

**Minutes of Meeting
Lea County Board of Commissioners
February 28, 2019**

Chair Long called the meeting to order at 9:00 a.m. in the Lea County Courthouse

Commissioners present were, to wit: Vice Chair Dean Jackson, District 1, Chair Rebecca Long, District 2, Gary G. Eidson, District 3, Commissioner Jonathan Sena, District 4, and Commissioner Richard Don Jones, District 5.

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

Commissioner Jackson led the Pledge of Allegiance followed by the Invocation by Commissioner Sena.

ITEM 01: COMMISSION

- Consideration of Lea County Resolution No. 19-FEB-058R Approving the Following Meeting Minutes
 - February 7, 2019 Special Meeting (Open Canvass)
 - February 7, 2019 Regular Meeting
 - February 8, 2019 Special Meeting (Certify Canvass)

Commissioner Jackson moved to approve Lea County Resolution No. 19-FEB-058R Approving the February 7, 2019 Special Meeting Minutes. The motion was seconded by Commissioner Sena. Secretary polled the Commission. Chair Long, yes; Vice Chair Jackson, yes; Commissioner Eidson, yes; Commissioner Sena, yes; Commissioner Jones, yes. The motion passed. Commissioner Jackson moved to approve Lea County Resolution No. 19-FEB-058R Approving the February 7, 2019 Regular Meeting Minutes. The motion was seconded by Commissioner Sena. Secretary polled the Commission. Chair Long, yes; Vice Chair Jackson, yes; Commissioner Eidson, yes; Commissioner Sena, yes; Commissioner Jones, yes. The motion passed. Commissioner Eidson moved to approve Lea County Resolution No. 19-FEB-0587R approving the February 8, 2019 Special Meeting Minutes. The motion was seconded by Commissioner Jones. Secretary polled the Commission. Chair Long, yes; Vice Chair Jackson, yes; Commissioner Eidson, yes; Commissioner Sena, yes; Commissioner Jones, yes. The motion passed.

- Public Comments

Sheriff Helton thanked the Commission and the community for their support concerning the 2nd amendment. Jeff Lee made comments in support and appreciation of the commission and Sheriff Helton.

- Commissioner and Manager Comments

Commissioner Sena stated we engaged our cabinet secretary concerning the Holtec Development the other day and had a good conversation. He expressed his gratitude for being able to represent the County.

Commissioner Eidson thanked everyone in attendance for coming to the meeting to show support.

Vice Chair Jackson stated what we are going through currently is troubling. He thanked everyone for their attendance.

Chair Long stated this is what democracy is about, the voters showing up to voice their concerns and expectations of their representatives. She thanked everyone in attendance.

Manager Gallagher expressed his excitement to be a part of this process and is looking forward to a great meeting.

Chair Long stated we are going to move agenda item Employee Recognition down 3 items.

- Consideration of Lea County Resolution No. 19-FEB-059R a Resolution in Support of the Unborn (Jonathan Sena, Commissioner, District 4)

Commissioner Sena requested approval. Chair Long asked if there were any public comments concerning this agenda item. Lori Bova, Patty Clardy, Hobbs City Commissioner Dwayne Penick, Mary Roddenberry, and State Chair of the Republican Party Steve Pearce made comments in support of this resolution. Commissioner Sena moved to approve Lea County Resolution No. 19-FEB-059R a Resolution in Support of the Unborn. The motion was seconded by Commissioner Jones. Secretary polled the Commission. Chair Long, yes; Vice Chair Jackson, yes; Commissioner Eidson, yes; Commissioner Sena, yes; Commissioner Jones, yes. The motion passed.

- Consideration of Lea County Resolution No. 19-FEB-060R a Resolution Opposing Senate Bill 459 Prohibiting the Issuance of New Hydraulic Fracturing Permits and Creating Reporting Requirements (Chair Rebecca Long, Commissioner, District 2)

Chair Long requested approval. Chair Long asked if there were any public comments concerning this agenda item. Jeff Lee and Paul Ballard made comments in support of this resolution. Commissioner Eidson moved to approve Lea County Resolution No. 19-FEB-060R a Resolution Opposing Senate Bill 459 Prohibiting the Issuance of New Hydraulic Fracturing Permits and Creating Reporting Requirements. The motion was seconded by Commissioner Jones. Secretary polled the Commission. Chair Long, yes; Vice Chair Jackson, yes; Commissioner Eidson, yes; Commissioner Sena, yes; Commissioner Jones, yes. The motion passed.

