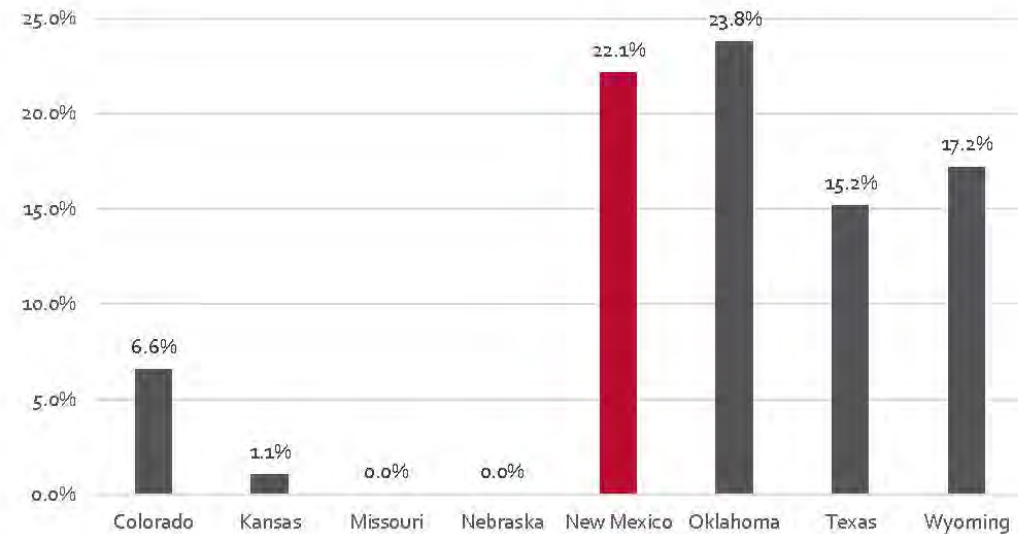
Top 5 States by Crude Oil Production (1,000 BLS), thru Nov. 2021



Lea County Contribution to NM Economy

- In 2020, approximately 22.1% of the value of all private sector economic output in New Mexico was from oil & gas extraction;
- This is greater than most surrounding states with only Oklahoma having a larger share (23.8%);
- Lea County contributes most of the crude oil & gas production in New Mexico.
- In 2020 (BEA data) Lea contributed \$9.3 billion to New Mexico's \$95.7 billion economy, or 9.4% of the state's Gross State Product (GSP);
- Whereas NM GSP has grown at an annual rate of 1% over the last 15 years, Lea grew by 8% per year over the same time period.

The Value of Oil and Gas Production as a Percent of the Value of Real Gross State Product in 2020 by State, Private Industries Only



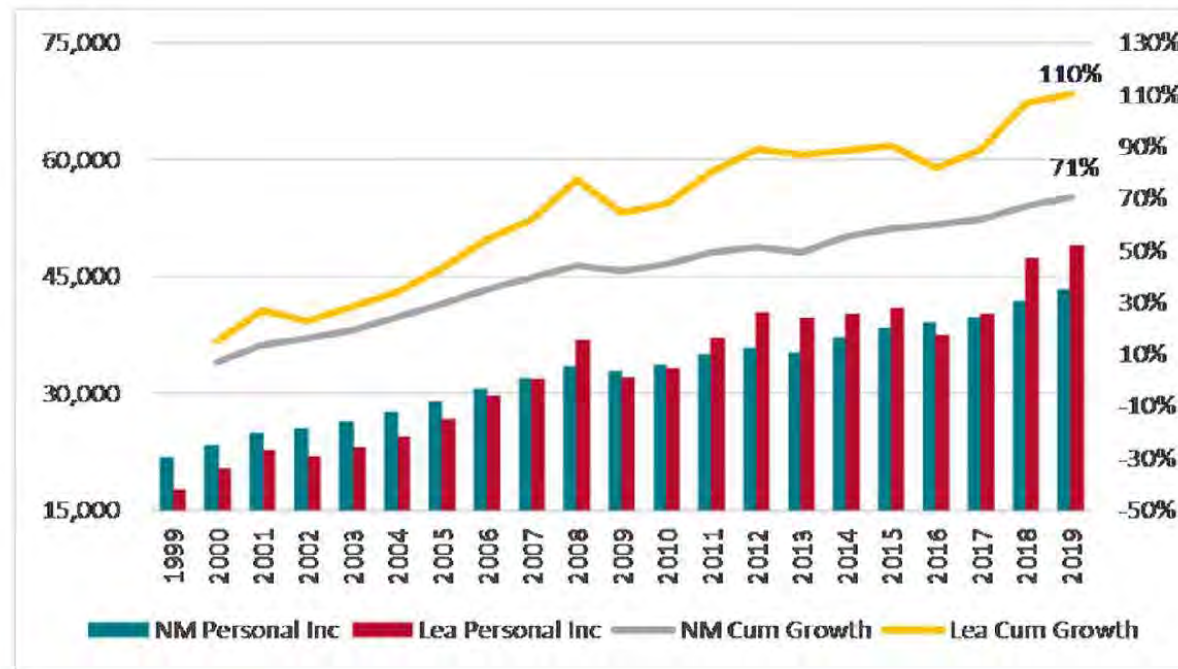
Lea County Economic Profile – Gross State Product (GSP)

- According to BEA data, the mineral extraction sector accounts for 78% of GSP in the County;
- Other sectors making important contributions were Finance, insurance, real estate (5%); Transportation and warehousing (3%); Construction (3%); Manufacturing (3%); and Government (3%).

Industry Sector	\$thous 2019	Pct %
All industry total	9,291,716	
Private industries	9,030,971	97%
Agriculture, forestry, fishing and hunting	181,531	2%
Mining, quarrying, and oil and gas extraction	7,202,498	78%
Utilities	221,981	2%
Construction	243,413	3%
Manufacturing	318,573	3%
Wholesale trade	155,764	2%
Retail trade	229,469	2%
Transportation and warehousing	258,437	3%
Information	46,137	0%
Finance, insurance, real estate, rental, and leasing	485,035	5%
Professional and business services	176,823	2%
Ed services, health care, and social assistance	144,505	2%
Arts, entertain, recreation, accommodation, and foo	126,592	1%
Other services (except government and government	86,043	1%
Government and government enterprises	298,451	3%

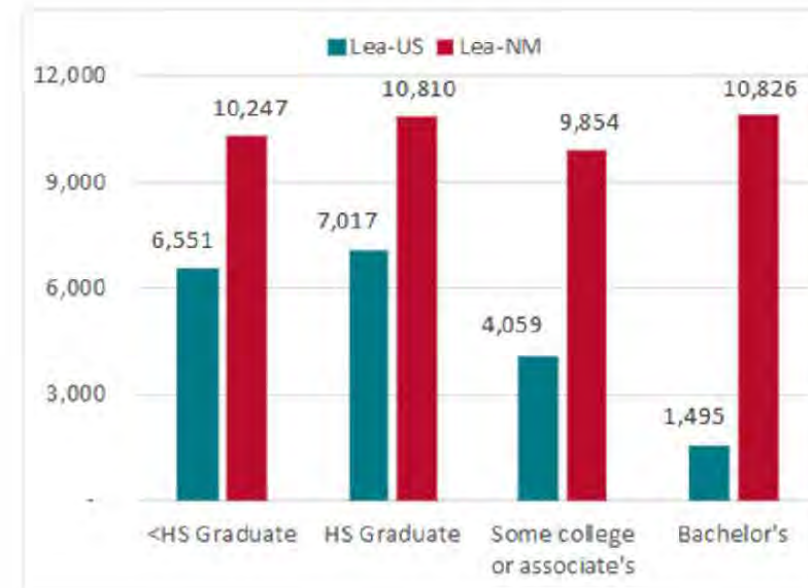
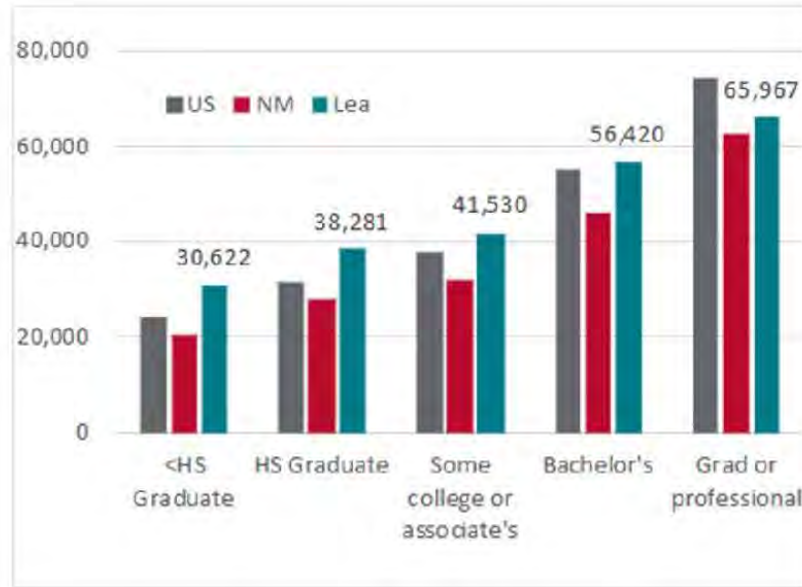
Lea County Economic Profile - Income

- Lea County Personal Income Per Capita surpassed the statewide figure in the last decade, exceeding the state average by nearly 40% (cumulative) over the last 20 years.



Lea County Economic Profile – Earnings (by Education Level)

- When controlling for education, workers in Lea make more than their statewide and US peers;
- The difference in pay (relative to the NM median) is large with workers in Lea earning roughly \$10,000 more than their statewide peers.



Lea County Economic Profile - Employment

- As measured by employment, the Mining, Oil & Gas sector is the most important by far in Lea County, with this sector accounting for 1 in 5 jobs (22.5%);
- Notably, Oil & Gas sector jobs in Lea County account for 26.6% of jobs in this sector statewide;
- Other important sectors in Lea as measured by employment are Retail Trade (3,220 jobs; 12.9%), Health Care (2,742; 11.0%), Construction (2,131; 8.5%), and Accommodation & Food Services (2,109; 8.4%); these sectors account for 4 out of 10 jobs in Lea.

