

**Minutes of Meeting  
Lea County Board of Commissioners  
August 20, 2015**

**Chairman Fulfer called the meeting to order at 9:11 a.m. in the Lea County Courthouse**

**Commissioners present were, to wit: Commissioner Dunlap District 1, Commissioner Rebecca Long District 2, Vice Chairman Ron Black District 3, 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.**

**ITEM 01: COMMISSION**

- **Board of County Commissioners**

- Consideration of Approval of the July 23, 2015 Minutes.

Commissioner Long moved to approve the July 23, 2015 minutes. The motion was seconded by Commissioner Britton and passed unanimously.

- Discussion of Committee Reports

Commissioner Long stated I attended the New Mexico Association of Counties Board of Directors meeting in Las Cruces, Senate Bill 268 was discussed all of the other Counties are looking for Lea County to be a lead on that. She stated we will be meeting with Congressman Pearce on Monday concerning topics that were brought up in the Charlotte NC NACo conference.

**Confirm Next Meeting(s):**

- Wednesday, September 9, 2015 at 9:00 A.M.
- Thursday, September 24, 2015 at 9:00 A.M.
- Friday, October 16, 2015 at 9:00 A.M.
- Thursday, October 29, 2015 at 9:00 A.M.
- Thursday, November 19, 2015 at 9:00 A.M.
- Thursday, December 17, 2015 at 9:00 A.M.

The next meetings will be on **September 9, 2015, September 24, 2015, October 16, 2015, October 29, 2015, November 19, 2015, and December 17, 2015**, in the Lea County Commission Chambers.

- Comments from the Public

There were no comments from the public

- Consideration of Approval of Lea County Resolution No 15-AUG-177R Approving Appointments to the Lea County Environmental Services Advisory Committee

There were no appointments made

- Consideration of Approval of Lea County Resolution No. 15-AUG-178R Approving Appointment to the Lea County Memorial Committee

There were no appointments made

**ITEM 02: OUTSIDE ENTITIES**

- **U.S. Congressman Pearce – Bernadette Granger, Representative**

- Presentation of Congressional Certificate to Lea County Communication Authority in Honor of the National Association of Counties 2015 Achievement Award Presented to the LCCA on July 12, 2015

Manager Gallagher requested to post pone this item to the September 9<sup>th</sup> 2015 meeting. Commissioner Long moved to post pone this item to September 9<sup>th</sup> 2015. The motion was seconded by Commissioner Dunlap and passed unanimously.

- **University of the Southwest – William J Weidner, Vice President for Advancement and Director of Athletics**

- Consideration of Approval of Lea County Proclamation Declaring October 1 to be “Bob Moran Day” in Lea County

William J. Weidner, Vice President for Advancement and Director of Athletics, requested approval. Commissioner Britton moved to approve Lea County Proclamation Declaring October 1 to be “Bob Moran Day” in Lea County. The motion was seconded by Commissioner Long and passed unanimously.

- **Lea County Health Council – Evelyn Rising, Member**

- Consideration of Approval of Lea County Resolution No 15-AUG-179R Approving Membership Recommendations from the Lea County Health Council

Member Rising requested approval she also asked for the approval of two resignation letters. Vice Chairman Black moved to approve Lea County Resolution No

15-AUG-179R Approving Membership Recommendations from the Lea County Health Council to appoint Dude Slate, and to accept the resignation letters. The motion was seconded by Commissioner Dunlap and passed unanimously.

- Discussion of the Lea County Health Council Update

Member Rising presented the Lea County Health Council Update. No action taken.

**ITEM: 03     MANAGER**

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

- Consideration of Approval of Lea County Resolution No. 15-AUG-180R Approving an Amendment to Professional Services Agreement between Lea County and Nor-Lea Hospital District

Manager Gallagher requested approval. Vice Chairman Black moved to approve Lea County Resolution No. 15-AUG-180R Approving an Amendment to Professional Services Agreement between Lea County and Nor-Lea Hospital District. The motion was seconded by Commissioner Dunlap and passed unanimously.

- Consideration of Approval of Lea County Resolution No. 15-AUG-181R Approving an Amendment to Lease/Operating Agreement Between Lea County and Nor-Lea Hospital District

Manager Gallagher requested approval. Vice Chairman Black moved to approve Lea County Resolution No. 15-AUG-181R Approving an Amendment to Lease/Operating Agreement Between Lea County and Nor-Lea Hospital District. The motion was seconded by Commissioner Dunlap and passed unanimously.

- Consideration of Approval of Lea County Resolution No. 15-AUG-182R Dal Paso Property Improvements

Manager Gallagher requested approval. Vice Chairman Black moved to approve Lea County Resolution No. 15-AUG-182R Dal Paso Property Improvements. The motion was seconded by Commissioner Dunlap and passed unanimously.

- Discussion of Lea County's Proposed FY 2016-2020 Infrastructure Capital Improvement Plan

Manager Gallagher presented a power point presentation to discuss Lea County's proposed FY 2016-2020 infrastructure Capital Improvement Plan. No action taken on this item.

