



Consideration of Lea County Resolution No. 22-FEB-028R Approving the January 13, 2022 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-FEB-028R

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 3rd day of February, 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), Chair
Voted: Yes No Abstain

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

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

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

Minutes of Meeting
Lea County Board of Commissioners
January 13, 2022
Chair Long called the meeting to order at 9:02 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 Sims led the Pledge of Allegiance followed by the Invocation by Commissioner Sena.

ITEM 01: ELECTION

- Election of Chair for the Lea County Board of County Commissioners (John W. Caldwell, County Attorney)
Attorney Caldwell requested nominations. Commissioner Long asked if there were any public comments concerning this item. Commissioner Long nominated Dean Jackson. Secretary polled the Commission. Chair Long, yes; Vice Chair Jackson, yes; Commissioner Eidson, yes; Commissioner Sena, yes; Commissioner Sims, yes. The motion passed.

- Election of Vice Chair for the Lea County Board of County Commissioners (Dean Jackson Chair, Board of County Commissioners)
Chair Jackson requested nominations and asked for any public comments. Commissioner Sims nominated Gary Eidson. Secretary polled the Commission. Chair Jackson, yes; Commissioner Eidson, yes; Commissioner Sena, yes; Commissioner Sims, yes; Commissioner Long, yes. The motion passed.

ITEM 02: COMMISSION

- Consideration of Lea County Resolution No. 22-JAN-001R Designating the Chair and Vice Chair for the Lea County Board of County Commissioners for 2022.

Chair Jackson requested approval and asked if there were any public or Commissioner comments concerning this agenda item. Commissioner Sena moved to approve No. 22-JAN-001R Designating the Chair and Vice Chair for the Lea County Board of County Commissioners for 2022. The motion was seconded by Commissioner Long. Secretary polled the Commission. Chair Jackson, yes; Vice Chair Eidson, yes;



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

LCBCC Meeting Date: Thursday, February 3, 2022

Submit this summary form & all attachments to the Finance Director clow@leacounty.net & cc the Executive Coordinator sstout@leacounty.net by: **Monday, January 24, 2022**

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

DATE SUBMITTED mm-dd-yyyy: 01/21/2022	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 Set 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): January 13, 2022 Regular Meeting		
Requested Items Needed for Presentation Easels/Laptop/Projector/Etc.: Easel <input type="checkbox"/> Laptop <input checked="" type="checkbox"/> Projector <input checked="" type="checkbox"/> Other: _____ <small>If checked, how many:</small>	See Additional Summary Attached <input type="checkbox"/>	
SUBMITTER'S RECOMMENDATION(S): Review & Approve Minutes	Submitter's Signature Department Director, Etc. 	
FINANCE REVIEW Fiscal Impact/Cost: ByPass Finance Review	Reviewed by Finance Director ByPass Finance Review <small>Digitally signed by ByPass Finance Review Date: 2022.01.27 19:13:23 -0700</small>	
LEGAL REVIEW: (Note: Travel does not need legal review)	Reviewed by County Attorney	
COUNTY MANAGER REVIEW: 01/25: Draft meeting minutes emailed to Commissioners for review. 01/25: Reviewed by LCBCC D3	Approved by County Manager to be Placed on Agenda 	
Item No. 0101 RECORDING SECRETARY'S USE ONLY ~ COMMISSION ACTION TAKEN		
Approved: _____ Resolution No. <u>22-FEB-028R</u> Continued To: _____	Denied: _____ Policy No. _____ Referred To: _____	Other: _____ Ordinance No. _____ Comments: _____

STATE OF NEW MEXICO
COUNTY OF LEA
RESOLUTION NO. 22-FEB-028R

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 3rd day of February, 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), Chair
Voted: Yes No Abstain

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

Rebecca Long (District 2), 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
January 13, 2022**

Chair Long called the meeting to order at 9:02 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 Sims led the Pledge of Allegiance followed by the Invocation by Commissioner Sena.

