

**Minutes of Meeting  
Lea County Board of Commissioners  
February 19, 2015**

**Chairman Fulfer called the meeting to order at 9:33 a.m. in the Lea County Courthouse**

**Commissioners present were, to wit: Commissioner Dale Dunlap District 1, Commissioner Rebecca Long District 2, Vice Chairman Ron Black District 3, and Chairman Gregory H. Fulfer District 5.**

**Also present were County Manager Michael P. Gallagher II and County Attorney John W. Caldwell.**

**Commissioner Dunlap led the Pledge of Allegiance followed by the Invocation by Vice Chairman Black.**

**ITEM 01: COMMISSION**

- **Board of County Commissioners**

- Consideration of Approval of the February 5, 2015 Regular Minutes

Vice Chairman Black moved to approve the February 5, 2015 minutes. The motion was seconded by Commissioner Dunlap and passed unanimously.

- Discussion of Committee Reports

There were no committee reports.

**Set/Confirm Next Meeting(s):**

- Thursday, March, 12, 2015 at 8:00 a.m. Budget Work Session
    - Thursday, March 12, 2015 at 9:00 a.m.
    - Thursday, March, 26, 2015 at 9:00 a.m.
    - Thursday, March, 26 2015 at 1:00 p.m. – Outside Agencies Funding Request(s)

The next meetings will be on; **March 12, 2015, March 26, 2015**, in the Lea County Commission Chambers.

- Comments from the Public

There were no comments from the public

- Consideration of Approval of Lea County Resolution No. 15-FEB-043R Approving Appointments to the Lea County DWI Advisory Council.



# LEA COUNTY BOARD OF COUNTY COMMISSIONERS

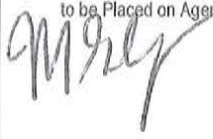
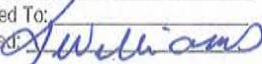
## SUMMARY FORM

LCBCC MEETING DATE: Thursday, February 19, 2015

Submit this summary form & all attachments to the Finance Director [sbunch@leacounty.net](mailto:sbunch@leacounty.net)  
& cc the Executive Coordinator [sstout@leacounty.net](mailto:sstout@leacounty.net) by:

**Tuesday, February 3, 2015**

County Manager Approval ([mgallagher@leacounty.net](mailto:mgallagher@leacounty.net)) required for all time sensitive issues that do not meet the above deadline.

<b>DATE SUBMITTED</b> mm-dd-yyyy: Wednesday, February 18, 2015		<b>SUBMITTED BY</b> Name/Title/Dept: Kelli Williams, Recording Secretary, Lea County Clerk's Dept.	
<b>SUBJECT:</b> Minutes		<b>ATTACHMENT(S):</b> LCBCC 02/05/2015 Draft Minutes	
<b>No. of Originals for Signature</b> (Select One): Due in County Manager's Office 2 Days Prior to Meeting 01 One	<b>Action Requested</b> (Select One): Consideration	<b>Agenda Item Placement</b> (Select One): 01 Commission	
<b>SUMMARY:</b> See attached minutes			
<b>Requested Items Needed for Presentation</b> Easels/Laptop/Projector/Etc.: <input type="checkbox"/> Easel If checked, how many: 00 <input type="checkbox"/> Laptop <input type="checkbox"/> Projector <input type="checkbox"/> Other:		<b>See Additional Summary Attached</b> <input type="checkbox"/>	
<b>SUBMITTER'S RECOMMENDATION(S):</b> Review & approve minutes		<b>Submitter's Signature</b> Department Director, Etc.  Signature Not Available <small>Digitally signed by Signature Not Available DN: cn=Signature Not Available, o=Lea County Government, ou=Lea County Government, email=sstout@leacounty.net, c=US Date: 2015.02.18 13:10:41 -0700</small>	
<b>FINANCE REVIEW</b> Fiscal Impact/Cost: ByPass Finance Review		<b>Reviewed by Finance Director</b> ByPass Finance Review <small>Digitally signed by ByPass Finance Review DN: cn=ByPass Finance Review, o=Lea County Government, ou=Lea County Government, email=sbunch@leacounty.net, c=US Date: 2015.02.11 15:20:21 -0700</small>	
<b>LEGAL REVIEW:</b> ByPass Legal Review  Note: No Legal Review Required for Accounts Payable & Travel.		<b>Reviewed by County Attorney</b> ByPass Legal Review <small>Digitally signed by ByPass Legal Review DN: cn=ByPass Legal Review, o=Lea County Government, ou=Lea County Government, email=sstout@leacounty.net, c=US Date: 2015.02.11 15:20:29 -0700</small>	
<b>COUNTY MANAGER REVIEW:</b>		<b>Approved by County Manager</b> to be Placed on Agenda  	
<b>RECORDING SECRETARY'S USE ONLY ~ COMMISSION ACTION TAKEN</b>			
Resolution No. _____	Policy No. _____	Ordinance No. _____	
File No. _____	Continued To: _____	Referred To: _____	
Other: _____	Approved: 	Denied: _____	
Comments: _____	2-19-15		

