

**Minutes of Meeting  
Lea County Board of Commissioners  
May 7, 2015**

**Chairman Fulfer called the meeting to order at 9:17 a.m. in the Lea County Courthouse**

**Commissioners present were, to wit: Commissioner Dale Dunlap District 1, Commissioner Rebecca Long District 2, Vice Chairman Ron Black District 3, and Commissioner James H. Britton District 4, and Chairman Gregory H. Fulfer District 5.**

**Also present were County Manager Michael P. Gallagher II and County Attorney John W. Caldwell.**

**Commissioner Dunlap led the Pledge of Allegiance followed by the Invocation by Vice Chairman Black.**

Chairman Fulfer stated we need to make an adjustment to the agenda, for this meeting we need to move Item 5: Executive Session to Item 2. Commissioner Dunlap moved to approve moving Item 5: Executive Session to Item 2. The motion was seconded by Vice Chairman Black and passed unanimously.

**ITEM 01: COMMISSION**

- **Board of County Commissioners**
  - Consideration of Approval of the following Minutes:
    - April 23, 2015 Budget Work Session
    - April 23, 2015 Regular Meeting

Commissioner Britton moved to approve the April 23, 2015 budget work session, and the April 23, 2015 regular minutes. The motion was seconded by Commissioner Long and passed unanimously.

- Discussion of Committee Reports

Commissioner Britton stated he attended the Environmental Advisory Committee meeting on Tuesday, it was an interesting meeting. Monday I am attending the Intrepid facility if anyone would like to join. Chairman Fulfer stated Mike Gallagher and I attended the American Counties for Energy Independence meeting. They are all about what happens in energy producing counties, it was very educational.

**Confirm Next Meeting(s):**

- Thursday, May 21, 2015 at 8:00 Work Session
- Thursday, May 21, 2015 at 9:00 A.M
- Thursday, June 4, 2015 at 9:00 A.M.
- Thursday, June 25, 2015 at 9:00 A.M.
- Thursday, July 23, 2015 at 9:00 A.M.

The next meetings will be on; **May 21, 2015, June 4, 2015, June 25, 2015, and July 23, 2015** in the Lea County Commission Chambers.

- Comments from the Public

Eileen Robinett, Pat Huntley, and Barbara Greenwood made comments concerning Lea County Ordinance 81 concerning animal neglect and abuse, and they made comments concerning dog chaining laws. Thomas Whelply made comments concerning the American Red Cross, and thanked the County a Veteran for all the Flags that are up.

- Consideration of Approval of Lea County Resolution 15-MAY-113R Approving Appointments to the Lea County DWI Advisory Council

Commissioner Britton appointed Diane Henry to the Lea County DWI Advisory Council. Commissioner Britton moved to approve Lea County Resolution No. 15-MAY-113R approving appointments to the Lea County DWI Advisory Council. The motion was seconded by Commissioner Dunlap and passed unanimously.

- Consideration of Approval of Lea County Resolution No 15-May-114R Approving Appointments to the Lea County Environmental Services Advisory Committee

Commissioner Britton appointed Chuck Whitley, and Vice Chairman Black appointed David Porter to the Lea County Environmental Services Advisory Committee. Vice Chairman Black moved to approve Lea County Resolution No. 15-MAY-114R Approving Appointments to the Lea County Environmental Services Advisory Committee. The motion was seconded by Commissioner Britton and passed unanimously.

- Consideration of Approval of Lea County Resolution No-15-MAY-115R Approving Appointments to the Lea County Memorial Committee

There were no appointments made.

- Consideration of Approval of Lea County Proclamation Recognizing Dr. Robert Rhodes for his Service to Lea County

Vice Chairman Black stated it gives me great pleasure to honor Dr. Rhodes with this Proclamation. He thanked Dr. Rhodes for all he has done. Commissioner Dunlap moved to approve the proclamation recognizing Dr. Robert Rhodes for his service to Lea County. The motion was seconded by Vice Chairman Black and passed unanimously.

**AMENDED AGENDA ITEM 05: EXECUTIVE SESSION**

- **Board of County Commissioners**

- Pursuant to Section 10-15-1 (H2), (H7) & (H8) of the New Mexico Statutes Annotated (NMSA) 1978; to discuss limited personnel matters, threatened or pending litigation and the purchase, acquisition or disposal of real property or water rights.

