



Lea County Board of County Commissioners Regular Meeting

Thursday, September 30, 2021 9:00 A.M.

Lea County Courthouse - Commission Chambers – 100 North Main, Lovington, New Mexico

Notice of this Meeting has been given to the Public in Compliance with Section 10-15-4 NMSA 1978

If you are an individual with a disability who is in need of a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the hearing or meeting, please contact the Lea County Manager's office located in the Lea County Courthouse in Lovington, New Mexico at least one week prior to the meeting or as soon as possible. Public documents, including the agenda and minutes, can be provided in various accessible formats. Please contact the Lea County Manager's Office at the Lea County Courthouse if a summary or other type of accessible format is needed.

AGENDA

Call to Order ~ Roll Call ~ Pledge of Allegiance ~ Invocation

ITEM 01: COMMISSION

- Consideration of Lea County Resolution No. 21-SEP-194R Approving the Following Meeting Minutes:
 - ❖ September 2, 2021 Special Meeting
 - ❖ September 2, 2021 Regular Meeting
 - ❖ September 9, 2021 Special Meeting
- Public Comments (*Non Agenda Items*).
- Commissioners and Manager Comments.
- Consideration of Lea County Resolution No. 21-SEP-195R Approving/Confirming Appointment(s) to the Lea County DWI Advisory Council.

ITEM 02: ACTION ITEMS

- Consideration of Lea County Resolution No. 21-SEP-196R Approving Grant No. G20SN0017A Modification No. 3 Between Lea County and the Office of National Drug Control Policy Increasing Funds for the High Intensity Drug Trafficking Area (HIDTA) Region VI Awarded 01/01/2020 to 12/31/2021. (*Wm Robert Sullivan, HIDTA Region VI Drug Task Force Coordinator*)
- Consideration of Lea County Resolution No. 21-SEP-197R Approving Grant No. G21SN0017A Modification No. 1 Between Lea County and the Office of National Drug Control Policy Increasing Funds for the High Intensity Drug Trafficking Area (HIDTA) Region VI Awarded 01/01/2021 to 12/31/2022. (*Wm Robert Sullivan, HIDTA Region VI Drug Task Force Coordinator*)
- Consideration of Lea County Resolution No. 21-SEP-198R Approving Grant No. G21SN0017A Modification No. 2 Between Lea County and the Office of National Drug Control Policy Increasing Funds for the High Intensity Drug Trafficking Area (HIDTA) Region VI Awarded 01/01/2021 to 12/31/2022. (*Wm Robert Sullivan, HIDTA Region VI Drug Task Force Coordinator*)

- Consideration of Lea County Resolution No. 21-SEP-199R Approving a Recommendation from the Lea County Fair & Rodeo Board Authorizing the 4th Option to Renew Agreement between Lea County and Epicenter Productions, LLC., for Professional Sound and Production Services for the 2022 Lea County Fair & PRCA Rodeo. *(Larry Wheeler, Chair, Fair & Rodeo Board)*
- Consideration of Lea County Resolution No. 21-SEP-200R Approving a Recommendation from the Lea County Fair & Rodeo Board Authorizing the 4th Option to Renew Agreement between Lea County and Pete Carr Pro Rodeo as Stock Contractor for the 2022 Lea County Fair & PRCA Rodeo. *(Larry Wheeler, Chair, Fair & Rodeo Board)*
- Consideration of Lea County Resolution No. 21-SEP-201R Approving a Recommendation from the Lea County Fair & Rodeo Board for an Agreement between Lea County and Ted Harbin as Rodeo Media Specialist During the 2022 Lea County Fair & PRCA Rodeo. *(Larry Wheeler, Chair, Fair & Rodeo Board)*
- Consideration of Lea County Resolution No. 21-SEP-202R Approving a Recommendation from the Lea County Fair & Rodeo Board for an Agreement between Lea County and Jacob King as a Rodeo Bullfighter During the 2022 Lea County Fair & PRCA Rodeo. *(Larry Wheeler, Chair, Fair & Rodeo Board)*
- Consideration of Lea County Resolution No. 21-SEP-203R Approving a Recommendation from the Lea County Fair & Rodeo Board for an Agreement between Lea County and Clay Heger as a Rodeo Bullfighter During the 2022 Lea County Fair & PRCA Rodeo. *(Larry Wheeler, Chair, Fair & Rodeo Board)*
- Consideration of Lea County Resolution No. 21-SEP-204R Approving a Recommendation from the Lea County Fair & Rodeo Board for an Agreement between Lea County and Peggy Gander dba Cowboy Images as the Rodeo Photographer During the 2022 Lea County Fair & PRCA Rodeo. *(Larry Wheeler, Chair, Fair & Rodeo Board)*
- Consideration of Lea County Resolution No. 21-SEP-205R Approving a Recommendation from the Lea County Fair & Rodeo Board Authorizing a 25% Rate Increase for the Box Seats at the Lea County Fair & Rodeo. *(Larry Wheeler, Chair, Fair & Rodeo Board)*
- Consideration of Lea County Resolution No. 21-SEP-206R Approving a Recommendation from the Lea County Fair & Rodeo Board Authorizing Wednesday, August 3, 2022 as a "Free Admission" Day During the 2022 Lea County Fair and PRCA Rodeo. *(Jim Kemp, Fairgrounds General Manager on behalf of Fair & Rodeo Board)*
- Consideration of Lea County Resolution No. 21-SEP-207R Approving Precinct Boundaries for the 2022 – 2023 Elections. *(Keith Manes, County Clerk)*

