



Consideration of Lea County Resolution No. 21-NOV-240R Approving the October 21, 2021 Regular Meeting Minutes

Minutes of Meeting Lea County Board of Commissioners October 21, 2021

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, Commissioner Jonathan Sena, District 4 and 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. 21-OCT-222R Approving the September 30, 2021 Regular Meeting Minutes.

Chair Long requested approval and asked if there were any public or Commissioner comments concerning this agenda item. Commissioner Sims moved to approve Lea County Resolution. No. 21-OCT-222R Approving the September 30, 2021 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, abstain; Commissioner Sims, yes. The motion pass

- Public Comments (Non Agenda Items)
 - There were no Public Comments
- Commissioner and Manager Comments
 - Commissioner Sena Spoke about attending the Oil and Gas Conference and the importance of having common ground with Santa Fe. He mentioned possible future opportunity with hydrogen in the oil and gas industry.
 - Chair Long welcomed everyone in the audience and expressed her gratitude for their attendance. She spoke of revisiting the Noise Ordinance before the next Commission Meeting due to multiple complaints received in her district.
 - County Manager Gallagher reminded everyone of the following events:
 - Town Hall Meeting to Discuss Cannabis in New Mexico and Lea County
 - 10/21/2021: 6pm – 8pm at the Lea County Event Center
 - 10/26/2021: 6pm – 8pm at the Lea County Museum in Lovington

STATE OF NEW MEXICO COUNTY OF LEA RESOLUTION NO. 21-NOV-240R

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 4th day of November, 2021, by the Lea County Board of County Commissioners in an open meeting in Lovington, New Mexico.

LEA COUNTY BOARD OF COUNTY COMMISSIONERS

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

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

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

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





**LEA COUNTY BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY FORM**

LCBCC Meeting Date: Thursday, November 4, 2021

Submit this summary form & all attachments to the Finance Director clow@leacounty.net & cc the Executive Coordinator sstout@leacounty.net by: **Thursday, October 21, 2021**

County Manager Approval mgallagher@leacounty.net required for all time sensitive issues that do not meet the above deadline.

DATE SUBMITTED mm-dd-yyyy: 10/26/2021	SUBMITTED BY Name, Title, Dept: Teri Davis, Recording Secretary/Deputy Clerk, Clerk's Office
SUBJECT: Minutes	ATTACHMENT(S): Resolution Draft Minutes
NO. OF ORIGINALS FOR SIGNATURE: 1 Resolution; 1 Sets of Minutes	ACTION REQUESTED: Action Item
BUDGET LINE ITEM NUMBER: N/A	FISCAL BUDGET YEAR: N/A
STRATEGIC PLAN Implementation of 5 Year Strategic Plan: Section 2.6: Transparency and ethical decision making continue to be the framework in which the county operates.	
SUMMARY: See attached draft minutes submitted by Teri Davis, Recording Secretary/Deputy Clerk, for the following LCBCC meeting(s): October 21, 2021 Regular Meeting	
Requested Items Needed for Presentation Easels/Laptop/Projector/Etc.: Easel <input type="checkbox"/> if checked; how many: Laptop <input checked="" type="checkbox"/> Projector <input checked="" type="checkbox"/> Other: _____	See Additional Summary Attached <input type="checkbox"/>
SUBMITTER'S RECOMMENDATION(S): Review & Approve Minutes	Submitter's Signature Department Director, Etc. <i>Janae Stout-Brito</i>
FINANCE REVIEW Fiscal Impact/Cost: ByPass Finance Review	Reviewed by Finance Director ByPass Finance Review Digitally signed by ByPass Finance Review Date: 2021.11.01 14:10:59 -06'00'
LEGAL REVIEW: (Note: Travel does not need legal review)	Reviewed by County Attorney
COUNTY MANAGER REVIEW: 10/26: Draft meeting minutes emailed to Commissioners for review. 11/01: Reviewed by LCBCC D2 & D3	Approved by County Manager to be Placed on Agenda <i>Mike Collopy</i>
Item No. <u>0101</u> RECORDING SECRETARY'S USE ONLY ~ COMMISSION ACTION TAKEN	
Approved: _____ Resolution No. <u>21-NOV-240R</u> Continued To: _____	Denied: _____ Policy No. _____ Referred To: _____
Other: _____ Ordinance No. _____ Comments: _____	

STATE OF NEW MEXICO
COUNTY OF LEA
RESOLUTION NO. 21-NOV-240R

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

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

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

ATTEST: Keith Manes
Lea County Clerk

**APPROVED AS TO FORM AND LEGAL
SUFFICIENCY:**

By: _____
Teri Davis, Deputy Clerk

John W. Caldwell, County Attorney

**Minutes of Meeting
Lea County Board of Commissioners
October 21, 2021**

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- 10/30/2021: Halloween Carnival at the Fairgrounds from 6pm – 10pm
- Pumpkin People display on the Courthouse Lawn
- Consideration of Lea County Resolution No. 21-OCT-223R Approving/Confirming Appointment(s) to the Lea County DWI Advisory Council.