**Minutes of Meeting  
Lea County Board of Commissioners  
February 5, 2015**

Chairman Fulfer called the meeting to order at 9:14 a.m. in the Lea County Courthouse

Commissioners present were, to wit: Commissioner Dale Dunlap District 1, Commissioner Rebecca Long District 2, Vice Chairman Ron Black District 3, Commissioner James H. Britton District 4, and Chairman Gregory H. Fulfer District 5.

Also present were County Manager Michael P. Gallagher II and County Attorney John W. Caldwell.

Commissioner Dunlap led the Pledge of Allegiance followed by the Invocation by Vice Chairman Black.

**ITEM 01: COMMISSION**

- **Board of County Commissioners**

- Consideration of Approval of the January 6, 2015 Regular Minutes

Vice Chairman moved to approve the January 6, 2015 minutes. The motion was seconded by Commissioner Britton and passed unanimously.

- Discussion of Committee Reports

Commissioner Britton stated I continue to visit some of the advisory Committees. I visited the Solid Waste, DWI and the Health Council this past week. Vice Chairman Black stated these past two weeks I had the chance to attend a few of the Quality of Life Committee meetings. Chairman Fulfer stated we had a great attendance at the New Mexico Association of Counties. Pat Chappelle is our Board member for the New Mexico Association of Counties.

**Set/Confirm Next Meeting(s):**

- Thursday, February 19, 2015 at 8:00 a.m. – Budget Work Session
- Thursday, February, 19, 2015 at 9:00 a.m.
- Thursday, March, 12, 2015 at 8:00 a.m. Budget Work Session
- Thursday, March 12, 2015 at 9:00 a.m.
- Thursday, March, 26, 2015 at 9:00 a.m.
- Thursday, March, 26 2015 at 1:00 p.m. – Outside Agencies Funding Request(s)

The next meetings will be on; **February 19, 2015, March 12, 2015, March 26, 2015**, in the Lea County Commission Chambers.

- Comments from the Public

Pennye Horn and Carri Condarco made comments concerning the possible change in the animal chaining laws Ordinance in Lea County. Magistrate Judge David Finger made comments concerning adding the Magistrate Court to the new Judicial Complex and the security of the Magistrate Court.

- Consideration of Approval of Lea County Resolution No. 15-FEB-021R  
Approving Appointments to the Lea County DWI Advisory Council

The Commission appointed LCSO Sgt. Jeffrey Walker to the Lea County DWI Advisory Council. Commissioner Dunlap moved to approve Lea County Resolution No. 15-021R approving appointments to the Lea County DWI Advisory Council. The motion was seconded by Vice Chairman Black and passed unanimously.

- Consideration of Approval of Lea County Resolution No. 15-FEB-022R  
Approving Appointments to the Lea County Environmental Services Advisory Committee

Vice Chairman Black appointed Rick Schaap to the Lea County Environmental Services Advisory Committee. Commissioner Dunlap moved to approve Lea County Resolution No. 15-FEB-022R approving appointments to the Lea County Environmental Services Advisory Committee. The motion was seconded by Commissioner Long and passed unanimously.