- Consideration of Lea County Resolution No. 19-FEB-061R a Resolution Declaring Lea County as a Second Amendment Sanctuary County (Vice Chair, Dean Jackson, Commissioner, District 1)

Vice Chair Jackson requested approval. Chair Long asked if there were any public comments concerning this agenda item. Tony Arsbson, David Fierro, Nick Maxwell, Mary Roddenberry, Paul Ballard, Hobbs City Commissioner Dwayne Penick, Leslie Pearce, Talon Williams, Mike Kneese, Michael Helms, Justin Bryan, State Chair of the Republican Party Steve Pearce, Tony Staton, Jim Jimenez, Danny McConnel, Stephanie Porter, and Dale Williams made comments in support of this resolution. Commissioner Jackson moved to approve Lea County Resolution No. 19-FEB-061R a Resolution Declaring Lea County as a Second Amendment Sanctuary County. The motion was seconded by Commissioner Eidson. Secretary polled the Commission. Chair Long, yes; Vice Chair Jackson, yes; Commissioner Eidson, yes; Commissioner Sena, yes; Commissioner Jones, yes. The motion passed.

Chair Long called for a break at 10:18 a.m. The meeting reconvened at 10:37 a.m.

- Recognition of County Employee – Service Awards

Warden Quintana recognized Jennifer Lyles for 1 year of service.

Director Martinez recognized Carrie Houston for 5 years of service.

Director Bova recognized Clerk Keith Manes for 10 years of service.

Manager Gallagher recognized Jim Kemp for 15 years of service, and Monica Russell for 20 years of service.

- Consideration of Lea County Resolution No. 19-FEB-062R Approving the Lea County Board of County Commissioners Revised Meeting Dates and Times for the Remainder of 2019

Chair Long asked if there were any public comments concerning this agenda item. Commissioner Jackson moved to approve Lea County Resolution No. 19-FEB-062R Approving the Lea County Board of County Commissioners Revised Meeting Dates and Times for the Remainder of 2019. The motion was seconded by Commissioner Eidson. Secretary polled the Commission. Chair Long, yes; Vice Chair Jackson, yes; Commissioner Eidson, yes; Commissioner Sena, yes; Commissioner Jones, yes. The motion passed.

- Consideration of Lea County Resolution No. 19-FEB-063R Approving Appointments and/or Confirming Appointments to the Lea County Memorial Committee

Commissioner Sena appointed Robert Lujan to the Lea County Memorial Committee. Chair Long asked if there were any public comments concerning this agenda item. Commissioner Sena moved to approve Lea County Resolution No. 19-FEB-063R Approving Appointments and/or Confirming Appointments to the Lea County Memorial Committee. The motion was seconded by Commissioner Jackson. Secretary polled the Commission. Chair Long, yes; Vice Chair, Jackson, yes; Commissioner Eidson, yes; Commissioner Sena, yes; Commissioner Jones, yes. The motion passed.

- Consideration of Lea County Resolution No. 19-FEB-064R Approving Appointments and/or Confirming Appointments to the Lea County Road Advisory Committee.

Commissioner Jackson moved to postpone Lea County Resolution No. 19-FEB-064R Approving Appointments and/or Confirming Appointments to the Lea County Road Advisory Committee. The motion was seconded by Commissioner Sena. Secretary polled to Commission. Chair Long, yes; Vice Chair Jackson, yes; Commissioner Eidson, yes; Commissioner Sena, yes; Commissioner Jones, yes. The motion passed.

- Consideration of Lea County Resolution No. 19-FEB-065R Approving Appointments and/or Confirming Appointments to the Lea County Water Users Association

Vice Chair Jackson appointed Brad Woodey to the Lea County Water Users Association. Chair Long asked if there were any public comments concerning this agenda item. Vice Chair Jackson moved to approve Lea County Resolution No. 19-FEB-065R Approving Appointments and/or Confirming Appointments to the Lea County Water Users Association. The motion was seconded by Commissioner Sena. Secretary polled the Commission. Chair Long, yes; Vice Chair Jackson, yes; Commissioner Eidson, yes; Commissioner Sena, yes; Commissioner Jones, yes. The motion passed.

