



Lea County Board of County Commissioners

Regular Meeting
Thursday, January 13, 2022 9:00 A.M.

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

Happy New Year

According to Section 4-38-10(B) NMSA, the County Commissioners shall, at the first meeting of each year choose one commission member as chair, who shall preside at that meeting and all other meetings if present. The County Commission shall also choose one commission member as vice chair to preside over the meetings in the absence of the chair.





Election of Vice Chair for the Lea County Board of County Commissioners

According to Section 4-38-10(B) NMSA, the County Commissioners shall, at the first meeting of each year choose one commission member as chair, who shall preside at that meeting and all other meetings if present. The County Commission shall also choose one commission member as vice chair to preside over the meetings in the absence of the chair.





Consideration of Lea County Resolution No. 22-JAN-002R Approving the December 9, 2021 Regular Meeting Minutes

ATTEST: Keith
Lea C

By: Teri Davis, Dep

STATE OF NEW MEXICO
COUNTY OF LEA
RESOLUTION NO. 22-JAN-001R

A RESOLUTION DESIGNATING THE CHAIR AND VICE CHAIR FOR THE
BOARD OF COUNTY COMMISSIONERS OF LEA COUNTY FOR 2022

WHEREAS, Section 4-38-10 requires each county commission in the State of Mexico to select one of its members to act as chair where the county has not adopted an ordinance providing for the chairman's selection and term; and

WHEREAS, Lea County has not adopted an ordinance providing for the selection and term of a chair; and

WHEREAS, it has been the practice of Lea County also to select a vice chair to act in the absence of the chair.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Board of County Commissioners of Lea County that:

1. _____ will serve as Chair of the Board of County Commissioners of Lea County for the year 2022.
2. _____ will serve as Vice Chair of the Board of County Commissioners of Lea County for the year 2022.

PASSED, APPROVED AND ADOPTED on this 13th day of January, 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), Member
Voted: Yes No Abstain

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

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

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Resolution No. 22-JAN-001R
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According to Section 4-38-10(B) NMSA, the County Commissioners shall, at the first meeting of each year choose one commission member as chair, who shall preside at that meeting and all other meetings if present. The County Commission shall also choose one commission member as vice chair to preside over the meetings in the absence of the chair.



Board Elections
BOARD ELECTIONS



Consideration of Lea County Resolution No. 22-JAN-002R Approving the December 9, 2021 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-JAN-002R

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 13th day of January, 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), Member
Voted: Yes No Abstain

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

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

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

Min
Lea
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Minutes of Meeting
Lea County Board of Commissioners
December 09, 2021
Chair Long called the meeting to order at 9:01 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, and 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 Jackson led the Pledge of Allegiance followed by the Invocation by Commissioner Sena.

ITEM 01: COMMISSION

- Consideration of Lea County Resolution No. 21-DEC-274R, Approving the November 18, 2021 Regular Meeting Minutes.

Chair Long requested approval and asked if there were any public or Commissioner comments concerning this agenda item. Vice Chair Jackson moved to approve Lea County Resolution. No. 21-DEC-274R, Approving the November 18, 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, yes; Commissioner Sims, yes. The motion passed.

- Public Comments (Non-Agenda Items)
 - Danny Fletcher – Holtec International
Mr. Fletcher – Holtec International – a nuclear waste company he represents (Holtec International – a nuclear waste storage facility). He provided an informational booklet for the Commission to read and stated he would contact each one of them individually to discuss his company's project in detail.
 - Lluvia Garcia – Lea County Resident
Ms. Garcia presented a photo and request for assistance with repairs of Oak Ave. She stated that her family and clients use this road as the main access to their home and clients use business. She also stated for the past 10 years they have been using their own money and resources for maintenance of the road which is now almost undrivable. She requested assistance from the County with repairs as she believes this road is County property.
 - Chair Long asked for assistance with this matter from Lea County Assistant Manager Corey Needham.

MINUTES
OF
MEETING



Public Comments *(Non Agenda Items)*



Commissioners and Manager Comments





Consideration of Lea County Resolution No. 22-JAN-003R Approving/Confirming Appointment(s) to the Lea County DWI Advisory Council

Lea County DWI Advisory Council

District 1: Replace Shannon Rice with _____
for Term of 01/01/2021 – 12/31/2024

District 2: Chip Low (Term of 01/01/2019 – 12/31/2022)

District 3: John Paul Henderson (Term 01/01/2019 – 12/31/2022)

District 4: Winford Gipson (Term 01/01/2021 – 12/31/2024)

District 5: Lieutenant John Fray (Term 01/20/2021 – 12/31/2024)

Public Safety: James Hay (Filled by LCDWIAC)

Public Safety: Benjie Monsalve (Filled by LCDWIAC)



Dean Jackson (District 1)
Voted: Yes No

Gary G. Eidson (District 2)
Voted: Yes No

Pat Sims (District 5)
Voted: Yes No

ATTEST: Keith
Lea County Clerk

By: Teri Davis, Deputy Clerk

STATE OF NEW MEXICO COUNTY OF LEA RESOLUTION NO. 22-JAN-003R

A RESOLUTION APPROVING/CONFIRMING APPOINTMENT(S) TO THE LEA COUNTY DWI ADVISORY COUNCIL

WHEREAS, on April 21, 2009, the Lea County Board of County Commissioners approved Resolution No. 09-APR-011R recreating the Lea County DWI Advisory Council; and

WHEREAS, on October 24, 2019, Lea County Board of County Commissioners approved Resolution No. 19-OCT-251R amending Lea County Resolution No. 09-APR-011R; and

WHEREAS, the Lea County DWI Advisory Council is comprised of seven members; one member from each Commission District, and two public safety members that are appointed by the Lea County DWI Council; and

WHEREAS, the Lea County Board of County Commissioners approved Lea County Resolution No. 21-OCT-224R on October 21, 2021 Adopting Appointments, Term Limits, and Administrative Rules for Lea County's Boards and Committees; and

WHEREAS, there is currently a need to reappoint or replace member(s) of the Lea County DWI Advisory Council.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Lea County that the following individuals be appointed, re-appointed or confirmed to the Lea County DWI Advisory Council:

Lea County DWI Advisory Council

District 1:	Replace Shannon Rice with _____ (Term 01/01/2021 – 12/31/2024)
District 2:	Chip Low (Term of 01/01/2019 – 12/31/2022)
District 3:	John Paul Henderson (Term of 01/01/2019 – 12/31/2022)
District 4:	Winford Gipson (Term 01/01/2021 – 12/31/2024)
District 5:	Lieutenant John Fray (Term 01/20/2021 – 12/31/2024)

Public Safety:	James Hay (Filled by LCDWIAC)
Public Safety:	Benjie Monsalve (Filled by LCDWIAC)

PASSED AND APPROVED on this 13th day of January, 2022, by the Lea County Board of County Commissioners in an open meeting in Lovington, New Mexico.



Consideration of Lea County Resolution No. 22-JAN-004R Approving/Confirming Appointment(s) to the Lea County Environmental Services Advisory Committee

Lea County Environmental Services Advisory Committee

- District 1: David Jiron (Term 01/01/2021 – 12/31/2024)
District 1: Kallie Windsor (Term of 01/01/2021 – 12/31/2024)
District 2: LeAnn Whitehead (Term 01/01/2019 – 12/31/2022)
District 2: Pamela Beasley (Term 01/01/2019 – 12/31/2022)
District 3: Rick Schapp (Term 01/01/2019 – 12/31/2022)
District 3: David Porter (Term of 01/01/2019 – 12/31/2022)
District 4: Telesforo Rendon (Term 01/01/2021 – 12/31/2024)
District 4: Kyle Armstrong (Term 01/01/2021 – 12/31/2024)
District 5: Replace Melody D. Beckham with Van Myrick (Term 01/01/2021 – 12/31/2024)
District 5: Todd Lord (Term 01/01/2021 – 12/31/2024)



STATE OF NEW MEXICO
COUNTY OF LEA
RESOLUTION NO. 22-JAN-004R

A RESOLUTION APPROVING APPOINTMENT(S) TO THE
LEA COUNTY ENVIRONMENTAL SERVICES ADVISORY COMMITTEE

WHEREAS, on January 8, 2002, the Lea County Board of County Commissioners approved Resolution No. 02-JAN-002R creating the Lea County Environmental Services Advisory Committee; and

WHEREAS, the Lea County Environmental Services Advisory Committee is comprised of ten members; two members from each Commission District; and

WHEREAS, the Lea County Board of County Commissioners approved Lea County Resolution No. 21-OCT-224R on October 21, 2021 Adopting Appointments, Term Limits, and Administrative Rules for Lea County's Boards and Committees; and

WHEREAS, there is currently a need to fill vacancies to the Lea County Environmental Services Advisory Committee.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Lea County that the following individuals be appointed, re-appointed or confirmed to the Lea County Environmental Services Advisory Committee:

Lea County Environmental Services Advisory Committee

- District 1: David Jiron (Term 01/01/2021 – 12/31/2024)
District 1: Kallie Windsor (Term of 01/01/2021 – 12/31/2024)
District 2: LeAnn Whitehead (Term 01/01/2019 – 12/31/2022)
District 2: Pamela Beasley (Term 01/01/2019 – 12/31/2022)
District 3: Rick Schapp (Term 01/01/2019 – 12/31/2022)
District 3: David Porter (Term 01/01/2019 – 12/31/2022)
District 4: Telesforo Rendon (Term 01/01/2021 – 12/31/2024)
District 4: Kyle Armstrong (Term of 01/01/2021 – 12/31/2024)
District 5: Replace Melody D. Beckham with Van Myrick (Term of 01/01/2021 – 12/31/2024)
District 5: Todd Lord (Term 01/01/2021 – 12/31/2024)

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LEA COUNTY BOARD OF COUNTY COMMISSIONERS

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

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

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

APPROVED AS TO FORM AND LEGAL
SUFFICIENCY:

John W. Caldwell, County Attorney



Consideration of Lea County Resolution No. 22-JAN-005R Approving/Confirming Appointment(s) to the Southeastern New Mexico Economic Development District Council of Governments

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-JAN-005R

A RESOLUTION APPROVING/CONFIRMING APPOINTMENT(S) TO THE SOUTHEASTERN NEW MEXICO ECONOMIC DEVELOPMENT DISTRICT COUNCIL OF GOVERNMENTS

WHEREAS, on July 22, 2021, the Lea County Board of County Commissioners approved Resolution No. 21-JUL-139R for membership in the Southeastern New Mexico Economic Development District – Council of Governments; *and*

WHEREAS, the Lea County Board of County Commissioners shall appoint one private sector member and one public member, *and*

WHEREAS, the Lea County Board of County Commissioners review board/committee appointments at their first meeting of the year.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Lea County that the following individuals be appointed, re-appointed or confirmed to the Southeastern New Mexico Economic Development District – Council of Governments:

Southeastern New Mexico Economic Development District – Council of Governments

Private Sector: Reappoint or Replace Robbie Roberts
Public Sector: Reappoint or Replace Michael Gallagher

PASSED AND APPROVED on this 13th day of January, 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), Member
Voted: Yes No Abstain

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

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

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

SNMEDD^{cog}

On July 22, 2021, the Lea County Board of County Commissioners approved Resolution No. 21-JUL-139R for membership in the Southeastern New Mexico Economic Development District – Council of Governments.

The Lea County Board of County Commissioners shall appoint one private sector member and one public member.

The Lea County Board of County Commissioners review board/committee appointments at their first meeting of the year.

Southeastern New Mexico Economic Development District – Council of Governments:

Private Sector:

Reappoint or Replace Robbie Roberts

Public Sector:

Reappoint or Replace Michael Gallagher



Consideration of Lea County Resolution No. 22-JAN-006R Approving/Confirming Appointment(s) to the Southeast Regional Transportation Planning Organization

The Southeast Regional Transportation Planning Organization (SERTPO) is a regional planning group that promotes a regional transportation peer network in southeastern New Mexico and conducts long range transportation planning and reviews/rates/prioritizes/recommends local-lead federally funded transportation projects.

The Southeastern New Mexico Economic Development District – Council of Governments (SNMEDD/COG) contracts with the New Mexico Department of Transportation to carry out the activities for the Southeast Regional Transportation Planning Organization.

On July 22, 2021, the Lea County Board of County Commissioners approved Resolution No. 21-JUL-1390R for membership in the SNMEDD/COG.

The Lea County Board of County Commissioners shall appoint one Policy Committee Member and one Technical Committee Member to the SERTPO.

The Lea County Board of County Commissioners review board/committee appointments at their first meeting of the year.

Southeast Regional Transportation Planning Organization:

Policy Committee: Reappoint or Replace Corey Needham

Technical Committee: Reappoint or Replace Bruce Reid

STATE OF NEW MEXICO COUNTY OF LEA RESOLUTION NO. 22-JAN-006R

A RESOLUTION APPROVING/CONFIRMING APPOINTMENT(S) TO THE SOUTHEAST REGIONAL TRANSPORTATION PLANNING ORGANIZATION

WHEREAS, the Southeast Regional Transportation Planning Organization (SERTPO) is a regional planning group that promotes a regional transportation peer network in southeastern New Mexico and conducts long range transportation planning and reviews/rates/prioritizes/recommends local-lead federally funded transportation projects; *and*

WHEREAS, the Southeastern New Mexico Economic Development District – Council of Governments (SNMEDD/COG) contracts with the New Mexico Department of Transportation to carry out the activities for the Southeast Regional Transportation Planning Organization; *and*

WHEREAS, on July 22, 2021, the Lea County Board of County Commissioners approved Resolution No. 21-JUL-1390R for membership in the SNMEDD/COG; *and*

WHEREAS, the Lea County Board of County Commissioners shall appoint one Policy Committee Member and one Technical Committee Member to the SERTPO; *and*

WHEREAS, the Lea County Board of County Commissioners review board/committee appointments at their first meeting of the year.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Lea County, that the following individuals be appointed, re-appointed or confirmed to the Southeast Regional Transportation Planning Organization:

Southeast Regional Transportation Planning Organization

Policy Committee:	Reappoint or Replace Corey Needham
Technical Committee	Reappoint or Replace Bruce Reid

PASSED AND APPROVED on this 13th day of January, 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), Member
Voted: Yes No Abstain

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

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

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

John W. Caldwell, County Attorney





Consideration of Lea County Resolution No. 22-JAN-007R Authorizing Out of State Travel April 18 – 22, 2022 to San Antonio, Texas to Attend the 2022 America's Rural Energy Coalition Conference

Gary G. Eidson (Dis
Voted: Yes No

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-JAN-007R

**A RESOLUTION AUTHORIZING OUT OF STATE TRAVEL APRIL 18 - 22, 2022
TO SAN ANTONIO, TEXAS TO ATTEND THE
2022 AMERICA'S RURAL ENERGY COALITION CONFERENCE**

WHEREAS, on September 15, 2016, the Lea County Board of County Commissioners adopted Lea County Resolution No. 16-SEP-188R 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, Commissioner Jonathan Sena has been asked to speak on a panel at the 2022 America's Rural Energy Coalition Conference; *and*

WHEREAS, the Lea County Manager's Office is seeking authorization for the following individual(s) to travel out of state:

Traveler(s): Jonathan Sena
Department: Commission
Travel Dates: April 18 – 22, 2022
Location: San Antonio, Texas
Purpose: 2022 America's Rural Energy Coalition 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 13th day of January, 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), Member
Voted: Yes No Abstain

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

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Resolution No. 22-JAN-007A
LCBCC Regular Meeting 01-13-2022
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On 09/15/2016, , the LCBCC adopted LC Resolution No. 16-SEP-188R approving Travel, Per Diem, Mileage, & Reimbursement Policies for Lea County. The LCBCC approval or ratification by majority of the vote is required for all out of state for the County Manager and LCBCC. The County Manager has submitted the following out-of-state travel requests for authorization:

Traveler(s):	Jonathan Sena
Department:	Commissioners
Travel Dates:	April 18 – 22, 2022
Location:	San Antonio, Texas
Purpose:	2022 America's Rural Energy Coalition Conference





LCCA Re-Accreditation

- November 30, 2021 the Assessment Team Traveled to Lea County
- The Assessment Team was made up of three assessors, two from Sandoval County and one from McKinley County.
- November 31, 2021 the Assessment Team started with their assessment of LCCA's files
- Sections reviewed include, Personnel, Training, Operations, and Administration
- December 20, 2021 The Professional Standards Council approved the assessment report and granted LCCA their second re-accreditation



Consideration of Lea County Resolution No. 22-JAN-008R Accepting and Approving the FY 2020 - 2021 Financial Audit for Lea County

Acceptance and Approval

FY 21 Lea County Comprehensive Annual
Financial Report

Mr. Chris Garner, CPA
Partner
Pattillo, Brown & Hill, L.L.P.





