

**Minutes of Meeting
Lea County Board of Commissioners
June 26, 2014**

Chairman Fulfer called the meeting to order at 9:10 a.m. in the Lea County Courthouse.

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

Also present were County Manager Michael P. Gallagher II and County Attorney Scotty A. Holloman.

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

Commissioner Britton stated I would like to recognize and welcome our newest Commission elect Rebecca Long. Chairman Fulfer stated we would like to welcome Larry Scott also.

ITEM 01: COMMISSION

- **Board of County Commissioners**
 - Consideration of Approval of the June 06, 2014 Minutes.

Vice Chairman Black moved to approve the June 06, 2014 minutes. The motion was seconded by Commissioner Whitehead and passed unanimously.

- Discussion of Committee Reports

Commissioner Britton stated I have attended several of the advisory board meetings and there is a lot more going on than I was aware of. I appreciate the opportunity. Vice Chairman Black stated I went to Washington DC and had the opportunity to testify before the Energy and Mineral Subcommittee of the House and Natural Resources Committee. It was a fascinating experience. Chairman Fulfer stated I have met with many different housing groups that want to come into Lea County.

Set/Confirm Next Meeting(s):

- Thursday, July 24, 2014 at 9:00 a.m.
- Thursday, August 07, 2014 at 9:00 a.m.
- Thursday, August 21, 2014 at 9:00 a.m.

The next meetings will be on, **July 24, 2014, August 07, 2014 and August 21, 2014**, in the Lea County Commission Chambers.

- Consideration of Approval of Appointments to Lea County Active Boards:
 - Lea County Planning and Zoning Board
 - District 5 No appointment was made
 - Lea County Road Advisory Committee
 - District 4 Andrew Gonzalez

Commissioner Britton nominated Andrew Gonzalez for the Lea County Road Advisory Committee. He stated Andrew has served on this committee before and he agrees to serve. Commissioner Dunlap moved to approve the appointments to the Lea County active Boards. The motion was seconded by Commissioner Whitehead and passed unanimously.

- Consideration of Approval of Appointments to Other Active Boards:
 - Eastern Area Workforce Development Board

Manager Gallagher stated we are replacing Ray Battaglini for the Eastern Area Workforce Development Board. Paul Stevens has been nominated to serve on this board. Commissioner Whitehead moved to approve the appointment to the Eastern Area Workforce Development Board. The motion was seconded by Commissioner Dunlap and passed unanimously.

- Southeast Regional Transportation Planning Organization

Manager Gallagher stated there are two boards that report to the SERTPO. The policy committee member is typically a Commissioner or a Manager. The second Committee is the technical committee. Commissioner Dunlap is currently serving on the policy committee. We would like to recommend that he continues to serve. Vice Chairman Black moved to approve the nomination of Commissioner Dunlap as the policy committee member for the Southeast Regional Transportation Planning Organization. The motion was seconded by Commissioner Whitehead and passed unanimously. Manager Gallagher stated we would like to nominate David Gasch for the technical committee member. Vice Chairman Black moved to approve David Gasch for the technical committee member for the Southeast Regional Transportation Planning Organization. The motion was seconded by Commissioner Britton.

- Consideration of Approval of Online Public Records Committee and Appointments

Commissioner Britton stated I have visited with a couple of constituents over the past month. Some of the concerns I have is what it takes for our organizations specifically oil and gas but, also real estate; to be able to access records in the Lea County Clerks Office. The Legislature's passed a bill in 2011 that is supposed to prevent the personal information from getting out to the public unnecessarily. The redacted copy of a document needs to be on the internet so that for example Chesapeake can sit in their office and get all the information they need. One of my