ITEM 01: ELECTION

- Election of Chair for the Lea County Board of County Commissioners (*John W. Caldwell, County Attorney*)

Attorney Caldwell requested nominations. Commissioner Long asked if there were any public comments concerning this item. Commissioner Long nominated Dean Jackson. Secretary polled the Commission. Chair Long, yes; Vice Chair Jackson, yes; Commissioner Eidson, yes; Commissioner Sena, yes; Commissioner Sims, yes. The motion passed.

- Election of Vice Chair for the Lea County Board of County Commissioners. (*Dean Jackson Chair, Board of County Commissioners*)

Chair Jackson requested nominations and asked for any public comments. Commissioner Sims nominated Gary Eidson. Secretary polled the Commission. Chair Jackson, yes; Commissioner Eidson, yes; Commissioner Sena, yes; Commissioner Sims, yes; Commissioner Long, yes. The motion passed.

ITEM 02: COMMISSION

- Consideration of Lea County Resolution No. 22-JAN-001R Designating the Chair and Vice Chair for the Lea County Board of County Commissioners for 2022.

Chair Jackson requested approval and asked if there were any public or Commissioner comments concerning this agenda item. Commissioner Sena moved to approve No. 22-JAN-001R Designating the Chair and Vice Chair for the Lea County Board of County Commissioners for 2022. The motion was seconded by Commissioner Long. Secretary polled the Commission. Chair Jackson, yes; Vice Chair Eidson, yes;

Commissioner Sena, yes; Commissioner Sims, yes; Commissioner Long, yes. The motion passed.

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

Chair Jackson requested approval and asked if there were any public or Commissioner comments concerning this agenda item. Commissioner Sena moved to approve 22-JAN-002R Approving the December 9, 2021 Regular Meeting Minutes. The motion was seconded by Commissioner Long. Secretary polled the Commission. Chair Jackson, yes; Vice Chair Eidson, yes; Commissioner Sena, yes; Commissioner Sims, yes; Commissioner Long, yes. The motion passed.

- Public Comments (Non Agenda Items)
No Public Comments
- Commissioner and Manager Comments
 - Chair Jackson – Expressed his appreciation for Commissioner Long’s service and guidance as Chair person for the Lea County Commission.
 - Vice Chair Eidson – Recounted the loss of his brother over the Christmas Holiday which helped to inspire him to run for another term on the County Commission in order to bring attention to, and work toward, fixing the gaps in our current healthcare system. He expressed his deep appreciation for everyone who contacted him to express their condolences.
 - Commissioner Sena – Complimented and Commended Commissioner Long for her job as Chair for the County Commission.
 - Commissioner Sims – Thanked everyone in the county for their hard work and dedication.
 - Commissioner Long – Mentioned that it was National Anti – Human Trafficking Month and asked that we all pray and do all that we can to fight against it.
- Consideration of Lea County Resolution No. 22-JAN-003R Approving/Confirming Appointment(s) to the Lea County DWI Advisory Board.

Chair Jackson requested approval and asked if there were any public or Commissioner comments concerning this agenda item.

Chair Jackson made a motion to replace Shannon Rice with Deana Fleetwood in District 1.

Commissioner Eidson moved to approve No. 22-JAN-003R Approving/Confirming Appointment(s) to the Lea County DWI Advisory Board. The motion was seconded by Commissioner Sena. Secretary polled the Commission. Chair Jackson, yes; Vice Chair Eidson, yes;

Commissioner Sena, yes; Commissioner Sims, yes; Commissioner Long, yes. The motion passed.

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

Chair Jackson requested approval and asked if there were any public or Commissioner comments concerning this agenda item.

Commissioner Sims requested to replace Melody D. Beckham with Van Myrick.

Commissioner Sims moved to approve Approving/Confirming Appointments to the Lea County Environmental Services Advisory Committee. The motion was seconded by Commissioner Sims. Secretary polled the Commission. Chair Jackson, yes; Vice Chair Eidson, yes; Commissioner Sena, yes; Commissioner Sims, yes; Commissioner Long, yes. The motion passed.