Geography	Employment		Percent		
	NM	Lea	NM	Lea	Diff.
Ag, Forestry, Fish, Hunt	8,304	473	1.5%	1.9%	-0.2%
Mining, Oil & Gas	21,100	5,621	3.7%	22.5%	18.8%
Utilities	3,939	297	0.7%	1.2%	0.5%
Construction	37,840	2,131	6.6%	8.5%	1.9%
Manufacturing	31,851	767	5.6%	3.1%	-2.5%
Wholesale Trade	21,420	1,040	3.8%	4.2%	0.4%
Retail Trade	89,446	3,220	15.7%	12.9%	-2.8%
Transp and Warehousing	18,083	1,186	3.2%	4.7%	1.6%
Information	13,009	343	2.3%	1.4%	-0.9%
Finance and Insurance	20,934	639	3.7%	2.6%	-1.1%
Real Estate, Rental, Leasing	9,304	477	1.6%	1.9%	0.3%
Prof, Scientific, Technical Svcs	53,797	984	9.4%	3.9%	-5.5%
Mgmt of Cos	5,029	187	0.9%	0.7%	-0.1%
Admin, Support, Waste Mgmt, Remed	37,125	1,579	6.5%	6.3%	-0.2%
Educational Services	8,360	161	1.5%	0.6%	-0.8%
Health Care	96,176	2,742	16.9%	11.0%	-5.9%
Arts, Entertainment, and Recreation	6,846	229	1.2%	0.9%	-0.3%
Accommod & Food Svcs	68,185	2,109	12.0%	8.4%	-3.5%
Other Services (ex-PA)	19,469	804	3.4%	3.2%	-0.2%

Lea County Economic Profile – Housing Market

- On an absolute basis, Lea County median home prices (px) have not experienced the same strength as other markets in New Mexico;
- In fact, according to the most recent NM Realtors Association information, median prices declined slightly in Lea from 2020 to 2021.

<u>County</u>	<u>Y/Y % Change</u>	<u>2020 Year To Date</u>		<u>2021 Year To Date</u>	
		<u>Sales</u>	<u>Median Px</u>	<u>Sales</u>	<u>Median Px</u>
<i>Lea County</i>	-7.3%	530	\$ 205,000	573	\$ 190,000
Eddy County	-7.3%	700	\$ 258,838	613	\$ 240,000
Dona Ana	23.5%	1,579	\$ 200,000	2,576	\$ 247,000
New Mexico	14.2%	26,075	\$ 240,000	27,085	\$ 274,000

Lea County Economic Profile – Housing Market

- When considering housing affordability (Median Home Value/Median Household Income), the Lea housing market is among one of the most affordable in New Mexico;
- At 2.2, Lea is well below the statewide (3.4) and US (3.5) housing affordability ratios.

Geography	Home Val.	HH Income	Affordability	Geography	Home Val.	HH Income	Affordability
Taos	239,500	38,329	6.2	San Juan	151,200	50,518	3.0
Santa Fe	291,800	61,200	4.8	Luna	86,900	29,360	3.0
San Miguel	135,000	30,946	4.4	Socorro	124,100	42,083	2.9
Lincoln	193,900	46,216	4.2	Valencia	142,600	48,945	2.9
Rio Arriba	167,300	39,952	4.2	Colfax	104,800	36,302	2.9
Catron	175,400	41,910	4.2	Curry	125,000	45,092	2.8
Mora	112,300	28,446	3.9	Roosevelt	118,200	42,702	2.8
Sierra	117,400	29,755	3.9	Otero	112,400	41,988	2.7
Bernalillo	199,300	53,329	3.7	Chaves	108,700	43,359	2.5
Dona Ana	147,400	40,973	3.6	Quay	72,700	29,035	2.5
Harding	102,400	29,375	3.5	Los Alamos	302,800	121,324	2.5
United States	217,500	62,843	3.5	Union	88,000	35,884	2.5
New Mexico	171,400	49,754	3.4	Eddy	155,900	65,328	2.4
Guadalupe	85,000	24,798	3.4	Lea	133,100	60,546	2.2
De Baca	106,300	31,625	3.4	Cibola	84,400	39,413	2.1
Grant	125,100	37,843	3.3	Hidalgo	86,000	42,526	2.0
Torrance	114,300	36,120	3.2	McKinley	64,800	33,834	1.9
Sandoval	200,900	63,802	3.1				

Lea County Demographics - Population

- Lea's population was the fastest growing in the last ten years, increasing at a rate more than 5 times (15%) faster than the statewide growth rate of 2.7%;
- This is particularly notable given that many counties in the state experienced shrinking populations (some in the double digits) and shrinking GSP growth;
- The main driver of this growth is births (relative to the number of deaths) and, to a lesser degree, inward migration;
- The Lea County population is younger than the statewide averages with nearly 1/3rd of the population under the age of 18, compared to less than 1/4th in New Mexico;
- The Median age in Lea is 32 compared to 38 for New Mexico, and the County (16%) has fewer seniors (over the age of 60) than the state (24%);

Economic Impacts – Employment & Output

- Economic activity in Lea contributed an average of 29,600 jobs per year over the last 5 years directly with a multiplier of 1.77, which has helped to support an additional 22,000 jobs;
- The total economic impact for Lea over the last five years averaged \$9 billion.

(Employment)

<u>Impact Type</u>	<u>2016</u>	<u>2017</u>	<u>2018</u>	<u>2019</u>	<u>2020</u>	<u>5YR Avg.</u>
Direct Effect	27,410	28,425	31,636	32,888	27,959	29,664
Indirect Effect	9,549	9,857	11,217	11,656	9,597	10,375
Induced Effect	11,330	11,754	13,345	13,917	11,459	12,361
Total Effect	48,288	50,036	56,197	58,460	49,014	52,399
Multiplier	1.76	1.76	1.78	1.78	1.75	1.77

(Output)

<u>Impact Type</u>	<u>2016</u>	<u>2017</u>	<u>2018</u>	<u>2019</u>	<u>2020</u>	<u>5YR Avg.</u>
Direct Effect	5.17	5.36	6.11	6.38	5.17	5.64
Indirect Effect	1.62	1.66	1.89	1.97	1.62	1.75
Induced Effect	1.51	1.55	1.76	1.84	1.51	1.64
Total Effect	8.30	8.57	9.76	10.19	8.30	9.02
Multiplier	1.61	1.60	1.60	1.60	1.61	1.60

Economic Impacts - Industry

- On an industry level, oil & gas drilling made a large contribution (approx. \$2 billion) as well as Support activities for oil & gas operations (\$309 million);
- Other important contributors are wholesale trade, health care, construction, and truck transportation.

Sector	Employment	Labor	Output
Drilling oil and gas wells	5,638	\$499.1	\$1,975.8
Full-service restaurants	3,195	\$67.4	\$143.9
Elementary and secondary schools	2,248	\$88.4	\$135.2
Offices of physicians	2,198	\$185.4	\$274.1
Support activities for oil and gas operations	1,816	\$138.7	\$309.1
Construction of new highways and streets	1,653	\$73.2	\$262.9
Truck transportation	1,571	\$96.3	\$266.9
Wholesale trade	1,517	\$86.7	\$315.1
Employment services	1,377	\$54.6	\$97.1
Other local government enterprises	1,185	\$72.1	\$305.0

*Labor Income and Output in \$millions

Fiscal Impacts – Severance Taxes

- We looked at fiscal impacts and found that Lea contributed \$852 million in Severance Tax revenues, which accounted for more than half (53.5%) of total New Mexico revenues (\$1.59 billion);

<u>County</u>	<u>School</u>	<u>Severance</u>	<u>Production</u>	<u>Conservation</u>	<u>Total</u>	<u>Pct.%</u>
Lea	325.62	371.83	135.62	18.84	851.91	53.5%
Eddy	257.18	285.96	82.17	14.49	639.80	40.2%
San Juan	20.41	20.10	7.27	1.02	48.80	3.1%
Rio Arriba	14.27	13.57	5.53	0.69	33.78	2.1%
Other counties	7.37	8.11	2.68	0.41	18.56	1.2%
Total	624.85	699.57	233.27	35.44	1,592.86	100%

Fiscal Impacts – Ad Valorem (Equipment & Production)

- Lea contributed most of the Equipment (57.5%) & Production (45.3%) Ad Valorem taxes in the state (2020), or \$30.61 million and \$133 million, respectively.

(Equipment)

County	2016	2017	2018	2019	2020	Pct.%	5YR Avg.
Lea	9.88	9.12	15.96	26.00	30.61	57.5%	18.31
Eddy	7.43	6.43	9.80	15.88	18.21	34.2%	11.55
Other	5.09	3.94	5.49	6.22	4.45	8.4%	5.04
Total	22.41	19.49	31.25	48.10	53.27	100.0%	34.90

(Production)

County	2016	2017	2018	2019	2020	2020 Pct.%	5YR Avg.
Lea	48.79	44.30	67.34	110.25	133.13	45.3%	80.76
Eddy	37.06	31.39	40.66	69.68	83.24	28.3%	52.41
Other	30.29	24.14	27.33	31.05	77.41	26.3%	38.04
Total	116.14	99.84	135.33	210.98	293.78	100.0%	171.21

Fiscal Impacts – Gross Receipts

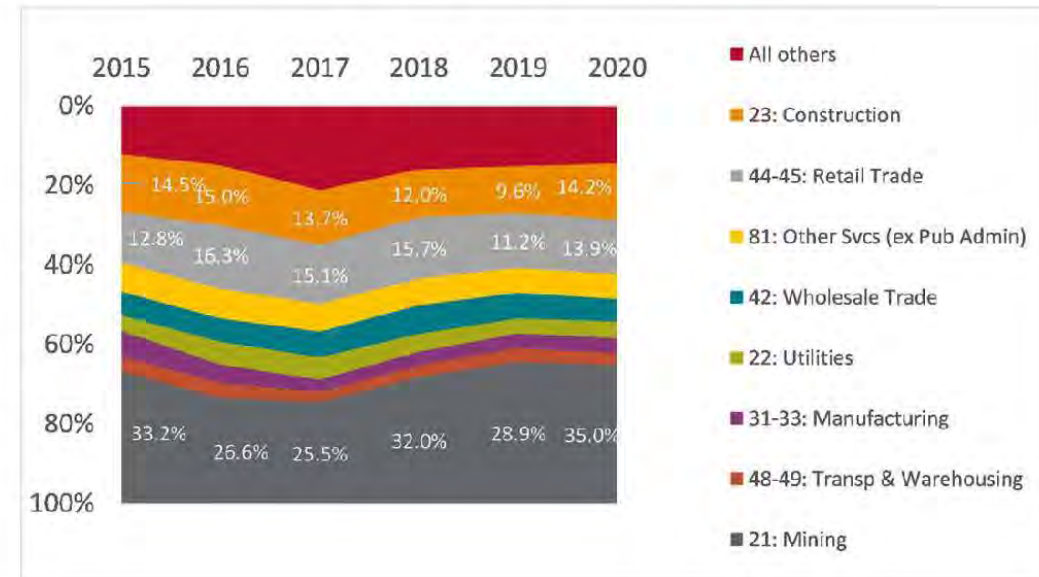
- In the last 5 years, Lea accounted for roughly 40-50% of GRT in the Mining, Oil & Gas sector in New Mexico, depending on the year;
- Lea accounted for 6-10% of total GRT collected in New Mexico in the last 5 years.