Chair Long moved to Postpone due to appointments still outstanding and asked if there were any public or Commissioner comments concerning this agenda item. Commissioner Sims moved to approve the Postponement of Lea County Resolution. No. 21-OCT-223R Approving/Confirming Appointments to the Lea County DWI Advisory Council. 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 Sims, yes. The motion passed.

- Consideration of Lea County Proclamation Declaring November 2021 Lea County Cactus Cowbells Month in Lea County. (*Vice Chair Dean Jackson, Commissioner – District 1*)

Vice Chair Jackson requested approval and Chair Long asked if there were any public or Commissioner comments concerning this agenda item. Commissioner Sims moved to approve a Proclamation Declaring November 2021 Lea County Cactus Cowbells Month in Lea County. 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 Sims, yes. The motion passed.

ITEM 02: ACTION ITEMS

- Consideration of Lea County Resolution No. 21-OCT-224R Adopting the Appointments, Term Limits and Administrative Rules for Lea County's Boards and Committees. (*Michael Gallagher, County Manager*)

County Manager Gallagher requested approval. Chair Long asked if there were any public comments concerning this agenda item. Commissioner Jackson moved to approve Lea County Resolution. No. 21-OCT-224R Adopting the Appointments, Term Limits and Administrative Rules for Lea County's Boards and Committees. 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 Sims, yes. The motion passed.

- Consideration of Lea County Resolution No. 21-OCT-225R Conditionally Accepting the Transfer of Land from the City of Lovington. *(Michael Gallagher, County Manager)*

County Manager Gallagher requested approval. Chair Long asked if there were any public or Commissioner comments concerning this agenda item. Vice Chair Jackson moved to approve Lea County Resolution No. 21-OCT-225R Conditionally Accepting the Transfer of Land from the City of Lovington. The motion was seconded by Commissioner Sims. Secretary polled the Commission. Chair Long, yes; Vice Chair Jackson, yes; Commissioner Eidson, yes; Commissioner Sena, yes; Commissioner Sims, yes. The motion passed.

- Consideration of Lea County Resolution No. 21-OCT-226R Approving the Use of the American Rescue Plan Act of 2021 Funding of \$6.9 Million *(Michael Gallagher, County Manager)*

County Manager Gallagher requested approval. Chair Long asked if there were any public or Commissioner comments concerning this agenda item. Commissioner Sims moved to approve Lea County Resolution. No. 21-OCT-226R Approving the Use of the American Rescue Plan Act of 2021 Funding of \$6.9 Million. The motion was seconded by Commissioner Sena. Secretary polled the Commission. Chair Long, yes; Vice Chair Jackson, yes; Commissioner Sena, yes; Commissioner Eidsen, yes; Commissioner Sims, yes. The motion passed.

- Consideration of Lea County Resolution No. 21-OCT-227R Approving a Capital Appropriations Grant Agreement Between Lea County and the State of New Mexico Department of Finance and Administration for \$1 Million to Plan, Design, Construct, Purchase, Renovate, Equip and Furnish the Lea County Historic Courthouse. *(Michael Gallagher, County Manager)*

County Manager Gallagher requested approval. Chair Long asked if there were any public or Commissioner comments concerning this agenda item. Commissioner Sims moved to approve Lea County Resolution No. 21-OCT-227R Approving a Capital Appropriations Grant Agreement Between Lea County and the State of New Mexico Department of Finance and Administration for \$1 Million to Plan, Design, Construct, Purchase, Renovate, Equip and Furnish the Lea County Historic Court House. The motion was seconded by Vice Chair Jackson. Secretary polled the Commission. Chair Long, yes; Vice Chair Jackson, yes; Commissioner Sena, yes; Commissioner Eidson, yes; Commissioner Sims, yes. The motion passed.

- Consideration of Lea County Resolution No. 21-OCT-228R Approving a Capital Appropriations Grant Agreement Between Lea County and the State of New Mexico Department of Finance and Administration for \$1million to Plan, Design, Construct, Equip and Furnish an Addition for Lea County Detention Center. *(Michael Gallagher, County Manager)*

County Manager Gallagher requested approval. Chair Long asked if there were any public comments concerning this agenda item. Commissioner Eidson moved to approve Lea County Resolution No. 21-OCT-228R Approving a Capital Appropriations Grant Agreement Between Lea County and the State of New Mexico Department of Finance and Administration for \$1 Million to Plan, Design, Construct, Equip an Addition for 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 Sims, yes. The motion passed.