At 9:41 a.m. Commissioner Dunlap moved to convene in Executive Session pursuant to **Section 10-15-1 (H2) & (H7) of the New Mexico Statutes Annotated (NMSA) 1978; to discuss limited personnel matters and threatened or pending litigation concerning water rights, contracts, and taxes, in which the County may become a participant as authorized by the Open Meetings Act, .** The motion was seconded by Vice Chairman Black, Secretary polled the Commission. Commissioner Dunlap, yes; Commissioner Long, yes; Commissioner Britton, yes; Vice Chairman Black, yes; Chairman Fulfer; yes.

The meeting reconvened at 10:57 a.m.

Chairman Fulfer stated the Commission convened in closed session to discuss limited personnel matters, threatened or pending litigation, concerning water rights, contracts and taxes which the public body is or may become a participant. No action was taken by the Commission during closed session. Let the record reflect that only those subjects announced for going into closed session were discussed.

**ITEM: 02 MANAGER**

- **Manager – Michael P. Gallagher II**

- Discussion of the Lea County Communication Authority Joint Powers Agreement

Manager Gallagher presented a power point presentation to explain the Joint Powers Agreement of the Lea County Communication Authority. He went through a breakdown of the current Lea County Communication Authority joint powers agreement and the plans for amending the agreement. Chairman Fulfer asked who is on the committee to look at these changes. He stated Director Velasquez, Chief McCall, and Sheriff Ackerman.

- Discussion of the Agreement for the Operation/Maintenance of a County-wide Radio system

Manager Gallagher presented a power point presentation to explain the agreement for the operation/maintenance of a county-wide radio system. He went

through a breakdown of the current radio agreement, responsibilities, and the plans to revise the current radio joint power agreement.

- Discussion of the P25 Communications Upgrade

Manager Gallagher presented a power point presentation to explain the P25 communications upgrade. He went through a yearly breakdown of what has been done to lead up to the P25 upgrade from 1997 to current.

- Consideration of Approval of Lea County Resolution No. 15-MAY-116R Approving a Proposed Agreement between City of Hobbs and Lea County for Each Entity to Fund 25% of the Construction and Associated Costs of the Lovington Communication Tower

Manager Gallagher requested approval. There was a power point presentation in support of this item. He read the resolution to the Commission. Chairman Fulfer stated dispatcher should be added to the third whereas. Vice Chairman Black made comments in approval of this resolution. Commissioner Dunlap made comments concerning the revised joint powers agreement for the Lea County Communications Authority. Vice Chairman Black asked how long it will take for this tower to be built since it is a vital part of this operation. Manager Gallagher stated it will take about 20 weeks. Vice Chairman Black moved to approve Lea County Resolution No. 15-MAY-116R Approving a Proposed Agreement between City of Hobbs and Lea County for Each Entity to Fund 25% of the Construction and Associated Costs of the Lovington Communication Tower. The motion was seconded by Commissioner Dunlap. Commissioner Britton made comments expressing his concerns about encryption and the contracts that are currently in place. Chairman Fulfer made comments concerning the protection of our families. Chairman Fulfer called for a roll call vote. Commissioner Long, yes; Commissioner Britton, no; Commissioner Dunlap, yes; Vice Chairman Black, yes; Chairman Fulfer, yes. The motion passed.

**ITEM 03: LEGAL/RISK MANAGEMENT**

- **Attorney – John W. Caldwell**

- Discussion of County Policy on Use of County Aircraft

Lea County Attorney Caldwell presented a discussion on the policy on the use of the County Aircraft. It was asked to bring this item back next meeting for further review and discussion.

**ITEM 04: COUNTY DEPARTMENTS**

- **DWI/Probation – Kelly Ford, Director**

- Consideration of Approval of Lea County Resolution No. 15-MAY-117R Accepting State Funding

Director Ford requested approval. Vice Chairman Black moved to approve Lea County Resolution No. 15-MAY-117R Accepting State Funding. The motion was seconded by Commissioner Dunlap and passed unanimously.

- **Emergency Management/Environmental Services – Lorenzo Velasquez, Director**

- Discussion of the Convenience Center in Eunice, New Mexico

Director Velasquez presented a power point presentation in discussion of the future Convenience Center in Eunice.

- **Facilities – Erich Francke, Director**

- Consideration of Approval of Lea County Resolution No. 15-MAY-118R Approval of Repairs to the Jake McClure Arena Bleachers at the Lea County Fairgrounds

Director Francke requested approval. Vice Chairman Black moved to approve Lea County Resolution No. 15-MAY-118R Approval of Repairs to the Jake McClure Arena Bleachers at the Lea County Fairgrounds. The motion was seconded by Commissioner Long and passed unanimously.

