

**Minutes of Meeting
Lea County Board of Commissioners
May 21, 2020**

Chair Long called the meeting to order at 9:00 a.m. in the Lea County Courthouse

Commissioners present were, to wit: Vice Chair Dean Jackson, District 1, Chair Rebecca Long, District 2, Commissioner Gary G. Eidson, District 3, Jonathan Sena, District 4, and Commissioner Richard Don Jones, District 5.

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

Commissioner Jones led the Pledge of Allegiance followed by the Invocation by Commissioner Sena.

ITEM 01: COMMISSION

- Consideration of Lea County Resolution No. 20-MAY-101R Approving the May 7, 2020 Regular Meeting Minutes.

Chair Long asked if there were any public comments concerning this agenda item. Vice Chair Jackson moved to approve Lea County Resolution. No. 20-MAY-101R Approving the May 7, 2020 Regular Meeting Minutes. The motion was seconded by Commissioner Sena. Secretary polled the Commission. Chair Long, yes; Vice Chair Jackson, yes; Commissioner Eidson, yes; Commissioner Sena, yes; Commissioner Jones, yes. The motion passed.

- Public Comments

There were no public comments.

- Commissioner and Manager Comments

Commissioner Eidson, Jones, Sena, and Manager Gallagher congratulated the 2020 graduating seniors.

ITEM 02: ACTION ITEMS

- Consideration of Lea County Resolution No. 20-MAY-102R Approving an Inmate Housing Agreement between Lea County and Roosevelt County for the Lea County Detention Center. (*Warden Ruben Quintana, Detention Center*)

Warden Quintana requested approval. Chair Long asked if there were any public comments regarding this agenda item. Vice Chair Jackson moved to approve Lea County Resolution No. 20-MAY-102R Approving an Inmate Housing Agreement between Lea County and Roosevelt County for the Lea County Detention Center. The motion was seconded by Commissioner Sena. Secretary

polled the Commission. Chair Long, yes; Vice Chair Jackson, yes; Commissioner Eidson, yes; Commissioner Sena, yes; Commissioner Jones, yes. The motion passed.

- Consideration of Lea County Resolution No. 20-MAY-103R Approving the Certification of County Fixed Assets List. *(Chip Low, Finance Director)*

Director Low requested approval. Chair Long asked if there were any public comments regarding this agenda item. Commissioner Eidson moved to approve Lea County Resolution No. 20-MAY-103R Approving the Certification of County Fixed Assets List. The motion was seconded by Commissioner Jones. Secretary polled the Commission. Chair Long, yes; Vice Chair Jackson, yes; Commissioner Eidson, yes; Commissioner Sena, yes; Commissioner Jones, yes. The motion passed.

- Consideration of Lea County Resolution No. 20-MAY-104R Approving Findings and Proposed Disposition of Inventory. *(Chip Low, Finance Director)*

Director Low requested approval. Chair Long asked if there were any public comments regarding this agenda item. Vice Chair Jackson moved to approve Lea County Resolution No. 20-MAY-104R Approving Findings and Proposed Disposition of Inventory. The motion was seconded by Commissioner Eidson. Secretary polled the Commission. Chair Long, yes; Vice Chair Jackson, yes; Commissioner Eidson, yes; Commissioner Sena, yes; Commissioner Jones, yes. The motion passed.

- Consideration of Lea County Resolution No. 20-MAY-105R Approving Budget Adjustment No. 03 for FY 2019 – 2020. *(Chip Low, Finance Director)*

Director Low requested approval. Chair Long asked if there were any public comments regarding this agenda item. Vice Chair Jackson moved to approve Lea County Resolution No. No. 20-MAY-105R Approving Budget Adjustment No. 03 for FY 2019 – 2020. The motion was seconded by Commissioner Sena. Secretary polled the Commission. Chair Long, yes; Vice Chair Jackson, yes; Commissioner Eidson, yes; Commissioner Sena, yes; Commissioner Jones, yes. The motion passed.

