On this the 22nd day of September, 2020, at 10:00 A.M. came on to be held a REGULAR meeting of the Ector County Commissioners' Court in the Commissioners' Courtroom, Ector County Administration Building Annex, 1010 E. 8th St., Odessa, Texas with the following members present:

Debi Hays, County Judge Eddy Shelton, Commissioner Precinct #1 Greg Simmons, Commissioner Precinct #2 Dale Childers, Commissioner Precinct #3 Armando Rodriguez, Commissioner Precinct #4 Minutes taken by Jennifer Martin, County Clerk

when the following proceedings were had to-wit:

County Judge Debi Hays called the meeting to order at 10:02 A. M. with a quorum of the court present. The invocation was led by Commissioner Simmons. Commissioner Childers led the pledge of allegiance to the United States flag and the pledge of allegiance to the Texas flag.

SPECIAL PRESENTATIONS/REQUESTS/RESOLUTIONS

1. To conduct a public budget hearing on the Proposed Fiscal Year 2020-2021 Budget. Debi Hays – County Judge

The Public Hearing was opened at 10:05 a.m. There was no one present who wished to address the court. Commissioner Shelton made a motion to close the Public Hearing at 10:37 a.m. with a second by Commissioner Childers. **MOTION PASSED. 5-0**

Voting for Motion:

_✓ Judge Hays

✓ Commissioner Shelton

✓ Commissioner Simmons

- <u>✓</u>Commissioner Childers
- <u>_</u>✓ Commissioner Rodriguez
- To approve a Proclamation designating October 4-10, 2020 as National 4-H Week and authorize the County Judge and County Commissioners to sign.
 Steve Paz – County Agent

A motion was made by Commissioner Simmons to approve a Proclamation designating October 4-10, 2020 as National 4-H Week and authorize the County Judge and County Commissioners to sign; Commissioner Childers seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

- ✓ Judge Hays ✓ Commissioner Shelton
- ✓ Commissioner Simmons

✓ Commissioner Childers ✓ Commissioner Rodriguez

 To consider, discuss, and take any necessary action on a Letter of Intent from the Ector County Airport Advisory Board for Airport improvements and authorize the County Judge to sign. David Peck – Project Manager

A motion to table item #2 was made by Commissioner Shelton with a second by Commissioner Childers. **MOTION PASSED. 5-0**

Voting for Motion:

- <u></u>✓ Judge Hays
- \checkmark Commissioner Shelton
- <u>✓</u>Commissioner Simmons

<u>✓</u>Commissioner Childers

<u></u> <u>✓</u> Commissioner Rodriguez

3. To consider, discuss, and take any necessary action regarding an engagement letter with Standards & Poor rating agency to provide a credit rating on the proposed \$26 million bond issuance and to authorize the County Auditor to provide and electronic acceptance. Randy Donner – Auditor

Commissioner Simmons made a motion to approve an engagement letter with Standards & Poor rating agency to provide a credit rating on the proposed \$26 million bond issuance and to authorize the County Auditor to provide and electronic acceptance; a second was made by Commissioner Rodriguez. MOTION PASSED. 5-0 Voting for Motion:

✓ Judge Hays

✓ Commissioner Shelton	✓ Commissioner Childers
✓ Commissioner Simmons	✓ Commissioner Rodriguez

4. To consider, discuss, and take any necessary action to request approval of the District Clerk's Records Archive Preservation and Restoration Plan for FY 2020-2021 and authorize the County Judge and County Commissioners to sign. Clarissa Webster – District Clerk

A motion was made by Commissioner Simmons to approve the District Clerk's Records Archive Preservation and Restoration Plan for FY 2020-2021 and authorize the County Judge and County Commissioners to sign; Commissioner Shelton seconded the motion. MOTION PASSED. 5-0

Voting for Motion:

✓ Judge Hays

✓ Commissioner Shelton

✓ Commissioner Simmons

✓ Commissioner Childers

✓ Commissioner Rodriguez

CONTRACTS/AGREEMENTS/GRANTS

5. To consider, discuss, and take any necessary action to approve an Agreement between Permian Basin Community Centers DBA PermiaCare and Ector County for Mental Health Deputy Services and authorize the County Judge to sign. Mike Griffis - Sheriff

Commissioner Childers made a motion to approve an Agreement between Permian Basin Community Centers DBA PermiaCare and Ector County for Mental Health Deputy Services and authorize the County Judge to sign; a second was made by Commissioner Shelton. MOTION PASSED. 5-0 Voting for Motion:

- ✓ Judge Hays
- ✓ Commissioner Shelton
- ✓ Commissioner Childers
- ✓ Commissioner Simmons
- ✓ Commissioner Rodriguez

To consider, discuss, and take any necessary action for the approval of submission of application to 6. TxDot for Click It or Ticket grant and authorize the County Judge to sign. Mike Griffis - Sheriff

A motion was made by Commissioner Shelton to approve the submission of application to TxDot for Click It or Ticket grant and authorize the County Judge to sign; Commissioner Childers seconded the motion.