- Consideration of Approval of Lea County Proclamation Recognizing County Employees and Volunteers for their Participation in the 80<sup>th</sup> Lea County Fair & Rodeo

Manager Gallagher requested approval. Commissioner Black moved to approve Lea County Proclamation Recognizing County Employees and Volunteers for their Participation in the 80<sup>th</sup> Lea County Fair & Rodeo. The motion was seconded by Commissioner Dunlap and passed unanimously.

Manager Gallagher requested approval for Lea County Proclamation Recognizing Lyn Branson Edwards for her dedication to the Lea County Event Center and the Lea County Fairgrounds. Vice Chairman Black moved to approve Lea County Proclamation Recognizing Lyn Branson Edwards for her dedication to the Lea County Event Center and the Lea County Fairgrounds. The motion was seconded by Commissioner Dunlap and passed unanimously.

- Consideration of Travel

Manager Gallagher requested approval. Commissioner Dunlap moved to approve the travel requests. The motion was seconded by Commissioner Britton and passed unanimously.

**ITEM 04: LEGAL**

- **Attorney – John W. Caldwell**

- Consideration of Approval of Lea County Resolution No. 15-AUG-183R Approving a Revised Purchase and Sale Agreement between Lea County and Covenant Health Systems

Lea County Attorney Caldwell requested approval. Commissioner Long moved to approve Lea County Resolution No. 15-AUG-183R Approving a Revised Purchase and Sale Agreement between Lea County and Covenant Health Systems. The motion was seconded by Commissioner Dunlap and passed unanimously.

- Consideration of Approval of Lea County Resolution No. 15-AUG-184R Authorizing the Sale of Land Owned by Lea County to Wildcatter Realty Advisors, LLC

Lea County Attorney Caldwell requested approval. Vice Chairman Black moved to approve Lea County Resolution No. 15-AUG-184R Authorizing the Sale of Land Owned by Lea County to Wildcatter Realty Advisors, LLC. The motion was seconded by Commissioner Long and passed unanimously.

**ITEM 05: COUNTY DEPARTMENTS**

- **Communication Authority – Angela Martinez, Director**

- Discussion of Lea County Communication Authority Activity Report

Director Martinez presented the Lea County Communication Authority Activity Report. No action taken.

- **Detention Center – Padraig Downey, Warden**

- Discussion of Lea County Detention Center Activity Report

Warden Downey presented the Lea County Detention Center activity report. No action taken.

- Consideration of Approval of Lea County Resolution No. 15-AUG-185R Approving Inmate Housing Agreement Between Lea County and Roosevelt County to House Inmates at the Roosevelt County Adult Detention Center.

Warden Downey requested approval. Vice Chairman Black moved to approve Lea County Resolution No. 15-AUG-185R Approving Inmate Housing Agreement Between Lea County and Roosevelt County to House Inmates at the Roosevelt County Adult Detention Center. The motion was seconded by Commissioner Dunlap and passed unanimously.

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

- Discussion of Lea County DWI/Probation Activity Report

Director Ford presented the Lea County DWI/Probation activity report. No action taken.

- **Emergency Management/Environmental Services – Deputy Fire Marshal, Jeff Broom**

- Discussion of the following Activity Reports:
  - Lea County Emergency Management

Deputy Fire Marshal Broom presented the Lea County Emergency Management activity report. No action taken.

- Lea County Environmental Services

Deputy Fire Marshal Broom presented the Lea County Environmental Services activity report. No action taken.

- **Human Resources – Jill Dennis, Director**

- Discussion of Lea County Human Resources Activity Report

Director Dennis presented the Lea County Human Resources activity report. No action taken.

- Discussion Proposed Lea County Ordinance on Human Resources Personnel Policies and Procedures

Director Dennis presented a discussion on the proposed Lea County Ordinance on Human Resources Personnel Policies and Procedures. No action taken.

- **Information Technology – Robert Lathrop, Administrator**

- Discussion of Lea County Information Technology Activity Report

Administrator Lathrop presented the Lea County Information Technology Activity Report. No action taken.

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

- Discussion of Lea County Planning Activity Report

Lea County Planner Reid presented the Lea County Planning activity report. No action taken.

- **Public Works (Airports/Engineering/Roads) – Corey Needham, Director**

- Discussion of Lea County Public Works Activity Report

Director Needham presented the Lea County Public Works activity report. He presented a power point presentation with this item. No action taken.

- Consideration of Approval of Out of State Travel to Pick Up Haul Truck for the Lea County Sheriff's Department in El Paso, Texas on July 23, 2015

Director Needham requested approval. Commissioner Long moved to approve the out of state travel request to pick up haul truck for Lea County Sheriff's Department in El Paso, Texas. The motion was seconded by Vice Chairman Black and passed unanimously.