- Consideration of Lea County Resolution No. 21-OCT- 229R Approving the Lea County Finance Director as the Staff Member Responsible for Indigent and/or Unclaimed Decedents. *(John W. Caldwell, County Attorney)*

County Attorney Caldwell requested approval. Chair Long asked if there were any public comments concerning this agenda item. Vice Chair Jackson moved to approve Lea County Resolution. 21-OCT-229R Approving the Lea County Finance Director as the Staff Member Responsible for Indigent and/or Unclaimed Decedents. The motion was seconded by Commissioner Sims. Secretary polled the Commission. Chair Long, yes; Vice Chair Jackson, yes; Commissioner Eidson, yes; Commissioner Sena, yes; Commissioner Sims, yes. The motion passed.

- Consideration of Lea County Resolution No. 21-OCT- 230R Approving lifting the Hiring Freeze for Five (5) Positions and the Reclassification of a Position. *(County Manager Michael Gallagher for Craig Bova, Human Resources Manager)*

County Manager Gallagher requested approval. Chair Long asked if there were any public comments concerning this agenda item. Commissioner Jackson moved to approve Lea County Resolution. 21-OCT-230R Approving lifting the Hiring Freeze for Five (5) Positions and the Reclassification of a Position. The motion was seconded by Commissioner Sims. Secretary polled the Commission. Chair Long, yes; Vice Chair Jackson, yes; Commissioner Eidson, yes; Commissioner Sena, yes; Commissioner Sims, yes. The motion passed.

- Consideration of Lea County Resolution No. 21-OCT- 231R Approving Findings and Disposition of Inventory Regarding the Transfer of Two (2) Fire

Apparatus Vehicles to the City of Lovington.
*(Environmental Services Director Lorenzo Valasquez for Charles F. Pruitt,
Public Safety Administrator)*

Environmental Services Director Valasquez requested approval. Chair Long asked if there were any public comments concerning this agenda item. Vice Chair Jackson moved to approve Lea County Resolution. 21-OCT-231R Approving findings and Disposition of Inventory Regarding the Transfer of Two (2) Fire Apparatus Vehicles to the City of Lovington. 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 Sims, yes. The motion passed.

- Consideration of Lea County Resolution No. 21-OCT- 232R Finding a Building and Premises at 201 East Teague, Hobbs, New Mexico to be a Menace to the Public and Requiring the Removal Thereof.
(Lorenzo Valesquez, Environmental Services Director)

Environmental Services Director Valesquez requested approval. Chair Long asked if there were any public comments concerning this agenda item. Commissioner Jackson moved to approve Lea County Resolution. 21-OCT-232R Finding a Building and Premises at 201 East Teague, Hobbs, NM to be a Menace to the Public and Requiring the Removal Thereof. The motion was seconded by Commissioner Sims. Secretary polled the Commission. Chair Long, yes; Vice Chair Jackson, yes; Commissioner Eidson, yes; Commissioner Sena, yes; Commissioner Sims, yes. The motion passed.

- Consideration of Lea County Resolution No. 21-OCT- 233R Approving a Memorandum of Understanding between Lea County and Lovington Municipal School District for Educational Services at the Lea County Detention Center *(Ruben Quintana, Warden)*

Warden Quintana requested approval. Chair Long asked if there were any public comments concerning this agenda item.

Commissioner Sims questioned what kind of teaching this would cover.

Warden Quintana answered with Credit Recovery and High School Graduation.

Commissioner Sims moved to approve Lea County Resolution. 21-OCT-233R Approving a Memorandum of Understanding between Lea County and Lovington Municipal School District for Educational Services at the Lea County Detention Center. 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 Sims, yes.
The motion passed.

- Consideration of Lea County Resolution No. 21-OCT- 234R Authorizing an Engineering Study on the HVAC Systems at the Lea County Detention Center
(Edmundo Lara, Facilities Director)

Facilities Director Lara requested approval. Chair Long asked if there were any public comments concerning this agenda item.

Vice Chair Jackson asked what the life of these units was.

Facilities Director Lara answered 20 years for an 8am – 5pm day but only half of that for 24/7 use.

Commissioner Sims asked what the cost of the study would be.

Facilities Director Lara stated, \$192,000.

Commissioner Sims moved to approve Lea County Resolution. 21-OCT-234R Authorizing an Engineering Study on the HVAC Systems at 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 Sims, yes. The motion passed.

- Consideration of Lea County Resolution No. 21-OCT- 235R Accepting a Proposal and Authorizing a Cooperative Educational Services (CES) Agreement Between Lea County and Honeywell to Replace 37 Package Units at the Lea County Detention Center. *(Edmundo Lara, Facilities Director)*

Facilities Director Lara requested approval. Chair Long asked if there were any public comments concerning this agenda item. Vice Chair Jackson moved to approve Lea County Resolution. 21-OCT-235R Accepting a Proposal and Authorizing a cooperative Educational Services (CES) Agreement Between Lea County and Honeywell to Replace 37 Package Units at the Lea County Detention Center. 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 Sims, yes. The motion passed.