MOTION PASSED. 5-0

Voting for Motion:

- ✓ Judge Hays
- ✓ Commissioner Shelton
- ✓ Commissioner Simmons

✓ Commissioner Childers

- ✓ Commissioner Rodriguez
- 7. To consider, discuss, and take any necessary action to approve the FY 2021 SAVNS Maintenance Grant Contract between the Office of the Attorney General and Ector County and authorize the County Judge to sign.

Debi Hays - County Judge

Commissioner Simmons made a motion to approve the FY 2021 SAVNS Maintenance Grant Contract between the Office of the Attorney General and Ector County and authorize the County Judge to sign; a second was made by Commissioner Shelton. MOTION PASSED. 5-0

Voting for Motion:

- ✓ Judge Hays
- ✓ Commissioner Shelton ✓ Commissioner Childers
- ✓ Commissioner Simmons ✓ Commissioner Rodriguez
- 8. To consider, discuss, and take any necessary action to approve the FY 2021 Contract with the Area Agency on Aging and authorize the County Judge to sign. Donna Greaves – Senior Centers

A motion was made by Commissioner Rodriguez to approve the FY 2021 Contract with the Area Agency on Aging and authorize the County Judge to sign; Commissioner Shelton seconded the motion.

MOTION PASSED. 5-0

Voting for Motion:

✓ Judge Hays

 \checkmark Commissioner Shelton <u>✓</u>Commissioner Childers ✓ Commissioner Rodriguez

- ✓ Commissioner Simmons
- 9. To consider, discuss, and take any necessary action regarding a Master Intergovernmental Cooperative Purchasing Agreement between Ector County and National Intergovernmental Purchasing Alliance Company along with Public Sector and/or Communities Program Management, LLC, d/b/a U.S. Communities known collectively as d/b/a OMNIA Partners and authorize the County Judge and Purchasing Agent to sign and electronically submit all documents associated with this agenda item.

Lucy Soto – Purchasing

Commissioner Simmons made a motion to approve a Master Intergovernmental Cooperative Purchasing Agreement between Ector County and National Intergovernmental Purchasing Alliance Company along with Public Sector and/or Communities Program Management, LLC, d/b/a U.S. Communities known collectively as d/b/a OMNIA Partners and authorize the County Judge and Purchasing Agent to sign and electronically submit all documents associated with this agenda item; a second was made by Commissioner Shelton.

MOTION PASSED. 5-0

Voting for Motion: ✓ Judge Hays ✓ Commissioner Shelton ✓ Commissioner Simmons

✓ Commissioner Childers ✓ Commissioner Rodriguez

10. To consider, discuss, and take any necessary action on the renewal of an Interlocal Agreements for Providing Fleet Maintenance Services between County of Ector, Vector Fleet Management, Medical Center Health System and the University of Texas of the Permian Basin and authorize the County Judge to sign. Lucy Soto – Purchasing

Evans Kessey - Public Works

A motion was made by Commissioner Simmons to approve the renewal of an Interlocal Agreements for Providing Fleet Maintenance Services between County of Ector, Vector Fleet Management, Medical Center Health System and the University of Texas of the Permian Basin and authorize the County Judge to sign; Commissioner Shelton seconded the motion. MOTION PASSED. 5-0 Voting for Motion:

✓ Judge Hays

- ✓ Commissioner Shelton
- ✓ Commissioner Simmons
- ✓ Commissioner Childers ✓ Commissioner Rodriguez
- 11. To consider, discuss, and take any necessary action regarding Amendment #6 (FY 2020 - 2021) to Contract with Vector Fleet Management and authorize the County Judge to sign. Lucy Soto – Purchasing Evans Kessey – Public Works

Commissioner Simmons made a motion to approve Amendment #6 (FY 2020 - 2021) to Contract with Vector Fleet Management and authorize the County Judge to sign; a second was made by Commissioner Shelton.

MOTION PASSED. 5-0

Voting for Motion:

✓ Judge Hays

- ✓ Commissioner Shelton
- ✓ Commissioner Simmons
- ✓ Commissioner Childers ✓ Commissioner Rodriguez
- To consider, discuss, and take any necessary action regarding the lease of a mail machine for the County 12. Mailroom and authorize the County Judge to sign. Lucy Soto - Purchasing

A motion was made by Commissioner Simmons to approve the lease of a mail machine for the County Mailroom and authorize the County Judge to sign; Commissioner Shelton seconded the motion.

