

**Minutes of Meeting
Lea County Board of Commissioners
December 17, 2015**

Chairman Fulfer called the meeting to order at 9:43 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, 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 Following Minutes:
 - November 12, 2015 Work Session Regarding the Lea County Fair & Rodeo & the Lea County Fair & Rodeo Board
 - November 12, 2015 Regular Meeting
 - December 3, 2015 Special Meeting

Commissioner Long moved to approve the November 12, 2015 work session regarding the Lea County Fair and Rodeo and Lea County Fair and Rodeo Board minutes, the November 12, 2015 regular minutes, and the December 3, 2015 special meeting minutes. The motion was seconded by Commissioner Britton and passed unanimously.

- Discussion of Committee Reports

Commissioner Long stated I had an interesting phone call with the Environment, Energy and Land Use Steering Committee from NACo, discussing the new ozone levels. The EPA would like to reduce the ozone levels. The States will have to have their plans submitted to NACo by September 2016. Commissioner Britton stated, I visited Dona Ana County Detention Center to see what policies and procedures are in place there.

- Set/Confirm Next Meetings
 - Confirmed
 - Monday, December 21, 2015 at 9:00 A.M. – Special Meeting
 - Thursday, January 14, 2016 at 8:00 A.M. Special Meeting
 - Thursday, January 14, 2016 at 9:00 A.M. Regular Meeting
 - Thursday, February 4, 2016 at 9:00 A.M. Regular Meeting

- Comments from the Public

The following are public comments regarding the Judicial Complex being located downtown. Mayor Gandy from the City of Lovington stated the City is willing to help with the process of keeping it downtown. Lovington City Commissioner Trujillo made comments concerning his willingness to do what is needed to help with the process. Lovington City Manager James Williams made comments concerning the economic effects on Lovington, and his willingness to help with closing Love Street if needed. Greg Maxey made comments encouraging the location of the Judicial Complex being downtown. Art Sanchez owner of Corner Stone Restaurant made comments concerning the Judicial Complex being downtown and the availability of restaurants in the area, as opposed to the Commercial site. Mara Salcido made comments concerning the environment, and the longevity of the building. Clint Laughrin made comments concerning the possible closing of Love Street, and the special events that take place downtown. Kallie Windsor President of Lovington Main Street, made comments concerning the site evaluation for parking, the closing of Love Street, and the real estate surrounding the courthouse and potential Judicial Complex. Robbie Roberts stressed the economic downfall to Lovington without the Judicial Complex.

- Consideration of Approval of Lea County Resolution No. 15-DEC-240R
Approving Appointments to the Lea County Airports Advisory Board

Commissioner Dunlap moved to table Resolution No. 15-DEC-240R Approving Appointments to the Lea County Airports Advisory Board. The motion was seconded by Vice Chairman Black and passed unanimously.

- Consideration of Approval of Lea County Resolution No. 15-DEC-241R
Approving Appointments to the Lea County DWI Advisory Council

Commissioner Dunlap moved to table Lea County Resolution No. 15-DEC-241R Approving Appointments to the Lea County DWI Advisory Council. The motion was seconded by Vice Chairman Black and passed unanimously.

- Consideration of Approval of Lea County Resolution No. 15-DEC-242R
Approving Appointments to the Lea County Environmental Services Advisory
Committee

Commissioner Dunlap moved to table Lea County Resolution No. 15-DEC-242R Approving Appointments to the Lea County Environmental Services Advisory Committee. The motion was seconded by Vice Chairman Black and passed unanimously.

- Consideration of Approval of Lea County Resolution No. 15-DEC-243R Approving Appointments to the Lea County Fair & Rodeo Board

Commissioner Britton appointed Tyson Pierce to the Lea County Fair and Rodeo Board. Commissioner Britton moved to approve Lea County Resolution No. 15-DEC-243R Approving Appointments to the Lea County Fair & Rodeo Board. The motion was seconded by Commissioner Long and passed unanimously.