- Consideration of Lea County Resolution No. 21-SEP-208R Authorizing the Submittal of a Grant Application and Agreement between Lea County and the New Mexico Department of Transportation for the Safer New Mexico DWI Grant and Safety Funds for FY 2021 – 2022 to Include: End Driving While Impaired (ENDWI) Project No. 02-AL-64-051; Buckle Up (BKLUP)/Click It or Ticket (CIOT) Project No. 02-OP-RF-051; and Selective Traffic Enforcement Program (STEP)/100 Days and Nights of Summer (DNOS) Project No. 02-PT-RF-051; for Total Funding Award of \$25,783.00. *(Corey Helton, County Sheriff)*
- Consideration of Lea County Resolution No. 21-SEP-209R Authorizing the Submittal of a Grant Application to the New Mexico Department of Finance and Administration, Local Government Division for Additional Funding Available in the Local DWI Grant and Distribution Program for Fiscal Year 2022. *(Kelly Livingston, DWI/Probation Director)*
- Consideration of Lea County Resolution No. 21-SEP-210R Approving the 2022 Lea County Employee Calendar. *(Craig Bova, Human Resources Director)*
- Consideration of Lea County Resolution No. 21-SEP-211R Approving a Cooperative Educational Services (CES) Task Order with D&D Automation & Electric, LLC for the Installation of Runway Cameras at the Lea County Regional Airport. *(Corey Needham, Assistant County Manager)*
- Consideration of Lea County Resolution No. 21-SEP-212R Approving Award of Bid No. 02 (2021 – 2022) High Performance Asphalt Patch Material for the Lea County Road Department to Pavement Sealants and Supply Inc. *(Corey Needham, Assistant County Manager)*
- Consideration of Lea County Resolution No. 21-SEP-213R Approving Award of Bid No. 03 (2021 – 2022) Reflectorized High-Durable Traffic Striping for the Lea County Road Department to Highway Supply, LLC. *(Corey Needham, Assistant County Manager)*
- Consideration of Lea County Resolution No. 21-SEP-214R Amending a Cooperative Educational Services (CES) Task Order with Constructors Inc to Widen and Apply Overlay on Battle Axe Road – 1.0 Miles Beginning at Orla Road for \$366,592.00. *(Corey Needham, Assistant County Manager)*
- Consideration of Lea County Resolution No. 21-SEP-215R Authorizing a Cooperative Educational Services (CES) Task Order with Constructors Inc to Widen and Apply Overlay on Battle Axe Road – 1.0 Miles Beginning at NM128 for \$310,518.00. *(Corey Needham, Assistant County Manager)*
- Consideration of Lea County Resolution No. 21-SEP-216R Approving Land Acquisition for Maljamar Fire Substation from Branch Ranch, LLC. *(Corey Needham, Assistant County Manager)*