MOTION PASSED. 5-0

Voting for Motion:

✓ Judge Hays

- Commissioner Shelton
- ✓ Commissioner Simmons
- ✓ Commissioner Childers ✓ Commissioner Rodriguez
- 13. To consider, discuss, and take any necessary action regarding a 36 month contract with eClinicalWorks for the purpose of providing an electronic medical record and authorize the County Judge and Health Department Director to sign.

Brandy Garcia - Health Department

Commissioner Shelton made a motion to approve a 36 month contract with eClinicalWorks for the purpose of providing an electronic medical record and authorize the County Judge and Health Department Director to sign; a second was made by Commissioner Rodriguez. MOTION PASSED. 5-0 Voting for Motion:

✓ Judge Hays

 \checkmark Commissioner Shelton ✓ Commissioner Simmons

✓ Commissioner Childers ✓ Commissioner Rodriguez

PERSONNEL REQUEST

14. To consider, discuss, and take any necessary action regarding the starting pay for a Health Inspector/Sanitarian (Non-licensed) at a Step 4.

Brandy Garcia - Health Department

A motion was made by Commissioner Simmons to approve the starting pay for a Health Inspector/Sanitarian (Non-licensed) at a Step 4; Commissioner Shelton seconded the motion. MOTION PASSED. 5-0 Voting for Motion:

✓ Judge Hays

Commissioner Shelton	✓ Commissioner Childers
<u>✓</u> Commissioner Simmons	<u>✓</u> Commissioner Rodriguez

15. To consider, discuss, and take any necessary action to hire an Investigator at a Step 10 due to experience. Dusty Gallivan – County Attorney

Commissioner Childers made a motion to hire an Investigator at a Step 10 due to experience; a second was

made by Commissioner Shelton. MOTION PASSED. 5-0

Voting for Motion:

- ✓ Judge Hays
- ✓ Commissioner Shelton✓ Commissioner Childers✓ Commissioner Simmons✓ Commissioner Rodrigue
- ✓ Commissioner Rodriguez
- 16. To consider, discuss, and take any necessary action to hire an Investigator at a Step 4 one week early before the departure of the Chief Investigator resulting in an opening. Charles Moad – Medical Examiner

A motion was made by Commissioner Simmons to hire an Investigator (ME Non-certified) at a Step 5 before the departure of the Chief Investigator resulting in an opening; Commissioner Childers seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

✓ Judge Hays

✓ Commissioner Shelton	✓ Commissioner Childers
✓ Commissioner Simmons	✓ Commissioner Rodriguez

PUBLIC WORKS

17. To consider, discuss, and take any necessary action on a Road Dedication Plat of the North Side of West 16th Street, West Julia Street and West Palma Street out of the South Part of Section 23, Block 44, T-2-S, T&P RY Co. Survey, Ector County Texas and Two 50 Foot Wide Private Maintenance, Public Access and Utility Easements out of Tracts 1, 2, 3 and 4, TIF Ranch Estates Being 13.74 Acres in Section 26, Block 44, T-2-S, T&P RY Co. Survey, Ector County, Texas and authorize the County Judge to sign.

David Peck – Project Manager

Commissioner Childers made a motion to approve a Road Dedication Plat of the North Side of West 16th Street, West Julia Street and West Palma Street out of the South Part of Section 23, Block 44, T-2-S, T&P RY Co. Survey, Ector County Texas and Two 50 Foot Wide Private Maintenance, Public Access and Utility Easements out of Tracts 1, 2, 3 and 4, TIF Ranch Estates Being 13.74 Acres in Section 26, Block 44, T-2-S, T&P RY Co. Survey, Ector County, Texas and authorize the County Judge to sign; a second was made by Commissioner Shelton. MOTION PASSED. 5-0

Voting for Motion:

✓ Judge Hays

- ✓ Commissioner Shelton
- ✓ Commissioner Simmons
- ✓ Commissioner Childers ✓ Commissioner Rodriguez
- 18. To consider, discuss, and take any necessary action on a Replat of Lot 21, Block 1, Blake Subdivision, Ector County, Texas and authorize the County Judge to sign. David Peck – Project Manager

A motion was made by Commissioner Childers to approve a Replat of Lot 21, Block 1, Blake Subdivision, Ector County, Texas and authorize the County Judge to sign; Commissioner Shelton seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