- Consideration of Approval of Lea County Resolution No. 15-FEB-023R  
Approving Appointments to the Lea County Fair & Rodeo Board

Commissioner Britton appointed Marcia Schubert, Vice Chairman Black reappointed Robert Rhodes, Commissioner Long appointed Nancy Riley, and Commissioner Dunlap appointed Kenyon Burns to the Lea County Fair and Rodeo Board. Vice Chairman Black moved to approve Lea County Resolution No. 15-FEB-023R approving appointments to the Lea County Fair & Rodeo Board. The motion was seconded by Commissioner Dunlap and passed unanimously.

- Consideration of Approval of Lea County Resolution No. 15-FEB-024R  
Approving Appointments to the Lea County Memorial Committee

There was no appointments made

- Consideration of Approval of Lea County Resolution No. 15-FEB-025R  
Approving Appointments to the Lea County Planning & Zoning Board

Vice Chairman Black appointed Johnnie Hopper to the Lea County Planning and Zoning Board. Commissioner Dunlap moved to approve Lea County Resolution No. 15-025R approving appointments to the Lea County Planning and Zoning Board. The motion was seconded by Vice Chairman Black and passed unanimously.

- Consideration of Approval of Lea County Resolution No. 15-FEB-026R Approving Appointments to the Lea County Road Advisory Committee

Vice Chairman Black reappointed Bobby Shaw to the Lea County Road Advisory Committee. Vice Chairman Black moved to approve Lea County Resolution No. 15-FEB-026R approving appointments to the Lea County Road Advisory Committee. The motion was seconded by Commissioner Britton and passed unanimously.

- Consideration of Approval of Lea County Resolution No. 15-FEB-027R Approving Appointments to the Lovington – Lea County Extraterritorial Zoning Commission

There were no appointments made

- Consideration of Approval of Lea County Resolution No. 15-FEB-028R Lea County Fair & Rodeo Board Policy

Manager Gallagher stated the proposed change to the current Lea County Fair and Rodeo Board Policy designates two Commissioner liaison representatives be appointed to the Lea County Fair and Rodeo Board. Commissioner Dunlap moved to approve Lea County Resolution No. 15-FEB-028R Lea County Fair and Rodeo Board Policy. The motion was seconded by Commissioner Long and passed unanimously. The Commission agreed on Commissioner Dunlap and Vice Chairman Black to be appointed as representatives for the Lea County Fair Board. Commissioner Long moved to approve the appointments as representatives to the Lea County Fair and Rodeo Board. The motion was seconded by Commissioner Britton and passed unanimously.

## **ITEM 02: OUTSIDE ENTITIES**

- **Johnson, Miller & Company – Mary Hinds, CPA**
  - Consideration of Approval of Lea County Resolution No. 15-FEB-029R Accepting the 2013-2014 Fiscal Year Audit Report and Financial Statements for Lea County

Mary Hinds with Johnson, Miller and Company presented the 2014 audited financial statement for Lea County. Vice Chairman Black moved to approve Lea County Resolution No. FEB-029R accepting the 2013-2014 fiscal year audit report and financial

statements for Lea County. The motion was seconded by Commissioner Dunlap and passed unanimously.

**ITEM 03: OTHER ELECTED OFFICIALS**

- **Clerk – Pat Chappelle**

- Consideration of Approval of Lea County Resolution No. 15-FEB-030R  
Appointments to 2015 Board of Registration

Clerk Chappelle requested approval. She stated we are asking for an appointment of three recommended voters to serve on a Board of Registration of electors and the two alternate board of registration members to conduct a purge. This is for a removal of non-active voters. We have not done a significant removal of voters since 2009. The Democrat Party and the Republican Party have recommended four people each, and we have asked for the Commission to recommend three people as active members and two alternates. Vice Chairman Black moved to appoint Cathe Duncan, Melanie Jean Boyden, and Leward Sparks, to serve on the Board of Registration, and Charles L Whitley, and Amelda Jane Sparks as alternates, and to approve Lea County Resolution No. 15-FEB-030R appointments to 2015 Board of Registration. The motion was seconded by Commissioner Dunlap and passed unanimously.