- Consideration of Approval of Lea County Resolution No. 15-DEC-244R Approving Appointments to the Lea County Memorial Committee

Commissioner Dunlap moved to table Lea County Resolution No. 15-DEC-244R Approving Appointments to the Lea County Memorial Committee. The motion was seconded by Vice Chairman Black and passed unanimously.

- Consideration of Approval of Lea County Resolution No. 15-DEC-245R Approving Appointments to the Lea Count Planning & Zoning Board

Commissioner Dunlap moved to table Lea County Resolution No. 15-DEC-245R Approving Appointments to the Lea Count Planning & Zoning Board. The motion was seconded by Vice Chairman Black and passed unanimously.

- Consideration of Approval of Lea County Resolution No. 15-DEC-246R Approving Appointments to the Lea County Road Advisory

Commissioner Dunlap moved to table Lea County Resolution No. 15-DEC-246R Approving Appointments to the Lea County Road Advisory. The motion was seconded by Vice Chairman Black and passed unanimously.

ITEM 02: BOARDS/COMMITTEES

- **Lea County Memorial Committee – Carol Parish, Chairperson**
 - Discussion of the Lea County Memorial Committee Update

Chairperson Parish presented an update of the Lea County Memorial Committee. No action taken.

ITEM 03: OUTSIDE ENTITIES

- **Lea County Health Council – Amanda Beauchamp, Chairperson**

- Consideration of Approval of Lea County Resolution No. 15-DEC-247R Approving Membership Recommendations from the Lea County Health Council

Chairperson Beauchamp requested approval. Vice Chairman Black moved to approve Lea County Resolution No. 15-DEC-247R Approving Membership Recommendations from the Lea County Health Council. The motion was seconded by Commissioner Dunlap and passed unanimously.

- Discussion of the Lea County Health Council Update

Chairperson Beauchamp presented the Lea County Health Council Update. No action taken.

- **Skills USA – Jill Henning, NMJC Nursing Professor**

- Discussion of the Skills USA Program

Nursing Professor Jill Henning presented a discussion on the Skills USA program. Merissa Reza, and Jonathan Acosta students with Skills USA made comments explaining the Skills USA Program and the positive influence it has had on their lives.

ITEM 04: OTHER ELECTED OFFICIALS

- **Assessor – Sharla Kennedy**

- Discussion of International Association of Assessing Officers (IAAO) Certification

Assessor Kennedy presented a discussion of the International Association of Assessing Officers Certification by power point. No action taken.

- **Treasurer – Donna Duncan**

- Consideration of Lea County Resolution No. 15-DEC-248R Approving Award of Request for Proposal No. 04 2015 – 2016 Banking Services

Treasurer Duncan requested approval. Vice Chairman Black moved to approve Lea County Resolution No. 15-DEC-248R Approving Award of Request for Proposal No. 04 2015 – 2016 Banking Services. The motion was seconded by Commissioner Dunlap and passed unanimously.

Chairman Fulfer called for a break at 11:23 a.m. The meeting reconvened at 11:32 a.m.

ITEM 05: MANAGER

- **Manager Michael P. Gallagher II**

- Discussion of the Safety Net Care Pool and Indigent Funding

Manager Gallagher introduced Howard Gershon Principal New Heights Group. Howard Gershon presented a discussion of the safety net care pool and indigent funding by power point. No action taken.

- Consideration of Approval of Lea County Resolution No. 15-DEC-249R Extending the Housing Production Services Incentive Agreement with the City of Lovington

Manager Gallagher requested approval. He presented a power point presentation with this item. James Williams City Manager with the City of Lovington made comments in appreciation of the housing incentive agreement and expressed need for an extension. Vice Chairman Black moved to approve Lea County Resolution No. 15-DEC-249R Extending the Housing Production Services Incentive Agreement with the City of Lovington. The motion was seconded by Commissioner Dunlap and passed unanimously.