interests is to try to be as business friendly as possible and one of the ways to do this is to put our records on the internet. This will be a very tedious and expensive project. We are going to recommend that we put a small committee together that will investigate what other states and counties are doing in this area. Larry Scott Legislative Representative elect, made comments in support of putting the records on the internet. Clerk Chappelle stated Lea County has the best records in the State; no record is allowed to leave our office unless the PPII (which is protected personal identifying information) is redacted. PPII includes your social security number, the date and month of your birth, your driver's license number, and financial account. Lea County has always been able to invest enough money to have good records. We were the first County to go optical disk which is a computer image in 1991. In 2011 the Legislature decided we were not allowed to put on the internet any images which contain PPII. Chairman Fulfer stated on the committee we will have Pat Chappelle, Mike Gallagher, Gary Fonay, Jim Britton, Monty Newman, and David Pyeatt pending acceptance. Commissioner Dunlap moved to approve the appointments to the online public records committee. The motion was seconded by Commissioner Whitehead Commissioner Britton abstained from voting due to his participation in the committee. The remainder of the Commissioners voted yes, motion passed.

ITEM 02: BOARDS/COMMITTEES

- **Lea County Indigent Claims Advisory Board – Mary Lamb, Indigent Claims Specialist**

At 9:40 a.m. Vice Chairman moved to convene in the Indigent Claims Advisory Board. The motion was seconded by Commissioner Black and passed unanimously.

- **Consideration of Approval of the Lea County Indigent Claims Burial/Cremation Report**

Indigent Claims Specialist Lamb requested approval. She stated there are two claims one from the City of Hobbs for an open and closing fee for the amount of \$400. The second one is from Calvary Funeral Home for the amount of \$600 for a total of \$1,000. Commissioner Dunlap moved to approve the Lea County Indigent Claims Burial/Cremation report. The motion was seconded by Vice Chairman Black and passed unanimously.

At 9:40 a.m. Commissioner Dunlap moved to reconvene in regular session. The motion was seconded by Vice Chairman Black and passed unanimously.

ITEM 03: OUTSIDE ENTITIES

- **Lea Regional Medical Center – Tim Thornell, Chief Executive Officer; and Nor-Lea Hospital District – David Shaw, Chief Executive Officer/Administrator**

- Update on Implementing Strategies of the Lea County Community Health Needs Assessment

Manager Gallagher stated Tim Thornell and David Shaw are here to give a joint presentation on the update of the countywide healthcare needs assessment. He introduced Tim Thornell, CEO of Lea Regional Hospital, and David Shaw CEO of Nor-Lea Hospital. Mr. Thornell stated we would like to touch on three key areas that came out of the survey that is recruitment, quality and accomplishments, and some collaborative efforts that we been working on together. He stated at Lea Regional Medical Center we have recruited three practitioners in 2014. Mr. Shaw stated to update you on Nor-Lea's progress we have been recruiting new practitioners to the community. We have started the new clinic project; we currently have six positions to fill in the new clinic. We have four on contract now. He stated in the concerns of quality, one of the ways that we are doing that is through accrediting agencies. He went through the accreditations that the hospital has received over the past year, and the collaborative plans for the future. Mr. Thornell also went through the accreditations that Lea Regional Hospital has received over the past year, and the collaborative plans for the future.

- **Nor-Lea Hospital District – David Shaw, Chief Executive Officer/Administrator**

- Consideration of Approval of the 2014-2015 3rd/Final Option to Renew Professional Services Agreement between Lea County and Nor-Lea Hospital District for On-Site Medical Services at the Lea County Detention Center.

Manager Gallagher requested approval. He stated this option to renew for on-site medical services was approved yesterday by the Nor-Lea board of directors. There is a change in this agreement or an amendment that reflects the cost to the County for on-site medical services is being proposed to be reduced to \$50,000 per month as opposed to \$75,000. Vice Chairman Black moved to approve the 2014-2015 3rd/final option to renew professional services agreement between Lea County and Nor-Lea Hospital District for on-site medical services at the Lea County Detention Center. The motion was seconded by Commissioner Dunlap and passed unanimously.