PATTILLO, BROWN & HILL, L.L.P.
Certified Public Accountants & Business Consultants



Lea County

2021 Audit Results

January 13, 2022

Auditor's Report on the Financial Statements

Unmodified Opinion – “Clean Opinion”

- Financial Statements are presented *fairly* in accordance with accounting principles generally accepted in the United States of America.



Other Reports

**GAGAS Report on Internal Control
Over Financial Reporting and on
Compliance and Other Matters**

**Report on Compliance for Each Major
Federal Program and Internal Control
over Compliance Required by the Uniform
Guidance**

UNMODIFIED "CLEAN" OPINION

Communication with Governing Body

Matters to Be Communicated

Difficulties Encountered in Performing the Audit

- The Board should be informed of any significant difficulties encountered in dealing with management related to the performance of the audit.

PBH's Comments

No difficulties encountered during our audit

Communication with Governing Body

Matters to Be Communicated

Significant Audit Adjustments and Unadjusted Differences Considered by Management to be Immaterial

- The Board should be informed of all significant audit adjustments arising from the audit. Consideration should be given to whether an adjustment is indicative of a significant deficiency or a material weakness in the County's internal control over financial reporting, or in its process for reporting interim financial information, that could cause future financial statements to be materially misstated. the Board should also be informed of uncorrected misstatements aggregated by us during the current engagement and pertaining to the latest period presented that were determined by management to be immaterial, both individually and in the aggregate, to the financial statements taken as a whole.

PBH's Comments

Cash to accrual adjustments

No corrected misstatements

Resolved Prior Year Findings

- **2020-001 Property Tax Assessment**

Current Year Findings

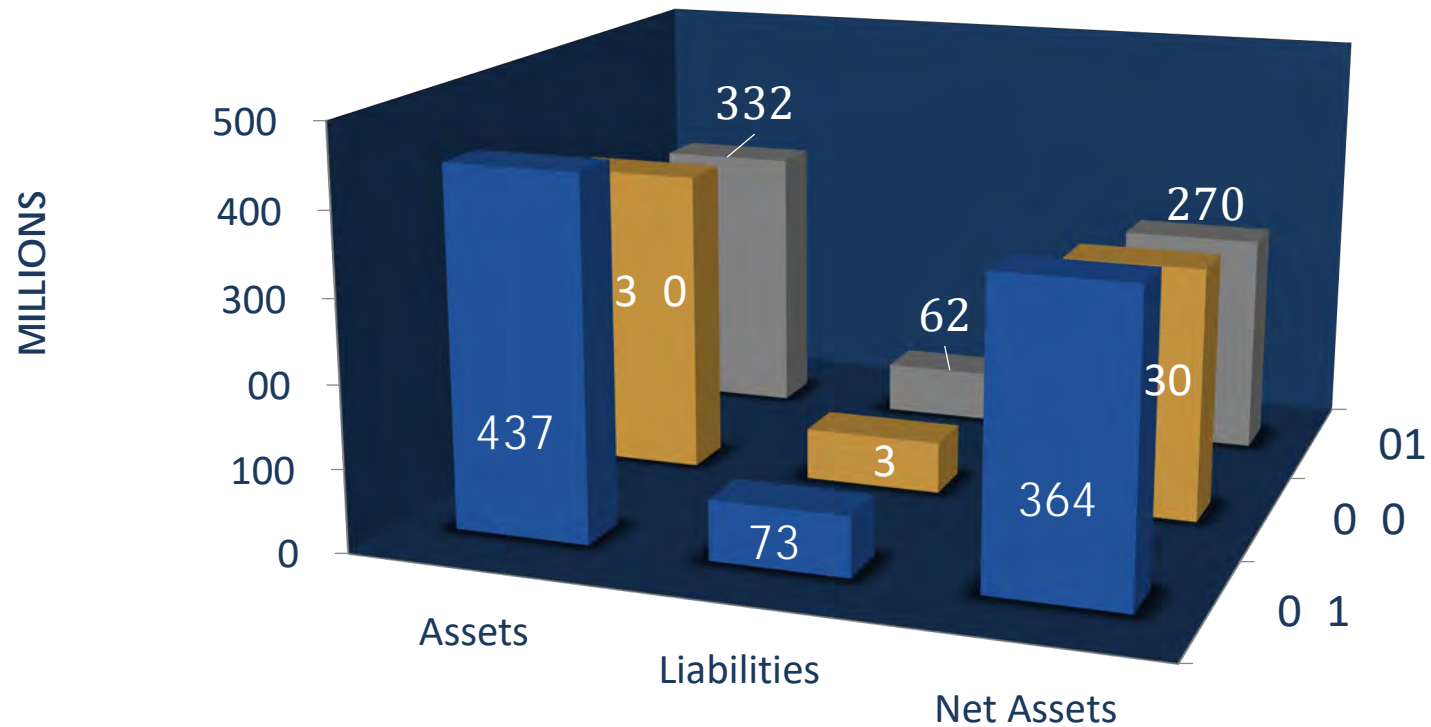
- **None**



FINANCIAL HIGHLIGHTS

FINANCIAL HIGHLIGHTS

COMPARISON OF GOVERNMENT WIDE BALANCE SHEET (in millions)

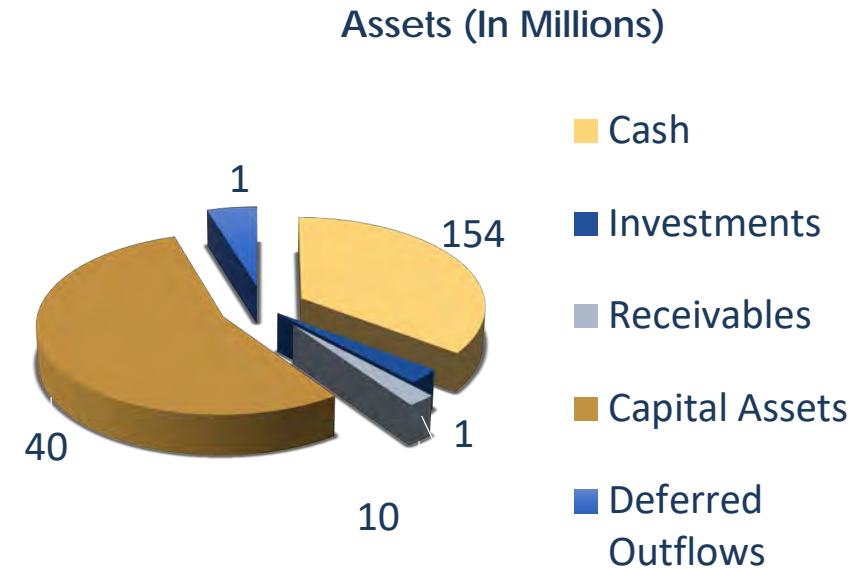


FINANCIAL HIGHLIGHTS

Assets

As of year end, the County reported a total of \$437 million in assets which is comprised of the following:

- Cash	\$ 154
- Investments	12
- Receivables	10
- Capital Assets	240
- Deferred Outflows	20



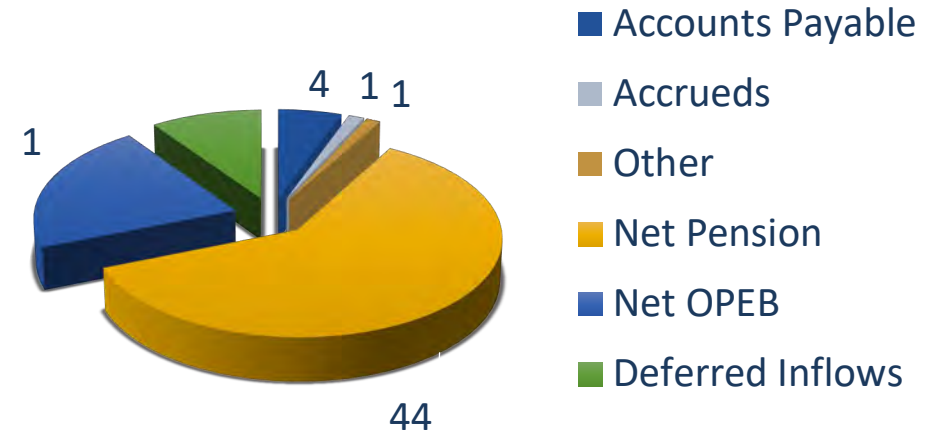
FINANCIAL HIGHLIGHTS

Liabilities

As of year end, the County reported a total of \$73 million in liabilities comprised of the following:

- Accounts Payable	4
- Accrued	1
- Other	1
- Net Pension Liability	44
- Net OPEB Liability	16
- Deferred Inflows	7

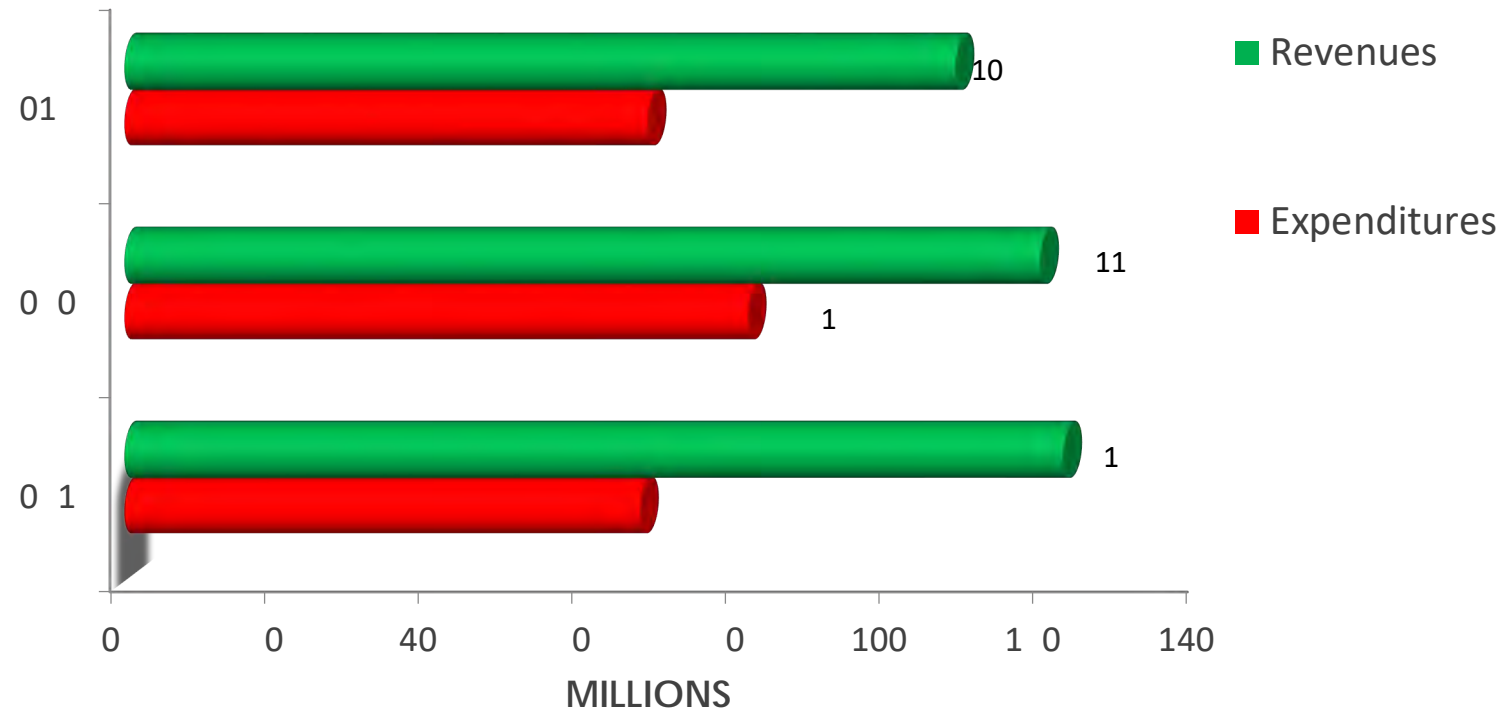
LIABILITIES – In Millions



FINANCIAL HIGHLIGHTS

STATEMENT OF ACTIVITIES – *In Millions*

Revenues





PATTILLO, BROWN & HILL, L.L.P.
Certified Public Accountants & Business Consultants

Thank you!