- **Planning- Bruce Reid, County Planner**

- Consideration of Approval of Lea County Resolution No. 15-MAY-119R Authorizing a Variance from the Lea County Subdivision Regulations regarding Lot Size Requirements for Sagebrush Subdivision, Unit 2

Lea County Planner Reid requested approval. Vice Chairman Black moved to approve Lea County Resolution No. 15-MAY-119R Authorizing a Variance from the Lea County Subdivision Regulations regarding Lot Size Requirements for Sagebrush Subdivision, Unit 2. The motion was seconded by Commissioner Long and passed unanimously.

- Consideration of Approval of Lea County Resolution No. 15-MAY-120R Authorizing a Variance from the Lea County Subdivision Regulations Regarding Lot Size Requirements for Sagebrush Subdivision, Unit 3

Lea County Planner Reid requested approval. Commissioner Britton moved to approve Lea County Resolution No. 15-MAY-120R Authorizing a Variance from the Lea County Subdivision Regulations Regarding Lot Size Requirements for Sagebrush Subdivision, Unit 3. The motion was seconded by Commissioner Long and passed unanimously.

- Consideration of Approval of Lea County Resolution No. 15-MAY-121R Authorizing a Variance from the Lea County Subdivision Regulations regarding Lot Size Requirements for La Paloma Subdivision, Unit 5

Lea County Planner Reid requested approval. Vice Chairman Black moved to approve Lea County Resolution No. 15-MAY-121R Authorizing a Variance from the Lea County Subdivision Regulations regarding Lot Size Requirements for La Paloma Subdivision, Unit 5. The motion was seconded by Commissioner Britton and passed unanimously.

- Consideration of Approval of Lea County Resolution No. 15-MAY-122R Authorizing a Variance from the Lea County Subdivision Regulations regarding Lot Size Requirements for La Paloma Subdivision, Unit 6

Lea County Planner Reid requested approval. Commissioner Britton moved to approve Lea County Resolution No. 15-MAY-122R Authorizing a Variance from the Lea County Subdivision Regulations regarding Lot Size Requirements for La Paloma Subdivision, Unit 6. The motion was seconded by Commissioner Long and passed unanimously.

- **Administrative Services (Finance/Grant Administration) – Chip Low, Director**

- Consideration of Approval of Lea County Resolution No. 15-MAY-123R FY 2015-2016 Preliminary Budget

Director Low requested approval. He presented a power point presentation with this item. Vice Chairman Black moved to approve Lea County Resolution No. 15-MAY-123R FY 2015-2016 Preliminary Budget. The motion was seconded by Commissioner Dunlap and passed unanimously.

- Discussion of Lea County's Accounts Payable

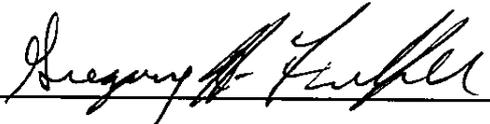
Director Low presented the Lea County's Accounts Payable for discussion. There was no action taken.

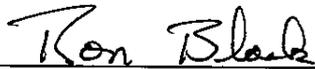
ITEM 08: OTHER BUSINESS

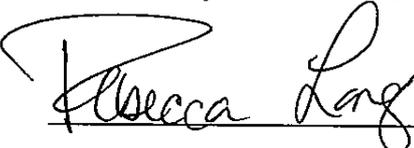
- Board of County Commissioners  
There was no other business

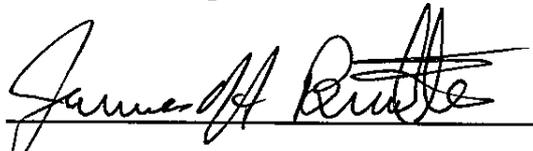
The meeting was adjourned at 1:05 p.m.

BOARD OF COUNTY COMMISSIONERS  
LEA COUNTY, NEW MEXICO

  
\_\_\_\_\_  
Gregory H. Fulfer, Chairman

  
\_\_\_\_\_  
Ron Black, Vice Chairman

  
\_\_\_\_\_  
Rebecca Long, Member

  
\_\_\_\_\_  
James H. Britton, Member

  
\_\_\_\_\_  
Dale Dunlap, Member



ATTEST: Pat Chappelle

Lea County Clerk

  
\_\_\_\_\_  
Kelli Williams

Kelli Williams