- **Sheriff – Steve Ackerman**

- Consideration of Approval of Out of State Travel to Attend Concerns of Police Survivors Course in Cedar Hills, Texas February 22-25, 2015

Sheriff Ackerman requested approval. Commissioner Dunlap moved to approve the out of state travel to attend Concerns of Police Survivors course in Cedar Hills, Texas February 22-25, 2015. The motion was seconded by Commissioner Long and passed unanimously.

**ITEM 04: MANAGER**

- **Lea County Manager – Michael P. Gallagher II**

- Consideration of Approval of Lea County Resolution No. 15-FEB-031R  
Amending Sagebrush Subdivision Unit 1 and Unit 2 Plats

Manager Gallagher requested approval. He stated this was approved by the Planning and Zoning Board on December 9<sup>th</sup>, 2014. Vice Chairman Black moved to approve Lea County Resolution No. 15-FEB-031R amending Sagebrush Subdivision unit 1 and unit 2 plats. The motion was seconded by Commissioner Long and passed unanimously.



- Consideration of Approval Lea County Resolution No. 15-FEB-032R Approving a Memorandum of Understanding for the Construction, Operation and Joint Use of an Indoor Equestrian Center between Lea County and New Mexico Junior College

Manager Gallagher requested approval. Commissioner Dunlap moved to approve Lea County Resolution No. 15-FEB-032R approving a memorandum of understanding for the construction, operation, and joint use of an indoor equestrian center between Lea County and New Mexico Junior College. Dan Hardin made comments concerning the MOU between Lea County and NMJC. The motion was seconded by Commissioner Long and passed unanimously.

- Consideration of Approval of Travel

Manager Gallagher requested approval. Commissioner Dunlap moved to approve the travel requests. The motion was seconded by Vice Chairman Black and passed unanimously.

#### **ITEM 05      COUNTY DEPARTMENTS**

- **Emergency Management/Environmental Services/Maintenance – Lorenzo Velasquez, Director**

- Consideration of Approval of Lea County Resolution No. 15-FEB-033R Submit EMS Annual Service Report to New Mexico Department of Health

Director Velasquez requested approval. Commissioner Dunlap moved to approve Lea County Resolution No. 15-033R submit EMS annual service report to New Mexico Department of Health. The motion was seconded by Commissioner Britton and passed unanimously.

- Consideration of Approval of Lea County Resolution No. 15-034R Submit EMS Fund Act Application to New Mexico Department of Health

Director Velasquez requested approval. Commissioner Dunlap moved to approve Lea County Resolution No. 15-034R submit EMS fund act application to New Mexico Department of Health. The motion was seconded by Commissioner Britton and passed unanimously.

- **Public Works (Airports/Engineering/Roads) – Corey Needham, Director**

- Consideration of Approval of Lea County Resolution No. 15-FEB-035R for the following Federal Emergency Management Agency FEMA Sub grant Applications:

- No. LEA001C Lea County Cat C Roads & Bridges
- No. LEA002C Lea County Roads – Work Completed
- No. LEA003C Lea County Cat C Roads and Bridges Battle Axe R

Director Needham requested approval. He presented a power point presentation with this item. He requested the authority to sign the sub grant agreements. Vice Chairman Black moved to approve Lea County Resolution No. 15-035R for the Federal Emergency Management Agency FEMA Sub grant applications. The motion was seconded by Commissioner Dunlap and passed unanimously.

- Consideration of Approval of Lea County Resolution No. 15-FEB-036R Award or Reject Bid No. 05 (2014-2015) As-Needed Mechanical Repairs to Heavy Equipment (Caterpillar)

Director Needham requested approval. He presented a power point presentation with this item. Commissioner Britton moved to approve Lea County Resolution No. 15-FEB-036R to award bid no. 05 (2014-2015) as-needed mechanical repairs to heavy equipment (caterpillar). The motion was seconded by Commissioner Long and passed unanimously.

- Consideration of Approval of Lea county Resolution No.15-FEB-037R Award or Reject Bid No 07 2014-2015 One (1) New Haul Truck for the Lea County Road Department

Director Needham requested approval. He presented a power point presentation with this item. Vice Chairman Black moved to approve Lea County Resolution No. 15-FEB-037R award bid No. 07 2014 – 2015 one new haul truck for the Lea County Road Department. The motion was seconded by Commissioner Dunlap and passed unanimously.