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

Chair Jackson requested approval and asked if there were any public or Commissioner comments concerning this agenda item.

Commissioner Long moved to reappoint Robbie Roberts and Mike Gallagher.

Commissioner Eidson moved to approve No. 22-JAN-005R Approving/Confirming Appointments to the Southeastern New Mexico Economic Development District Council of Governments. The motion was seconded by Commissioner Sims. Secretary polled the Commission. Chair Jackson, yes; Vice Chair Eidson, yes; Commissioner Sena, yes; Commissioner Sims, yes; Commissioner Long, yes. The motion passed.

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

Chair Jackson requested approval and asked if there were any public or Commissioner comments concerning this agenda item.

Commissioner Long moved to re-appoint Corey Needham to the Policy Committee and Bruce Reid to the Technical Committee.

Vice Chair Eidson moved to approve No. 22-JAN-006R Approving/Confirming Appointment(s) to the Southeast Regional Transportation Planning Organization. The motion was seconded by

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

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

Chair Jackson requested approval and asked if there were any public or Commissioner comments concerning this agenda item.

Commissioner Sena commented that he was asked to speak on a panel at the Energy Coalition about how we are diversifying our energy economy and how the pandemic and oilfield have influenced such.

Commissioner Long moved to approve No. JAN -007R Authorizing Out of State Travel April 18-22, 2022 to San Antonio, Texas to attend the 2022 America's Rural Energy Coalition. The motion was seconded by Commissioner Sims. Secretary polled the Commission. Chair Jackson, yes; Vice Chair Eidson, yes; Commissioner Sena, yes; Commissioner Sims, yes; Commissioner Long, yes. The motion passed.

ITEM 03: RECOGNITION /SERVICE AWARDS

- Presentation of Lea County Communication Authority's Accreditation Award. *(Jessica Tyler, 911 Accreditation Program Manager)*
 - Angela Martinez, Director of the Lea County Emergency Communications Center, accepted the award for 9-1-1 Emergency Accreditation. as 1 of only 3 counties in the whole state to receive this Accreditation.

ITEM 04: ACTION ITEMS

- Consideration of Lea County Resolution No. 22-JAN-008R Accepting and Approving the FY 2020-2021 Financial Audit for Lea County. *(Chris Garner, CPA/Partner of Pattillo, Brown & Hill, LLP)*

CPA Garner requested approval and Chair Jackson asked if there were any public or Commissioner comments concerning this agenda item. Commissioner Eidson moved to approve No. 22-JAN-008R Accepting and Approving the FY 2020-2021 Financial Audit for Lea County. 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. 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. *(Jim Kemp, General Manager, Fairgrounds)*

Fairgrounds Manager Kemp requested approval and Chair Jackson asked if there were any public or Commissioner comments concerning this agenda item. Commissioner Sims moved to approve 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. The motion was seconded by Commissioner Long. Secretary polled the Commission. Chair Jackson, yes; Vice Chair Eidson, yes; Commissioner Sena, yes; Commissioner Sims, yes; Commissioner Long, yes. The motion passed.

- 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. *(Jim Kemp, General Manager, Fairgrounds)*

Fairgrounds Manager Kemp requested approval and Chair Jackson asked if there were any public or Commissioner comments concerning this agenda item. Commissioner Long moved to approve 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. The motion was seconded by Commissioner Sims. Secretary polled the Commission. Chair Jackson, yes; Vice Chair Eidson, yes; Commissioner Sena, yes; Commissioner Sims, yes; Commissioner Long, yes. The motion passed.