	2015	2016	2017	2018	2019	2020
State	3,813,816,289	3,718,391,593	3,817,382,364	4,284,068,139	8,781,692,788	5,705,154,596
Lea County	386,484,929	232,004,645	238,435,079	328,651,797	556,783,350	468,158,045
Pct.%	10%	6%	6%	8%	6%	8%
Mining						
State	263,235,071	144,008,208	143,953,138	286,307,230	404,875,184	427,751,013
Lea County	128,480,642	61,796,729	60,903,363	105,119,917	160,975,055	163,705,077
Pct.%	49%	43%	42%	37%	40%	38%

Fiscal Impacts – Gross Receipts

- In Lea, Mining, Oil & Gas accounts for nearly 1/3rd of GRT (30%);
- Construction and Retail Trade were the next largest contributors, accounting for 13.2% and 14.2%, respectively.

Sector	2015	2016	2017	2018	2019	2020	5YR Avg.
21: Mining	128.48	61.80	60.90	105.12	160.98	163.71	113.50
23: Construction	55.95	34.83	32.65	39.33	53.38	66.37	47.09
44-45: Retail Trade	49.60	37.74	36.01	51.55	62.18	65.17	50.37
81: Other Services (ex Pub Admin)	28.01	17.28	16.47	21.98	28.30	28.72	23.46
42: Wholesale Trade	23.42	13.75	15.60	23.71	29.36	26.93	22.13
22: Utilities	14.98	13.42	13.55	14.91	17.47	19.46	15.63
31-33: Manufacturing	24.94	10.59	7.24	11.45	16.32	17.66	14.70
48-49: Transp & Warehousing	14.78	8.95	6.33	9.53	15.88	13.98	11.57
All others	47.59	35.04	51.05	53.11	69.05	68.28	54.02
Total	386.48	232.00	238.44	328.65	556.78	468.16	368.42



Fiscal Impacts – Gross Receipts (Correlations)

- Not surprisingly, using GRT data, most sectors are highly correlated with the Mining, Oil & Gas sectors;
- More than half exhibit a correlation with the Oil & Gas sector of 0.7 or higher.

Sector	Mining	Sector	Mining
21: Mining	1.00	62: Health Care and Social Assist	0.73
54: Prof, Scien, and Tech Svcs	0.98	31-33: Manufacturing	0.70
44-45: Retail Trade	0.97	99: Unclassified	0.63
81: Other Svcs (ex Pub Admin)	0.97	11: Ag, Forestry, Fishing and Hunting	0.59
72: Accommodation and Food Svcs	0.97	92: Public Administration	0.55
42: Wholesale Trade	0.96	52: Finance and Insurance	0.48
23: Construction	0.92	61: Educational Services	0.48
22: Utilities	0.92	55: Mgmt of Cos and Enterprises	0.45
48-49: Transp & Warehousing	0.91	71: Arts, Entertainment, and Rec	0.38
53: Real Estate Rental and Leasing	0.85	56: Admin Support, Waste Mgmt, Re	-0.02
51: Information	0.83	TOTAL	0.96

Fiscal Impacts – Per Capita Taxes

- On a per capita basis, citizens of Lea County make a larger contribution to tax revenues than the statewide average;
- The per capita contribution of Lea citizens was 19,089 compared to the statewide contribution of 3,512.

<u>Tax Type</u>	<u>Taxes Paid</u>		<u>Taxes Paid Per Capita</u>	
	<u>NM</u>	<u>Lea</u>	<u>NM</u>	<u>Lea</u>
Severance Tax	1,592.9	851.9	760	11,987
Equipment (Ad Valorem)	53.3	30.6	25	431
GRT	5,705.0	468.0	2,721	6,585
Rentals & Royalties	12.26	6.13	6	86
Total	7,363	1,357	3,512	19,089
Population	NM: 2,096,829		Lea: 71,070	

Opportunities – Sector Growth & Location Quotients (LQ's)

- Using growth rates and Location Quotients over the last 10 years, we found most sectors that make up Lea County are exhibiting strong, robust growth;
- Only a handful of sectors are demonstrating weakness; these are: Arts, Entertainment, and Rec; Educational Services; Information; Manufacturing; and Admin, Support, Waste Management Remediation Services.

Sector	Growth Score	LQ Score
48-49 Transportation & Warehousing	276.37	8.88
72 Accommodation and Food Services	228.31	4.59
11 Agriculture, Forestry, Fishing, and Hunting	200.01	6.39
52 Finance and Insurance	183.08	2.80
55 Management of Companies and Enterprises	156.63	1.69
23 Construction	140.38	6.15
53 Real Estate Rental and Leasing	100.37	4.12
54 Professional, Scientific, and Technical Services	99.50	1.64
22 Utilities	96.36	11.03
44-45 Retail Trade	93.57	4.07
62 Health Care and Social Assistance	82.61	2.46
81 Other Services (ex Public Administration)	63.36	3.79
21 Mining	58.59	150.00
42 Wholesale Trade	29.56	3.25
56 Admin, Support, Waste Mgmt Remed Svcs	-10.35	2.98
31-33 Manufacturing	-72.48	2.41
51 Information	-77.27	1.26
61 Educational Services	-198.32	0.70
71 Arts, Entertainment, and Recreation	-212.62	1.16

Opportunities – BBER Employment Forecasts

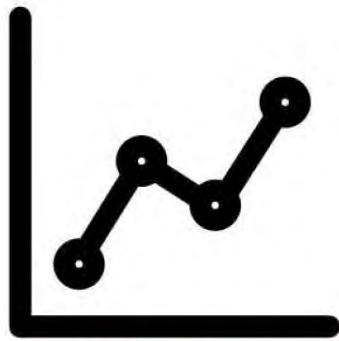
- BBER forecasts employment five years out for the Lea and Eddy counties;
- The greatest forecasted growth over the next 5 years by sector are:
 - Mining
 - Construction
 - Accommodation & Food Services
 - Healthcare
 - Professional & Technical Services
 - Transportation & Warehousing

Sector	2021	2026	Change	Chg.%	Sector	2021	2026	Change	Chg.%
Total Employment	55,150	61,911	6,761	12%	Ag, Forest, Fish & Hunt	741	801	60	8%
Private Employment	47,930	54,253	6,323	13%	Utilities	626	656	30	5%
Mining	10,734	12,496	1,761	16%	Information	301	323	22	7%
Construction	5,238	6,719	1,482	28%	Finance & Insurance	1,153	1,170	16	1%
Accommodation & Food Svcs	4,879	5,943	1,064	22%	Educational Services	254	268	15	6%
Healthcare & Soc Assist	4,866	5,336	471	10%	Arts, Entertainment & Rec	107	118	11	10%
Professional & Tech Svcs	1,888	2,338	450	24%	Mgmt of Cos & Enterprises	274	272	(2)	-1%
Transp & Warehousing	2,845	3,272	426	15%	Retail Trade	6,196	6,114	(82)	-1%
Admin & Waste Svcs	2,583	2,757	174	7%	Government Employment	7,220	7,659	438	6%
Wholesale Trade	1,385	1,532	148	11%	Local Government	5,754	6,197	443	8%
Other Services & Unclassified	1,293	1,419	125	10%	State Government	689	691	2	0%
Manufacturing	1,626	1,702	76	5%	Federal Government	777	770	(7)	-1%
Real Estate, Rental & leasing	941	1,016	76	8%					

<p><u>Strengths</u></p> <ul style="list-style-type: none"> •Low poverty rates; •Young population (compared to U.S. and NM); •Low unemployment rate (lower than U.S. and NM averages); •Existing industrial and commercial infrastructure: EnergyPlex Park, Lovington Industrial Park, Industrial AirPark; •Good broadband infrastructure; •CTech Center -- good coordination b/w local business and schools; •Manufacturing base not 100% linked to Oil & Gas industry; •Emergent non-Oil & Gas Energy-related opportunities; •Expansion of Health Care facilities; •Sectors experiencing strong employment growth, wage growth and related business strength (relative to national and statewide averages (LQ's)) are: Construction; Agriculture; Transportation & Warehousing; Accommodation and Food Services; Finance and Insurance; Real Estate Leasing; Construction; Utilities; Other Services; Mining, Oil & Gas. 	<p><u>Weaknesses</u></p> <ul style="list-style-type: none"> •Many sectors exhibit large sensitivities with economic cycle (Coefficient of Variations): Manufacturing, Natural Resources (incl. Oil & Gas), Transportation; •Large changes in unemployment rate due to prominence of economically sensitive sectors; •Sectors experiencing weak to negative employment growth and low Location Quotients: Arts, Entertainment & Rec; Education Services; Information; Admin Support and Waste Remediation; Manufacturing; •BBER job expectations are weak for Finance & Insurance; Management of Companies; and Retail Trade (in part due to COVID); •
<p><u>Opportunities</u></p> <ul style="list-style-type: none"> •Personal Income and average wage gains greater than NM and US over last 10 years; •Stronger earnings for Lea County workers, especially when controlling for educational attainment levels; •Sectors exhibiting lower sensitivity to economic cycle: Health Care, Education Services, Finance and Insurance; •IRB's and other economic incentives enabled and utilized; •Could grow Health Care sector with more Health Care related education programs; •Wind energy -- one of best counties in country for wind; •Emergent opportunities for bringing recycled water; •Sectors growing in employment but still weak (LQ's) relative to US and Statewide averages: Professional, Scientific, Technical Services; Management of Companies; Health Care; Retail Trade; Wholesale Trade; •BBER employment estimates are strong for: Mining, Oil & Gas, Construction; Accommodation & Food Services; Health Care; Professional & Technical Services; Transportation & Warehousing; •Non-Oil & Gas Energy opportunities like Uranco; •State interested in expanding Admin Waste and Remediation jobs. 	<p><u>Threats</u></p> <ul style="list-style-type: none"> •Water shortages; •Regulatory risks (e.g. zero omissions by 2050); •