Consideration of Lea County Resolution No. 22-JAN-009R Approving a Recommendation from the Lea County Fair and Rodeo Board Authorizing an Agreement between Lea County and Matt Tarr as the Barrelman/Rodeo Act During the 2022 Lea County Fair and PRCA Rodeo



ATTEST: Keith Manes
Lea County Clerk

APPROVED AS TO FORM AND LEGAL
SUFFICIENCY:

Caldwell, County Attorney

STATE OF NEW MEXICO
COUNTY OF LEA
RESOLUTION NO. 22-JAN-009R

A RESOLUTION APPROVING A RECOMMENDATION FROM THE LEA COUNTY FAIR AND RODEO BOARD AUTHORIZING AN AGREEMENT BETWEEN LEA COUNTY AND MATT TARR AS THE BARRELMAN/RODEO ACT DURING THE 2022 LEA COUNTY FAIR AND PRCA RODEO

WHEREAS, the Board of Commissioners of Lea County, as governing body of Lea County, owns and operates the Lea County Fairgrounds; *and*

WHEREAS, the Board of County Commissioners of Lea County has appointed the Lea County Fair and Rodeo Board to advise the Commission on the operation of the annual Lea County Fair and PRCA Rodeo; *and*

WHEREAS, on October 12, 2021, the Lea County Fair and Rodeo Board voted to recommend that the Board of County Commissioners of Lea County authorize an agreement between Lea County and Matt Tarr as the Barrelman/Rodeo Act during the 2022 Lea County Fair and PRCA Rodeo at a cost of \$8,750.00; *and*

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Board of County Commissioners of Lea County that the agreement between Lea County and Matt Tarr 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 13th day of January, 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), Member
Voted: Yes No Abstain

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

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

Resolution No. 22-JAN-009R
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Consideration of Lea County Resolution No. 22-JAN-010R Approving a Recommendation from the Lea County Fair and Rodeo Board Authorizing an Agreement Between Lea County and Wright's Amusement as the Amusement (Carnival and Game) Provider During the 2022 Lea County Fair and PRCA Rodeo

LEA COUNTY BOARD OF COUNTY COMMISSIONERS

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

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

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

ATTEST: Keith Manes
Lea County Clerk

By: Teri Davis, Deputy Clerk



Resolution No. 22-JAN-010R
LCBCC Regular Meeting 01-13-2022
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STATE OF NEW MEXICO COUNTY OF LEA RESOLUTION NO. 22-JAN-010R

A RESOLUTION APPROVING A RECOMMENDATION FROM THE LEA COUNTY FAIR AND RODEO BOARD AUTHORIZING AN AGREEMENT BETWEEN LEA COUNTY AND WRIGHT'S AMUSEMENT AS THE AMUSEMENT (CARNIVAL AND GAME) PROVIDER DURING THE 2022 LEA COUNTY FAIR AND PRCA RODEO

WHEREAS, the Board of Commissioners of Lea County, as governing body of Lea County, owns and operates the Lea County Fairgrounds; *and*

WHEREAS, the Board of County Commissioners of Lea County has appointed the Lea County Fair and Rodeo Board to advise the Commission on the operation of the annual Lea County Fair and PRCA Rodeo; *and*

WHEREAS, on November 16, 2017 by Resolution No. 17-NOV-252R, the Board of County Commissioners of Lea County awarded Request for Proposal (RFP) No. 05 2017 – 2018 Amusement Provider for Lea County Fair and Rodeo to Wright's Amusement; *and*

WHEREAS, on December 13, 2018 by Resolution No. 18-DEC-254R, the Board of County Commissioners of Lea County approved the 1st Option to Renew Agreement between Lea County and Wright's Amusement as the Amusement Provider for the 2019 Lea County Fair and Rodeo; *and*

WHEREAS, on November 21, 2019 by Resolution No. 19-NOV-286R, the Board of County Commissioners of Lea County approved the 2nd Option to Renew Agreement between Lea County and Wright's Amusement as the Amusement Provider for the 2020 Lea County Fair and Rodeo; *and*

WHEREAS, on November 5, 2020 by Resolution No. 20-NOV-234R, the Board of County Commissioners of Lea County approved the 3rd Option to Renew Agreement between Lea County and Wright's Amusement as the Amusement Provider for the 2021 Lea County Fair and Rodeo; *and*

WHEREAS, on September 27, 2021, the Lea County Fair and Rodeo Board voted to recommend that the Board of County Commissioners of Lea County approve an agreement between Lea County and Wright's Amusement as the continued Amusement (Carnival and Games) Provider during the 2022 Lea County Fair and PRCA Rodeo.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Board of County Commissioners of Lea County that the agreement between Lea County and Wright's Amusement 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 13th day of January, 2022, by the Lea County Board of County Commissioners in an open meeting in Lovington, New Mexico.

Resolution No. 22-JAN-010R
LCBCC Regular Meeting 01-13-2022
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Consideration of Lea County Resolution No. 22-JAN-011R Approving a Recommendation from the Lea County Fair and Rodeo Board Authorizing an Agreement between Lea County and Reita Creek Scoreboard to Provide Video Screen and Production During the 2022 Lea County and PRCA Rodeo



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

STATE OF NEW MEXICO COUNTY OF LEA RESOLUTION NO. 22-JAN-011R

A RESOLUTION APPROVING A RECOMMENDATION FROM THE LEA COUNTY FAIR AND RODEO BOARD AUTHORIZING AN AGREEMENT BETWEEN LEA COUNTY AND REITA CREEK SCOREBOARDS TO PROVIDE VIDEO SCREEN AND PRODUCTION DURING THE 2022 LEA COUNTY AND PRCA RODEO

WHEREAS, the Board of Commissioners of Lea County, as governing body of Lea County, owns and operates the Lea County Fairgrounds; and

WHEREAS, the Board of County Commissioners of Lea County has appointed the Lea County Fair and Rodeo Board to advise the Commission on the operation of the annual Lea County Fair and PRCA Rodeo; and

WHEREAS, on October 12, 2021, the Lea County Fair and Rodeo Board voted to recommend that the Board of County Commissioners of Lea County authorize an agreement between Lea County and Reita Creek Scoreboards as the Video Board and Production Provider during the 2022 Lea County Fair and PRCA Rodeo at a cost of \$20,000.00.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Board of County Commissioners of Lea County that the contract between Lea County and Reita Creek Scoreboards 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 13th day of January, 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), Member
Voted: Yes No Abstain

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

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

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

VED AS TO FORM AND LEGAL
ENCY:

Caldwell, County Attorney



Consideration of Lea County Resolution No. 22-JAN-012R Approving a Recommendation from the Lea County Fair and Rodeo Board Authorizing an Agreement between Lea County and Ryan Killingsworth to Provide the Arena Rodeo Sound Production Services During the 2022 Lea County Fair and PRCA Rodeo

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

ATTEST: Keith Manes
Lea County Clerk

By: Teri Davis, Deputy Clerk



Resolution No. 22-JAN-012R
LCBCC Regular Meeting 01-13-2022
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STATE OF NEW MEXICO COUNTY OF LEA RESOLUTION NO. 22-JAN-012R

A RESOLUTION APPROVING A RECOMMENDATION FROM THE LEA COUNTY FAIR AND RODEO BOARD AUTHORIZING AN AGREEMENT BETWEEN LEA COUNTY AND RYAN KILLINGSWORTH TO PROVIDE THE ARENA RODEO SOUND PRODUCTION SERVICES DURING THE 2022 LEA COUNTY FAIR AND PRCA RODEO

WHEREAS, the Board of Commissioners of Lea County, as governing body of Lea County, owns and operates the Lea County Fairgrounds; *and*

WHEREAS, the Board of County Commissioners of Lea County has appointed the Lea County Fair and Rodeo Board to advise the Commission on the operation of the annual Lea County Fair and PRCA Rodeo; *and*

WHEREAS, on October 12, 2021, the Lea County Fair and Rodeo Board voted to recommend that the Board of County Commissioners of Lea County authorize an agreement between Lea County and Ryan Killingsworth as the Rodeo Sound Producer during the 2022 Lea County Fair and PRCA Rodeo at a cost of \$7,500.00.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Board of County Commissioners of Lea County that the contract between Lea County and Ryan Killingsworth 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 13th day of January, 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), Member
Voted: Yes No Abstain

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

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

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

Resolution No. 22-JAN-012R
LCBCC Regular Meeting 01-13-2022
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Consideration of Lea County Resolution No. 22-JAN-013R Approving a Recommendation from the Lea County Fair and Rodeo Board Authorizing an Agreement between Lea County and Charro on the Road as Professional Rodeo Specialty Act During the 2022 Lea County Fair and PRCA Rodeo



Pat Sims (District 5), Member

STATE OF NEW MEXICO COUNTY OF LEA RESOLUTION NO. 22-JAN-013R

A RESOLUTION APPROVING A RECOMMENDATION FROM THE LEA COUNTY FAIR AND RODEO BOARD AUTHORIZING AN AGREEMENT BETWEEN LEA COUNTY AND CHARRO ON THE ROAD AS PROFESSIONAL RODEO SPECIALTY ACT DURING THE 2022 LEA COUNTY FAIR AND PRCA RODEO

WHEREAS, the Board of Commissioners of Lea County, as governing body of Lea County, owns and operates the Lea County Fairgrounds; and

WHEREAS, the Board of County Commissioners of Lea County has appointed the Lea County Fair and Rodeo Board to advise the Commission on the operation of the annual Lea County Fair and PRCA Rodeo; and

WHEREAS, on July 12, 2021, the Lea County Fair and Rodeo Board voted to recommend that the Board of County Commissioners of Lea County authorize an agreement between Lea County and Charro on the Road as the Rodeo Specialty Act during the 2022 Lea County Fair and PRCA Rodeo at a cost of \$10,000.00.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Board of County Commissioners of Lea County that the agreement between Lea County and Charro on the Road 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 13th day of January, 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), Member
Voted: Yes No Abstain

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

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

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

Resolution No. 22-JAN-013R
LBCC Regular Meeting 01-13-2022
Page 1 of 2

VED AS TO FORM AND LEGAL
ENCY:

Caldwell, County Attorney



Consideration of Lea County Resolution No. 22-JAN-014R Approving a Request for the City of Jal Recognizing the City of Jal as a Colonia

Dean Jackson (District 5)
Voted: Yes No

Gary G. Eidson (District 4)
Voted: Yes No

Pat Sims (District 5)
Voted: Yes No

ATTEST: Keith
Lea County Clerk

By: Teri Davis, Deputy Clerk

STATE OF NEW MEXICO COUNTY OF LEA RESOLUTION NO. 22-JAN-014R

A RESOLUTION APPROVING A REQUEST FROM THE CITY OF JAL RECOGNIZING THE CITY OF JAL AS A COLONIA

WHEREAS, on December 17, 2021 the City of Jal requested Lea County designate the City of Jal as a Colonia; *and*

WHEREAS, on October 25, 2021 the Governing Body of the City of Jal, passed City Resolution #2022-21, designating the City of Jal as a Colonia; *and*

WHEREAS, the City of Jal was in existence prior to November 28, 1990; *and*

WHEREAS, the City of Jal has a population of less than 25,000 persons; *and*

WHEREAS, the City of Jal is located within 150 miles of the United States / Mexico border; *and*

WHEREAS, the City of Jal lacks adequate municipal / potable water and lacks adequate liquid waste disposal; *and*

WHEREAS, the City of Jal in in need of such development and municipal infrastructure; *and*

WHEREAS, the City of Jal meets the criteria as specified in the Cranston Gonzales National Affordable Housing Act of 1990, to be designated as a Colonia, making it eligible for certain loans / grants; *and*

WHEREAS, the City of Jal is committed to facilitating the social/ political / economic development of communities within its jurisdiction, and meets the Colonia criteria that is specified in New Mexico State Statutes; *and*

WHEREAS, the exhibits attached to this resolution document that the City of Jal meets the criteria to be designated as a Colonia and documents the needs for improvement within the City of Jal

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Board of County Commissioners of Lea County that the designation of the City of Jal as a Colonia 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 13th day of January, 2022, by the Lea County Board of County Commissioners in an open meeting in Lovington, New Mexico.

Exhibit

CITY OF JAL RESOLUTION #2022-21 DESIGNATION OF THE CITY OF JAL AS A COLONIA

The Governing Body of the City of Jal, New Mexico, meeting on Oct. 25th, 2021, resolved to designate the community of Jal as a Colonia.

WHEREAS, the City of Jal meets the USDA criteria;

WHEREAS, the City of Jal lacks adequate sewer;

WHEREAS, the City of Jal lacks potable water;

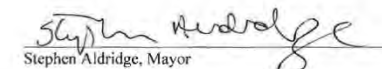
WHEREAS, the City of Jal was in existence prior to October 1, 1989;

WHEREAS, the designation is based on the attached documentation stating the lack of potable water supply, lack of adequate sewage systems, lack of decent safe and sanitary housing, inadequate roads and drainage;

WHEREAS, the documentation is attested to this resolution documenting that it meets the criteria to be designated as a "Colonia".

NOW THEREFORE BE IT RESOLVED that the Governing Body in and for the City of Jal hereby designated the City of Jal a Colonia, thus enabling the City of Jal to apply for appropriate assistance.

PASSED, APPROVED AND ADOPTED this 25th day of October 2021.


Stephen Aldridge, Mayor

Attest:


Molly Sanchez, City Clerk



CITY OF JAL REQUEST FOR COLONIAS DESIGNATION LEA COUNTY



Colonias.

refers to rural communities with a population of twenty-five thousand or less that are located within 150 miles of the US-Mexico border that have been designated as a Colonia by the municipality or county due;

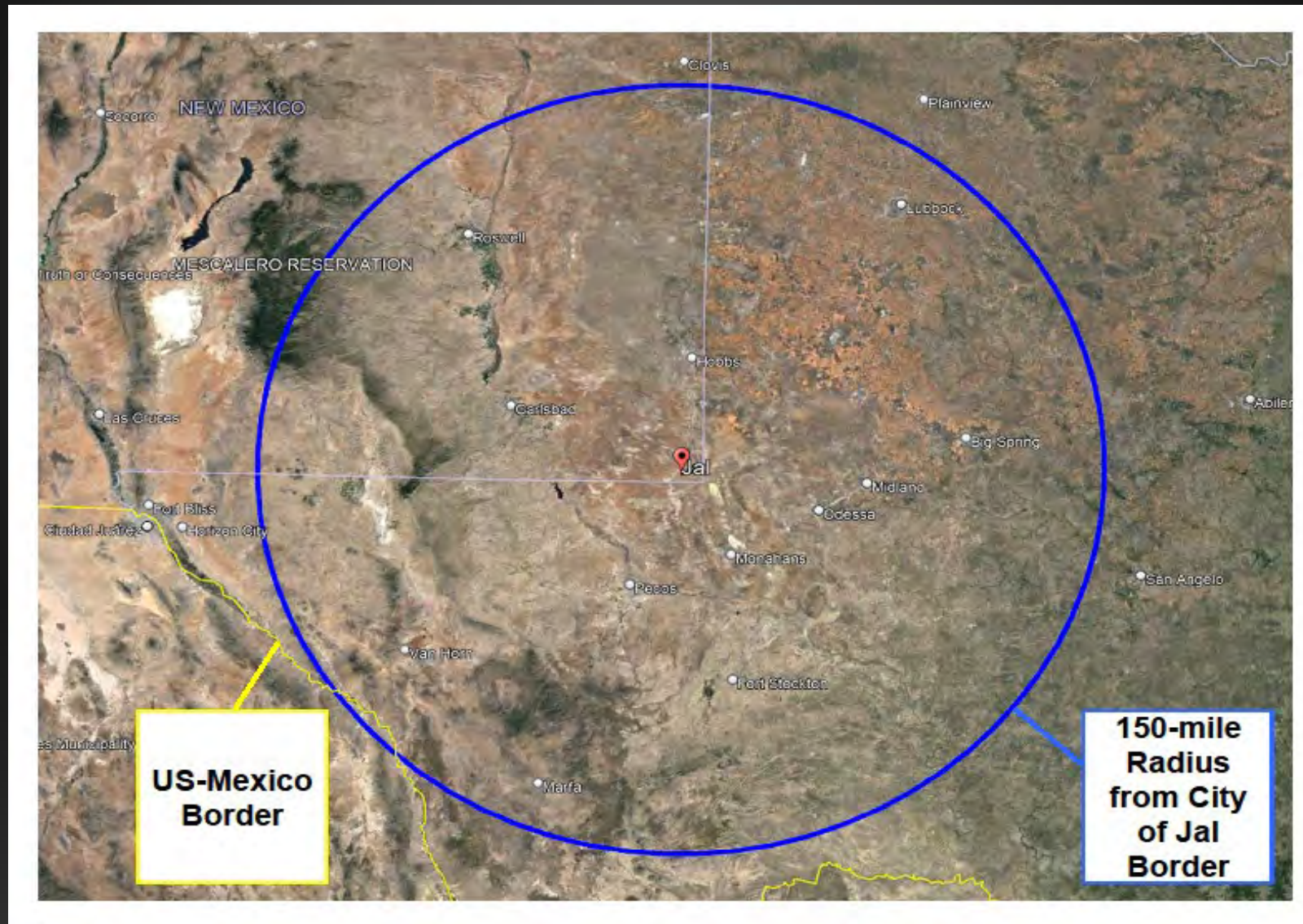
- 1) lack of potable water supply;
- 2) lack of adequate sewage systems; or a
- 3) lack of decent, safe and sanitary housing
- 4) Additional requirements include being in existence prior to November 1990.