- Consideration of Lea County Resolution No. 19-FEB-066R Ratifying In State Travel to Attend Legislative Meetings February 18-19, 2019 in Santa Fe, New Mexico

Chair Long asked if there were any public comments concerning this agenda item. Nick Maxwell made comments in opposition of this resolution. Vice Chair Jackson moved to approve Lea County Resolution No. 19-FEB-066R Ratifying In State Travel to Attend Legislative Meetings February 18-19, 2019 In Santa Fe, New Mexico. The motion was seconded by Commissioner

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

ITEM 02: ACTION ITEMS

- Consideration of Lea County Resolution No. 19-FEB-067R Approving Recommendations from the Lea County Fair & Rodeo Board Approving an Agreement between Lea County and Outlaws and Renegades to Provide the VIP Catering Services During the 2019 Lea County Fair & PRCA Rodeo (Chair Larry Wheeler, Fair & Rodeo Board)

Fair and Rodeo Board Chair Wheeler requested approval. Chair Long asked if there were any public comments concerning this agenda item. Vice Chair Jackson moved to approve Lea County Resolution No. 19-FEB-067R Approving Recommendations from the Lea County Fair & Rodeo Board Approving an Agreement between Lea County Fair & Rodeo Board Approving Agreement between Lea County and Outlaws and Renegades to Provide the VIP Catering Services During the 2019 Lea County Fair & PRCA Rodeo. The motion was seconded by Commissioner Jones. Secretary polled the Commission. Chair Long, yes; Vice Chair Jackson, yes; Commissioner Eidson, yes; Commissioner Sena, yes Commissioner Jones, yes. The motion passed.

- Consideration of Lea County Resolution No. 19-FEB-068R Approving Recommendations from the Lea County Fair & Rodeo Board Approving an Agreement between Lea County and Ben Powell to Provide Sheep for the Mutton Bustin During the 2019 Lea County Fair & PRCA Rodeo (Chair Larry Wheeler, Fair & Rodeo Board)

Fair and Rodeo Board Chair Wheeler requested approval. Chair Long asked if there were any public comments concerning this agenda item. Vice Chair Jackson moved to approve Lea Resolution No. 19-FEB-068R Approving Recommendations from the Lea County Fair & Rodeo Board Approving an Agreement between Lea County and Ben Powell to Provide Sheep for the Mutton Bustin During the 2019 Lea County Fair & PRCA Rodeo. The motion was seconded by Commissioner Jones. Secretary polled the Commission. Chair Long, yes; Vice Chair Jackson, yes; Commissioner Eidson, yes; Commissioner Sena, yes; Commissioner Jones, yes. The motion passed.

- Consideration of Lea County Resolution No. 19-FEB-069R Approving Recommendations from the Lea County Fair & Rodeo Board Approving an Agreement between Lea County and HD Veterinarian Services, LLC to Provide Veterinarian Services During the 2019 Lea County Fair & PRCA Rodeo (Chair Larry Wheeler, Lea County Fair & Rodeo Board)

Fair and Rodeo Board Chair Wheeler requested approval. Chair Long asked if there were any public comments concerning this agenda item. Vice Chair Jackson moved to approve Lea County Resolution No. 19-FEB-069R Approving Recommendations from the Lea County Fair & Rodeo Board Approving an Agreement between Lea County and HD Veterinarian Services, LLC to Provide Veterinarian Services During the 2019 Lea County Fair & PRCA Rodeo. The motion was seconded by Commissioner Eidson. Secretary polled the Commission. Chair Long, yes; Vice Chair Jackson, yes; Commissioner Eidson, yes; Commissioner Sena, yes; Commissioner Jones, yes. The motion passed.

- Consideration of Lea County Resolution No. 19-FEB-070R Approving Recommendations from the Lea County Planning & Zoning Board Approving a Road Width Variance for Fowler Road between Lovelady Road and Alegre Road in Rancho Alegre Subdivision (Bruce Reid, County Planner)

County Planner Reid requested approval. Chair Long asked if there were any public comments concerning this agenda item. Commissioner Eidson moved to approve Lea County Resolution No. 19-FEB-070R Approving Recommendations from the Lea County Planning & Zoning Board Approving a Road Width Variance for Fowler Road between Lovelady Road and Alegre Roan in Rancho Alegre Subdivision. The motion was seconded by Commissioner Sena. Secretary polled the Commission. Chair Long, yes; Vice Chair Jackson, yes; Commissioner Eidson, yes; Commissioner Sena, yes; Commissioner Jones, yes. The motion passed.