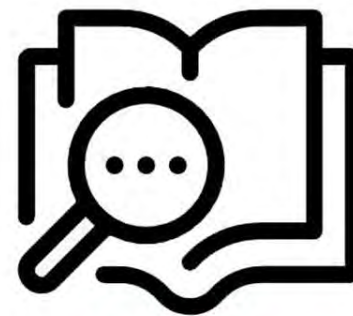
BUREAU OF BUSINESS & ECONOMIC RESEARCH



ECONOMIC FORECAST



DATA DASHBOARDS

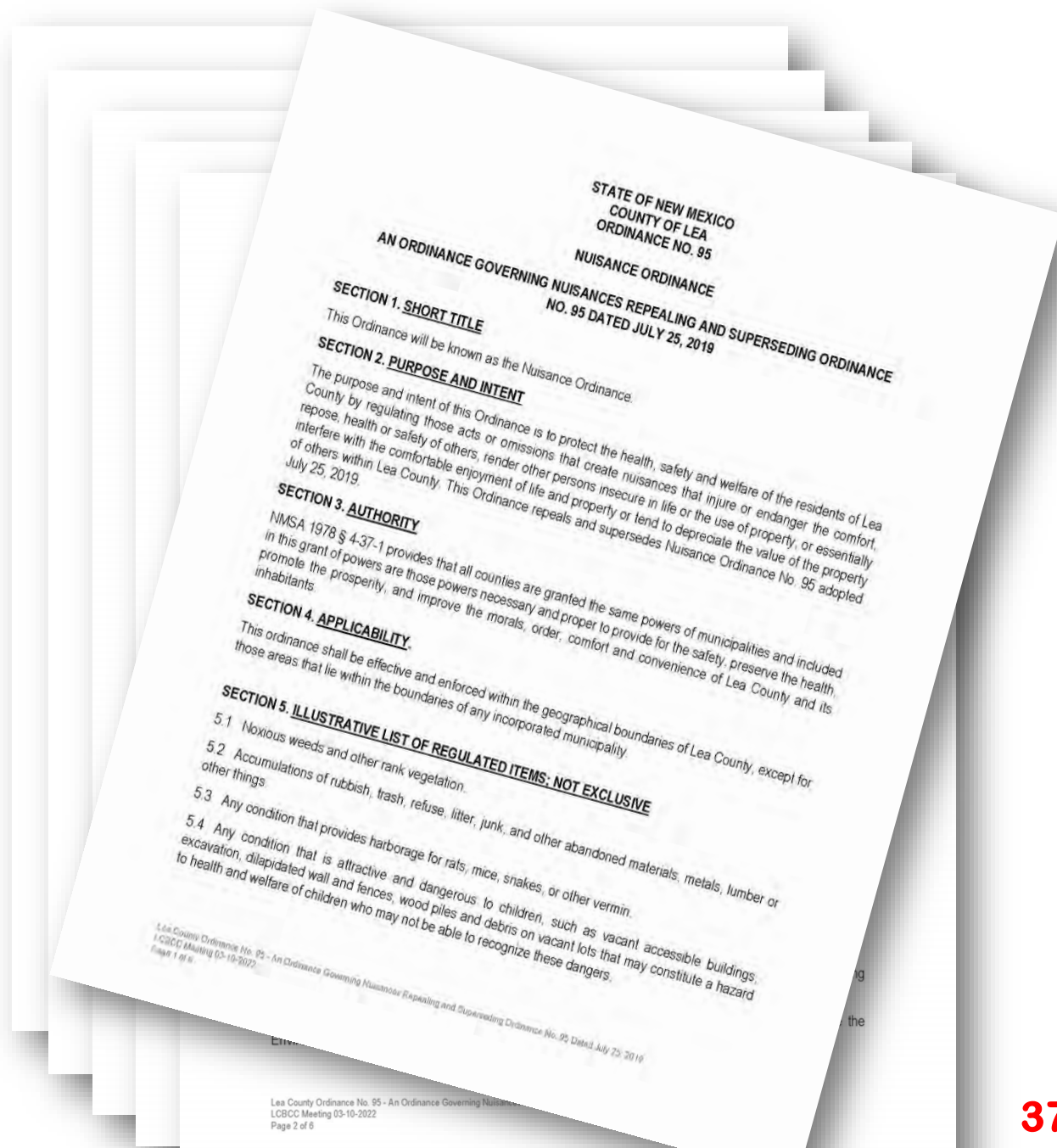


RESEARCH

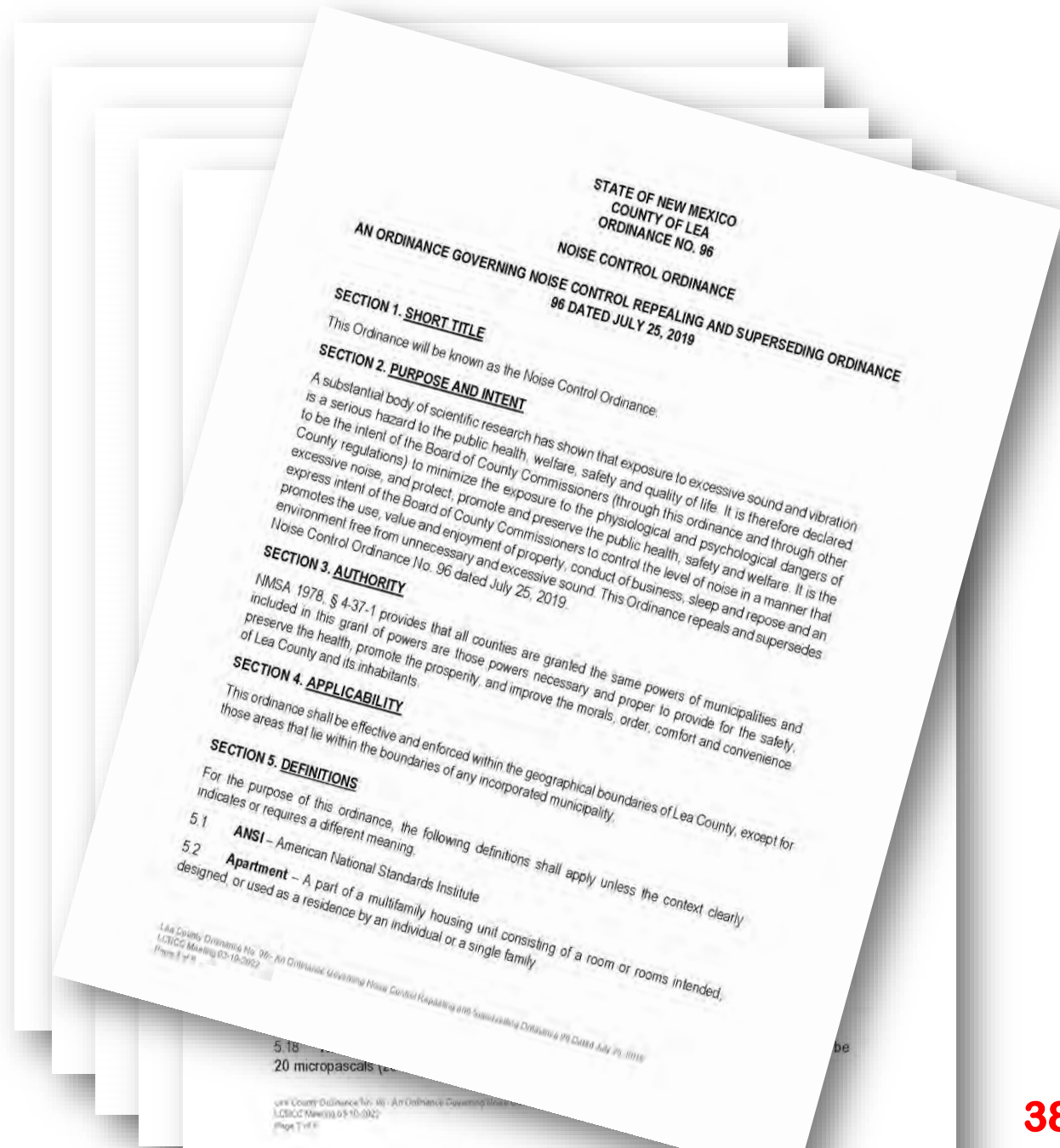


DATA BANK

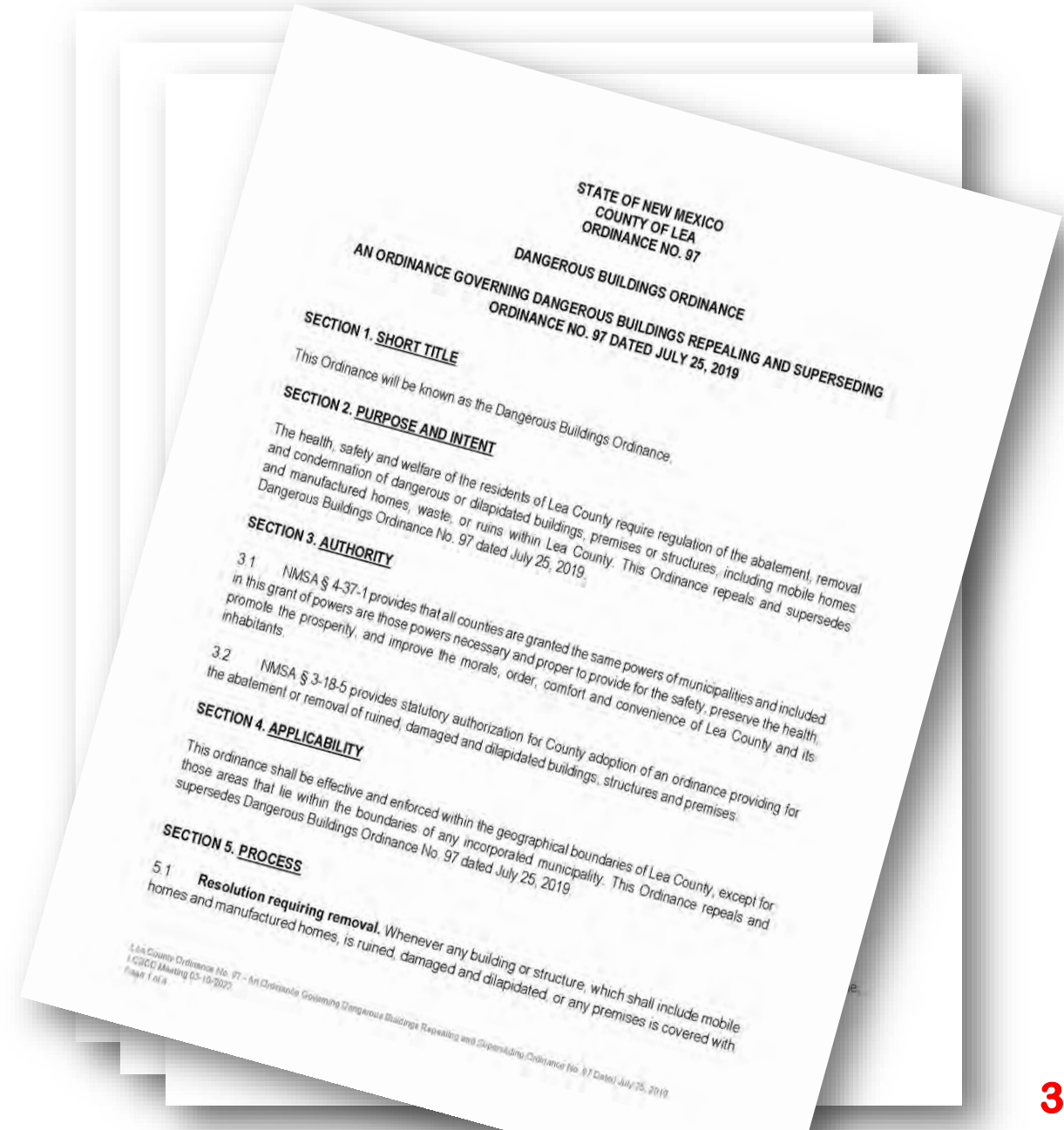
Consideration to Adopt Lea County Ordinance No. 95 An Ordinance Governing Nuisances Repealing and Superseding Ordinance No. 95 Dated July 25, 2019