COLONIAS SUPPORTING DOCUMENTATION

- Supporting letter from Engineer on water/wastewater deficiencies
- Pictures of Housing within City of Jal
- Map showing 150 mile radius from City to US/Mexico border





CITY OF JALISCO

150 MILE RADIUS FROM US/MEXICO BORDER



Consideration of Lea County Resolution No. 22-JAN-015R Approving Lea County's Fiscal Year 2022 – 2023 Budget Development and Timeline

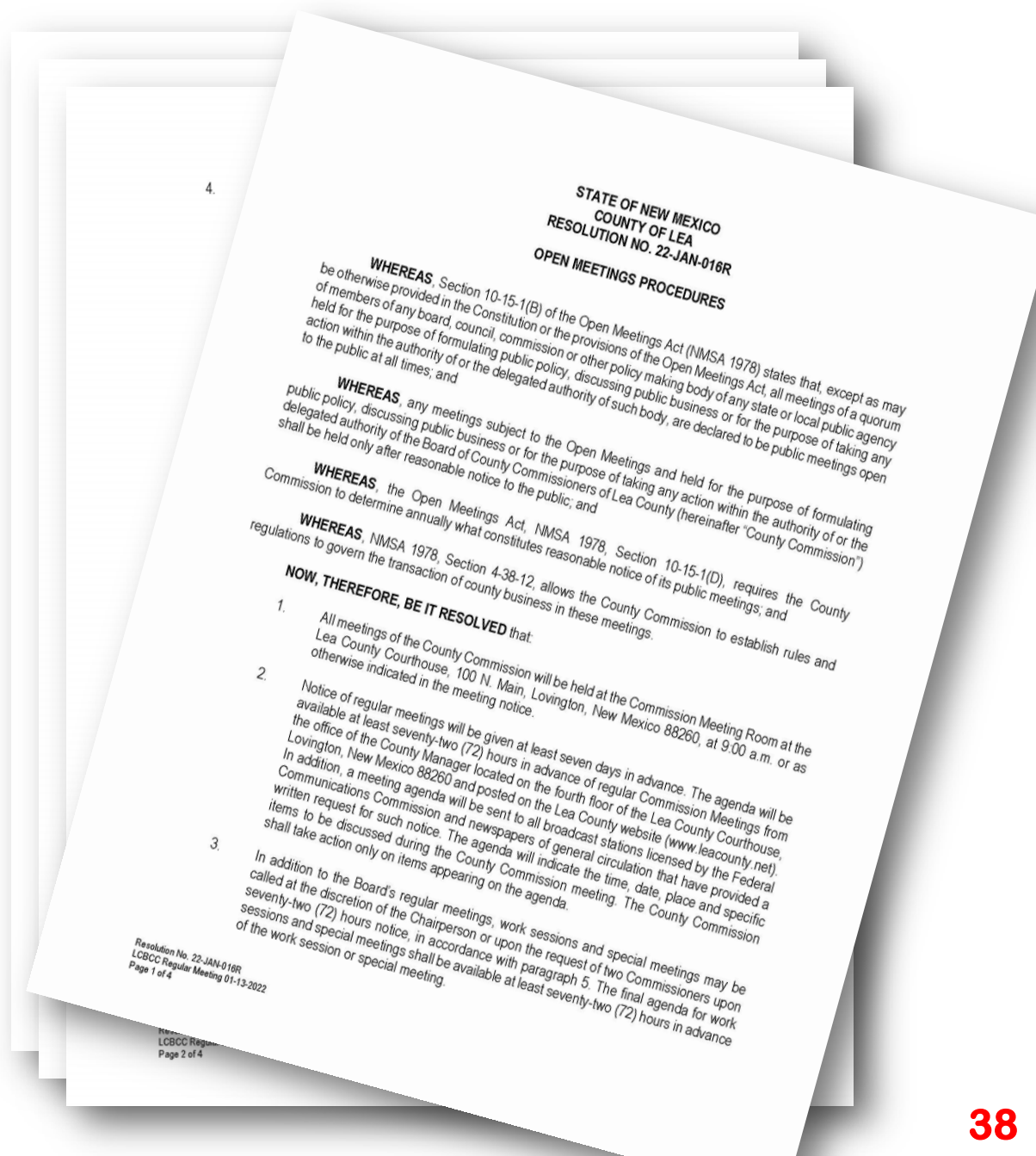
Discussion of Lea County's Fiscal Year 2022 – 2023 Budget – Budget Preparation Timeline

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



Consideration of Lea County Resolution No. 22-JAN-016R Approving the Open Meetings Act Requirements and Procedures for Lea County

The New Mexico Open Meetings Act (NMSA 1978 Section 10-15-1 D) requires the Board of County Commissioners to determine annually what notice for a public meeting is reasonable when applied to the Board of County Commissioners. This resolution establishes reasonable notice as 7-days prior to regular meetings and 72-hours for work sessions and special meetings. Meeting agenda are to be published 72 hours in advance of regular meetings, work sessions, and special meetings. The resolution also establishes notice requirements for Boards and Committees appointed by the Board of County Commissioners.





Consideration of Lea County Resolution No. 22-JAN-017R Adopting Lea County's Travel, Per Diem, Mileage and Reimbursement Policies

Gary G. Eidson (District 1)
Voted: Yes No

Pat Sims (District 5)
Voted: Yes No

ATTEST: Keith
Lea County Clerk

By: Teri Davis, Deputy County Clerk

STATE OF NEW MEXICO COUNTY OF LEA RESOLUTION NO. 22-JAN-017R

A RESOLUTION ADOPTING LEA COUNTY TRAVEL, PER DIEM, MILEAGE AND REIMBURSEMENT POLICIES

WHEREAS, state statutes and the state administrative code establish parameters for reimbursement of travel, per diem, mileage and other expenses; *and*

WHEREAS, the New Mexico Department of Finance Administration (DFA) has modified some of its travel reimbursement rules without concurrently amending the administrative code; *and*

WHEREAS, state law allows local governments to establish policies consistent with such state law, administrative code, and DFA guidance; *and*

WHEREAS, Lea County last amended its Travel and Expense Reimbursement Policy in 2016; *and*

WHEREAS, the Board of County Commissioners of Lea County wishes to update such policies to ensure that they are consistent with state law and in the best interests of Lea County.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Board of County Commissioners of Lea County that the attached Travel, Per Diem, Mileage, and Reimbursement Policies are hereby adopted in accordance with any direction given or amendment approved at this meeting.

BE IT FURTHER RESOLVED that the County Manager is authorized to approve advanced travel pay for all duly authorized and approved travel by County elected officials and County employees.

BE IT FURTHER RESOLVED that the County Manager may finalize the above policies consistent with the direction by the Board of County Commissioners and may sign the finalized policies on behalf of the Board of County Commissioners.

PASSED, APPROVED AND ADOPTED on this 13th day of January, 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), Member
Voted: Yes No Abstain

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

TRAVEL, PER DIEM, MILEAGE, AND REIMBURSEMENT POLICIES [Effective January 13, 2022]

- 1. Purpose:** The purpose of this policy is to set forth procedures and maximum reimbursement levels for all travel, including local travel, in-state, and out of state, and for obtaining advance payments and reimbursements of expenses incurred in the conduct of County business.
- 2. Compliance with State Law:** The county shall comply with the requirements of the New Mexico Per Diem and Mileage Act, NMSA 1978 § 10-8-1 *et seq* and the regulations set forth by the New Mexico Department of Finance and Administration (DFA) for all travel and reimbursements using County funds, including grant funds. [DFA modified per diem and mileage rates in 2021. DFA has not, however, updated 2.42.2 NMAC "DFA Rule" governing per diem and mileage rates. DFA indicates it will do so in 2022. These policies are based upon a presentation by DFA staff on November 16, 2021.]
- 3. Applicability:** These policies apply to elected officials, all departments, agencies, individuals, and other users authorized to travel using public funds budgeted, administered, or controlled by, or otherwise under the supervision of the County of Lea.
- 4. Administration of Policies:** The Director of Finance, under the direction of the County Manager or his designee, shall have the responsibility and authority to ensure that all provisions of the Per-Diem and Mileage Act, regulations of DFA, and these policies are followed. The Director of Finance shall ensure that these policies remain consistent with state law and administrative regulations. The Director of Finance, with the approval of the County Manager, is authorized to create and require the use of any form deemed necessary for the execution and enforcement of the travel and per diem policies.
- 5. Traveler Responsibility:** Any individual authorized by department directors or elected officials to travel utilizing public funds is required to complete, prior to travel, the appropriate travel and per-diem forms and provide required documentation depending on the travel situation. The individual asking for the travel request is responsible for providing accurate information.
- 6. Conflicts and Interpretation:** If any provision of these policies is in conflict with any provision of state law or regulation, then the provisions of state law or regulation shall prevail.



Consideration of Lea County Resolution No. 22-JAN-018R Approving the Publication of Notice of Hearing to Adopt an Ordinance Governing Nuisances; Enforcement of Ordinance; and Penalties for Violating Ordinance; Repealing and Superseding the Nuisance Ordinance Adopted July 25, 2019

Pat Sims (Dist
Voted: Yes

ATTEST:

By: Teri Davi

STATE OF NEW MEXICO COUNTY OF LEA RESOLUTION NO. 22-JAN-018R

A RESOLUTION APPROVING THE PUBLICATION OF NOTICE OF HEARING TO ADOPT AN ORDINANCE GOVERNING NUISANCES; ENFORCEMENT OF ORDINANCE; AND PENALTIES FOR VIOLATING ORDINANCE; REPEALING AND SUPERSEDING THE NUISANCE ORDINANCE ADOPTED JULY 25, 2019

WHEREAS, nuisances may injure or endanger the comfort, repose, health or safety of others, render persons insecure in life or the use of their property, or essentially interfere with the comfortable enjoyment of life and property or tend to depreciate the value of the property of others; and

WHEREAS, NMSA 1978, § 4-37-1 provides that all counties are granted the same powers of municipalities and included in this grant of powers are those powers necessary and proper to provide for the safety, preserve the health, promote the prosperity, and improve the morals, order comfort and convenience of Lea County and its inhabitants; and

WHEREAS, the continued growth and development within the Lea County necessitate the consideration of controlling nuisances within the area to ensure the public health, welfare, and quality of life of the area's residents.

BE IT HEREBY RESOLVED by the Board of County Commissioners of Lea County that a notice be published of a public hearing to be held at a regularly scheduled Commission meeting on Thursday, February 3, 2022, at 9:00 a.m. on the question of whether to adopt an Ordinance Governing Nuisances in the Lea County, rescinding and superseding the Nuisance Ordinance adopted July 25, 2019. The public hearing will be held in the Commission Chambers at the Lea County Courthouse located at 100 N. Main Street, Lovington, New Mexico.

PASSED, APPROVED AND ADOPTED on this 13th day of January, 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), Member
Voted: Yes No Abstain

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

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

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

Resolution No. 22-JAN-018R
LCBCC Regular Meeting 01-13-2022
Page 1 of 2

LEA COUNTY, NEW MEXICO

NOTICE OF PUBLIC HEARING AND CONSIDERATION OF ADOPTION OF AN ORI

The Board of Commissioners of Lea County, New Mexico (the "Board") of an ordinance (the "Ordinance") on February 3, 2022, at 9:00 a.m. or as be heard, at the Commission Chambers, Lea County Courthouse, 100 N. Main, Lovington, NM 88260. The title and subject matter of the proposed Ordinance are as follows:

NUISANCE ORDINANCE. The Ordinance repeals and supersedes the Nuisance Ordinance adopted July 25, 2019. The Ordinance identifies and prohibits nuisances and penalties for violations. The Ordinance will apply to all of Lea County within the boundaries of incorporated municipalities.

Copies of the Ordinance are on file in the office of the County Clerk during normal business hours. The County Clerk's office is located at 100 N. Main, Lovington, NM 88260.

This notice is given pursuant to Section 4-37-7 NMSA 1978.

LEA COUNTY BOARD OF COUNTY COMMISSIONERS

STATE OF NEW MEXICO COUNTY OF LEA ORDINANCE NO. 95 NUISANCE ORDINANCE NO. 95 DATED JULY 25, 2019 AN ORDINANCE GOVERNING NUISANCES REPEALING AND SUPERSEDING ORDINANCE NO. 95 DATED JULY 25, 2019

SECTION 1. SHORT TITLE

This Ordinance will be known as the Nuisance Ordinance.

SECTION 2. PURPOSE AND INTENT

The purpose and intent of this Ordinance is to protect the health, safety and welfare of the residents of Lea County by regulating those acts or omissions that create nuisances that injure or endanger the comfort, repose, health or safety of others, render other persons insecure in life or the use of property, or essentially interfere with the comfortable enjoyment of life and property or tend to depreciate the value of the property of others within Lea County. This Ordinance repeals and supersedes Nuisance Ordinance No. 95 adopted July 25, 2019.

SECTION 3. AUTHORITY

NMSA 1978 § 4-37-1 provides that all counties are granted the same powers of municipalities and included in this grant of powers are those powers necessary and proper to provide for the safety, preserve the health, promote the prosperity, and improve the morals, order, comfort and convenience of Lea County and its inhabitants.

SECTION 4. APPLICABILITY

This ordinance shall be effective and enforced within the geographical boundaries of Lea County, except for those areas that lie within the boundaries of any incorporated municipality.

SECTION 5. ILLUSTRATIVE LIST OF REGULATED ITEMS: NOT EXCLUSIVE

- 5.1 Noxious weeds and other rank vegetation.
- 5.2 Accumulations of rubbish, trash, refuse, litter, junk, and other abandoned materials, metals, lumber or other things.
- 5.3 Any condition that provides harborage for rats, mice, snakes, or other vermin.
- 5.4 Any condition that is attractive and dangerous to children, such as vacant accessible buildings, excavation, dilapidated wall and fences, wood piles and debris on vacant lots that may constitute a hazard to health and welfare of children who may not be able to recognize these dangers.

