



Consideration of Lea County Resolution No. 22-MAY-108R Approving Terms of Special Detail of the Lea County Sheriff's Office Deputies by the Lea County Sheriff



2. FEE FOR SPECIAL DETAIL

Event Sponsor shall pay C thirty (30) days after recei

3. STATUS OF SH

All LCSO Deputies provi engaged in law enforcem local ordinances and gen LCSO Rules and Regulati

4. INDEMNIFICA

Event Sponsor agrees to a Deputies, employees, and from any and all causes c every kind and nature, in alleged to have arisen du services for the Event in n

5. MISCELLANEO

A. Event Sponsor agr fees, incurred by the Cour B. If any part of this t jurisdiction, all remaining C. Jurisdiction and ve be in Lea County, New M

FOR LEA COUNTY

Corey Helton, Lea County LCSO: 1417 South Comm Lovington, NM 88260 Tel No. 575.396.8200

CONTRACT BETWEEN LEA COUNTY AND

THIS CONTRACT is made t County of Lea, a political st "County") and "Event Sponsor").

RECITALS:

WHEREAS, the Eve Deputies to be present at the duration of the Event; and

WHEREAS, the Cou Guidelines and this Contract.

The parties to this Contract, ir

1. SCOPE OF SERVIC

A. The County shall provide I Contract, at the following Eve

B. The date, time (start, end) :

C. The contact information fo is:

D. The County has determine Event. The County has furthe Special Detail. If, on the day Deputies who have signed up will be provided by the Count of the County.

SPECIAL DETAIL GUIDELINES

The Lea County Sheriff's Office (LCSO) receives requests for Deputies to work special events that require a deputy or Deputies be dedicated solely to that event. This duty is called "Special Detail" and will be worked only under the following guidelines:

DEFINITIONS:

Mandatory Special Detail: Duty which, due to the nature of the event, must be filled and to which Deputies will be assigned to work. The event must fall within one or more of the following categories:

1. Any event held on county owned property; or
2. Any County sponsored event; or
3. Any event that is deemed a serious safety hazard to the public.

Non-Mandatory Special Detail: Any Special Detail that does not fall within the Mandatory Special Detail category and for which scheduling is done strictly on a volunteer basis. If the duty is not adequately staffed (i.e., only one deputy signs up for duty that requires two), the duty will not be worked.

Sheriff's Office Authority: Based on the size and nature of the event, LCSO makes the final determination as to the number of Deputies that are sufficient for the event. The requesting organization or individual must pay for the number of Deputies required or the duty will not be worked. During the event, supervision and control of LCSO personnel will remain with the Office and, any LCSO equipment/facilities required for this event will only be used by LCSO personnel in accordance with LCSO policies.

PAYMENT RESPONSIBILITIES:

1. Special Detail is billed at \$60.00 per deputy, per hour. This rate is based upon an average sheriff deputy's overtime rate plus F.I.C.A. tax. The hourly rate will be reassessed annually on July 1st.
2. All Special Detail is billed through the LCSO. Deputies do not accept cash payment. Payment is expected within thirty (30) days of the date of billing.

Individuals or organizations requesting services will be encouraged to contact the on-duty patrol supervisor prior to the event date(s) to determine whether the duty has been filled.

Individuals or organizations that request Deputies for Special Detail are required to sign a written agreement with the LCSO no less than two weeks prior to the date(s) of the event. This requirement may be waived under emergency circumstances.

The LCSO will maintain all original agreements, billing information, and corresponding documentation. Individuals or organizations contracting services with the LCSO will be provided copies of the approved agreement prior to the date(s) of the event.

ATTEST: Keith Manes
Lea County Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

By: Teri Davis, Deputy Clerk

John W. Caldwell, County Attorney

STATE OF NEW MEXICO COUNTY OF LEA RESOLUTION NO. 22-MAY-108R

A RESOLUTION APPROVING TERMS OF SPECIAL DETAIL OF THE LEA COUNTY SHERIFF'S OFFICE DEPUTIES BY THE LEA COUNTY SHERIFF

WHEREAS, the Board of County Commissioners of Lea County are the body politic and corporate for Lea County and as such has the power necessary and proper to provide for the safety and promote the order of the county for its residents; and

WHEREAS, the Lea County Sheriff is the conservator of the peace within Lea County; and

WHEREAS, it is sometimes in the interest of the Board of County Commissioners and the Sheriff in fulfilling these responsibilities to provide law enforcement personnel to provide services at certain events; and

WHEREAS, from time to time event sponsors may need law enforcement services to provide for the safety and security at their events.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Board of County Commissioners of Lea County that the attached guidance and terms of service for the Special Detail, mandatory and non-mandatory, of Lea County Sheriff's Office Deputies are approved.

BE IT FURTHER RESOLVED that the Sheriff is charged with ensuring that the laws of the County, the State of New Mexico, and the United States of America are followed in providing such Special Details.