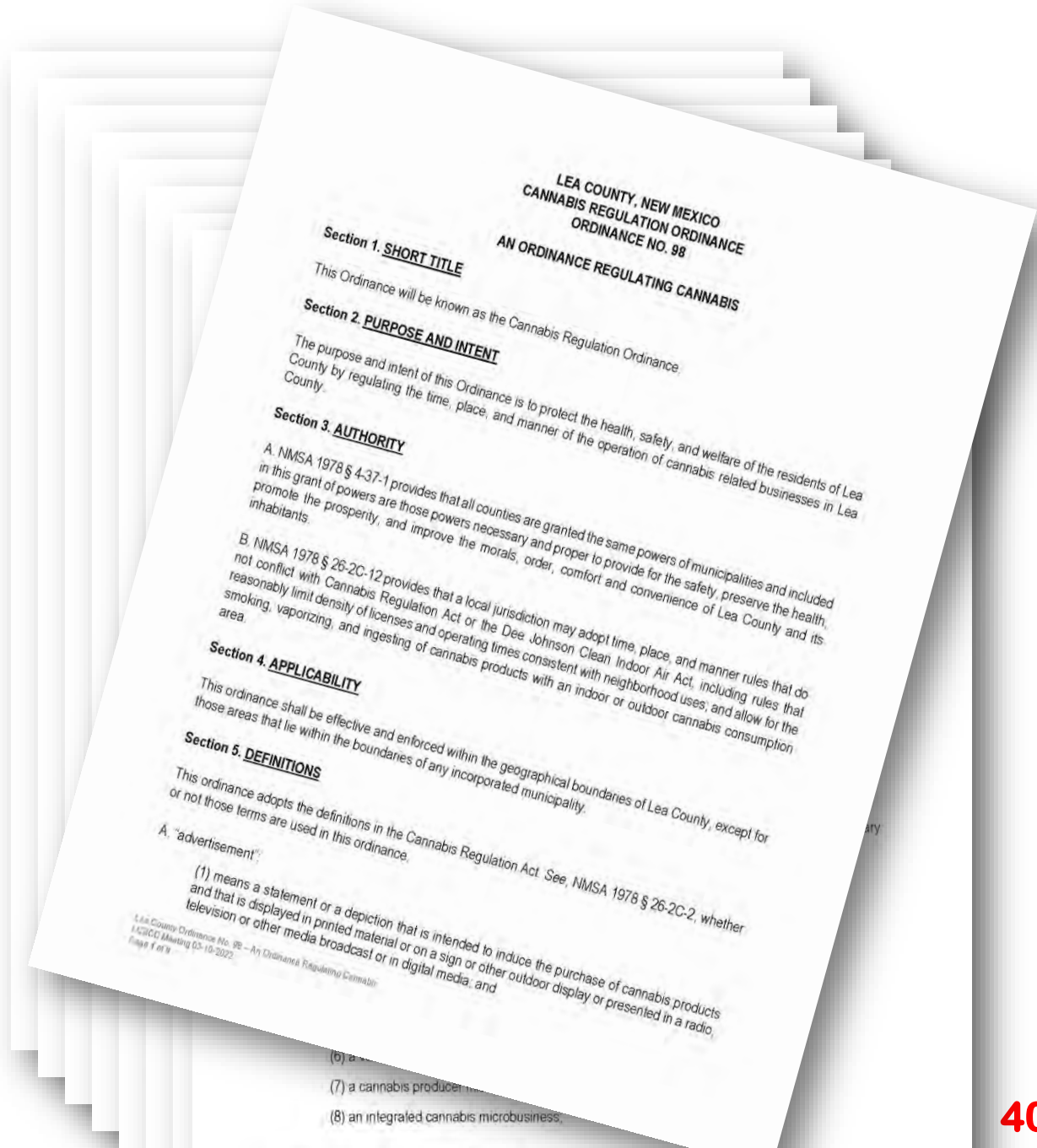
Consideration to Adopt Lea County Ordinance No. 96 An Ordinance Governing Noise Control Repealing and Superseding Ordinance No. 96 Dated July 25, 2019



Consideration to Adopt Lea County Ordinance No. 97 An Ordinance Governing Dangerous Buildings Repealing and Superseding Ordinance No. 97 Dated July 25, 2019



Consideration to Adopt Lea County Ordinance No. 98 An Ordinance Regulating Cannabis



Consideration of Lea County Resolution No. 22-MAR-059R Authorizing the Approval and Execution of an Application for Law Enforcement Protection Funds for Fiscal Year 2022 – 2023

- The Law Enforcement Protection Fund (LEPF) Act, 29-13-4 NMSA 1978, was created to provide money to enhance the efficiency and effectiveness of law enforcement services.
- All monies distributed from the LEPF are required to be expended in accordance with Section 29-13-7 through 29-13-9 NMSA 1978 as well as LEPF Rule 2.110.3 NMAC.
- All monies shall be expended under the direction of the Sheriff's Office and approved by the governing body.
- The Lea County Sheriff's Office has a need for the funds in the amount of \$124,000.00.

Pat Sims (District 5), Member
Voted: Yes No Abstain

ATTEST: Keith Maries
Lea County Clerk

By Teri Davis, Deputy Clerk

APPROVED AS TO FORM AND LEGAL
SUFFICIENCY:

John W. Caldwell, County Attorney

STATE OF NEW MEXICO COUNTY OF LEA RESOLUTION NO. 22-MAR-059R

A RESOLUTION AUTHORIZING THE APPROVAL AND EXECUTION OF AN APPLICATION FOR LAW ENFORCEMENT PROTECTION FUNDS FOR FISCAL YEAR 2022 - 2023

WHEREAS, the Law Enforcement Protection Fund (LEPF) Act, 29-13-4 NMSA 1978, was created to provide money to enhance the efficiency and effectiveness of law enforcement services; and

WHEREAS, all monies distributed from the LEPF are required to be expended in accordance with Section 29-13-7 through 29-13-9 NMSA 1978 as well as LEPF Rule 2.110.3 NMAC; and

WHEREAS, all monies shall be expended under the direction of the Sheriff's Office and approved by the governing body; and

WHEREAS, the Lea County Sheriff's Office has a need for funding that meets the requirements as outlined above

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Board of County Commissioners of Lea County that the Application for the Law Enforcement Protection Funds in the amount of \$124,000, is hereby approved.

BE IT FURTHER RESOLVED that the Commission Chair and/or County Manager may finalize and sign any agreements consistent with the terms of this resolution.

PASSED AND APPROVED on this 10th day of March, 2022, by the Lea County Board of County Commissioners in an open meeting in Lovington, New Mexico.

LEA COUNTY BOARD OF COUNTY COMMISSIONERS

Dean Jackson (District 1), Chair
Voted: Yes No Abstain

Gary G. Eason (District 3), Vice Chair
Voted: Yes No Abstain

Rebecca Long (District 2), Member
Voted: Yes No Abstain

Corey Serna (District 4), Member
Voted: Yes No Abstain



Proposed Unfrozen Positions

Detention -	6 positions
Road -	11 positions
Event Center -	2 positions
Fairgrounds -	1 position
Finance -	1 position
Planning -	1 position

Total Salary/Benefits - \$2,074,610 annual
\$690,845 for remainder of FY21-22



Consideration of Lea County Resolution No. 22-MAR-061R Approving a Cooperative Educational Services Agreement Between Lea County and NCA Architects P.A. for the Design of Maljamar Fire Station No. 2

Lea County Volunteer fire departments have to serve a multitude of different roles including EMS, crash rescue, structural fires, wildland grass fires, tank battery fires, and have rolling water tankers able to supply water in remote locations. Due to these diverse roles, the large number and variety of apparatus are needed.

Maljamar Fire Department is in immediate need to increase the number of fire apparatus bays to store its current and future fire apparatus. Due to the large fire district and distance from the volunteer base to the station, it was determined that a second fire station placed in a strategic location would benefit response times and provide an additional resource for water rather than expanding on the current fire station.

Working with staff, volunteer fire department leadership, a location along NM82 west of Lovington was determined to be the recommended location.



Lea County staff engaged NCA Architects in 2022 in regards to this proposed fire department. NCA Architects has successfully completed several projects in the past for Lea County including the original Terminal Reconstruction at the Lea County Regional Airport and several projects at the Lea County Fairgrounds. NCA architects have also completed numeral county fire station throughout the state include many in recent years in Eddy County (list attached) and most recently the Knowles volunteer fire station #2.

The design would begin immediately and would likely bid in FY 22/23. Building is anticipated to be a metal building construction with office and meeting space for the volunteer use. The building will be designed to largely mirror the design already scoped and utilized for the Knowles fire station #2.