Lea County Ordinance No. 95 (Repeals & Supersedes Ordinance No. 95 Dated July 25, 2019)
LCBCC Meeting 02-03-2022
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Lea County Ordinance No. 95 (Repeals & Supersedes Ordinance No. 95 Dated July 25, 2019)
LCBCC Meeting 02-03-2022
Page 2 of 6



Consideration of Lea County Resolution 22-JAN-019R Approving the Publication of Notice of Hearing to Adopt an Ordinance Controlling Nighttime Noise; Enforcement of Noise Control; and Penalties for Violating Ordinance; Repealing and Superseding the Noise Ordinance Adopted July 25, 2019

Pat Sims (Dist
Voted: Yes

ATTEST:

By: Teri Davi

STATE OF NEW MEXICO COUNTY OF LEA RESOLUTION NO. 22-JAN-019R

A RESOLUTION APPROVING THE PUBLICATION OF NOTICE OF HEARING TO ADOPT AN ORDINANCE CONTROLLING NIGHTTIME NOISE; ENFORCEMENT OF NOISE CONTROL; AND PENALTIES FOR VIOLATING ORDINANCE; REPEALING AND SUPERSEDING THE NOISE ORDINANCE ADOPTED JULY 25, 2019

WHEREAS, a substantial body of scientific research has shown that exposure to excessive sound and vibration is a serious hazard to the public health, welfare, safety and quality of life; and

WHEREAS, NMSA 1978, § 4-37-1 provides that all counties are granted the same powers of municipalities and included in this grant of powers are those powers necessary and proper to provide for the safety, preserve the health, promote the prosperity, and improve the morals, order comfort and convenience of Lea County and its inhabitants; and

WHEREAS, the continued growth and development within the Lea County necessitate the consideration of noise control within the area to ensure the public health, welfare, and quality of life of the area's residents.

BE IT HEREBY RESOLVED by the Board of County Commissioners of Lea County that a notice be published of a public hearing to be held at a regularly scheduled Commission meeting on Thursday, February 3, 2022, at 9:00 a.m. on the question of whether to adopt an Ordinance Governing Noise Control, rescinding and superseding the Noise Ordinance adopted July 25, 2019. The public hearing will be held in the Commission Chambers at the Lea County Courthouse located at 100 N. Main Street, Lovington, New Mexico.

PASSED, APPROVED AND ADOPTED on this 13th day of January, 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), Member
Voted: Yes No Abstain

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

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

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

Resolution No. 22-JAN-019R
LCBCC Regular Meeting 01-13-2022
Page 1 of 2

LEA COUNTY, NEW MEXICO

NOTICE OF PUBLIC HEARING AND CONSIDERATION OF ADOPTION OF AN ORDINANCE

The Board of Commissioners of Lea County, New Mexico (the "Board") on February 3, 2022, at 9:00 a.m. or as be heard, at the Commission Chambers, Lea County Courthouse, 100 N. Main Street, Lovington, New Mexico, considered the title and subject matter of the proposed Ordinance are as follows:

NOISE ORDINANCE. The Ordinance repeals and supersedes the Noise Ordinance adopted July 25, 2019. The Ordinance identifies and limits noise and provides for enforcement of noise control; and penalties for violations. The Ordinance will apply to all of Lea County, except boundaries of incorporated municipalities.

Copies of the Ordinance are on file in the office of the County Clerk during normal business hours. The County Clerk's office is located at 100 N. Main, Lovington, NM 88260.

This notice is given pursuant to Section 4-37-7 NMSA 1978.

LEA COUNTY BOARD OF COUNTY COMMISSIONERS

STATE OF NEW MEXICO COUNTY OF LEA ORDINANCE NO. 96 NOISE CONTROL ORDINANCE AN ORDINANCE GOVERNING NOISE CONTROL REPEALING AND SUPERSEDING ORDINANCE 96 DATED JULY 25, 2019

SECTION 1. SHORT TITLE

This Ordinance will be known as the Noise Control Ordinance.

SECTION 2. PURPOSE AND INTENT

A substantial body of scientific research has shown that exposure to excessive sound and vibration is a serious hazard to the public health, welfare, safety and quality of life. It is therefore declared to be the intent of the Board of County Commissioners (through this ordinance and through other County regulations) to minimize the exposure to the physiological and psychological dangers of excessive noise, and protect, promote and preserve the public health, safety and welfare. It is the express intent of the Board of County Commissioners to control the level of noise in a manner that promotes the use, value and enjoyment of property, conduct of business, sleep and repose and an environment free from unnecessary and excessive sound. This Ordinance repeals and supersedes Noise Control Ordinance No. 96 dated July 25, 2019.

SECTION 3. AUTHORITY

NMSA 1978, § 4-37-1 provides that all counties are granted the same powers of municipalities and included in this grant of powers are those powers necessary and proper to provide for the safety, preserve the health, promote the prosperity, and improve the morals, order, comfort and convenience of Lea County and its inhabitants.

SECTION 4. APPLICABILITY

This ordinance shall be effective and enforced within the geographical boundaries of Lea County, except for those areas that lie within the boundaries of any incorporated municipality.

SECTION 5. DEFINITIONS

For the purpose of this ordinance, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

5.1 **ANSI** – American National Standards Institute

5.2 **Apartment** – A part of a multifamily housing unit consisting of a room or rooms intended, designed, or used as a residence by an individual or a single family.

Lea County Ordinance No. 96 (Repealing and Superseding Ordinance 96 Dated July 25, 2019)
LCBCC Meeting 02-03-2022
Page 1 of 6

5.18 **Reference**
20 micropascals (20 µPa)

Lea County Ordinance No. 96 (Repealing and Superseding Ordinance 96 Dated July 25, 2019)
LCBCC Meeting 02-03-2022
Page 2 of 6



Consideration of Lea County Resolution 22-JAN-020R Approving the Publication of Notice of Hearing to Adopt an Ordinance Governing Dangerous Buildings; Enforcement of Ordinance; and Penalties for Violating Ordinance; Repealing and Superseding the Dangerous Buildings Ordinance Adopted July 25, 2019

Pa
Vo

AT

By:

STATE OF NEW MEXICO COUNTY OF LEA RESOLUTION NO. 22-JAN-020R

A RESOLUTION APPROVING THE PUBLICATION OF NOTICE OF HEARING TO ADOPT AN ORDINANCE GOVERNING DANGEROUS BUILDINGS; ENFORCEMENT OF ORDINANCE; AND PENALTIES FOR VIOLATING ORDINANCE; REPEALING AND SUPERSEDING THE DANGEROUS BUILDINGS ORDINANCE ADOPTED JULY 25, 2019

WHEREAS, the health, safety, and welfare of residents of the Lea County/Hobbs Extraterritorial Area require the abatement, removal, and condemnation of dangerous or dilapidated buildings, premise structures, including mobile homes and manufactured homes; and

WHEREAS, NMSA 1978, § 4-37-1 provides that all counties are granted the same power municipalities and included in this grant of powers are those powers necessary and proper to provide the safety, preserve the health, promote the prosperity, and improve the morals, order comfort convenience of Lea County and its inhabitants; and

WHEREAS, the continued growth and development within the Lea County necessitate consideration of the abatement or removal of ruined, damaged, and dilapidated buildings, structures, premises within the area to ensure the public health, welfare, and quality of life of the area's residents.

BE IT HEREBY RESOLVED by the Board of County Commissioners of Lea County that a notice be published of a public hearing to be held at a regularly scheduled Commission meeting on Thursday, February 3, 2022, at 9:00 a.m. on the question of whether to adopt an Ordinance Governing Dangerous Buildings, rescinding and superseding the Dangerous Buildings Ordinance adopted July 25, 2019. The public hearing will be held in the Commission Chambers at the Lea County Courthouse located at 101 Main Street, Lovington, New Mexico.

PASSED, APPROVED AND ADOPTED on this 13th day of January, 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), Member
Voted: Yes No Abstain

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

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

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

Resolution No. 22-JAN-020R
LCBCC Regular Meeting 01-13-2022
Page 1 of 2

LEA COUNTY, NEW MEXICO

NOTICE OF PUBLIC HEARING AND CONSIDERATION OF ADOPTION OF AN ORDINANCE

The Board of Commissioners of Lea County, New Mexico (the "County") will consider the adoption of an ordinance (the "Ordinance") on February 3, 2022, at 9:00 a.m. or as soon thereafter as the matter can be heard, at the Commission Chambers, Lea County Courthouse, 100 N. Main, Lovington, NM 88260. The title and subject matter of the proposed Ordinance are as follows:

NOISE ORDINANCE. The Ordinance repeals and supersedes Dangerous Buildings Ordinance No. 97 dated July 25, 2019. The Ordinance provides for the abatement, removal, and condemnation of dangerous or dilapidated buildings and other refuse, ruins, etc. It provides for enforcement penalties for violations. The Ordinance will apply to all of Lea County, except those areas that are within the boundaries of incorporated municipalities.

Copies of the Ordinance are on file in the office of the County Clerk and will be available for inspection during normal business hours. The County Clerk's office is located at the Lea County Courthouse, 100 N. Main, Lovington, NM 88260.

This notice is given pursuant to Section 4-37-7 NMSA 1978.

LEA COUNTY BOARD OF COUNTY COMMISSIONERS

STATE OF NEW MEXICO COUNTY OF LEA ORDINANCE NO. 97

DANGEROUS BUILDINGS ORDINANCE AN ORDINANCE GOVERNING DANGEROUS BUILDINGS REPEALING AND SUPERSEDING ORDINANCE NO. 97 DATED JULY 25, 2019

SECTION 1. SHORT TITLE

This Ordinance will be known as the Dangerous Buildings Ordinance.

SECTION 2. PURPOSE AND INTENT

The health, safety and welfare of the residents of Lea County require regulation of the abatement, removal and condemnation of dangerous or dilapidated buildings, premises or structures, including mobile homes and manufactured homes, waste, or ruins within Lea County. This Ordinance repeals and supersedes Dangerous Buildings Ordinance No. 97 dated July 25, 2019.

SECTION 3. AUTHORITY

3.1 NMSA § 4-37-1 provides that all counties are granted the same powers of municipalities and included in this grant of powers are those powers necessary and proper to provide for the safety, preserve the health, promote the prosperity, and improve the morals, order, comfort and convenience of Lea County and its inhabitants.

3.2 NMSA § 3-18-5 provides statutory authorization for County adoption of an ordinance providing for the abatement or removal of ruined, damaged and dilapidated buildings, structures and premises.

SECTION 4. APPLICABILITY

This ordinance shall be effective and enforced within the geographical boundaries of Lea County, except for those areas that lie within the boundaries of any incorporated municipality. This Ordinance repeals and supersedes Dangerous Buildings Ordinance No. 97 dated July 25, 2019.

SECTION 5. PROCESS

5.1 **Resolution requiring removal.** Whenever any building or structure, which shall include mobile homes and manufactured homes, is ruined, damaged and dilapidated, or any premises is covered with

Lea County Ordinance No. 97 (Repealing and Superseding Ordinance No. 97 Dated July 25, 2019)
LCBCC Meeting 02-03-2022
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Lea County Ordinance No. 97 (Repealing and Superseding Ordinance No. 97 Dated July 25, 2019)
LCBCC Meeting 02-03-2022
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Consideration of Lea County Resolution 22-JAN-021R Approving the Publication of Notice of Hearing to Adopt an Ordinance Regulating Cannabis Establishments and Consumption Areas as to Time, Manner, and Place; Enforcement of Ordinance; and Penalties for Violating Ordinance

Pat Sims (Dist
Voted: Yes

ATTEST:

By: Teri Davi

STATE OF NEW MEXICO COUNTY OF LEA RESOLUTION NO. 22-JAN-021R

A RESOLUTION APPROVING THE PUBLICATION OF NOTICE OF HEARING TO ADOPT AN ORDINANCE REGULATING CANNABIS ESTABLISHMENTS AND CONSUMPTION AREAS AS TO TIME, MANNER, AND PLACE; ENFORCEMENT OF ORDINANCE; AND PENALTIES FOR VIOLATING ORDINANCE; AND REGISTRATION OF SUCH ENTITIES

WHEREAS, the New Mexico legislature approved recreational cannabis; and

WHEREAS, NMSA 1978, § 4-37-1 provides that all counties are granted the same powers of municipalities and included in this grant of powers are those powers necessary and proper to provide for the safety, preserve the health, promote the prosperity, and improve the morals, order comfort and convenience of Lea County and its inhabitants; and

WHEREAS, while the New Mexico legislature restricts local governments in regulating recreational cannabis activities, the New Mexico legislature allows local governments to regulate the time, manner, and place of certain recreational cannabis activities.

BE IT HEREBY RESOLVED by the Board of County Commissioners of Lea County that a notice be published of a public hearing to be held at a regularly scheduled Commission meeting on Thursday, February 3, 2022, at 9:00 a.m. on the question of whether to adopt an Ordinance Regulating Cannabis Establishments and Consumption Areas as to Time, Manner, and Place, enforcement of ordinance, penalties, and registration of such entities. The public hearing will be held in the Commission Chambers at the Lea County Courthouse located at 100 N. Main Street, Lovington, New Mexico.

PASSED, APPROVED AND ADOPTED on this 13th day of January, 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), Member
Voted: Yes No Abstain

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

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

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

Resolution No. 22-JA
LCBCC Regular Meeting
Page 2 of 2

Resolution No. 22-JAN-021R
LCBCC Regular Meeting 01-13-2022
Page 1 of 2

LEA COUNTY, NEW MEXICO

NOTICE OF PUBLIC HEARING AND CONSIDERATION OF ADOPTION OF AN ORDINANCE

The Board of Commissioners of Lea County, New Mexico (the "County") will consider the adoption of an ordinance (the "Ordinance") on February 3, 2022, at 9:00 a.m. or as soon thereafter as the matter be heard, at the Commission Chambers, Lea County Courthouse, 100 N. Main, Lovington, NM 88260 title and subject matter of the proposed Ordinance are as follows:

CANNABIS REGULATION ORDINANCE. The Ordinance will manage the time, place manner of cannabis establishments and cannabis consumption areas in Lea County. The Ordinance provides for enforcement and penalties for violations. The Ordinance will apply to all of Lea County except those areas that lie within the boundaries of incorporated municipalities.

Copies of the Ordinance are on file in the office of the County Clerk and will be available for inspection during normal business hours. The County Clerk's office is located at the Lea County Courthouse, 100 N. Main, Lovington, NM 88260.

This notice is given pursuant to Section 4-37-7 NMSA 1978.

LEA COUNTY BOARD OF COUNTY COMMISSIONERS

STATE OF NEW MEXICO
COUNTY OF LEA
ORDINANCE NO. 98

CANNABIS ORDINANCE AN ORDINANCE REGULATING CANNABIS

Section 1. SHORT TITLE

This Ordinance will be known as the Cannabis Regulation Ordinance.