- **High Intensity Drug Trafficking Area (HIDTA) Region VI Drug Task Force – Wm. Robert Sullivan, Region Commander**

- Consideration of Approval of 2013 Edward Byrne Memorial Justice Assistance Grant (JAG) Award No. 13-JAG-REGVI-SFY14-A Amendment No. 3 between Lea County and the New Mexico Department of Public Safety for the High Intensity Drug Trafficking Area (HIDTA) Program for a Three (3) Month Extension and an Additional Award Increasing the Funds for Region VI

Commander Sullivan requested approval. He stated we received a justice assistance grant from the New Mexico Department of Public Safety. He stated they have sent us an extension and additional money in the amount of \$21,773. Vice Chairman Black moved to approve 2013 Edward Byrne Memorial Justice Assistance Grant award No. 13-JAG-REGVI-SFY14-A amendment No. 3 between Lea County and the New Mexico Department of Public Safety for the High Intensity Drug Trafficking Area Program for a three month extension and additional award increasing the funds for region VI. The motion was seconded by Commissioner Dunlap and passed unanimously.

ITEM 04: MANAGER

- **Lea County Manager – Michael P. Gallagher II.**
 - Consideration of Approval of the Lea County Courthouse Remodel and Judicial Building Complex Needs Assessment Master Plan

Manager Gallagher presented a power point presentation in conjunction with the needs assessment master plan for the Lea County Courthouse remodel and Judicial Building Complex. He stated we have contracted through the firm Architectural Research Consultants to look at the space needs for the Judicial Complex, and the Courthouse both in the short and long term. The next step is to approve the needs assessment master plan; this will be used for the firms that will be going out to RFP. Vice Chairman Black moved to approve the Lea County Courthouse remodel and Judicial Building Complex needs assessment master plan. The motion was seconded by Commissioner Dunlap and passed unanimously.

- Consideration of Approval to Advertise Request for Proposal for the Design of the Lea County Judicial Building Complex

Manager Gallagher requested approval. He stated this is to go out for RFP for design services for the Lea County Judicial Building Complex. He stated this will be advertised for the next 60 days. Commissioner Dunlap moved to approve to advertise to request for proposal for the design of the Lea County Judicial Building Complex. The motion was seconded by Vice Chairman Black and passed unanimously.

- Consideration of Approval on the following regarding Proposal No. 04 2013-2014 Furnish Workers' Compensation Insurance for the County of Lea, New Mexico and Lea County Communications Authority
 - Award or Reject Proposal No. 04 2013-2014
 - Agreement between Lea County and New Mexico County Insurance Authority

Manager Gallagher requested approval. He stated for the past 10 years the New Mexico Association of Counties has provided the County with Workers' Compensation Insurance. Although we have been happy with the service that has been provided to us we decided to go out to RFP and see if our rates are competitive. We did get several inquiries and we are getting several discounts, so we would like to award the agreement with the New Mexico County Insurance Authority. Vice Chairman Black moved to approve proposal No. 04 2013-2014 to furnish workers' compensation insurance for the County of Lea, New Mexico and Lea County Communications Authority. The motion was seconded by Commissioner Dunlap and passed unanimously.

- Consideration of Approval of Lea County Resolution No. 14-JUN-028R Lea County's Participation in a Joint Complaint against the U.S. Fish & Wildlife Service

Manager Gallagher requested approval. He stated we have spent a lot of time working with the U.S Fish & Wildlife as a cooperative agency, and writing letters regarding the proposed listing of the Lesser Prairie Chicken as an endangered species; we have been working with other counties as well. The Permian Basin Petroleum Association has been working with a proposed lawsuit against the U.S. Fish & Wildlife Service in a joint complaint with the other counties. This resolution will restate the previous resolutions that have been passed regarding the Lesser Prairie Chicken, asking to be listed as a cooperative agency, and restating the Commission is opposed to listing the Lesser Prairie Chicken as an endangered species. Commissioner Dunlap moved to approve Resolution No. 14-JUN-028R Lea County's Participation in a joint complaint against the U.S. Fish & Wildlife Service. The motion was seconded by Vice Chairman Black and passed unanimously.

- Consideration of Approval of Travel

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

ITEM 05: COUNTY DEPARTMENTS

- **Communications Authority – Angela Martinez, Director**
 - Discussion of Lea County Communications Authority Activity Report

Director Martinez presented the Lea County Communications Authority activity report. She stated for the month of May the call volume for the Hobbs Police Department was 6,426, Lovington 236, Hobbs Fire Department 162, Lea County Sherriff's Department 2,008, Hobbs EMS 552, Eunice 48, Jal 21 and Tatum 18. There are 20,403 people and 85 businesses signed up for Code Red.