ARCHITECTS • PLANNERS • AIA

1306 Rio Grande Blvd, NW
Albuquerque, NM 87104
p 505-255-6400
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www.nca-architects.com



FIRE STATION





Founded in New Mexico in 1976, NCA Architects is dedicated to providing quality architecture and responsive personalized service to clients regardless of project size or location. Our commitment to straight-forward, innovative design solutions has gained us recognition as one of New Mexico's leading architectural, planning, and design firms. Specializing in judicial buildings, detention and correction facilities, fire and police stations, educational facilities (K-12 and higher education), cultural institutions, hospitality design, and commercial buildings; we believe that architectural design should enhance our daily lives and add beauty and dignity to our cities and buildings.

PROJECT FEATURES INCLUDE:

- Multiple bays and support space
- Training areas
- Private residential quarters
- Kitchen/dining
- Offices and meeting spaces
- Exercise rooms
- Shower/laundry
- Community/public space

SERVICES INCLUDE:

- Design and planning
- Site planning
- Space utilization
- Renovation and addition
- Exterior finish
- Utility improvements
- Site work (concrete aprons/paving)

PROJECTS

- Village Los Ranchos New Fire Station Facility, Village of Los Ranchos, NM
- Eddy County Fire Station (Prototype)
- Eddy County - Multiple Fire Stations
 - Cottonwood Fire Station, Artesia
 - Atoka Fire Station - Artesia
 - Otis Fire Station - Otis
- Fire Station No. 1 Addition and Remodel, Carlsbad, NM
- Cibola County - Multiple Fire Stations
 - Candy Kitchen Fire Station, Grants, NM
 - Cubero Fire Station, Cubero, NM
 - Fort Wingate Fire Station Addition, Fort Wingate, NM
- Lincoln County Fire Station Addition, Lincoln, NM
- Luis Lopez Sub Fire Station, San Antonio, NM
- Fire Marshal Office/Station 13 Addition, Albuquerque, NM
- Sierra County - Multiple Fire Stations
 - Monticello Fire Station, Monticello, NM
 - Cuchillo Fire Station, Cuchillo, NM
- Santa Fe County Madrid Fire Station, Madrid, NM

Staff recommends Lea County enter into a CES (Cooperative Educational Services - NCA Contract #19-01B-C1011-ALL) contract with NCA Architects, P.A. for the architectural and civil design services related to the projects.

Design fee for the project is proposed to be \$153,100 plus NMGRT. These fees represent 6.12% of the estimated construction costs and is within the anticipated design costs for the project.

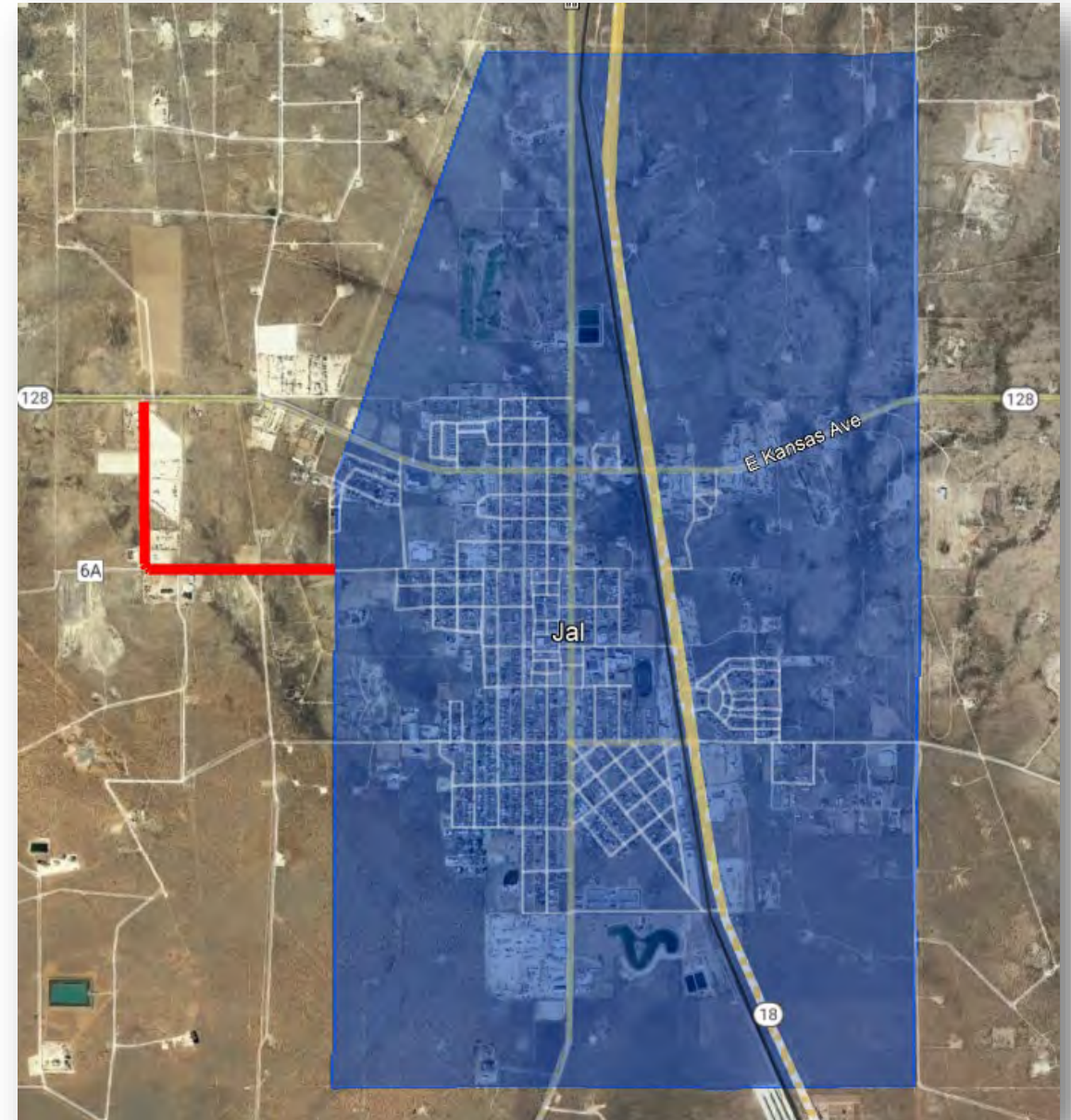
Consideration of Lea County Resolution No. 22-MAR-062R Approving a Task Order with Square Root Services, LLC for the Survey and Design of the Reconstruction of Wyoming Street from NM 128 (Carlsbad Hwy) to Jal City Limits – Approximately 1.1 Miles

Lea County has received a request from Jal, NM to improve Wyoming Roadway in preparation of the NM128 reconstruction project next year.

This roadway is utilized by a large amount heavy commercial traffic. It will also serve as the primary by-pass during the NM128 roadway project in Jal, NM.

Staff recommends hiring Square Root Services for the necessary surveying and design services needed.

Construction of this project could be completed in FY 22/23.



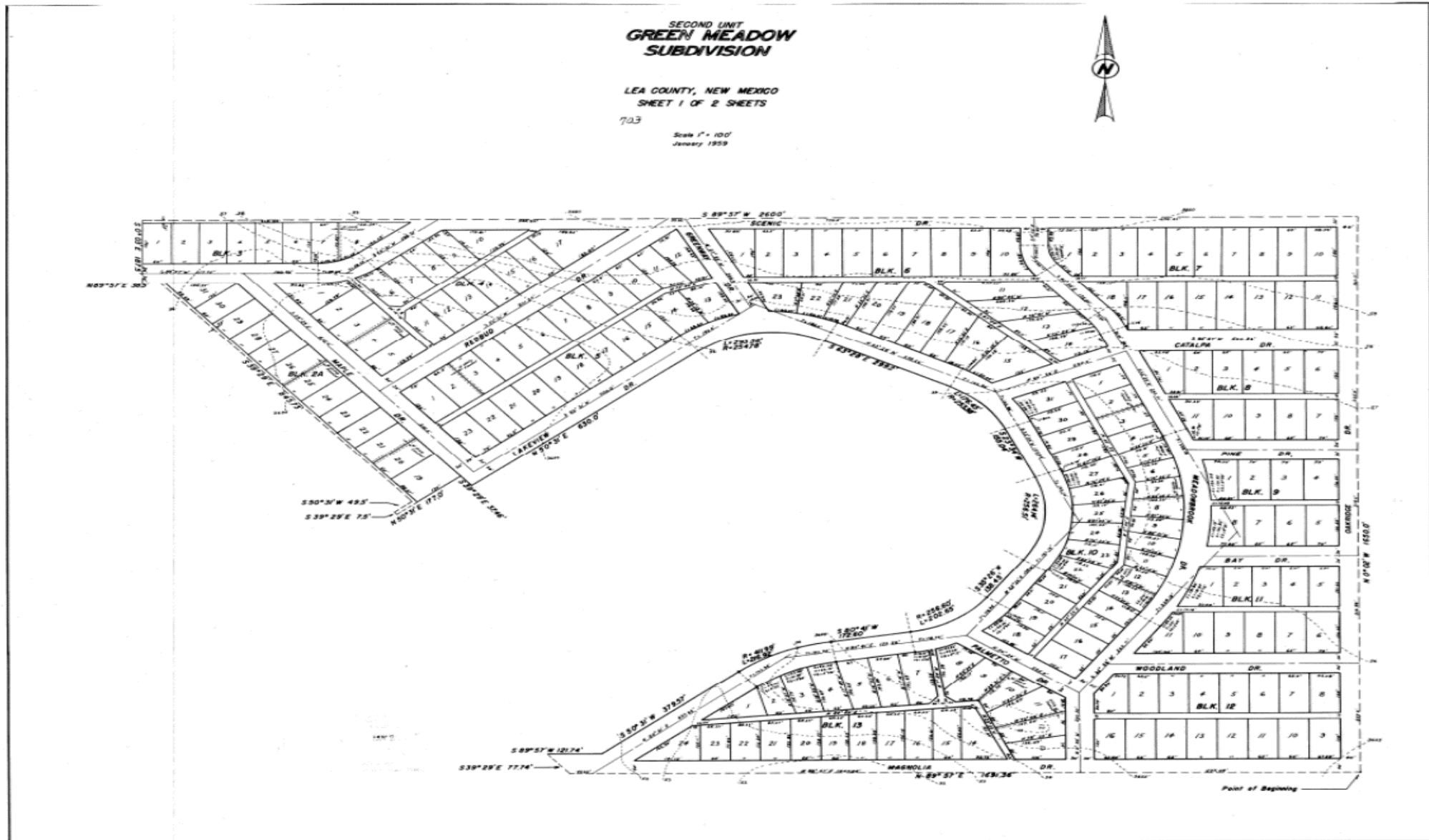
Consideration of Lea County Resolution No. 22-MAR-063R Approving the 2022 Annual Certified County Maintained Mileage Report

Lea County, pursuant to NMSA 1978, Section 66-6-23 (1999), which states, the Board of County Commissioners of each county shall certify and submit and Annual Certified County Maintained Mileage report to the Secretary of the Department of Transportation, on or before April 1st of each year.