- Consideration of Lea County Resolution No. 21-SEP-217R Approving a Recommendation from an Appointed Freeholders Committee Denying the Request to Vacate a Dedicated Street Between Block 5 and Block 6 in the Chula Vista Subdivision, North of Ponderosa Street and West of Grimes Street in Section 4, Township 18 South, Range 38 East N.M.P.M. in Lea County, New Mexico. *(Bruce Reid, County Planner)*
- Consideration of Lea County Resolution No. 21-SEP-218R Approving a Recommendation from the Lea County Planning & Zoning Board for the Approval of the Preliminary Plat for High Lonesome, Unit 4 in Section 19, Township 17 South, Range 38 East, N.M.P.M. In Lea County, New Mexico. *(Bruce Reid, County Planner)*
- Consideration of Lea County Resolution No. 21-SEP-219R Approving a Recommendation from the Lea County Planning & Zoning Board for the Approval of the Final Plat for Mesquite Draw Subdivision in Section 31, Township 17 South, Range 38 East, N.M.P.M. In Lea County, New Mexico. *(Bruce Reid, County Planner)*
- Consideration of Lea County Resolution No. 21-SEP-220R Authorizing Lea County's Fiscal Year 2021 - 2022 1st Quarter Payment and Certification for the Safety Net Care Pool Fund. *(Chip Low, Finance Director)*
- Consideration of Lea County Resolution No. 21-SEP-221R Approving the Lea County Indigent Claims Burial/Cremation Report. *(Chip Low, Finance Director)*

ITEM 03: DISCUSSION ITEMS

- Discussion of Lea County Boards and Committees. *(Michael Gallagher, County Manager)*
- Discussion of Lea County's Financial Report for August 2021. *(Chip Low, Finance Director)*
- Discussion of Lea County's Accounts Payable for August 2021. *(Chip Low, Finance Director)*

ITEM 04: EXECUTIVE SESSION

- COMMISSION MAY CONVENE IN CLOSED SESSION to Discuss Threatened Litigation Involving Land Use in Lea County, Threatened Litigation Regarding Unclaimed Decedents, and Pending Litigation *In Re Purdue Pharma, L.P., et al.*, Case No. 19-23649 (RDD) (Bankr. S.D.N.Y.), as Authorized by NMSA 1978 § 10-15-1 H (7).

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

ITEM 05: OTHER BUSINESS

ADJOURN

~ Please join us for our next regular meeting on Thursday, October 21, 2021 at 9:00 A.M. ~

CLOSED SESSION FOR SEPTEMBER 30, 2021

ITEM 04: EXECUTIVE SESSION

- COMMISSION MAY CONVENE IN CLOSED SESSION to Discuss Threatened Litigation Involving Land Use in Lea County, Threatened Litigation Regarding Unclaimed Decedents, and Pending Litigation *In Re Purdue Pharma, L.P., et al.*, Case No. 19-23649 (RDD) (Bankr. S.D.N.Y.), as Authorized by NMSA 1978 § 10-15-1 H (7).

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

Before Going Into Executive Session

Any Commissioner needs to move a motion similar to:

I Move that the Commission **CONVENE** in Closed Session to Discuss Threatened Litigation Involving Land Use in Lea County, Threatened Litigation Regarding Unclaimed Decedents, and Pending Litigation *In Re Purdue Pharma, L.P., et al.*, Case No. 19-23649 (RDD) (Bankr. S.D.N.Y.), as Authorized by NMSA 1978 § 10-15-1 H (7).

Chair must take a roll call vote of each of the Commissioners.

EXECUTIVE AGENDA

H(7) Threatened Litigation Involving Land Use in Lea County

H(7) Threatened Litigation Regarding Unclaimed Decedents

H(7) Pending Litigation *In Re Purdue Pharma, L.P., et al.*, Case No. 19-23649 (RDD) (Bankr. S.D.N.Y.)

Returning to the Regular Meeting:

Once back in regular session, Chair should state something similar to:

Let the record reflect that the matters discussed in closed session were limited to those matters specified in the motion for closure.