- Consideration of Lea County Resolution No. 21-OCT- 236R Accepting a Proposal and Authorizing a Cooperative Educational Services (CES) Agreement Between Lea County and Roofcare to Install an Elastek Roof

System on the Lea County Detention Center. (*Edumundo Lara, Facilities Director*)

Facilities Director Lara requested approval. Chair Long asked if there were any public comments concerning this agenda item.

Vice Chair Jackson asked if this would be completed before or after the HVAC replacement.

Facilities Director Lara answered with before but would be careful not to damage when installing new HVAC system.

Commissioner Sims moved to approve Lea County Resolution. 21-OCT-236R Accepting a Proposal and Authorizing a Cooperative Educational Services (CES) Agreement Between Lea County and Roofcare to Install an Elastek Roof System on the Lea County Detention Center. 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 Sims, yes. The motion passed.

- Consideration of Lea County Resolution No. 21-OCT- 237R Accepting a Proposal and Authorizing a Cooperative Educational Services (CES) Agreement Between Lea County and Roofcare to Install an Elastek Roof System on the Lea County Event Center. (*Edmundo Lara, Facilities Director*)

Facilities Director Lara requested approval. Chair Long asked if there were any public comments concerning this agenda item.

Chair Long asked what the policy was on Inspections after installation.

Facilities Director Lara stated it was in the agreement with Roofcare to inspect and make any necessary repairs on a Quarterly Basis.

Commissioner Sena moved to approve Lea County Resolution. 21-OCT-237R Accepting a Proposal and Authorizing a Cooperative Educational Services (CES) Agreement Between Lea County and Roofcare to Replace Install an Elastek Roof System on the Lea County Event Center. 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 Sims, yes. The motion passed.

- Consideration of Lea County Resolution No. 21-OCT- 238R Accepting a Proposal and Authorizing a Cooperative Educational Services (CES) Agreement Between Lea County and Honeywell to Replace Seven (7) Roof

Top Package Units at the Lea County Event Center. (*Edmundo Lara, Facilities Director*)

Facilities Director Lara requested approval. Chair Long asked if there were any public comments concerning this agenda item.

Chair Long asked if it had been confirmed that the Replacement Units were available.

Facilities Director Lara answered to the affirmative.

Commissioner Eidson moved to approve Lea County Resolution. 21-OCT-238 Accepting a Proposal and Authorizing a Cooperative Educational Services (CES) Agreement Between Lea County and Honeywell to Replace Seven (7) Roof Top Package Units at the Lea County Event Center. The motion was seconded by Commissioner Sims. Secretary polled the Commission. Chair Long, yes; Vice Chair Jackson, yes; Commissioner Eidson, yes; Commissioner Sena, yes; Commissioner Sims, yes. The motion passed.

- Consideration of Lea County Resolution No. 21-OCT- 239 Accepting a Proposal and Authorizing a Cooperative Educational Services (CES) Agreement Between Lea County and Lynco Electric for Upgrades to the Banquet Hall and Lobby Lighting of the Lea County Event Center. (*Edmundo Lara, Facilities Director*)

Facilities Director Lara requested approval. Chair Long asked if there were any public comments concerning this agenda item. Commissioner Sena moved to approve Lea County Resolution. 21-OCT-239 Accepting a Proposal and Authorizing a Cooperative Educational Services (CES) Agreement Between Lea County and Lynco Electric for Upgrades to the Banquet Hall and Lobby Lighting of the Lea County Event Center. The motion was seconded by Commissioner Sims. Secretary polled the Commission. Chair Long, yes; Vice Chair Jackson, yes; Commissioner Eidson, yes; Commissioner Sena, yes; Commissioner Sims, yes. The motion passed.

- Chair Long called for a 5 minute recess at 10:56 a.m.
- The meeting reconvened at 11:01 a.m.

ITEM 03: DISCUSSION ITEMS

- Discussion of Lea County's Employee Compensation. *(Mike Gallagher, County Manager)*
- Discussion of Lea County Communication Authority's Membership. *(Mike Gallagher, County Manager)*
- Discussion of Lea County's Accounts Payable for September 2021. *(Chip Low, Finance Director)*

ITEM 05: OTHER BUSINESS

There was no other business.

The meeting adjourned at 11:42 a.m.

**BOARD OF COUNTY COMMISSIONERS
LEA COUNTY, NEW MEXICO**

Rebecca Long, Chair

Dean Jackson, Vice Chair

Gary G. Eidson, Member

Jonathan Sena, Member

Pat Sims, Member

**ATTEST: Keith Manes
Lea County Clerk**

Teri Davis, Deputy Clerk