- **Detention Center – Padraig Downey, Warden**
 - Discussion of Lea County Detention Center Activity Report

Warden Padraig presented the Lea County Detention Center Activity report. He stated we billed the U.S Marshalls service \$203,508.50 for housing federal inmates. Work detail has been limited due to the staffing situation but, they were able to pick up 146 bags of trash, with 10 miles covered. The daily average adult inmate average was 392. The daily average federal inmate average was 100.

- Consideration of Approval on the following regarding Bid No. 06 2012-2014 Cell Check System for the Lea County Detention Center
 - Award or Reject Bid No. 06 2013-2014
 - Approve Capital Outlay Purchase from Time Keeping Systems

Warden Padraig requested approval. He stated this item was approved in 2013-2014 we still have the money in the budget and the funds are still available, we just needed to find a system that met specifications. Vice Chairman Black moved to approve bid No. 06 2012-2014 cell check system for the Lea County Detention Center capital outlay purchase from time keeping systems. The motion was seconded by Commissioner Dunlap and passed unanimously.

- Consideration of Approval of Memorandum of Understanding between Lea County and Lovington Municipal School District to Provide Qualified Teachers for Students in the Lea County Juvenile Detention Center

Warden Padraig requested approval. He stated this is to provide qualified teachers for the students in the Lea County Juvenile Detention Center. We have two teachers that participate one in the afternoon and one in the morning, there is a formal classroom setting and they provide the same curriculum as the regular school. Vice Chairman Black moved to approve the memorandum of understanding between Lea County and Lovington Municipal School District to provide qualified teachers for students in the Lea County Juvenile Detention Center. The motion was seconded by Commissioner Dunlap and passed unanimously.

- Consideration of Approval on the following regarding Proposal No. 05 2013 – 2014 Inmate Commissary & Food Cart Services for the Lea County Detention Center:
 - Award or Reject Proposal No. 05 2013-2014
 - Agreement between Lea County and Swanson Services Corporation

Warden Padraig requested approval. He stated this agreement between Lea County and Swanson service is to provide commissary and food cart service to the inmates at the Lovington Detention Center. This agreement is for one year plus 3 one year options to renew. Swanson is the current food cart and commissary service for

Lea County and has been since 2010. Commissioner Dunlap moved to approve proposal No. 05 2013-2014 inmate commissary & food cart services for the Lea County Detention Center and agreement between Lea County and Swanson Services Corporation. The motion was seconded by Commissioner Whitehead and passed unanimously.

- **DWI Program – Kelly Ford, Director**

- Discussion of Lea County DWI Program Activity Report

Director Ford presented the DWI program activity report. She stated for the month of May the probation program had 527 active cases. There were 69 new cases, 44 of those were DWI's. We focused on senior bashes for the month of May. For graduation we had 702 students that participated in alcohol free events.

- Consideration of Approval of Grant Agreement No. 15-D-J-G-14 between Lea County and State of New Mexico, Department of Finance and Administration, Local Government Division for the Lea County DWI Program

Director Ford requested approval. She stated this grant is for the amount of \$21,135. Commissioner Dunlap moved to approve grant agreement No. 15-D-J-G-14 between Lea County and State of New Mexico, Department of Finance and Administration, Local Government Division for the Lea County DWI Program. The motion was seconded by Commissioner Whitehead and passed unanimously.

- Consideration of Approval of First Addendum to Professional Services Agreement between Lea County and The Guidance Center of Lea County, Inc. for the Lea County DWI Program

Director Ford requested approval. She stated this is to provide an alternative to the detention program for Lea County juveniles. Commissioner Britton asked are there any other organizations that offer these services. She stated we have opened this up before and no one but the Lea County Guidance Center has put in a request. Vice Chairman Black moved to approve the first addendum to professional services agreement between Lea County and The Guidance Center of Lea County, Inc. for the Lea County DWI program. The motion was seconded by Commissioner Britton and passed unanimously.