Section 2. PURPOSE AND INTENT

The purpose and intent of this Ordinance is to protect the health, safety, and welfare of the residents of Lea County by regulating the time, place, and manner of the operation of cannabis related businesses in Lea County.

Section 3. AUTHORITY

A. NMSA 1978 § 4-37-1 provides that all counties are granted the same powers of municipalities and included in this grant of powers are those powers necessary and proper to provide for the safety, preserve the health, promote the prosperity, and improve the morals, order, comfort and convenience of Lea County and its inhabitants.

B. NMSA 1978 § 26-2C-12 provides that a local jurisdiction may adopt time, place, and manner rules that do not conflict with Cannabis Regulation Act or the Dee Johnson Clean Indoor Air Act, including rules that reasonably limit density of licenses and operating times consistent with neighborhood uses, and allow for the smoking, vaporizing, and ingesting of cannabis products with an indoor or outdoor cannabis consumption area.

Section 4. APPLICABILITY

This ordinance shall be effective and enforced within the geographical boundaries of Lea County, except for those areas that lie within the boundaries of any incorporated municipality.

Section 5. Definitions

This ordinance adopts the definitions in the Cannabis Regulation Act. See, NMSA 1978 § 26-2C-2, whether or not those terms are used in this ordinance.

A. "advertisement":

Lea County Ordinance No. 98
LCBCC Meeting 02-03-2022
Page 1 of 9

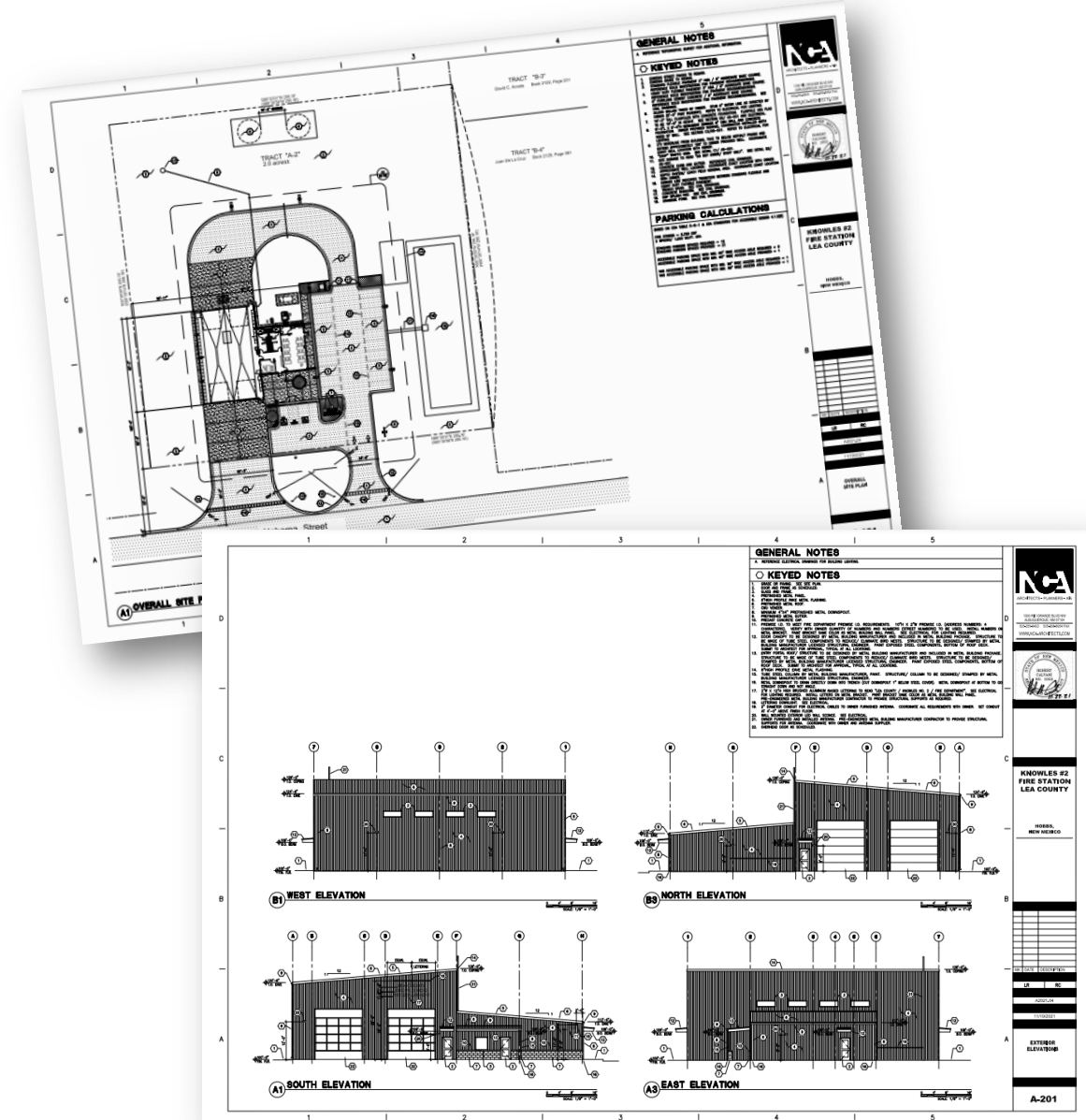
Page 2 of 9

Consideration of Lea County Resolution 22-JAN-022R Approving Award of Bid No. 04 2021 – 2022 Knowles No. 2 Fire Station to Anissa Construction

Lea County has acquired land, designed and bid a 4 bay, 5,700 sf fire station meeting the requirements of a "main" station by the NM State Fire Marshal. On December 14, 2021, bids were opened. Lasco Construction and Anissa Construction submitted bids. Anissa Construction submitted to the lowest competitive bid for the project.

The scope of work for this project includes an approximate 5,759-sf building consisting of pre-engineered metal building construction. Exterior pre-engineered metal building roof and wall panel systems with split faced CMU veneer wainscot, interior and exterior. painting, floor finishes and ceiling. Electronics, doors and hardware. Mechanical, plumbing, and electrical systems. Exterior site improvements including grading and drainage, asphalt and concrete paving, site utilities.

Anissa Construction Bid amount including Taxes: \$2,299,900.00

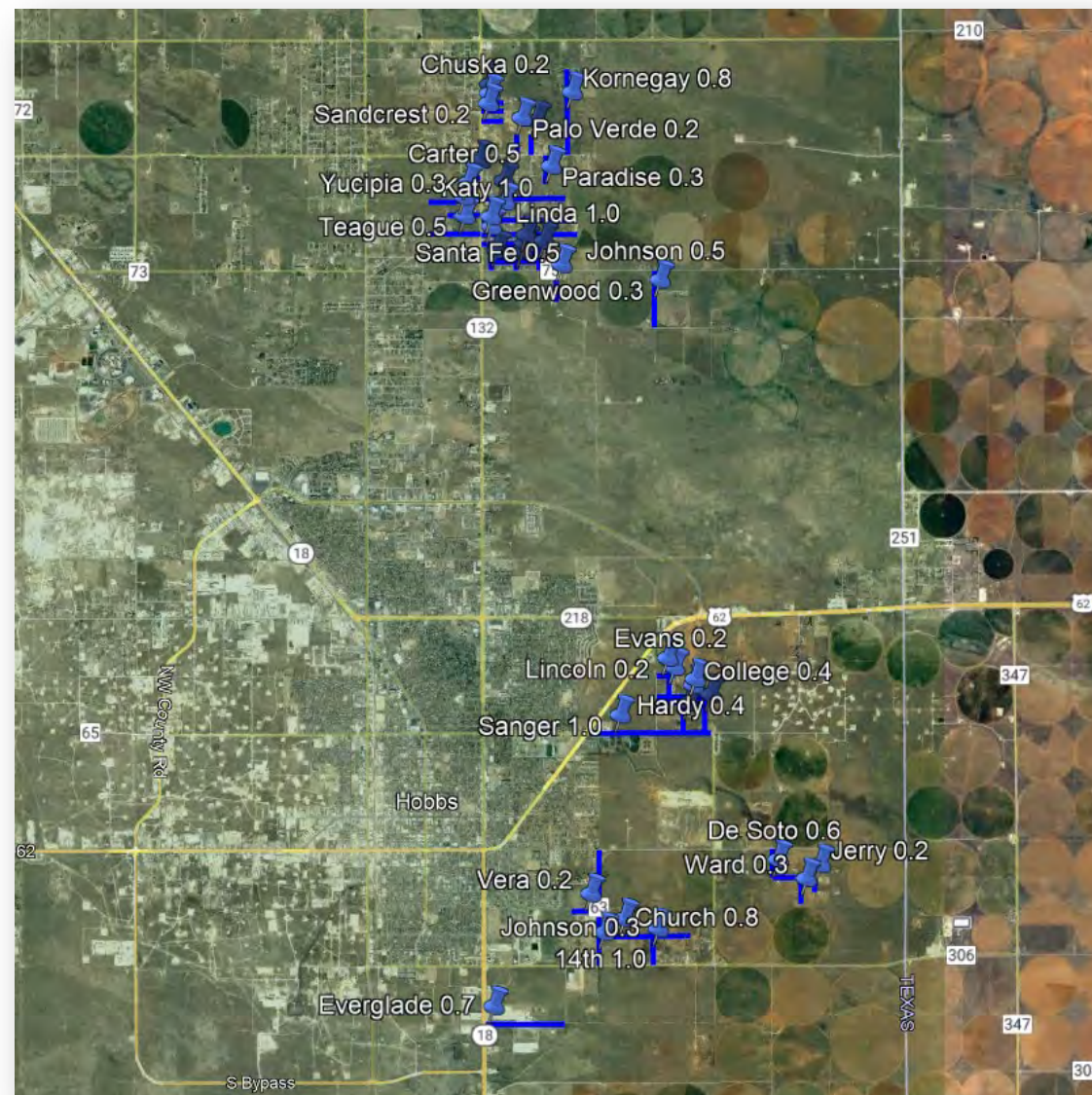


Consideration of Lea County Resolution 22-JAN-023R Approving a Cooperative Educational Services (CES) Agreement with IPR for Slurry/Micro Seal on Various County Roads in the North Hobbs Area

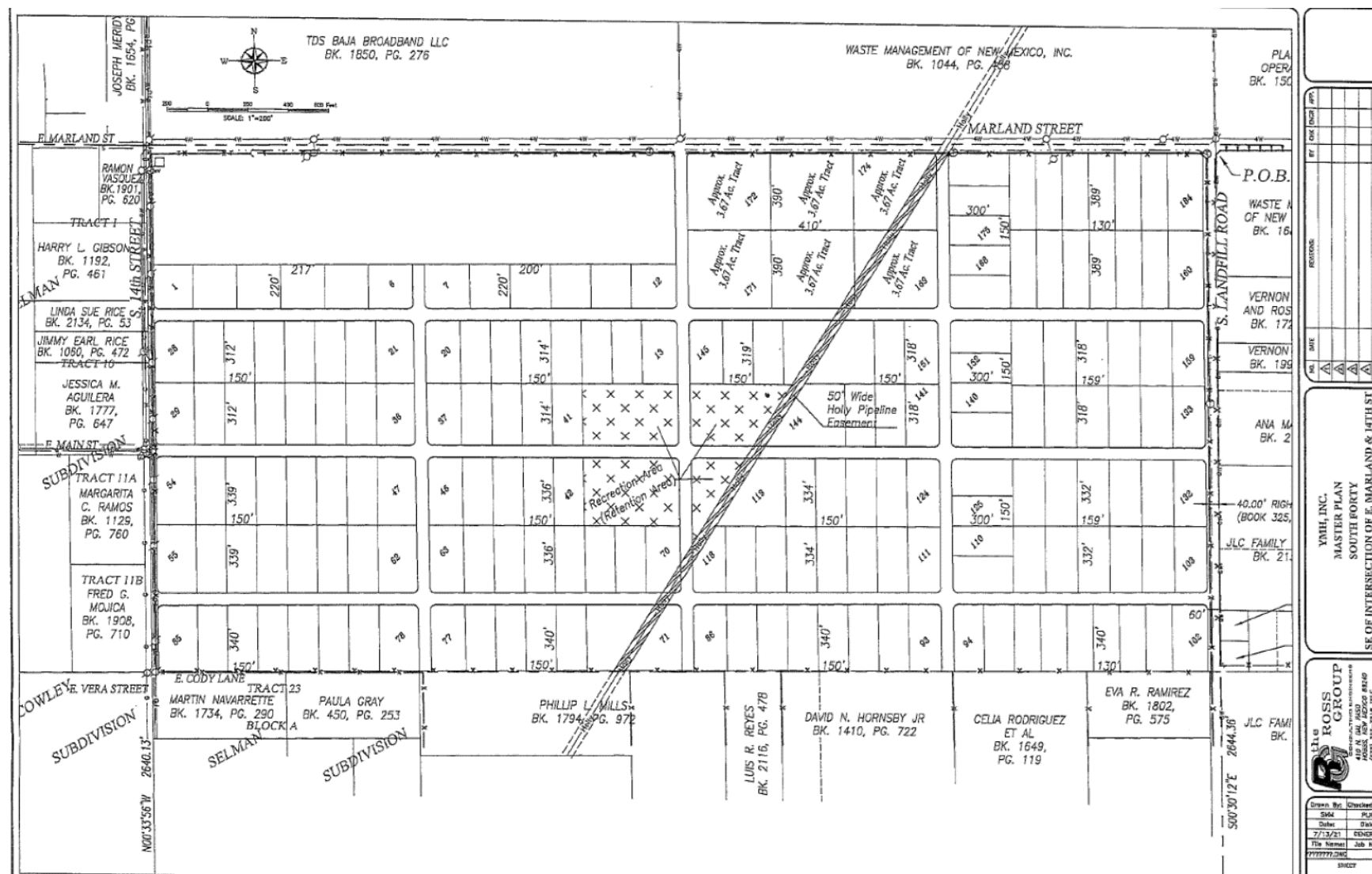
The proposed contract would allow IPR, Ltd to install a single lift of Modified Micro resurfacer at approximate thickness of 3/8" to 1/2". This resurfacing will not only reseal the existing surface but also smooth the surface of the roadways.

This process will perform as a chip seal replacement in some residential neighborhoods.

Streets to be included in the spring project are to include 14th, Campus, Cannedy, Carter, Casa Bonita, Chruch, Chuska, De Soto, E. College, E. Hardy, E. Jerry, E. Katy, E. Linda, E. Santa Fe, E. Yuciapa, E. Buute, Eunice, Evans, Everglade, Greenwood, Johnson, Kornegay, Lincoln, McDonald, N. Evans, N. Pine, Palo Verde, Paradise, Rancho, Sandcrest, Sanger, Shady Lane, Tatum, Teague, Tulsa, Vera, and Ward.