- Consideration of Approval of Lea County Resolution No. 15-DEC-250R Extending an Agreement with the Eastern Regional Housing Authority and the City of Eunice

Manager Gallagher requested approval. He presented a power point presentation with this item. Chris Hubert, Director Eastern Regional Housing Authority, made comments concerning this agreement. Vice Chairman Black moved to approve Lea County Resolution No. 15-DEC-250R Extending an Agreement with the Eastern Regional Housing Authority and the City of Eunice. The motion was seconded by Commissioner Long and passed unanimously.

- Consideration of Approval of Lea County Resolution No. 15-DEC-251R Extending an Agreement with the Eunice Special Hospital District for a Medical Transport Vehicle

Manager Gallagher requested approval. He presented a power point presentation with this item. Commissioner Long moved to approve Lea County Resolution No. 15-DEC-251R Extending an Agreement with the Eunice Special Hospital District for a Medical Transport Vehicle. The motion was seconded by Commissioner Dunlap Commissioner Britton asked how the patients get around now. Leanne Reaves nursing manager stated some walk. The motion passed.

- Consideration of Approval of Lea County Resolution No. 15-DEC-252R Approving an Agreement with the City of Jal regarding Colonias Bennett Project No. 3183CIF and Planning Grant 3067PG

Manager Gallagher requested approval. He presented a power point presentation with this item. Commissioner Long moved to approve Lea County Resolution No. 15-DEC-252R Approving an Agreement with the City of Jal regarding Colonias Bennett Project No. 3183CIF and Planning Grant 3067PG . The motion was seconded by Vice Chairman Black and passed unanimously.

- Consideration of Approval of Lea County Resolution No. 15-DEC-253R Authorizing a Budget Adjustment of the General Fund of \$32,060.00 to Pay the Loan Associated with the Colonias Bennett Project No. 3183CIF

Manager Gallagher requested approval. He presented a power point with this item. Commissioner Britton moved to approve Lea County Resolution No. 15-DEC-253R Authorizing a Budget Adjustment of the General Fund of \$32,060.00 to Pay the Loan Associated with the Colonias Bennett Project No. 3183CIF. The motion was seconded by Commissioner Long and passed unanimously.

- Consideration of Approval of Lea County Resolution No. 15-DEC-254R Authorizing the Execution of a Local Government Planning Agreement with the New Mexico Finance Authority for Planning Grant 3067PG

Manager Gallagher requested approval. He presented a power point with this item. Commissioner Britton moved to approve Lea county Resolution No. 15-DEC-254R Authorizing the Execution of a Local Government Planning Agreement with the New Mexico Finance Authority for Planning Grant 3067PG. The motion was seconded by Commissioner Long and passed unanimously.

- Consideration of Approval of Lea County Resolution No. 15-DEC-255R Approving Lea County Participation in the New Mexico Association of Counties for FY 2015 – 2016

Manager Gallagher requested approval. He presented a power point presentation with this item. Commissioner Long moved to approve Lea County Resolution No. 15-DEC-255R Approving Lea County Participation in the New Mexico Association of Counties for FY 2015 – 2016. The motion was seconded by Commissioner Britton and passed unanimously.

- Consideration of Approval of Lea County Resolution No. 15-DEC-256R Adopting the 2016 Legislative Priorities of Lea County

Manager Gallagher requested approval. He presented a power point presentation with this item. Vice Chairman Black moved to approve Lea County

Resolution No. 15-DEC-256R Adopting the 2016 Legislative Priorities of Lea County. The motion was seconded by Commissioner Long and passed unanimously.

- Consideration of Approval of Travel

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

ITEM 06: LEGAL

- **Attorney – John W. Caldwell**

- Consideration of Approval of Lea County Resolution No. 15-DEC-257R Correction the Established Salaries of the Elected Officials of Lea County, New Mexico

Lea County Attorney Caldwell requested approval. Commissioner Long moved to approve Lea County Resolution No. 15-DEC-257R Correction the Established Salaries of the Elected Officials of Lea County, New Mexico. The motion was seconded by Commissioner Britton and passed unanimously.