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

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

Director Velasquez presented the Emergency Management report. He stated the total acres burned for the year is 6,295. There was 35 EMS calls for the month.

- Lea County Environmental Services

Director Velasquez presented the Environmental Services report. He stated there were 46 animals that went to the shelters, and 55 animal control calls for the month of May. There were 29 illegal dump sites located and cleaned. We had 58 environmental calls. We issued 39 new addresses in Lea County.

- Lea County Maintenance

Director Velasquez presented the Lea County Maintenance report.

- Consideration of Approval of 2013-2014 4th Option to Renew Solid Waste Transportation Agreement between Lea County and Waste Management for Hauling Waste from the Hobbs, Knowles, Maljamar, and Monument Convenience Centers to the Lea County Landfill

Director Velasquez requested approval. He stated this is to extend the contract from March 19, 2014 to July 31, 2014. The current contract has expired the request is to renew until next month, when the new contract is requested. Commissioner Dunlap moved to approve 2013-2014 4th option to renew solid waste transportation agreement between Lea County and Waste Management for Hauling Waste from Hobbs, Knowles, Maljamar, and Monument Convenience Centers to the Lea County Landfill. The motion was seconded by Commissioner Britton and passed unanimously.

- Consideration of Approval on the following regarding Bid No. 07 2013-2014 Hauling Solid Waste Lea County Convenience Centers:
 - Award or Reject Bid No. 07 2013-2014
 - Solid Waste Transportation Agreement between Lea County and SOS Managed Waste, Inc.

Director Velasquez requested approval. He stated this is for hauling solid waste; SOS Managed Waste Inc was the lowest bidder. They are an established company in Lea County and they have had the contract before. Vice Chairman Black moved to approve the bid No. 07 2013-2014, solid waste transportation agreement between Lea County and SOS Managed Waste, Inc. The motion was seconded by Commissioner Dunlap and passed unanimously.

- **Event Center/Fairgrounds – Lyn Edwards, Director**
 - Discussion of Lea County Event Center and Lea County Fairgrounds Activity Report

Director Edwards presented the Lea County Event Center and Lea County Fairgrounds activity report. She stated at the Event Center there were 46 event days for the month of May with 14,526 visitors, and \$11,881 in revenues. The Fairgrounds had 18 event days with 1,800 visitors with billings of 10,217.

- Consideration of Approval of 2014 – 2015 2nd Option to Renew Professional Production Services Agreement between Lea County and OKC Backup for a Series of Concerts to be held at the Lea County Event Center

Director Edwards requested to table this next item. Commissioner Dunlap moved to table the approval of 2014-2015 2nd option to renew professional production services agreement between Lea County and OKC backup for a series of concerts to be held at the Lea County Event Center. The motion was seconded by Commissioner Whitehead and passed unanimously.

- **Grants Services/Planning – David Gasch, Grant Writer & County Planner**

- Consideration of Approval of the Windsor Ranch Estates Subdivision, Unit 1 Located in the East ½ Section 18 and the West ½ Section 17, Township 15 South, Range 37 East, Lea County, New Mexico, and N.M.P.M.

Grant Writer and County Planner Gasch requested approval. He presented a power point presentation with the location and specifications of the subdivision. Unit 1 was approved by the Planning and Zoning Board on June 24, 2014. Vice Chairman Black moved to approve the Windsor Ranch Estates Subdivision, Unit 1 located in the East ½ Section 18 and the West ½ Section 17, Township 15 South, Range 37 East, Lea County, New Mexico, with the condition of an included buyer's statement that this is an agricultural area, and State law protects the right to farm in the disclosure statement. The motion was seconded by Commissioner Dunlap and passed unanimously.

- Consideration of Approval of the Windsor Ranch Estates Subdivision, Unit 2 Located in the East ½ Section 18 and the West ½ Section 17, Township 15 South, Range 37 East, Lea County, New Mexico, N.M.P.M.