- Consideration of Lea County Resolution No. 19-FEB-071R Approving Lea County's Conflict of Interest Policy (John W. Caldwell, County Attorney)

Attorney Caldwell requested approval. Chair Long asked if there were any public comments concerning this agenda item. Vice Chair Jackson moved to approve Lea County Resolution No. 19-FEB-071R Approving Lea County's Conflict of Interest Policy. The motion was seconded by Commissioner Sena. Secretary polled the Commission. Chair Long, yes; Vice Chair Jackson, yes; Commissioner Eidson, yes; Commissioner Sena, yes; Commissioner Jones, yes. The motion passed.

ITEM 03: DISCUSSION ITEMS

- Discussion of Lea County's Salary Matrix (Craig Bova, Human Resources Director)

Director Bova presented a discussion of Lea County's Salary Matrix.

- Discussion of 2019-2020 Budget: Revenue & Expenses (Chip Low, Finance Director)

Director Low presented a discussion of 2019-2020 Budget: Revenue & Expenses.

- Discussion of Lea County's Financial Report (Chip Low, Finance Director)

Director Low presented a discussion of Lea County's Financial Report.

- Discussion of Lea County's Accounts Payable (Chip Low, Finance Director)

Director Low presented a discussion of Lea County's Accounts Payable.

ITEM 04: 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 Regarding the County Manager, Assistant County Manager, and County Attorney; Pending Litigation in Which the County is a Party Before the Office of the State Engineer, More Specifically OSE Files L-12652 and Protests Regarding Wells L-1880 Through L-1884; Threatened Litigation Involving County Property in Central Lea County, Breach of Contract and Healthcare; and the Acquisition/Lease of Real Property in Southwest Lea County, as Authorized by NMSA 1978 as Authorized by the Open Meetings Act.
- At 12:04 p.m. Vice Chair Jackson 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 Regarding the County Manager, Assistant County Manager, and County Attorney; Pending Litigation in Which the County is a Party Before the Office of the State Engineer, More Specifically OSE Files L-12652 and Protests Regarding Wells L-1880 Through L-1884; Threatened Litigation Involving County Property in Central Lea County, Breach of Contract and Healthcare; and the Acquisition/Lease of Real Property in Southwest Lea County, as Authorized by the Open Meetings Act.** Chair Long asked if there were any public comments concerning this agenda item. Nick Maxwell made comments concerning items on contracts. The motion was seconded by Commissioner Sena. Secretary polled the Commission. Chair Long yes; Vice Chair Jackson, yes; Commissioner Eidson, yes; Commissioner Sena; yes; Commissioner Jones, yes.

The meeting reconvened at 3:00 p.m.

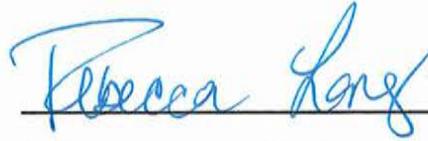
Let the record reflect that only those matters announced in the motion to go into closed session were discussed

ITEM 05: OTHER BUSINESS

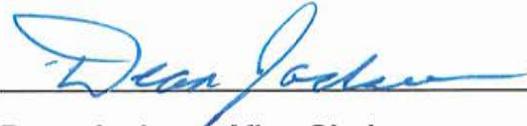
Vice Chair Jackson moved to revisit Resolution No. 19-FEB-070R. The motion to revisit was seconded by Commissioner Sena. Secretary polled the Commission. Chair Long yes; Vice Chair Jackson, yes; Commissioner Eidson, yes; Commissioner Sena; yes; Commissioner Jones, yes. Vice Chair Jackson moved to approve Lea County Resolution No-FEB-070R Approving Recommendations from the Lea County Planning & Zoning Board Approving a Road Width Variance for Fowler Road between Lovelady Road and Alegre Roan in Rancho Alegre Subdivision. The motion was seconded by Commissioner Sena. Secretary polled the Commission. Chair Long yes; Vice Chair Jackson, yes; Commissioner Eidson, abstain; Commissioner Sena; yes; Commissioner Jones, yes.

The meeting was adjourned at 3:04 p.m.

BOARD OF COUNTY COMMISSIONERS
LEA COUNTY, NEW MEXICO



Rebecca Long, Chair



Dean Jackson, Vice Chair



Gary G. Eidson, Member



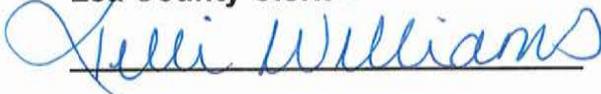
Jonathan Sena, Member



Richard Don Jones, Member

ATTEST: Keith Manes

Lea County Clerk -



Kelli Williams