Lea County has checked and certified that there are 1,217.6 miles of County Maintained Roadways in Lea County.



Consideration of Lea County Resolution No. 22-MAR-064R Approving the Recommendation of the Freeholders Committee to Vacate the Alley Between Lot 7, Lot 8, and Lot 9 in Block 13 in the Green Meadows Subdivision, Unit 2, in Section 17, Township 18 South, Range 38 East N.M.P.M. in Lea County, New Mexico



Consideration of Lea County Resolution No. 22-MAR-064R Approving the Recommendation of the Freeholders Committee to Vacate the Alley Between Lot 7, Lot 8, and Lot 9 in Block 13 in the Green Meadows Subdivision, Unit 2, in Section 17, Township 18 South, Range 38 East N.M.P.M. in Lea County, New Mexico







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Bruce D. Reid

From: Seborn South <ssouth@zngc.com>
Sent: Friday, February 4, 2022 3:07 PM
To: Bruce D. Reid
Subject: RE: [External] Alley Vacation

CAUTION: This email originated from outside of Lea County. Do not click on links or open attachments unless you recognize the sender and know the content is safe.

Bruce,

We don't have anything in this alley. We do have a 2" main going NE between lot 9 and 10 in the utility easement.

Thanks,

Seborn South
District Manager
Zia Natural Gas Company
510 E. Bender
Hobbs, NM. 88240
575-392-4277

From: Bruce D. Reid <b Reid@leacounty.net>
Sent: Friday, February 4, 2022 2:48 PM
To: Carlson, Nate F <Nate.F.Carlson@xcelenergy.com>; Seborn South <ssouth@zngc.com>
Subject: FW: Alley Vacation

Think Secure. This email is from an external source.

To continue after mistakenly hitting send. On the attachment Connect Image the alley is in orange, the residence is on Lot 7 and Lot 8 to the east is vacate. No overhead utilities exist in this alley. The property owners of Block 13 in the future would like to vacate the alley running east, west and southeast along Block 13 as shown in Alleys Image in Blk 13... This alley has extensive high wire utilities within it parameters. The property owners are out of compliance with Liquid Waste regulation because their septic system lines cross property lines which is unacceptable according to the NMAC and LCSR rules. Excel would you accept and easement rather than a dedication? We are convening a Freeholders Committee on the 17th of February. If I could have your input by the 24th of February, I would appreciate any concerns you have with either project.

Thank You and overlook the premature sending of this email.

Bruce Reid

County Planner
Lea County Government
100 N. Main Suite 4 Lovington NM 88260
T: 575-396-8696 | M: 575-704-2725

Consideration of Lea County Resolution No. 22-MAR-064R Approving the Recommendation of the Freeholders Committee to Vacate the Alley Between Lot 7, Lot 8, and Lot 9 in Block 13 in the Green Meadows Subdivision, Unit 2, in Section 17, Township 18 South, Range 38 East N.M.P.M. in Lea County, New Mexico

*****CAUTION:** This email originated from outside of Lea County. Do not click on links or open attachments unless you recognize the sender and know the content is safe. ***

Bruce,

Xcel Energy does not have any assets in the alley easement between lots 7 & 8, and we do not have issues with this alley being vacated.

Xcel Energy is concerned about maintaining future access to our overhead primary distribution line if the alley were vacated running east, west and southeast along Block 13. We have seen access issues in future years after landowners stack belongings around our structures or build fences to separate their lots. Xcel Energy would accept an easement for our existing line in place of the dedication. We have an easement form for ROW that we can writeup for each landowner and provide to you for signatures if this were to be the option chosen. Please let us know if this proposal moves forward and we are needing to draft easements for our existing overhead primary distribution line.

Dusty Durham, P.E.

Xcel Energy

Distribution Design Manager, SPS Projects

P: 806.796.3218 C: 806.729.9464 F: 806.796.3209

This e-mail, and any attachments, may contain confidential or private material for the sole use of the intended recipient(s). If you are not the intended recipient, please contact the sender by reply mail and delete all copies of this message and any attachments.

From: Durham, Dusty L

Sent: Wednesday, February 9, 2022 8:57 AM



Consideration of Lea County Resolution No. 22-MAR-064R Approving the Recommendation of the Freeholders Committee to Vacate the Alley Between Lot 7, Lot 8, and Lot 9 in Block 13 in the Green Meadows Subdivision, Unit 2, in Section 17, Township 18 South, Range 38 East N.M.P.M. in Lea County, New Mexico

STATE OF NEW MEXICO
COUNTY OF LEA
RESOLUTION NO. 22-MAR-064R

A RESOLUTION APPROVING THE RECOMMENDATION OF THE FREEHOLDERS COMMITTEE TO VACATE THE ALLEY BETWEEN LOT 7, LOT 8 AND LOT 9 IN BLOCK 13 IN THE GREEN MEADOWS SUBDIVISION, UNIT 2 IN SECTION 17, TOWNSHIP 18 SOUTH, RANGE 38 EAST N.M.P.M. IN LEA COUNTY, NEW MEXICO

WHEREAS, Lea County received a request to vacate a dedicated alley in Green Meadows Subdivision, Unit 2, Block 13, Between Lot 7, Lot 8 and Lot 9, being east of New Mexico Highway 18 in Section 17, Township 18, Range 38 East, and

WHEREAS, pursuant to NMSA 1978 § 67-5-4, the Lea County Board of County Commissioners appointed a three-person freeholds committee on February 17, 2022 under Resolution 22-FEB-049R, and

WHEREAS, the three-person freeholders' committee recommends to the Lea County Board of County Commissioners to vacate said alley

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Board of County Commissioners of Lea County that said dedicated right of way should be vacated and abandoned pursuant to NMSA 1978 § 67-5-4 is hereby approved.

BE IT FURTHER RESOLVED that the Commission Chair and/or County Manager may finalize and sign any agreements consistent with the terms of this resolution.

PASSED, APPROVED AND ADOPTED on this 10th day of March, 2022, by the Lea County Board of County Commissioners in an open meeting in Lovington, New Mexico.

LEA COUNTY BOARD OF COUNTY COMMISSIONERS

Dean Jackson (District 1), Chair
Voted: Yes No Abstain

Gary G. Eidson (District 3), Vice Chair
Voted: Yes No Abstain

Rebecca Long (District 2), Member
Voted: Yes No Abstain

Jonathan Sena (District 4), Member
Voted: Yes No Abstain

Pat Sims (District 5), Member
Voted: Yes No Abstain

LCBCC Regular Meeting 03-10-2022
Resolution No. 22-MAR-064R - A Resolution Approving the Recommendation of the Freeholders Committee to Vacate the Alley Between Lot 7, Lot 8 and Lot 9 in Block 13 in the Green Meadows Subdivision, Unit 2 in Section 17, Township 18 South, Range 38 East N.M.P.M. in Lea County, New Mexico
Page 1 of 2

ATTEST: Keith Manes
Lea County Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

By: Teri Davis, Deputy Clerk

John W. Caldwell, County Attorney

LCBCC Regular Meeting 03-10-2022
Resolution No. 22-MAR-064R - A Resolution Approving the Recommendation of the Freeholders Committee to Vacate the Alley Between Lot 7, Lot 8 and Lot 9 in Block 13 in the Green Meadows Subdivision, Unit 2 in Section 17, Township 18 South, Range 38 East N.M.P.M. in Lea County, New Mexico
Page 2 of 2

- Lea County owns items of personal property, which have been damaged beyond repair and are obsolete to the extent that the items are no longer needed by Lea County.
- Staff is asking for approval to dispose of those items no longer needed by the County.



Consideration of Lea County Resolution No. 22-MAR-066R Authorizing Lea County's Fiscal Year 2021 - 2022 3rd Quarter Payment and Certification for the Safety Net Care Pool Fund

3rd Qtr. FY 22 SNCP SB268 Payment

FY 21 Matched Taxable Gross Receipts	\$ 4,993,595,360.58
FY 22 1/12 th Increment Due	\$ 4,161,329.47
FY 21 Quarterly Amount Due	\$ 1,040,332.36