- Consideration of Lea County Resolution No. 20-MAY-106R Adopting Lea County's Preliminary Budget for Fiscal Year 2020 – 2021. *(Michael Gallagher, County Manager)*

Manager Gallagher requested approval. Chair Long asked if there were any public comments regarding this agenda item. Vice Chair Jackson moved to approve Lea County Resolution No. 20-MAY-106R Adopting Lea County's Preliminary Budget for Fiscal Year 2020 – 2021. The motion was seconded by

Commissioner Eidson. Secretary polled the Commission. Chair Long, yes; Vice Chair Jackson, yes; Commissioner Eidson, yes; Commissioner Sena, yes; Commissioner Jones, yes. The motion passed.

- Consideration of Lea County Resolution No. 20-MAY-107R Awarding Request for Proposal No. 03 2019 – 2020 for the Care and Maintenance of the Sick and Indigent for FY 2020 – 2021. *(Michael Gallagher, County Manager)*

County Manager Gallagher requested approval. Chair Long asked if there were any public comments regarding this agenda item. Vice Chair Jackson moved to approve Lea County No. 20-MAY-107R Awarding Request for Proposal No. 03 2019 – 2020 for the Care and Maintenance of the Sick and Indigent for FY 2020 – 2021. The motion was seconded by Commissioner Eidson. Secretary polled the Commission. Chair Long, yes; Vice Chair Jackson, yes; Commissioner Eidson, yes; Commissioner Sena, abstained; Commissioner Jones, yes. The motion passed.

- Consideration of Lea County Resolution No. 20-MAY-108R Awarding Request for Proposal No. 04 2019 – 2020 for County Wide Economic Development Services for FY 2020 – 2021. *(Michael Gallagher, County Manager)*

County Manager Gallagher requested approval. Chair Long asked if there were any public comments regarding this agenda item. Commissioner Sena moved to approve Lea County Resolution No. 20-MAY-108R Awarding Request for Proposal No. 04 2019 – 2020 for County Wide Economic Development Services for FY 2020 – 2021. The motion was seconded by Vice Chair Jackson. Secretary polled the Commission. Chair Long, yes; Vice Chair Jackson, yes; Commissioner Eidson, yes; Commissioner Sena, yes; Commissioner Jones, yes. The motion passed.

ITEM 03: DISCUSSION ITEMS

- Discussion of Lea County's Financial Report. *(Chip Low, Finance Director)*

Director Low presented a discussion of Lea County's Financial Report.

- Discussion of Lea County's Accounts Payable. *(Chip Low, Finance Director)*

Director Low presented a discussion of Lea County's Accounts Payable.

ITEM 04: EXECUTIVE SESSION

• **Board of County Commissioners**

- Pursuant to Section 10-15-1 (H2), (H7), (H8), of the New Mexico Statutes Annotated (NMSA) 1978; to Discuss Pending Litigation in Which the County is a Party Before the Office of the State Engineer, More Specifically OSE Files L-12652 Through L-12694 and Any and All Other Pending Water Rights Applications and Protests, Threatened Litigation in Which the County May Become a Participant Involving the Lea County may become a participant involving COVID-19; and the Disposal of Real Property in Central Lea County, as Authorized by the NMSA 1978 § 10-15-1 H (8).

• At 9:50 a.m. Vice Chair Jackson 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 Pending Litigation in Which the County is a Party Before the Office of the State Engineer, More Specifically OSE Files L-12652 Through L-12694 and Any and All Other Pending Water Rights Applications and Protests, Threatened Litigation in Which the County May Become a Participant Involving COVID-19.** The motion was seconded by Commissioner Eidson. Secretary polled the Commission. Chair Long, yes; Vice Chair Jackson, yes; Commissioner Eidson, yes; Commissioner Sena, yes; Commissioner Jones, yes. The motion passed.

The meeting reconvened at 12:18 p.m.