ITEM 07: COUNTY DEPARTMENTS

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

- Discussion of the Lea County Communication Authority Activity Report

Director Martinez presented the Lea County Communication Authority activity report. No action taken.

- **Community Engagement – Lyn Edwards, Director**

- Discussion of Lea County Communication Engagement Activity Report

Director Edwards presented the Lea County Communications Engagement activity report by power point. No action taken.

- Consideration of Approval of Lea County Resolution No. 15-DEC-258R Establishing the 2016 Lea County – New Mexico Association of Counties Annual Conference Committee

Director Edwards requested approval. She presented a power point presentation with this item. Vice Chairman Black moved to approve Lea County Resolution No. 15-DEC-258R Establishing the 2016 Lea County – New Mexico Association of Counties

Annual Conference Committee. The motion was seconded by Commissioner Dunlap and passed unanimously.

Chairman Fulfer called for a break at 12:54 p.m. The meeting reconvened at 1:38 p.m.

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

- Discussion of Lea County Detention Center Activity Report

Warden Downey presented the Lea County Detention Center activity report. Director Francke presented a power point presentation in conjunction with this item to explain needed upgrades to the Detention Facility. No action taken.

- **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.

- Consideration of Approval of Lea County Resolution No. 15-DEC-259R Approving Grant Agreements No. 15-D-J-G-14 Amendment No. 01 between Lea County and State of New Mexico Department of Finance and Administration Local Government Division for the DWI Grant Program

Director Ford requested approval. Commissioner Long moved to approve Lea County Resolution No. 15-DEC-259R Approving Grant Agreements No. 15-D-J-G-14 Amendment No. 01 between Lea County and State of New Mexico Department of Finance and Administration Local Government Division for the DWI Grant Program. The motion was seconded by Commissioner Dunlap and passed unanimously.

- Consideration of Approval of Out of State Travel to Attend the American Probation and Parole Association 2016 Winter Training Institute in Atlanta, Georgia January 30 – February 3, 2016

Director Ford requested approval. Commissioner Long moved to approve Out of State Travel to Attend the American Probation and Parole Association 2016 Winter Training Institute in Atlanta, Georgia January 30 – February 3, 2016 for Kelly Ford, Kelly Burkley, and Leticia Dickson. The motion was seconded by Vice Chairman Black and passed unanimously.

- **Emergency Management – Deputy Fire Marshal, Jeff Broom**

- Discussion of Lea County Emergency Management Activity Report

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

- **Environmental Services– Deputy Fire Marshal, Jeff Broom**

- Discussion of Lea County Environmental Services Activity Report.

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

- **Event Center/Fairgrounds – Jake Crumb, General Manager**

- Discussion of Lea County Event Center and Fairgrounds Activity Report.

General Manager Crumb presented the Event Center and Fairgrounds activity report by power point. No action taken.

- **Facilities – Erich Francke, Director**

Discussion of Lea County Facilities Activity Report

Director Francke presented the Lea County Facilities activity report by power point. No action taken.

- **Human Resources – Craig Bova, Director**

- Discussion of Lea County Human Resources Activity Report

Director Bova presented the Lea County Human Resources activity report. 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.

- Consideration of Approval of Lea County Resolution No. 15-DEC-260R Approving the Libba Land Subdivision Sketch Plan

Lea County Planner Reid requested approval. He presented a power point presentation with this item. Daniel Johncox made comments concerning the Libba Land Subdivision. Vice Chairman Black moved to approve Lea County Resolution No. 15-DEC-260R Approving the Libba Land Subdivision Sketch Plan changing the wording on the Resolution to reflect the recommendation of approval of the Libba Land Subdivision, and the approval for staff to draft a letter recommending approval. The motion was seconded by Commissioner Long and passed unanimously.