Grant Writer and County Planner Gasch requested approval. He presented a power point presentation with the location and specifications of the subdivision. Unit 2 was approved by the Planning and Zoning Board on March 11, 2014. Commissioner Dunlap asked how far the Dairy in the area from this proposed subdivision is. Mr. Gasch stated it is about a mile north of the property. Icaac Bos, owner of Prairie Farms and Outlook Dairy, made comments about his concerns with putting a subdivision so close to a dairy and agriculture. Rich Sooter, developer, made comments concerning the subdivision and the design of the subdivision. Randy Pettigrew made comments about the septic systems, and the lot sizes. Gary Eidson made comments concerning the water wells. Vice Chairman Black moved to approve the Windsor Ranch Estates subdivision, Unit 2, located in the East ½ Section 18 and the West ½ Section 17,

Township 15 South, Range 37 East, Lea County, New Mexico with the condition of an included buyer's statement that this is an agricultural area, and State law protects the right to farm in the disclosure statement. The motion was seconded by Commissioner Whitehead and passed unanimously.

Chairman Fulfer called a break at 11:46 a.m.

Meeting returned at 12:01 p.m.

- Discussion of the Colonia Bennett Project Preliminary Engineering Report (Molzen Corbin Clayton Ten Eyke, MS, PE, Water Resources Engineering Division Lead)

Grant Writer and County Planner Gasch stated this is concerning the Colonia Bennett water system; he introduced Clayton Eyck with Molzen Corbin. Mr. Eyck presented a power point presentation with the preliminary engineering report for the Colonia Bennett water system.

- Discussion of Lea County Grant Writer/Planning Activity Report

Grant Writer and County Planner Gasch presented the Lea County Grant Writer/Planning Activity report. He stated for May we had two open subdivision applications that were reviewed today. We had three summary review plats that were addressed at the Planning and Zoning Board this month. There were five GIS planning requests.

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

- Discussion of Lea County Human Resources Activity Report

Director Dennis presented the Lea County Human Resources activity report. She stated for the month of May we had a 3% turnover rate and a 10% vacancy rate. We had 11 separations and 10 new employees.

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

- Discussion of Lea County Information Technology Activity Report

Administrator Lathrop presented the Lea County Information Technology Activity report. He stated included is the web traffic report for emaps plus. The work orders were up for the month of May.

- **Public Works (Airports/Engineering/Roads) – Manager Micheal P Gallagher II on behalf of Corey Needham, Director**

- Discussion of Lea County Public Works Activity Report

Manager Gallagher presented the Lea County Public Works Activity report.

- Consideration of Approval of the 2014-2015 3rd/Final Option to Renew Master Agreement for Airport Engineering Service between Lea County and Molzen-Corbin & Associates for the Lea County Airports

Manager Gallagher requested approval. Commissioner Dunlap moved to approve the 2014-2015 3rd final option to renew master agreement for airport engineering service between Lea County and Molzen-Corbin & Associates for the Lea County Airports. The motion was seconded by Vice Chairman Black and passed unanimously.

- Consideration of Approval of the following regarding the Jal Airport Pavement Maintenance/Rehabilitation on Runway 1-19:
 - Federal Grant Application and Agreement between Lea County and U.S. Department of Transportation Federal Aviation Administration for AIP Project No. 3-35-0023-007-2014
 - State Grant Agreement between Lea County and New Mexico Department of Transportation Aviation Division

Manager Gallagher requested approval. He stated the total cost of this project will be around \$80,000 but will cost the County only \$4,000. There are two grants with this item one from the Federal Aviation Administration and one from the New Mexico Department of Transportation. Commissioner Britton moved to approve the federal grant application and agreement between Lea County and U.S. Department of Transportation Federal Aviation Administration for AIP project No. 3-35-0023-007-2014 and State Grant agreement between Lea County and New Mexico Department of Transportation Aviation Division regarding the Jal Airport pavement maintenance/rehabilitation on runway 1-19. The motion was seconded by Commissioner Dunlap and passed unanimously.