ITEM 05: OTHER BUSINESS

- Consideration of Lea County Resolution No. 20-MAY-109R Approving Extension of Option to Purchase⁴ Three Parcels of Land by Sustainable Power Group from Lea County in Central Lea County. (*Michael Gallagher, County Manager*)

County Manager Gallagher requested approval. Chair Long asked if there were any public comments regarding this agenda item. Vice Chair Jackson moved to approve Lea County Resolution No. 20-MAY-109R Approving Extension of Option to Purchase Three Parcels of Land by Sustainable Power Group from Lea County in Central Lea County. The motion was seconded by Commissioner Sena. Secretary polled the Commission. Chair Long, yes; Vice Chair Jackson, yes; Commissioner Eidson, yes; Commissioner Sena, yes; Commissioner Jones, yes. The motion passed.

- Consideration of Lea County Resolution No. 20-MAY-110R Approving an Agreement for Completion of the Lea County Judicial Complex. (*Michael Gallagher, County Manager*)

County Manager Gallagher requested approval. Chair Long asked if there were any public comments regarding this agenda item. Vice Chair Jackson moved to approve Lea County Resolution No. 20-MAY-110R Approving an Agreement for Completion of the Lea County Judicial Complex. The motion was seconded by Commissioner Eidson. Secretary polled the Commission. Chair Long, yes; Vice Chair Jackson, yes; Commissioner Eidson, yes; Commissioner Sena, yes; Commissioner Jones, yes. The motion passed.

- Consideration of Lea County Resolution No. 20-MAY-111R Directing Response to New Mexico Department of Health Cabinet Secretary Kunkel's Letter of May 16, 2020. (*Michael Gallagher, County Manager*)

County Manager Gallagher requested approval. Chair Long asked if there were any public comments regarding this agenda item. Nick Maxwell made supporting comments. Commissioner Eidson moved to approve Lea County Resolution No. 20-MAY-111R Directing Response to New Mexico Department of Health Cabinet Secretary Kunkel's Letter of May 16, 2020. The motion was seconded by Commissioner Jones. Secretary polled the Commission. Chair Long, yes; Vice Chair Jackson, yes; Commissioner Eidson, yes; Commissioner Sena, yes; Commissioner Jones, yes. The motion passed.

- Consideration of Lea County Resolution No. 20-MAY-112R Giving Guidance to Staff on Disposition of All Pending Lea County Water Rights Applications Before the Office of the State Engineer. (*Vice Chair Dean Jackson, Commissioner – District 1*)

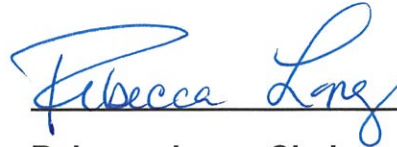
Commissioner Jackson requested approval. Chair Long asked if there were any public comments regarding this agenda item. Vice Chair Jackson moved to approve Lea County Resolution No. 20-MAY-112R Giving Guidance to Staff on Disposition of All Pending Lea County Water Rights Applications Before the Office of the State Engineer. The motion was seconded by Commissioner Jones. Secretary polled the Commission. Chair Long, yes; Vice Chair Jackson, yes; Commissioner Eidson, yes; Commissioner Sena, yes; Commissioner Jones, yes. The motion passed.

- Consideration of Lea County Resolution No. 20-MAY-113R Giving Guidance to Staff on Disposition of All Pending Lea County Water Rights Protests Before the Office of the State Engineer. (*Vice Chair Dean Jackson, Commissioner – District 1*)

Commissioner Jackson requested approval. Chair Long asked if there were any public comments regarding this agenda item. Vice Chair Jackson moved to postponed indefinitely Lea County Resolution No. 20-MAY-113R Giving Guidance to Staff on Disposition of All Pending Lea County Water Rights Protests Before the Office of the State Engineer. The motion was seconded by Commissioner Sena. Secretary polled the Commission. Chair Long, yes; Vice Chair Jackson, yes; Commissioner Eidson, yes; Commissioner Sena, yes; Commissioner Jones, yes. The motion was postponed indefinitely.

The meeting was adjourned at 12:31 p.m.

BOARD OF COUNTY COMMISSIONERS
LEA COUNTY, NEW MEXICO



Rebecca Long, Chair



Dean Jackson, Vice Chair



Gary G. Eidson, Member



Jonathan Sena, Member



Richard Don Jones, Member

ATTEST: Keith Manes

Lea County Clerk



Hollye Shearer