• Consideration of Approval of the following Lea County Resolutions and Cooperative Agreements between Lea County and New Mexico Department of Transportation:

- Resolution No. 15-AUG-186R & Agreement for Project No. CAP-16(405) Plan, Design, Construction, Reconstruction, Pavement Rehabilitation/Improvements, Miscellaneous on Approximately 11.0 Miles of Various County Roads

Director Needham requested approval. Vice Chairman Black moved to approve Lea County Resolution No.15-AUG-186R & Agreement for Project No. CAP-16(405) Plan, Design, Construction, Reconstruction, Pavement Rehabilitation/Improvements, Miscellaneous on Approximately 11.0 Miles of Various County Roads. The motion was seconded by Commissioner Long and passed unanimously.

- Resolution No.15-AUG-187R & Agreement for Project No. SP-2-16(905) Plan, Design, Construction, Reconstruction, Pavement Rehabilitation/Improvements, Blading and Shaping, Drainage Improvements, Miscellaneous on Approximately 8.0 Miles of Various County Roads

Director Needham requested approval. He presented a power point with this item. Commissioner Dunlap moved to approve Lea County Resolution No.15-AUG-187R & Agreement for Project No. SP-2-16(905) Plan, Design, Construction, Reconstruction, Pavement Rehabilitation/Improvements, Blading and Shaping, Drainage Improvements, Miscellaneous on Approximately 8.0 Miles of Various County Roads. The motion was seconded by Commissioner Long and passed unanimously

- Resolution No. 15-AUG-188R & Agreement for Project No. SB-7725(928)16 Plan, Design, Construction, Reconstruction, Pavement Rehabilitation/Improvements, Blading and Shaping, Drainage Improvements, Miscellaneous on Approximately 6.0 Miles of Various County Roads

Director Needham requested approval. He presented a power point with this item. Vice Chairman Black moved to approve Lea County Resolution No.15-AUG-188R & Agreement for Project No. SB-7725(928)16 Plan, Design, Construction, Reconstruction, Pavement Rehabilitation/Improvements, Blading and Shaping, Drainage Improvements, Miscellaneous on Approximately 6.0 Miles of Various County Roads. The motion was seconded by Commissioner Dunlap and passed unanimously.

- **Administrative Services (Finance/Grant Administration) – Chip Low, Director**
  - Discussion of Lea County Finance Activity Report

Director Low presented the Lea County Finance activity report by power point. No action taken.

- Discussion of Lea County's Accounts Payable

Director Low presented the Lea County Accounts payable. No action taken.

#### **ITEM 06: 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, related to the DWI/Probation Department, Threatened or Pending Litigation Concerning Water Rights in Lea County, and the Disposal of Real Property, as Authorized by the Open Meetings Act, § 10-15-1 (H2) (H7)(H8)

At 11:02 a.m. Vice Chairman Black moved to convene in Executive Session pursuant to **Section 10-15-1 (H2),(H7), & (H8)of the New Mexico Statutes Annotated (NMSA) 1978; to discuss limited personnel matters related to the DWI/Probation Department, threatened or pending litigation concerning water rights in Lea County, the Detention Center, the Sheriff's Office, and breach of contract, the disposal of real property, in which the County may become a participant as authorized by the Open Meetings Act, .** The motion was seconded by Commissioner Dunlap, Secretary polled the Commission. Commissioner Dunlap, yes; Commissioner Long, yes; Commissioner Britton, yes; Vice Chairman Black, yes; Chairman Fulfer; yes

The meeting reconvened at 12:17 p.m.

Let the record reflect that only those matters announced in the motion to go into closed session were discussed.

#### **Item 07: OTHER BUSINESS**

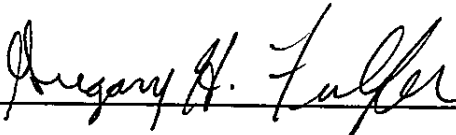
- **Board of County Commissioners**
  - Consideration of Approval of Lea County Resolution No. 15-AUG-189R Approving Access to County Right-of Way for Electrical Utility



Vice Chairman Black moved to approve Lea County Resolution No. 15-AUG-189R Approving Access to County Right-of-Way for Electrical Utility. The motion was seconded by Commissioner Dunlap and passed unanimously.

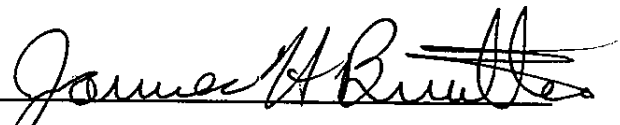
The meeting was adjourned at 12:19 p.m.

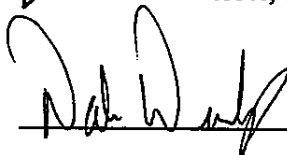
BOARD OF COUNTY COMMISSIONERS  
LEA COUNTY, NEW MEXICO

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

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

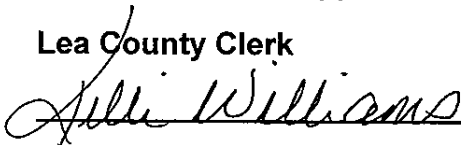
\_\_\_\_\_  
Rebecca Long, Member

  
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James H. Britton, Member

  
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Dale Dunlap, Member

ATTEST: Pat Chappelle

Lea County Clerk

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