- Consideration of Approval of the following regarding the Zip Franklin Airport Pavement Maintenance/Rehabilitation on Runway 12-30 and 3-21
 - Federal Grant Application and Agreement between Lea County and U.S. Department of Transportation Federal Aviation Administration for AIP project No. 3-35-0027-006-2014
 - State Grant Agreement between Lea County and New Mexico Department of Transportation Aviation Division

Manager Gallagher requested approval. He stated this is a \$150,000 project that will cost the County \$11,000. There are two grants with this item one from the U.S. Department of Transportation Federal Aviation Administration and one from the New

Mexico Department of Transportation. Commissioner Dunlap moved to approve the federal grant application and agreement between Lea County and U.S. Department of Transportation Federal Aviation Administration for AIP project No. 3-35-0027-006-2014 and State grant agreement between Lea County and New Mexico Department of Transportation Aviation Division for the Zip Franklin Airport pavement maintenance/rehabilitation on runway 12-30 and 3-21. The motion was seconded by Vice Chairman Black and passed unanimously.

- Consideration of Approval of Task Order No. 08 for Professional Services Agreement between Lea County and Molzen-Corben & Associates, Inc dated May 9, 2011 for Jal Municipal Airport Pavement Maintenance

Manager Gallagher requested approval. Commissioner Britton moved to approve task order No. 08 for professional services agreement between Lea County and Molzen-Corben & Associates, Inc dated May 9, 2011 for Jal Municipal Airport pavement maintenance. The motion was seconded by Commissioner Dunlap and passed unanimously.

- Consideration of Approval on the following regarding Bid No. 03 2013-92014 Hobbs South By-Pass Rehabilitation Project:
 - Award or Reject Bid No. 03 2013-2014
 - Agreement between Lea County and Fisher Sand & Gravel

Manager Gallagher requested approval. He stated this is for the Hobbs South by pass rehabilitation project. We would like to award the bid to Fisher Sand & Gravel, and approve the agreement. Commissioner Dunlap moved to approve bid No. 03-2013-92014 Hobbs South By-Pass Rehabilitation Project and the agreement between Lea County and Fisher Sand & Gravel. The motion was seconded by Commissioner Whitehead and passed unanimously.

- Consideration of Approval of Orla Highway Phase 3 (5.68 Miles) MM 10 to MM 15.68 Final Task Order between Lea County and Constructors, Inc for the 2013-2014 Roadway Improvements for the Widening of Orla Highway – Both Sides

Manager Gallagher requested approval. He stated this is phase 3 of this project, and we will be using funds from this fiscal year as well as next fiscal year. Commissioner Whitehead moved to approve Orla Highway phase 3 (5.68 miles) MM 10 to MM 15.68 final task order between Lea County and Constructors, Inc for the 2013-2014 roadway improvements for the widening of Orla Highway. The motion was seconded by Commissioner Britton and passed unanimously.

- Consideration of Approval of Pipeline Right-Of-Way Agreement between Lea County and Oryx Midstream Services, LLC for Pipeline Crossing Land in Southeast ¼ of Section 30 Township 17 South, Range 37 East N.M.P.M., Lea

County, New Mexico and Southwest ¼ of Section 29, Township 17 South, Range 37 East N.M.P.M., Lea County, New Mexico

Manager Gallagher requested approval. He stated this is for the project we are working on with Oryx on Highway 483. Commissioner Whitehead moved to approve pipeline right-of-way agreement between Lea County and Oryx Midstream Services, LLC for pipeline crossing land in Southeast ¼ of section 30 Township 17 South, Range 37 East and Southwest ¼ of Section 29, Township 17 South, Range 37 East. The motion was seconded by Commissioner Britton and passed unanimously.

- Consideration of Approval of the Termination of Cooperative Project Agreement, Contract No. D13402 between Lea County and the New Mexico Department of Transportation dated February 11, 2011 regarding the Delaware Basin Fencing project

Manager Gallagher requested approval. He stated this is a previous agreement that was approved between Lea County and the New Mexico Department of Transportation as well the Federal Highway Safety Division. This was for a fencing project along the Delaware Basin. After awarding the project and looking at some of the cost to the County and the possible investment to the private ranchers. We have discussed termination of this project. Vice Chairman Black moved to approve the termination of Cooperative Project Agreement, Contract no. D13402 between Lea County and the New Mexico Department of Transportation dated February 11, 2011 regarding the Delaware Basin fencing project. The motion was seconded by Commissioner Britton and passed unanimously.