PASSED, APPROVED AND ADOPTED on this 12th day of May, 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



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

LCBCC Meeting Date: Thursday, May 12, 2022

Submit this summary form & all attachments to the Finance Director clow@leacounty.net & cc the Community Engagement Manager sstout@leacounty.net; Public Information Officer mrusell@leacounty.net and County Manager mgallagher@leacounty.net by: **Tuesday, May 3, 2022**

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

DATE SUBMITTED mm-dd-yyyy: 05/01/2022	SUBMITTED BY Name, Title, Dept: Michael Walker, Undersheriff, Lea County Sheriff's Office
SUBJECT: A Resolution Approving the Terms of Special Detail of LCSO Deputies By Lea County Sheriff	ATTACHMENT(S): Resolution Special Detail Guidance and Agreement Form
NO. OF ORIGINALS FOR SIGNATURE:	ACTION REQUESTED: Action Item
BUDGET LINE ITEM NUMBER:	FISCAL BUDGET YEAR:
STRATEGIC PLAN Implementation of 5 Year Strategic Plan: 3.4 Quality of Life 3.5 Safety	
SUMMARY: LCSO requests authorization to assign its Deputies to mandatory and non-mandatory special details to ensure the quality of life and safety of Lea County residents. Mandatory special details include events held on county property, county sponsored events, or any event that is deemed a serious threat to public safety. The Sheriff would permit non-mandatory special details only when the LCSO has a sufficient number of Deputies available.	
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):	Submitter's Signature Department Director, Etc. Michael Walker <small>Digitally signed by Michael Walker Date: 2022.05.02 09:19:20 -0600</small>
FINANCE REVIEW Fiscal Impact/Cost: There is no financial impact to Lea County with this agenda item.	Reviewed by Finance Director Henry C Low Jr <small>Digitally signed by Henry C Low Jr Date: 2022.05.03 10:00:10 -0600</small>
LEGAL REVIEW: (Note: Travel does not need legal review)	Reviewed by County Attorney
COUNTY MANAGER REVIEW:	Approved by County Manager to be Placed on Agenda

Item No. 0203 **RECORDING SECRETARY'S USE ONLY ~ COMMISSION ACTION TAKEN**

Approved: _____	Denied: _____	Other: _____
Resolution No. <u>22-MAY-108R</u>	Policy No. _____	Ordinance No. _____
Continued To: _____	Referred To: _____	Comments: _____

STATE OF NEW MEXICO
COUNTY OF LEA
RESOLUTION NO. 22-MAY-108R

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Lea County Clerk

**APPROVED AS TO FORM AND LEGAL
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By: _____
Teri Davis, Deputy Clerk

John W. Caldwell, County Attorney

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CONTRACT BETWEEN LEA COUNTY AND

FOR
SHERIFF'S DEPUTY SPECIAL DETAIL

THIS CONTRACT is made the _____ day of _____, 202____, by and between the County of Lea, a political subdivision of the State of New Mexico (hereinafter referred to as "County") and _____ (hereinafter referred to as "Event Sponsor").

RECITALS:

WHEREAS, the Event Sponsor has a need for Lea County Sheriff's Office (LCSO) Deputies to be present at the Event, identified herein, and provide law enforcement services for the duration of the Event; and

WHEREAS, the County provides these services in conformity with its Special Detail Guidelines and this Contract.

The parties to this Contract, in consideration of their mutual promises, agree as follows:

1. SCOPE OF SERVICES

A. The County shall provide law enforcement services, subject to the provisions contained in this Contract, at the following Event:

B. The date, time (start, end) and location of this Event are as follows:

C. The contact information for the Event Sponsor (name, mailing address and telephone number) is:

D. The County has determined that _____ LCSO Deputies are required to provide services at the Event. The County has further determined that the Event qualifies as Mandatory/Non-Mandatory Special Detail. If, on the day before the Event, the LCSO deems that there are insufficient LCSO Deputies who have signed up for the Non-Mandatory Special Detail, no law enforcement services will be provided by the County, and this Contract shall become null and void at the sole discretion of the County.

2. FEE FOR SPECIAL DETAIL

Event Sponsor shall pay County \$60.00 per hour, per deputy. Payment shall be made in full within thirty (30) days after receipt of invoice from County.

3. STATUS OF SHERIFF'S DEPUTIES

All LCSO Deputies providing Special Detail for this Event are employees of the County of Lea engaged in law enforcement activities, including but not limited to, enforcing all state laws and local ordinances and generally keeping the peace. These LCSO Deputies are governed by the LCSO Rules and Regulations, state law, and local ordinances at all times.

4. INDEMNIFICATION

Event Sponsor agrees to and shall indemnify, defend and hold the County, its elected official, its Deputies, employees, and agents, all and each in their individual and official capacities, harmless from any and all causes of action, suits, claims, judgments, losses, costs, expenses, and liens of every kind and nature, including, but not limited to court costs and attorney's fees, arising or alleged to have arisen due to activities of the Event. County's provision of law enforcement services for the Event in no way creates a partnership or co-sponsorship with Event Sponsor.

5. MISCELLANEOUS PROVISIONS

- A. Event Sponsor agrees to pay County reasonable costs, including court fees and attorney's fees, incurred by the County in the enforcement of this Contract.
- B. If any part of this Contract is determined to be invalid by a court of competent jurisdiction, all remaining parts shall remain valid and enforceable.
- C. Jurisdiction and venue relating to any litigation or dispute arising out of this contract shall be in Lea County, New Mexico.

FOR LEA COUNTY

Corey Helton, Lea County Sheriff
LCSO: 1417 South Commercial Street
Lovington, NM 88260
Tel No. 575.396.8200

FOR EVENT SPONSOR

Printed Name: _____
Address: _____

Tel. No. _____