- 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 Fair and PRCA Rodeo. *(Jim Kemp, General Manager, Fairgrounds)*

Fairgrounds Manager Kemp requested approval and Chair Jackson asked if there were any public or Commissioner comments concerning this agenda item. Commissioner Sims moved to approve 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 Fair and PRCA Rodeo. The motion was seconded by

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

- 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. *(Jim Kemp, General Manager, Fairgrounds)*

Fairgrounds Manager Kemp requested approval and Chair Jackson asked if there were any public or Commissioner comments concerning this agenda item. Commissioner Sims moved to approve 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. The motion was seconded by Commissioner Long. Secretary polled the Commission. Chair Jackson, yes; Vice Chair Eidson, yes; Commissioner Sena, yes; Commissioner Sims, yes; Commissioner Long, yes. The motion passed.

- Consideration of Lea County Resolution No. 22-JAN-013R Approving a Recommendation from the Lea County Fair and Rodeo Board and Charro on the Road as Professional Rodeo Specialty Act During the 2022 Lea County Fair and PRCA Rodeo. *(Jim Kemp, General Manager, Fairgrounds)*

Fairgrounds Manager Kemp requested approval and Chair Jackson asked if there were any public or Commissioner comments concerning this agenda item. Commissioner Sims moved to approve No. 22-JAN-013R Approving a Recommendation from the Lea County Fair and Rodeo Board and Charro on the Road as Professional Rodeo Specialty Act During the 2022 Lea County Fair and PRCA Rodeo. The motion was seconded by Commissioner Sena. Secretary polled the Commission. Chair Jackson, yes; Vice Chair Eidson, yes; Commissioner Sena, yes; Commissioner Sims, yes; Commissioner Long, yes. The motion passed.

- 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. *(Michael Gallagher, County Manager)*

County Manager Gallagher requested approval and Chair Jackson asked if there were any public or Commissioner comments concerning this agenda item. Commissioner Sims moved to approve No. 22-JAN-014R Approving a Request for the City of Jal Recognizing the City of Jal as a Colonia. The motion was seconded by Vice Chair Eidson. Secretary polled

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

- Consideration of Lea County Resolution No. 22-JAN-015R Approving Lea County's Fiscal Year 2022 – 2023 Budget Development and Timeline. *(Michael Gallagher, County Manager)*

County Manager Gallagher requested approval and Chair Jackson asked if there were any public or Commissioner comments concerning this agenda item. Commissioner Long moved to approve No. 22-JAN-015R Approving Lea County's Fiscal Year 2022 – 2023 Budget Development and Timeline. The motion was seconded by Commissioner Sims. Secretary polled the Commission. Chair Jackson, yes; Vice Chair Eidson, yes; Commissioner Sena, yes; Commissioner Sims, yes; Commissioner Long, yes. The motion passed.

- Consideration of Lea County Resolution No. 22-JAN-016R Approving the Open Meetings Act Requirements and Procedures for Lea County. *(John W. Caldwell, County Attorney)*

County Attorney Caldwell requested approval and Chair Jackson asked if there were any public or Commissioner comments concerning this agenda item. Commissioner Long moved to approve No. 22-JAN-016R Approving the Open Meetings Act Requirements and Procedures for Lea County. The motion was seconded by Commissioner Sims. Secretary polled the Commission. Chair Jackson, yes; Vice Chair Eidson, yes; Commissioner Sena, yes; Commissioner Sims, yes; Commissioner Long, yes. The motion passed.

- Consideration of Lea County Resolution No. 22-JAN-017R Adopting Lea County's Travel, Per Diem, Mileage and Reimbursement Policies. *(John W. Caldwell, County Attorney)*

County Attorney Caldwell requested approval and Chair Jackson asked if there were any public or Commissioner comments concerning this agenda item. Commissioner Long moved to approve No. 22-JAN-017R Adopting Lea County's Travel, Per Diem, Mileage and Reimbursement Policies. The motion was seconded by Commissioner Sims. Secretary polled the Commission. Chair Jackson, yes; Vice Chair Eidson, yes; Commissioner Sena, yes; Commissioner Sims, yes; Commissioner Long, yes. The motion passed.