- **Administrative Services (Finance/Grant Administration) – Sherri Bunch, Director**
 - Discussion of Lea County Finance Department Activity Report

Director Bunch presented the Lea County Finance/ Grant Administration activity report Power Point.

- Consideration of Approval of Lea County Resolution No. 14-JUN-026R Findings and Proposed Disposition of Inventory

Director Bunch requested approval. She stated one of the vehicles is to be donated to the City of Lovington. There is a list of items that is attached to the resolution of the items that will be disposed of. Vice Chairman Black moved to approve Lea County Resolution No. 14-JUN-026R findings and proposed disposition of Inventory. The motion was seconded by Commissioner Dunlap and passed unanimously.

- Consideration of Approval of Lea County Resolution No. 14-JUN-027R Transfer of Assets from General Fund to Water Service Fund

Director Bunch requested approval. She stated this is to transfer some assets from the general fund to the water service fund. The reason this has come up is the items were purchased previously from the general fund and are now being used by the water service fund. She stated in order for them to be accounted for they need to be moved. Vice Chairman Black moved to approve Lea County Resolution No. 14-JUN-027R Transfer of Assets from General Fund to Water Service Fund. The motion was seconded by Commissioner Britton and passed unanimously.

- Consideration of Approval of Accounts Payable

Director Bunch requested approval. Commissioner Britton moved to approve accounts payable. The motion was seconded by Commissioner Whitehead and passed unanimously.

Item 06: PUBLIC

- **Public**
 - Comments from the Public

There were no comments from the public

ITEM 07: EXECUTIVE SESSION

- **BOARD OF 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 1:06 p.m. Commissioner Whitehead 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, threatened or pending litigation and the purchase, acquisition or disposal of real property or water rights**. The motion was seconded by Commissioner Britton. Commissioner Dunlap, yes; Commissioner Britton, yes; Commissioner Whitehead, yes; Vice Chairman Black, yes; Chairman Fulfer, yes.

Commissioner Dunlap moved to reconvene in Regular Session. The motion was seconded by Commissioner Whitehead and passed unanimously. The meeting reconvened at 2:42 p.m.

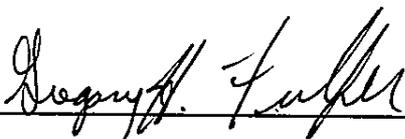
The Commission convened in Closed Session to discuss items relative to the purchase acquisition or disposal of real property, or water rights. No action was taken by the Commission during closed session.

ITEM 08: OTHER BUSINESS

There was no other business

The meeting was adjourned at 2:42 p.m.

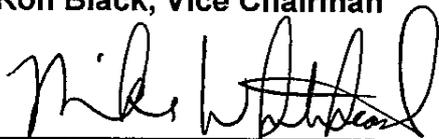
BOARD OF COUNTY COMMISSIONERS
LEA COUNTY, NEW MEXICO



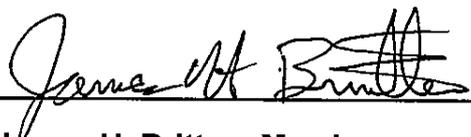
Gregory H. Fulfer, Chairman



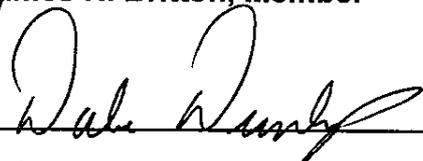
Ron Black, Vice Chairman



Mike Whitehead, Member

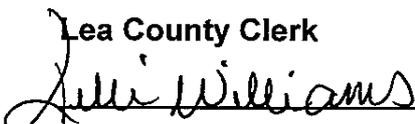


James H. Britton, Member



Dale Dunlap, Member

ATTEST: Pat Chappelle

Lea County Clerk


Kelli Williams