- Consideration of Approval of Lea County Resolution No. 15-DEC-261R Approving the Vacation of Arizona Street Between Block 1 and Block 4 with Alleyways of Block 1 and Block 4 in the Camino Del Norte Subdivision

Lea County Planner Reid requested approval. He presented a power point with this item. Vice Chairman Black moved to approve Lea County Resolution No. 15-DEC-261R Approving the Vacation of Arizona Street Between Block 1 and Block 4 with Alleyways of Block 1 and Block 4 in the Camino Del Norte Subdivision. The motion was seconded by Commissioner Long and passed unanimously,

- 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 by power point. No action taken.

- Consideration of Lea County Resolution No. 15-DEC-262R Award Bid No. 02 2015 – 2016 for Two (2) New 2015-2017 End Dump Trailers for the Lea County Road Department

Director Needham requested approval. Commissioner Britton moved to approve Lea County Resolution No. 15-DEC-262R Award Bid No. 02 2015 – 2016 for Two (2) New 2015-2017 End Dump Trailers for the Lea County Road Department. The motion was seconded by Commissioner Long and passed unanimously.

- Consideration of Lea County Resolution No. 15-263R Award Bid No. 03 2015 – 2016 for Two (2) New 2015 – 2017 Trucks for the Lea County Road Department

Director Needham requested approval. Commissioner Britton moved to approve Lea County Resolution No. 15-263R Award Bid No. 03 2015 – 2016 for Two (2) New 2015 – 2017 Trucks for the Lea County Road Department. The motion was seconded by Commissioner Long 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. No action taken.

- Consideration of Approval of Lea County Resolution No. 15-DEC-264R Authorizing Lea County's 2nd Quarter Payment and Certification for the Safety Net Care Pool (SNCP) Fund

Director Low requested approval. Vice Chairman Black moved to approve Lea County Resolution No. 15-DEC-264R Authorizing Lea County's 2nd Quarter Payment and Certification for the Safety Net Care Pool (SNCP) Fund. The motion was seconded by Commissioner Dunlap and passed unanimously.

- Discussion of Lea County's Accounts Payable

Director Low presented the Lea County Accounts Payable by power point. No action taken.

ITEM 08: EXECUTIVE SESSION

- **Board of County Commissioners**

- Pursuant to Section 10-15-1 (H7),(H8)of the New Mexico Statutes Annotated (NMSA) 1978; to discuss threatened or pending litigation in which the County is or may become a participant involving the Lea County Detention Center, and Law Enforcement, and the Purchase of Real Property Including Water Rights, Taxes, Environment, and Employment, as Authorized by the Open Meeting Act
- At 3:20 p.m. Vice Chairman Black moved to convene in Executive Session pursuant to **Section 10-15-1, (H7), (H8) of the New Mexico Statutes Annotated (NMSA) 1978; to discuss threatened or pending litigation in which the County is or may become a participant involving the Lea County Detention Center, and Law Enforcement, and the Purchase of Real Property Including Water Rights, Taxes, Environment and Employment, 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 4:18 p.m.

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

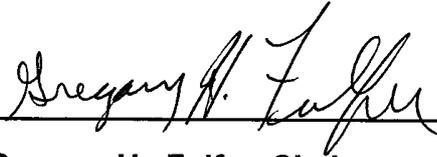
ITEM 08: OTHER BUSINESS

- **Board of County Commissioners**

There was no other business

The meeting adjourned at 4:18 p.m.

BOARD OF COUNTY COMMISSIONERS
LEA COUNTY, NEW MEXICO



Gregory H. Fulfer, Chairman



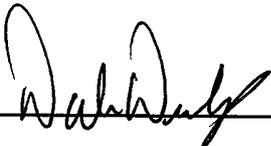
Ron Black, Vice Chairman



Rebecca Long, Member



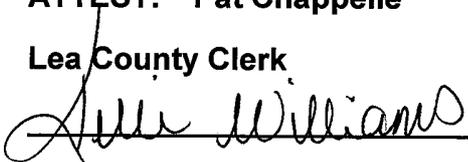
James H. Britton, Member



Dale Dunlap, Member

ATTEST: Pat Chappelle

Lea County Clerk



Kelli Williams