- 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. *(John W. Caldwell, County Attorney)*

County Attorney Caldwell requested approval and Chair Jackson asked if there were any public or Commissioner comments concerning this agenda item. Commissioner Sims moved to approve 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. The motion was seconded by Commissioner Sena. Secretary polled the Commission. Chair Jackson, yes; Vice Chair Eidson, yes; Commissioner Sena, yes; Commissioner Sims, yes; Commissioner Long, yes. The motion passed.

- Consideration of Lea County Resolution No. 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 Noise Ordinance Adopted July 25, 2019. *(John W. Caldwell, County Attorney)*

County Attorney Caldwell requested approval and Chair Jackson asked if there were any public or Commissioner comments concerning this agenda item. Commissioner Long moved to approve No. 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 Noise Ordinance Adopted July 25, 2019. The motion was seconded by Commissioner Sena. Secretary polled the Commission. Chair Jackson, yes; Vice Chair Eidson, yes; Commissioner Sena, yes; Commissioner Sims, yes; Commissioner Long, yes. The motion passed.

- Consideration of Lea County Resolution No. 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 Ordinance Adopted July 25, 2019. *(John W. Caldwell, County Attorney)*

County Attorney Caldwell requested approval and Chair Jackson asked if there were any public or Commissioner comments concerning this agenda item. Commissioner Long moved to approve No. 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

Ordinance Adopted July 25, 2019. The motion was seconded by Commissioner Sena. Secretary polled the Commission. Chair Jackson, yes; Vice Chair Eidson, yes; Commissioner Sena, yes; Commissioner Sims, yes; Commissioner Long, yes. The motion passed.

- Consideration of Lea County Resolution No. 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. *(John W. Caldwell, County Attorney)*

County Attorney Caldwell requested approval and Chair Jackson asked if there were any public or Commissioner comments concerning this agenda item. Vice Chair Eidson moved to approve No. 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. The motion was seconded by Commissioner Sims. Secretary polled the Commission. Chair Jackson, yes; Vice Chair Eidson, yes; Commissioner Sena, yes; Commissioner Sims, yes; Commissioner Long, yes. The motion passed.

- Consideration of Lea County Resolution No. 22-JAN-022R Approving Award of Bid No. 04 2021 – 2022 Knowles No. 2 Fire Station to Annissa Construction. *(Corey Needham, Assistant County Manager)*

Assistant County Manager Needham requested approval and Chair Jackson asked if there were any public or Commissioner comments concerning this agenda item. Commissioner Sims moved to approve No. 22-JAN-022R Approving Award of Bid No. 04, 2021 – 2022 Knowles No. 2 Fire Station to Annissa Construction. The motion was seconded by Commissioner Sena. Secretary polled the Commission. Chair Jackson, yes; Vice Chair Eidson, yes; Commissioner Sena, yes; Commissioner Sims, yes; Commissioner Long, yes. The motion passed.

- Consideration of Lea County Resolution No. 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. *(Corey Needham, Assistant County Manager)*

Assistant County Manager Needham requested approval and Chair Jackson asked if there were any public or Commissioner comments concerning this agenda item. Commissioner Long moved to approve No. 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 motion was seconded by Commissioner Sims. Secretary polled the Commission. Chair Jackson, yes; Vice Chair Eidson, yes; Commissioner Sena, yes; Commissioner Sims, yes; Commissioner Long, yes. The motion passed.

- Consideration of Lea County Resolution No. 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. *(Bruce Reid, County Planner on Behalf of the Planning and Zoning Board)*

County Planner Reid requested approval and Chair Jackson asked if there were any public or Commissioner comments concerning this agenda item. Commissioner Sims moved to approve No. 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 motion was seconded by Commissioner Eidson. Secretary polled the Commission. Chair Jackson, yes; Vice Chair Eidson, yes; Commissioner Sena, yes; Commissioner Sims, yes; Commissioner Long, yes. The motion passed.