- Consideration of Approval of Lea County Resolution No. 15-FEB-38R Award or Reject Bid No. 08 2014-2015 One (1) New 2015 Gooseneck Trailer for Equipment Transport for the Lea County Road Department

Director Needham requested approval. He presented a power point presentation with this item. Commissioner Dunlap moved to approve Lea County Resolution No. 15-FEB-038R award or reject bid no. 08 2014-2015 one (1) new 2015 gooseneck trailer for equipment transport for the Lea County Road Department. The motion was seconded by Commissioner Long and passed unanimously.

- Consideration of Approval of Lea County Resolution No. 15-FEB-039R 2015 – 2016 3<sup>rd</sup> Option to Renew Aggregate for Surface Treatment Agreement between Lea County and Constructors, Inc



Director Needham requested approval. He presented a power point presentation with this item. Commissioner Dunlap moved to approve Lea County Resolution No 15-FEB-039R 2015-2016 3<sup>rd</sup> option to renew aggregate for surface treatment agreement between Lea County and Constructors, Inc. The motion was seconded by Commissioner Britton and passed unanimously.

- Consideration of Approval of Lea County Resolution No 15-FEB-040R On-Call Road Construction Renewal

Director Needham requested approval. He presented a power point presentation with this item. Commissioner Dunlap moved to approve Lea County Resolution No. 15-FEB-040R On-Call Road Construction Renewal. The motion was seconded by Vice Chairman Black and passed unanimously.

- **Administrative Services (Finance/Grant Administration) – Sherri Bunch, Director**
  - Consideration of Approval of Lea County Resolution No. 15-FEB-041R Budget Adjustments

Director Bunch requested approval. She presented a power point presentation with this item. Commissioner Dunlap moved to approve Lea County Resolution No. 15-FEB-041R budget adjustments. The motion was seconded by Commissioner Britton and passed unanimously.

- Discussion of Approval of Lea County Resolution No. 15-FEB-042R Approving the Accounts Payable

Director Bunch requested approval. She presented a power point presentation with this item. Commissioner Britton moved to approve Lea County Resolution No. 15-FEB-042R approving the accounts payable. The motion was seconded by Commissioner Long and passed unanimously.

#### **ITEM 06: EXECUTIVE SESSION**

- **BOARD OF COMMISSIONERS**

- Pursuant to Section 10-15-1 (H2), (H7) & (H8) of the New Mexico Statutes Annotated (NMSA) 1978; to discuss limited personnel matters, threatened or pending litigation and the purchase, acquisition or disposal of real property or water rights.

At 10:52 a.m. Commissioner Britton moved to convene in Executive Session pursuant to **Section 10-15-1 (H2), (H7) & (H8) of the New Mexico Statutes Annotated (NMSA) 1978; to discuss limited personnel matters, threatened or**

**pending litigation and the purchase, acquisition or disposal of real property or water rights.** The motion was seconded by Commissioner Long. Secretary polled the Commission. Commissioner Britton, yes; Commissioner Dunlap, yes; Commissioner Long, yes; Vice Chairman Black, yes; Chairman Fulfer; yes.

The meeting reconvened at 12:07 p.m.

The Commission convened in closed session to discuss items relative to the purchase acquisition or disposal of real property, or water rights. No action was taken by the Commission during closed session.

**ITEM 07: OTHER BUSSINESS**

There was no other business

The meeting was adjourned at 12:08 p.m.

BOARD OF COUNTY COMMISSIONERS  
LEA COUNTY, NEW MEXICO



Gregory H. Fulfer, Chairman



Ron Black, Vice Chairman



Rebecca Long, Member

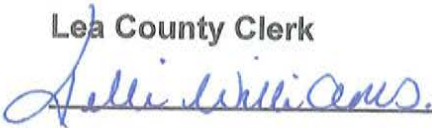
James H. Britton, Member



Dale Dunlap, Member

ATTEST: Pat Chappelle

Lea County Clerk



Kelli Williams