Consideration of Lea County Resolution 22-JAN-024R Approving a Recommendation from the Lea County Planning and Zoning Board Regarding a Variance Request on the Average Minimum Lot Size for the Proposed South 40 Subdivision Located on the Southeast Corner of the Intersection on 14th Street and Marland Street in the North Half of Section 1, Township 19 South, Range 38 East N.M.P.M. in Lea County, New Mexico





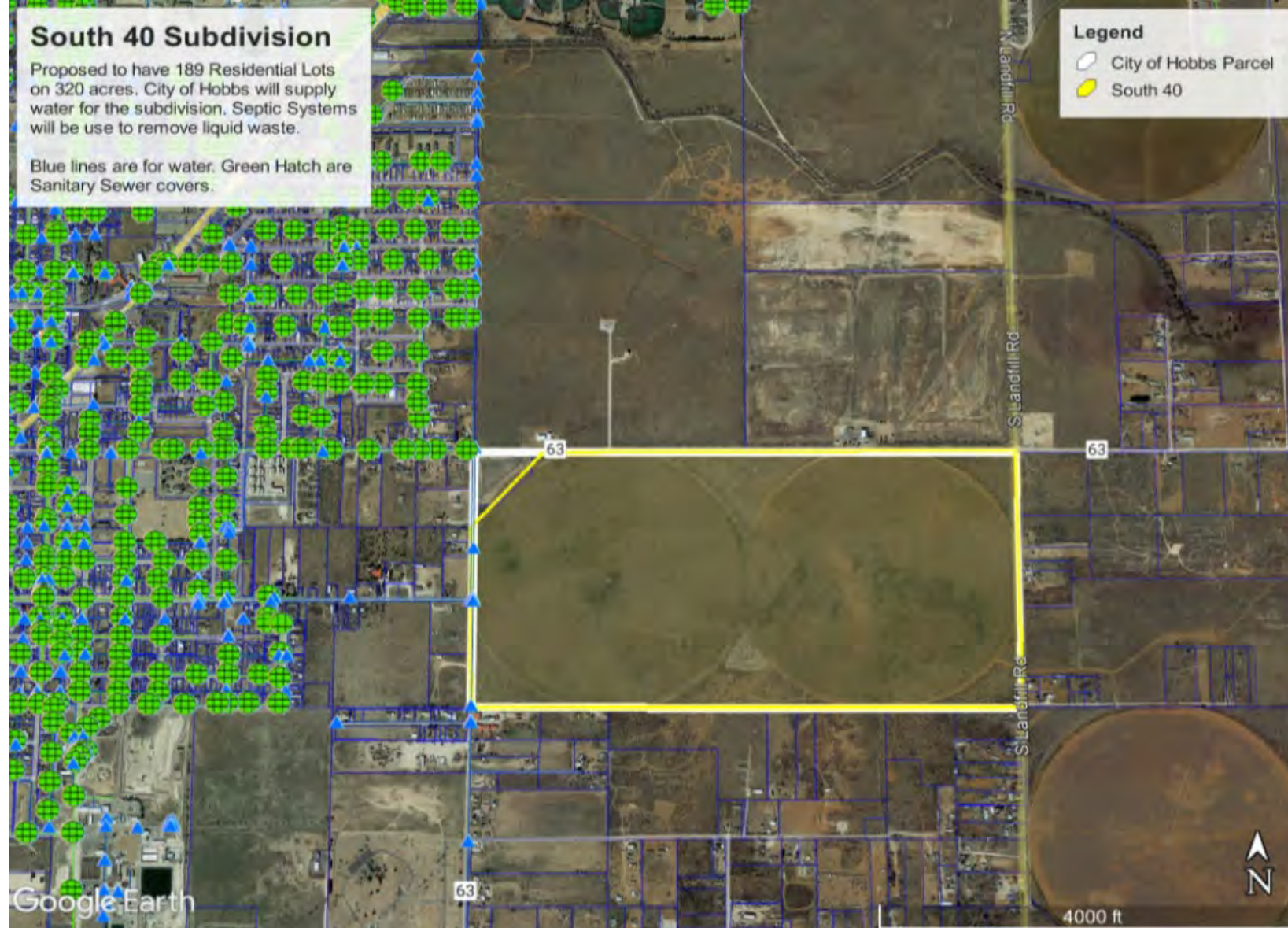
Consideration of Lea County Resolution 22-JAN-024R Approving a Recommendation from the Lea County Planning and Zoning Board Regarding a Variance Request on the Average Minimum Lot Size for the Proposed South 40 Subdivision Located on the Southeast Corner of the Intersection on 14th Street and Marland Street in the North Half of Section 1, Township 19 South, Range 38 East N.M.P.M. in Lea County, New Mexico

- The Lea County Planning and Zoning Board voted unanimously (with one member being absent and one member abstaining) to recommend approval of the variance request.
- The board cited the portion of Lea County Subdivision Regulation, Ordinance 35, Section 1.3(E) ... provide community facilities and services, promote economic development and employment opportunities, encourage affordable housing and a variety of housing types... as the reason for approving the variance request.



- The Planning and Zoning Board reviewed developer's documentation for the following items:
- Percolation Test
- New Mexico Liquid Waste Regulation Table involving Soil Depth; Percolation Rate; Seasonal Water Table; Slope; and Flooding Potential.
- NMAC Septic System and Total Design Flow information and charts.
- City of Hobbs Water and Sanitary Sewer layout information. Image showing where all water lines and sanitized sewer manhole covers are located.
- LCSR variance request options.
- South 40 Subdivision Acreage Chart

Consideration of Lea County Resolution 22-JAN-024R Approving a Recommendation from the Lea County Planning and Zoning Board Regarding a Variance Request on the Average Minimum Lot Size for the Proposed South 40 Subdivision Located on the Southeast Corner of the Intersection on 14th Street and Marland Street in the North Half of Section 1, Township 19 South, Range 38 East N.M.P.M. in Lea County, New Mexico





Consideration of Lea County Resolution 22-JAN-025R Approving a Cooperative Educational Services (CES) Proposal from Lasco Construction for a Radio and Cell Booster for the Lea County Judicial Complex

Building Coverage Summary		
Level	Simulcast	Result
1-5	Lea County 800MHz	FAIL, with usable signal quality
Basement	Lea County 800MHz	FAIL
1-5	State Police VHF	FAIL, with usable signal quality
Basement	State Police VHF	FAIL

Test Procedure and Settings

Lea County Judicial Complex, located at 313 East Central Avenue in Lovington, NM was tested for 800MHz and VHF emergency responder radio coverage on the Lea County Hobbs Simulcast and the VHF State Police Frequencies 155.565 and 155.655 MHz. Each floor was divided into 20-grids of equal and the center of each grid was tested for over the air signal level using a PCTEL SeeHawk Scanner on the signal averaging mode setting. Each grid was tested for RSSI, S/N, and BER.

Pass/Fail criteria for this building is based on a minimum of -95dBm coverage for 90% of general floor area.

ATTEST: Keith Manes
Lea County Clerk

APPROVED AS TO FORM AND LEGAL
SUFFICIENCY:

By: _____
Test Procedure and Settings

Caldwell, County Attorney

STATE OF NEW MEXICO COUNTY OF LEA RESOLUTION NO. 22-JAN-025R

A RESOLUTION APPROVING A COOPERATIVE EDUCATIONAL SERVICES (CES) PROPOSAL FROM LASCO CONSTRUCTION FOR A RADIO AND CELL BOOSTER FOR THE LEA COUNTY JUDICIAL COMPLEX

WHEREAS, the Lea County Facilities Department is responsible for maintaining certain county facilities and certain county spaces; *and*

WHEREAS, Lea County has the need for the radio and cell booster system for the Lea County Judicial Complex; *and*

WHEREAS, Lasco Construction has provided Lea County a CES proposal of \$125,419.29 for this system.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Board of County Commissioners of Lea County that Lasco's CES proposal for the radio and cell booster 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 13th day of January, 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), Member
Voted: Yes No Abstain

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

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



Consideration of Lea County Resolution 22-JAN-026R Approving the Certification of Lea County's Fixed Assets List

Lea County Fixed Asset Certification – June 30, 2021

	# of Active Assets	Cost
Land	26	9,519,442.68
Building	157	135,884,103.81
Infrastructure	893	129,060,303.89
Machinery & Equipment	783	24,068,706.38
Other Improvements	82	8,081,483.85
Vehicles	317	17,975,841.32
Water Rights	2	574,999.85
Total	2260	325,164,881.78

Discussion of Needed Improvements at the Lea County Detention Center





Discussion of Lea County's Frozen Positions and Vacancies

Department	FT Positions	Vacant	Frozen	Total Unfilled	Applications
Airport Maint	4	2*	0	2	2
Airport FF	2	1	0	1	2
Comm Authority	39	13*	0	13	24
Detention	89	9*	6	15	9
DWI	15	1	0	1	2
Emerg/Enviro	16	0	0	0	0
Road	43	8*	11	19	15
Sheriff	92	3*	0	3	8
Total	300	37	17	54	62

*offers have been given to candidates

Total FT	Vacant	Frozen	Total Unfilled
389	40	22	62
	10.2%	5.7%	15.9%



Lea County Financial Report

For the month ending December 31, 2021



Discussion of Lea County's Financial Report

Revenue Versus Expenses By Function Year to date December 31, 2021

	Budget	Actual
Operations		
Revenues	\$ 78,517,286	\$ 100,154,182
Expenses	\$ 72,004,110	\$ 28,572,864
	\$ 6,513,176	\$ 71,581,318
Indigent		
Revenues	\$ 4,650,572	\$ 4,741,369
Expenses	\$ 10,572,342	\$ 5,296,515
	\$ (5,921,770)	\$ (555,146)
Capital		
Revenues	\$ 9,030,333	\$ 1,774,975
Expenses	\$ 76,564,222	\$ 5,332,692
	\$ (67,533,889)	\$ (3,557,717)
Trust & Agency		
Revenues	\$ 9,189,443	\$ 4,533,609
Expenses	\$ 9,241,462	\$ 3,238,306
	\$ (52,019)	\$ 1,295,302
Totals		
Revenues	\$ 101,387,634	\$ 111,204,135
Expenses	\$ 168,382,136	\$ 42,440,378
	\$ (66,994,502)	\$ 68,763,758



Discussion of Lea County's Financial Report

Revenue versus Expenditures By Fund Type

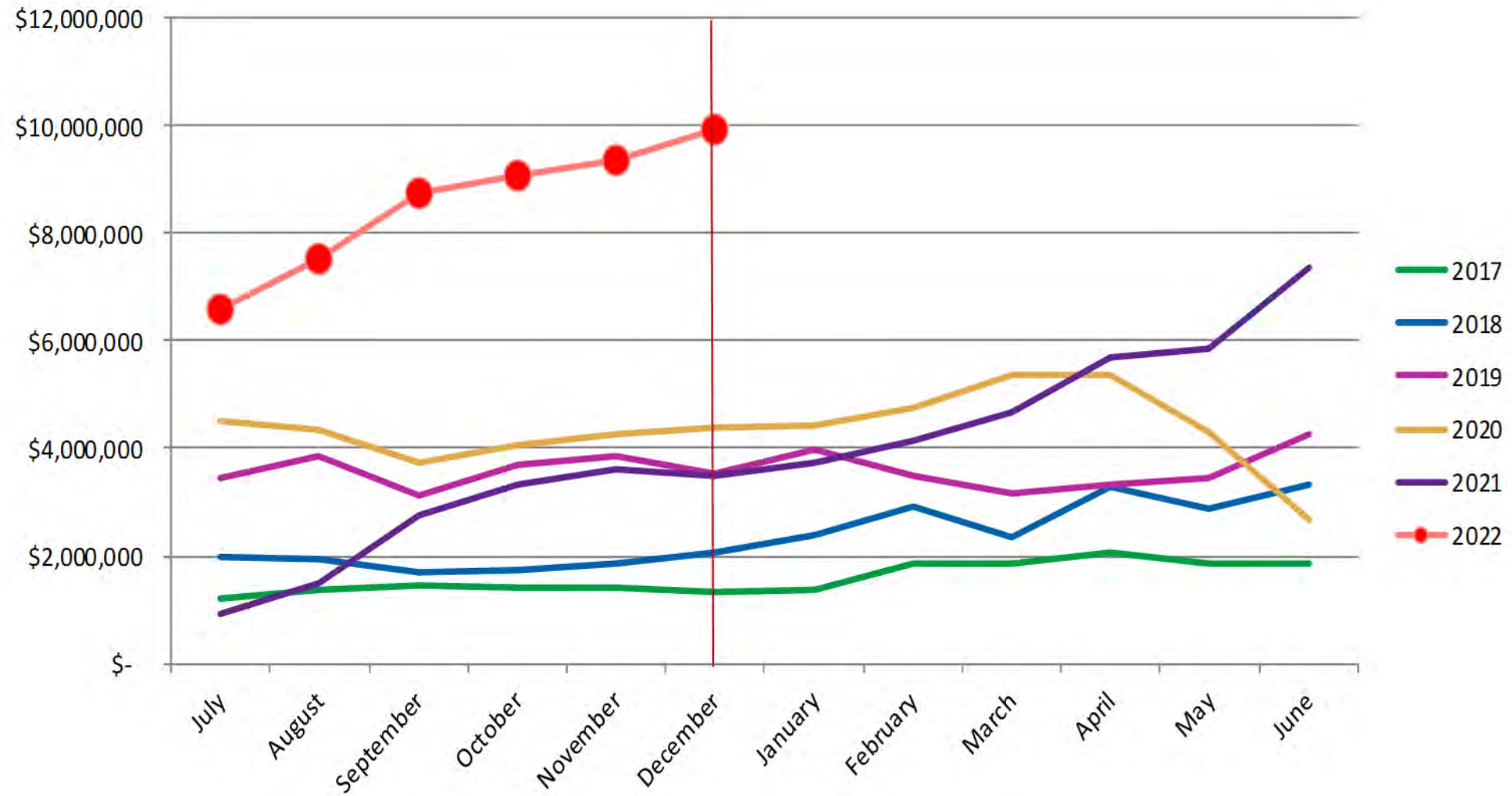
Year to date December 31, 2021

Fund Type	Revenues	Expenditures	Cash Increase (Decrease)
Unrestricted Funds	\$ 88,659,102	\$ 17,655,977	\$ 71,003,125
Special Revenue Funds	\$ 16,993,574	\$ 15,458,137	\$ 1,535,437
Designated Funds	\$ 1,017,851	\$ 6,087,301	\$ (5,069,451)
Debt Service Fund	\$ -	\$ -	\$ -
Enterprise Fund	\$ -	\$ 656	\$ (656)
Trust Funds	\$ 4,533,609	\$ 3,238,306	\$ 1,295,302
Total	\$ 111,204,135	\$ 42,440,378	\$ 68,763,758