- Consideration of Lea County Resolution No. 22-JAN-025R Approving a Cooperative Educational (CES) Proposal from Lasco Construction for a Radio and Cell Booster for the Lea County Judicial Complex. *(Edmundo Lara, Facilities Director)*

Facilities Director Lara requested approval and Chair Jackson asked if there were any public or Commissioner comments concerning this agenda item. Commissioner Long moved to approve No. 22-JAN-025R Approving a Cooperative Educational (CES) Proposal from Lasco Construction for a Radio and Cell Booster for the Lea County Judicial Complex. The motion was seconded by Commissioner Sims. Secretary polled the Commission. Chair Jackson, yes; Vice Chair Eidson, yes; Commissioner Sena, yes; Commissioner Sims, yes; Commissioner Long, yes. The motion passed.

- Consideration of Lea County Resolution No. 22-JAN-026R Approving the Certification of Lea County's Fixed Assets List. *(Chip Low, Finance Director)*

Finance Director Low requested approval and Chair Jackson asked if there were any public or Commissioner comments concerning this agenda item. Commissioner Long moved to approve Resolution No. 22-JAN-026R Approving the Certification of Lea County's Fixed Assets List. The motion was seconded by Commissioner Sims. Secretary polled the Commission. Chair Jackson, yes; Vice Chair Eidson, yes; Commissioner Sena, yes; Commissioner Sims, yes Commissioner Long, yes. The motion passed.

ITEM 05: DISCUSSION ITEMS

- Discussion of Needed Improvements at the Lea County Detention Center. *(Edmundo Lara, Facilities Director)*
- Discussion of Lea County's Frozen Positions and Vacancies. *(Craig Bova, Human Resources)*
- Discussion of Lea County's Financial Report. *(Chip Low, County Manager)*
- Discussion of Lea County's Accounts Payable. *(Chip Low, Finance Director)*

ITEM 06: EXECUTIVE SESSION

Pursuant to Section 10-15-1 H (2) and (7) Respectively of the New Mexico Statutes Annotated (NMSA) 1978; to Discuss Limited Personnel Matters Specifically the Annual Evaluation of the County Manager, Threatened Litigation Involving Employee Healthcare, and Pending Litigation Against **Opioid Distributors and Johnson & Johnson.**

- At 10:45 a.m. Vice Chair Eidson moved to convene in Executive Session pursuant to **Section 10-15-1 H (2) and (7) Respectively of the New Mexico Statutes Annotated (NMSA) 1978; to Discuss Limited Personnel Matters Specifically the Annual Evaluation of the County Manager, Threatened Litigation Involving Employee Healthcare, and Pending Litigation Against Opioid Distributors and Johnson & Johnson as Authorized by NMSA 1978 § 10-15-1 H (2) and (7).**

The motion was seconded by Commissioner Sims. Secretary polled the Commission. Chair Jackson, yes; Vice Chair Eidson, yes; Commissioner Sena, yes; Commissioner Sims, yes; Commissioner Long, yes. The motion passed.

The meeting reconvened at 12:27pm

ITEM 07: OTHER BUSINESS

- Consideration of Lea County Resolution No. 22-JAN-027R Ratifying the OSHA-Mandated Lea County COVID-19 Vaccination Policy (*Craig Bova, Human Resources Director*)

HR Director Bova requested approval and Chair Jackson asked if there were any public or Commissioner comments concerning this agenda item. Commissioner Long moved to approve Resolution No. 22-JAN-027R Ratifying the OSHA-Mandated Lea County COVID-19 Vaccination Policy The motion was seconded by Chair Jackson. Secretary polled the Commission. Chair Jackson, yes; Vice Chair Eidson, yes; Commissioner Sena, yes; Commissioner Sims, no; Commissioner Long, yes. The motion passed.

The meeting adjourned at 12:46 p.m.

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

Dean Jackson, Chair

Gary G. Eidson, Vice Chair

Jonathan Sena, Member

Pat Sims, Member

Rebecca Long, Member

ATTEST: Keith Manes

Lea County Clerk

Teri Davis, Deputy Clerk