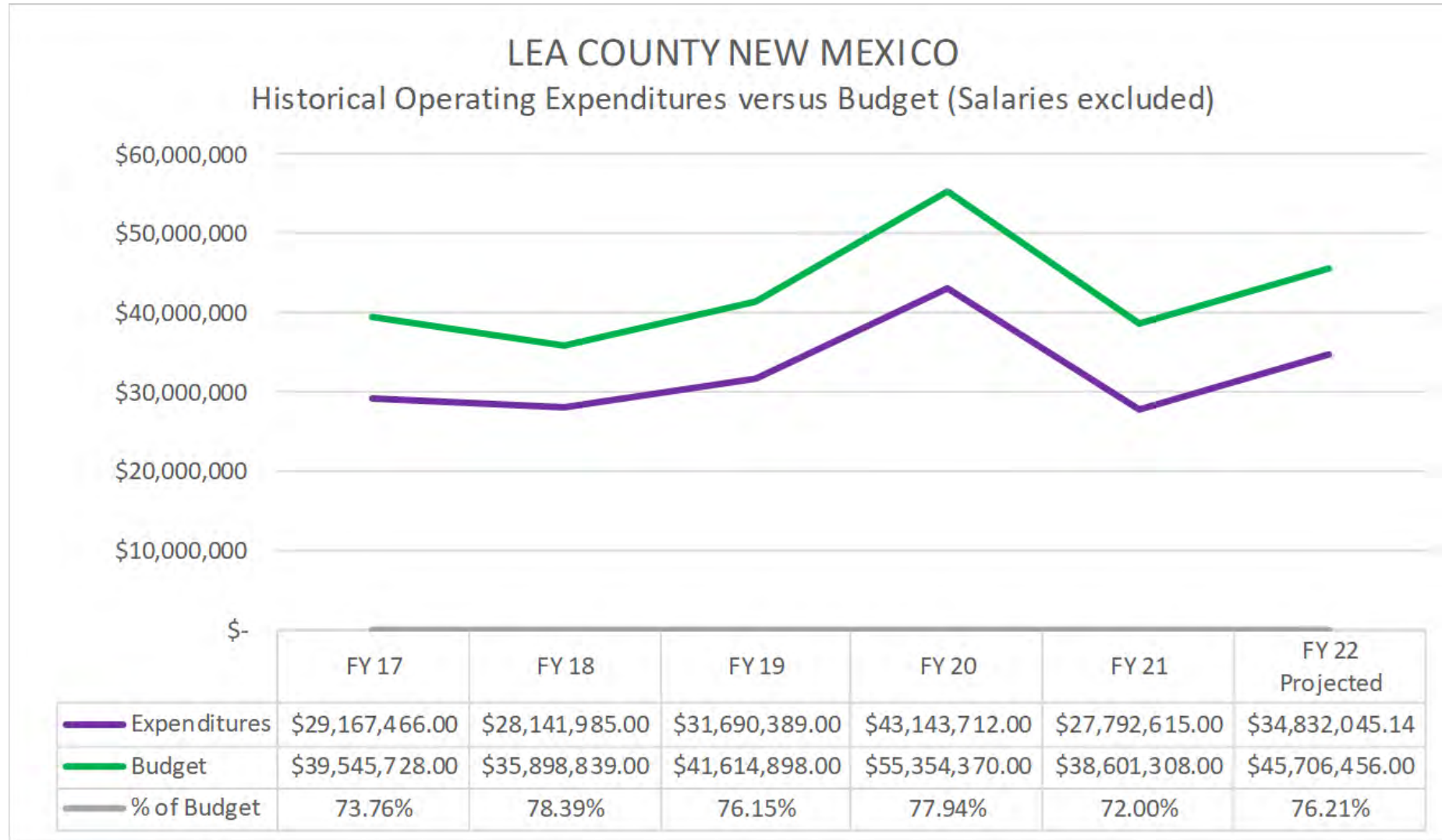
FY 23 Preliminary Budget Expenditures

Mike Gallagher – County Manager
Chip Low – Finance Director

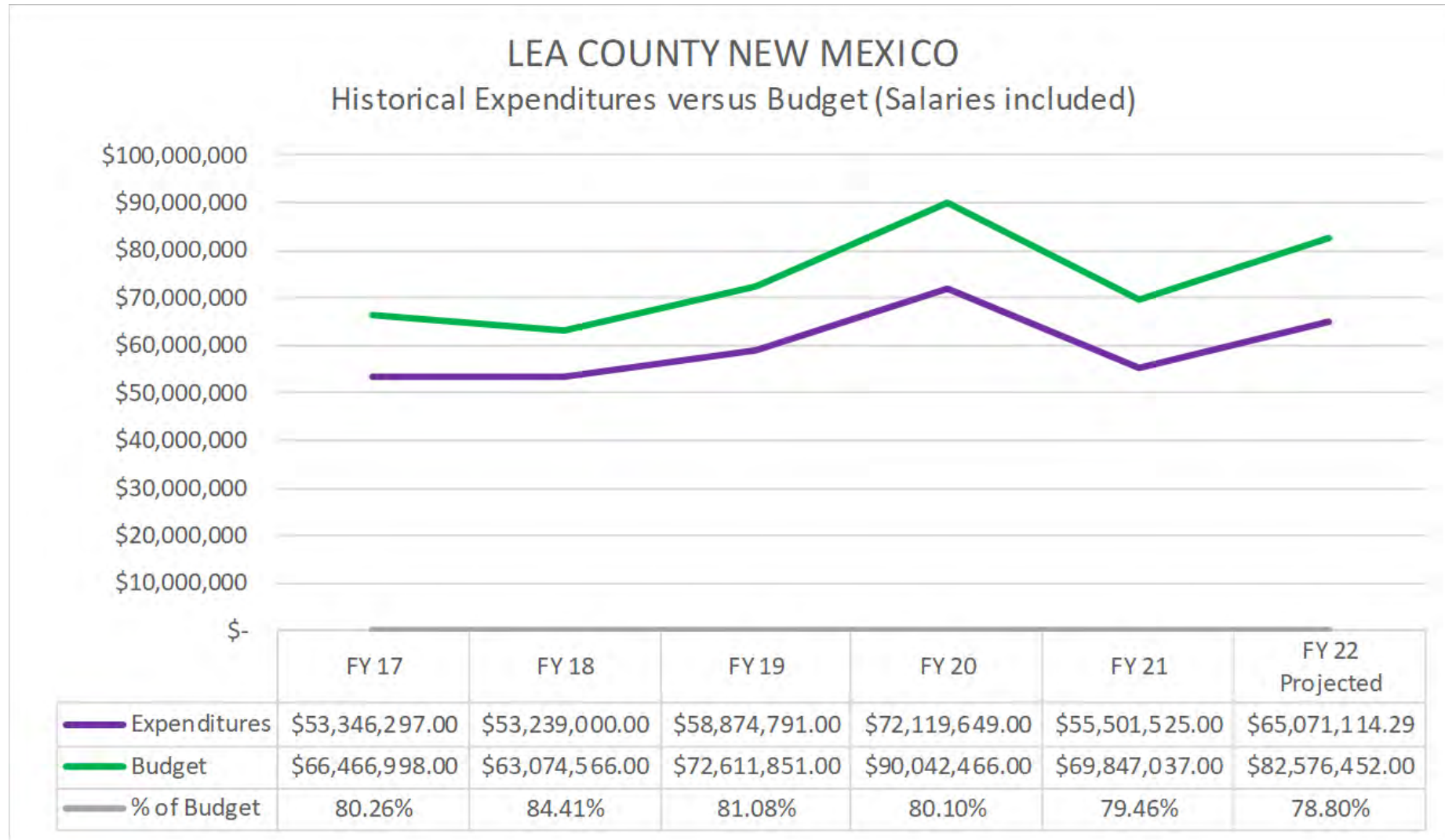
FY 23 Lea County Budget Timeline

Date	Action Taken
January 13, 2022	Budget Development and Timeline Approval (LCBCC)
February 3, 2022	Outside Entities and Services RFP Discussion (LCBCC) Discussion of FY 23 Projected Revenues (LCBCC)
February 17, 2022	Release of Outside Entities and Services RFP
February 21 – March 2, 2022	Departmental Budget Discussions – County Staff
March 10, 2022	Discussion of FY 23 Projected Expenses (LCBCC)
March 11, 2022	Responses for Outside Entities Proposals Due
March 31, 2022	Departmental Budget Presentations (LCBCC)
April 14, 2022	Departmental Budget Presentations cont'd (LCBCC) Personnel Proposals (LCBCC)
April 28, 2022	Capital & Outside Agency Proposals (LCBCC)
May 12, 2022	Present Preliminary Budget for Discussion (LCBCC)
May 26, 2022	Present Preliminary Budget for Final Action (LCBCC)
May 31, 2022	Preliminary Budget Due to New Mexico DFA for Approval
July 28, 2022	Present Final Budget For Discussion and Approval (LCBCC)
July 31, 2022	Final Budget Due to New Mexico DFA for Approval

Historical Operations Expenditures versus Budget (Salaries excluded)



Historical Operations Expenditures versus Budget (Salaries included)



FY 23 Preliminary Budget vs FY 22 Adjusted Budget

		Total Revenue	Salary & Fringe	Operations	Total
FY 23 Preliminary Budget		\$ 123,718,449	\$ 46,749,334	\$ 59,425,087	\$ 106,174,421
FY 22 Final Budget		\$ 87,997,461	\$ 36,611,120	\$ 45,484,521	\$ 82,095,641
\$ Change from P/Y		\$ 35,720,988	\$ 10,138,214	\$ 13,940,566	\$ 24,078,780
% Change from P/Y		40.59%	27.69%	30.65%	29.33%

FY 23 Operations Preliminary Budget vs FY 22 Final Budget

			FY 23 Preliminary	FY 22 Final Budget	\$ Change	% Change
General Fund			23,950,493	16,504,969	7,445,524	45.11%
Road Fund			5,065,025	4,147,025	918,000	22.14%
Indigent Fund			13,390,500	10,449,342	2,941,158	28.15%
Detention			3,073,882	2,861,882	212,000	7.41%
Other Special Revenue			8,508,368	7,192,781	1,315,587	18.29%
			30,037,775	24,651,030	5,386,745	21.85%
Trust & Agency			5,446,819	4,328,522	1,118,297	25.84%
			59,435,087	45,484,521	13,950,566	30.67%

FY 23 Operations Preliminary Budget Increases

General Fund

Economic Development

Airline Support	\$ 1,200,000
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Economic Development	\$ 100,000
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ELEA	\$ 25,000
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Commissioners Discretionary Funds	\$ 1,500,000
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Property/Liability Insurance (10% increase)	\$ 230,000
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GRT Administrative Fee	\$ 404,000
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Lea County Communication Authority	\$ 3,174,829
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Environmental Services Department	\$ 377,500
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Facilities Department	\$ 136,000
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The County is budgeting \$750,000 for the new judicial complex operations in the General Fund.

FY 23 Operations Preliminary Budget Increases

Road Department

Road Maintenance	\$	800,000
Equipment Operating	\$	100,000

Indigent Fund (Medicaid & SB 268 payments) \$ 2,941,158

Fairgrounds (Special Productions) \$ 150,000

Fair & Rodeo (Entertainment)

Entertainment	\$	131,895
Other	\$	137,141

Event Center

Special Productions	\$	650,000
Other	\$	114,600

The County is budgeting \$1,300,000 for detainee healthcare. This amount may be adjusted once a new provider is determined.

FY 23 Operations Preliminary Budget Increases

Lea County Communications Authority

Software Upgrades & Maintenance	\$	360,000
Radio System Updates	\$	866,143
Other	\$	223,700


LCCA is a joint powers agreement between Lea County and the City of Hobbs. The City of Hobbs has agreed to pay a fixed amount each year to support LCCA. Any costs above that amount are the responsibility of Lea County. The County budgets it's share of the costs in the General Fund. The current estimate is \$3,174,829.

COMMISSION MAY CONVENE IN CLOSED SESSION to Discuss Limited Personnel Matters Regarding the Human Resources Director; Threatened Litigation Regarding Recreational Cannabis; Pending Litigation in the National Opioids Litigation; and Disposal of Real Property in Central Lea County, as Authorized by NMSA 1978 § 10-15-1 H (2), (7) and (8).

COMMISSION MAY CONVENE IN OPEN SESSION to take Action, if any, on the Closed Session Item(s).



Adjourn



Please Join Us
for our next meeting on
Thursday, March 31, 2022 9:00 A.M.