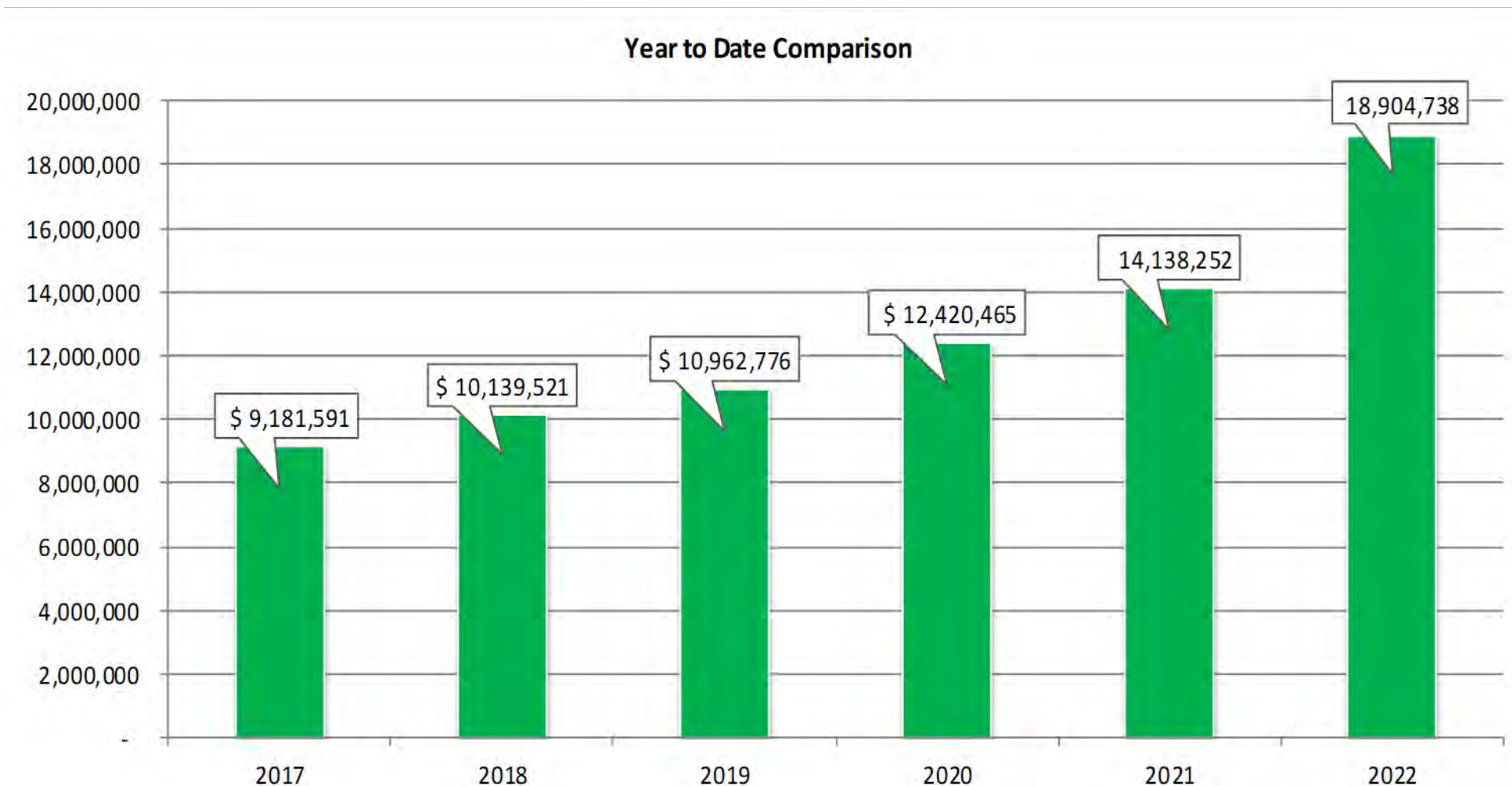


Discussion of Lea County's Financial Report

Oil & Gas Production Revenue 266.8% of Budget - \$51,249,552



Property Tax Revenue 79.2% of Budget



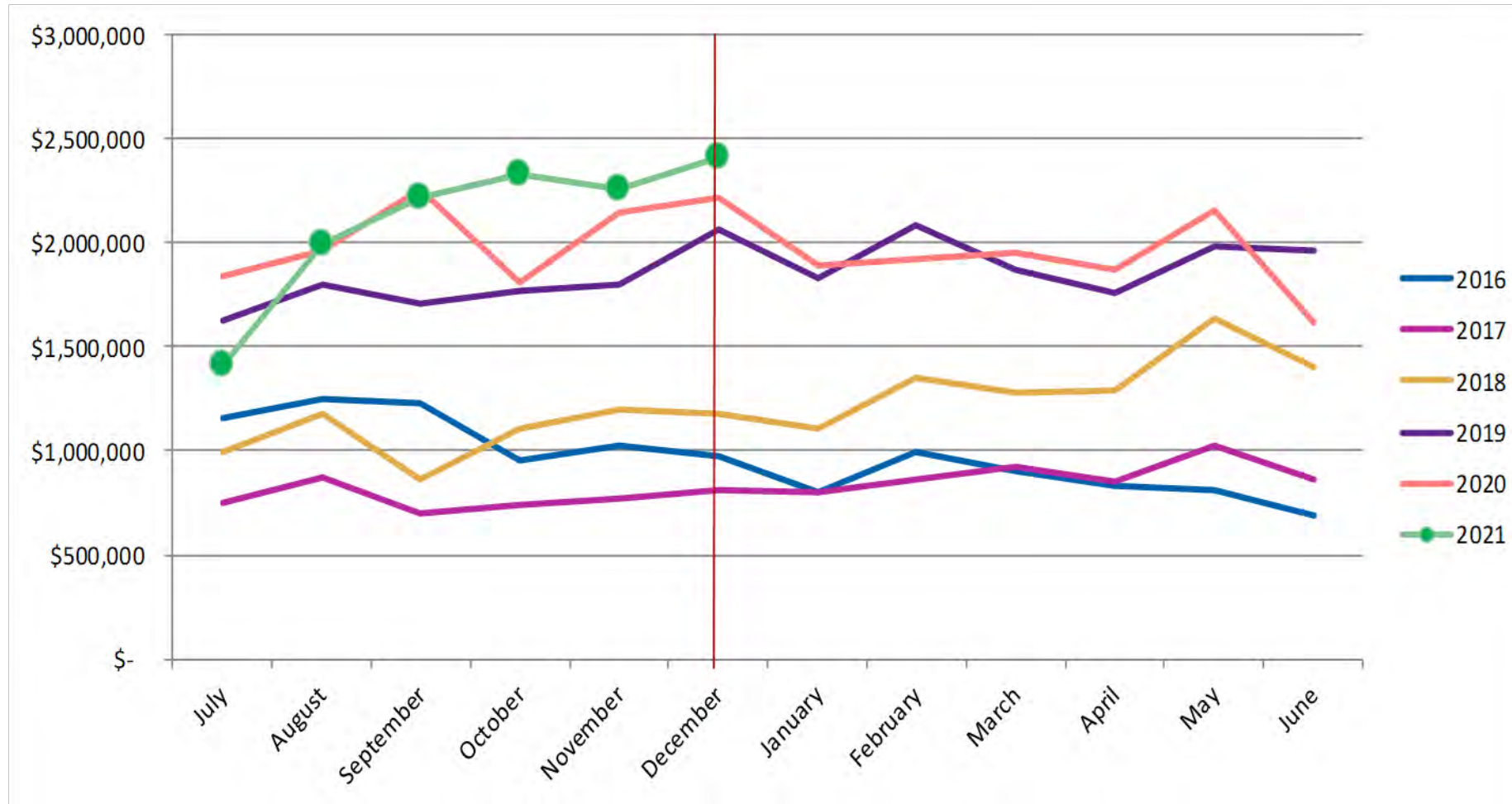


Discussion of Lea County's Financial Report

Gross Receipts Tax – All Sources

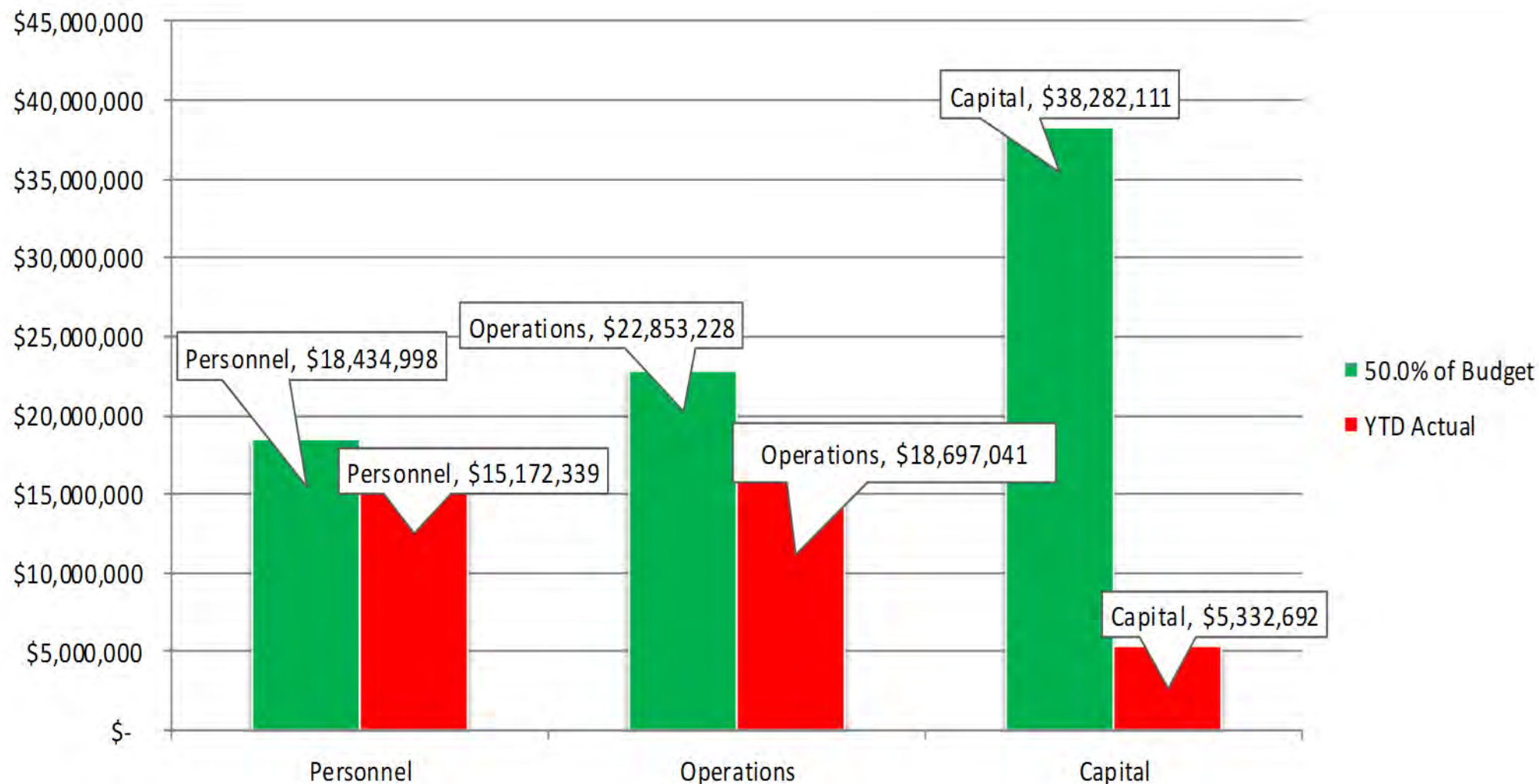
147.3% of Budget

Indigent GRT \$4,741,369 Consolidated GRT \$7,884,161



Discussion of Lea County's Financial Report

Expenditures – Year to Date – 24.6%





Discussion of Lea County's Accounts Payable

Review of December 2021 Accounts Payable / Purchase Card Register

Checks # 1103829 – 1104400	\$ 4,619,226.16
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P-Cards # 23416 – 23529	\$ 51,229.05
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Total	\$ 4,670,455.21
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COMMISSION MAY CONVENE IN CLOSED SESSION to Discuss Limited Personnel Matters Specifically the Annual Evaluation of the County Manager, Threatened Litigation Regarding Employee Healthcare, and Pending Litigation Against Opioid Distributors and Johnson & Johnson, as Authorized by NMSA 1978 § 10-15-1 H (2) and (7) Respectively.

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

Consideration of Lea County Resolution No. 22-JAN-027R Ratifying the OSHA-Mandated Lea County COVID-19 Vaccination Policy

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-JAN-027R

A RESOLUTION RATIFYING THE OSHA-MANDATED LEA COUNTY COVID-19 VACCINATION AND TESTING POLICY

WHEREAS, the Occupational Safety and Health Administration (OSHA) has issued an emergency temporary standard (ETS) to minimize the risk of COVID-19 transmission in the workplace; and

WHEREAS, in states with OSHA-approved State Plans, state and local government employers, as well as private employers, with 100 or more employees will be covered by state occupational safety and health requirements; and

WHEREAS, New Mexico does have an OSHA-approved State Plan; and

WHEREAS, employers must comply with provisions in the ETS by January 10, 2022 and testing by February 9, 2022; and

WHEREAS, Lea County has adopted a COVID-19 Vaccination and Testing Policy to comply with this ETS.

EXHIBIT: Lea County COVID-19 Vaccination and Testing Policy

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Board of County Commissioners of Lea County that the ratification of OSHA-mandated Lea County COVID-19 Vaccination and Testing Policy is hereby approved.

BE IT FURTHER RESOLVED that the Commission Chair and/or County Manager may implement and/or suspend this COVID-19 Vaccination and Testing policy dependent on legal rulings.

PASSED, APPROVED AND ADOPTED on this 13th day of January, 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), Member
Voted: Yes No Abstain

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

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

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



COVID-19 Vaccination and Testing Emergency Temporary Standard Policy

Vaccination is a vital tool to reduce the presence and severity of COVID-19 cases in the workplace, in communities, and in the nation as a whole. Lea County encourages all employees to receive a COVID-19 vaccination to protect themselves and other employees. However, should an employee choose not to be vaccinated, this policy's sections on testing and face coverings will apply. This policy complies with OSHA's Emergency Temporary Standard (ETS) on Vaccination and Testing (29 CFR 1910.501).

This ETS covers most private employers with 100 or more employees at any time while the ETS is in effect. New Mexico has an OSHA State Plan that covers public sector workers employed by state and local governments, of which Lea County is one.

Covered Employees
The COVID-19 policy on vaccination, testing and face covering use applies to all employees of Lea County, except employees:

- Who do not report to a workplace where other individuals, such as coworkers or customers, are present.
- While working from home.
- Who work exclusively outdoors. Exclusively outdoors requires that the employee must:
 - Work outdoors on all workdays;
 - Not routinely occupy vehicles with other employees as part of work duties; and
 - Work outdoors for the entire workday except for *de minimis* time spent indoors where other individuals may be present.

Testing Requirement
Any employee who is not fully vaccinated must comply with specific COVID-19 protocols. The ETS defines which tests may be used to comply with these requirements.

The ETS requires testing as follows:

- An employee who reports at least once every seven days to a workplace where other individuals are present must:
 - Be tested for COVID-19 at least once every seven days; and
 - Provide documentation of the most recent COVID-19 test result to Human Resources no later than the seventh day after the employee last provided a test result.

Adjourn



Please Join Us at Our Next Meeting
on
Thursday, February 3, 2022 at 9:00 A.M.