- ✓ Judge Hays
- ✓ Commissioner Shelton <u>✓</u>Commissioner Childers
- ✓ Commissioner Simmons
- ✓ Commissioner Rodriguez
- 19. To consider, discuss, and take any necessary action on Tanner Estates a Replat of Tract 15, Survey Plat Subdividing Section 35, being a Subdivision of 39.5 Acres in Section 35, Block 43, T-3-S, T&P RY Co. Survey, Ector County, Texas and authorize the County Judge to sign. David Peck – Project Manager

Commissioner Simmons made a motion to approve Tanner Estates a Replat of Tract 15, Survey Plat Subdividing Section 35, being a Subdivision of 39.5 Acres in Section 35, Block 43, T-3-S, T&P RY Co. Survey, Ector County, Texas and authorize the County Judge to sign; a second was made by Commissioner Shelton.

MOTION PASSED. 5-0 Voting for Motion: ✓ Judge Hays ✓ Commissioner Shelton ✓ Commissioner Childers

- ✓ Commissioner Rodriguez ✓ Commissioner Simmons
- To consider, discuss, and take any necessary action on a Replat of Lot 4, Block 8, Gage Acres, 5th 20. Filing Section 5, Block 42, T-4-S, T&P RY Co. Survey, Ector County, Texas and authorize the County Judge to sign. David Peck – Project Manager

A motion was made by Commissioner Simmons to approve a Replat of Lot 4, Block 8, Gage Acres, 5th Filing Section 5, Block 42, T-4-S, T&P RY Co. Survey, Ector County, Texas and authorize the County Judge to sign; Commissioner Shelton seconded the motion. MOTION PASSED. 5-0 Voting for Motion:

- ✓ Judge Hays
- ✓ Commissioner Shelton
- ✓ Commissioner Childers
- ✓ Commissioner Simmons
- <u>✓</u>Commissioner Rodriguez

To consider, discuss, and take any necessary action on a Replat of a Portion of Lot 1 & 2 Block 1, 21. Holdridge Subdivision, Ector County, Texas and authorize the County Judge to sign. David Peck – Project Manager

Commissioner Childers made a motion to approve a Replat of a Portion of Lot 1 & 2 Block 1, Holdridge Subdivision, Ector County, Texas and authorize the County Judge to sign; a second was made by Commissioner Shelton. MOTION PASSED. 5-0

Voting for Motion:

- ✓ Judge Hays
- ✓ Commissioner Shelton ✓ Commissioner Childers ✓ Commissioner Simmons

✓ Commissioner Rodriguez

CONSENT AGENDA

- 22. To review, consider, discuss, and take any necessary action regarding the following Proposed Consent Agenda:
 - To consider, review, discuss, and approve a line item transfer to FMLR Fund, Road a. Department, Electricity, 002-810-5352 from Road Maintenance, 002-810-5241 for \$500. Randy Donner – Auditor
 - b. To consider, discuss, and take any necessary action to approve a line item transfer to Professional Dues and Fees, 001-030-5302, for \$220 and to Office Supplies, 001-030-5171, for \$400, and to Departmental Furniture and Equipment, 001-030-5199, for \$1,700, from Advertising, 001-030-5393 for \$2,320. Patricia Patton – Human Resources

A motion was made by Commissioner Childers to approve the Proposed Consent Agenda; Commissioner Shelton seconded the motion. MOTION PASSED. 5-0

Voting for Motion:

- ✓ Judge Hays
- ✓ Commissioner Shelton
- ✓ Commissioner Simmons

✓ Commissioner Childers ✓ Commissioner Rodriguez

BUDGET/FINANCIAL

23. To consider, review, discuss, and approve a budget amendment to General Fund, Post Sentence Monitoring, Contract Services, 001-425-5309 and to Monitoring Fees received, 001-4054 for \$50,000 and authorize the County Judge to sign. Randy Donner – Auditor

Commissioner Simmons made a motion to approve a budget amendment to General Fund, Post Sentence Monitoring, Contract Services, 001-425-5309 and to Monitoring Fees received, 001-4054 for \$50,000 and authorize the County Judge to sign; a second was made by Commissioner Shelton. MOTION PASSED. 5-0 Voting for Motion:

- ✓ Judge Hays
- ✓ Commissioner Shelton
- ✓ Commissioner Simmons
- ✓ Commissioner Childers ✓ Commissioner Rodriguez

To consider, review, discuss, and approve a budget amendment to 2015 Capital Projects Fund, Special 24. Department Equipment, 045-990-5507 from Unreserved Fund Balance, 045-3310 for \$40,000 and authorize the County Judge to sign. Randy Donner – Auditor

A motion was made by Commissioner Childers to approve a budget amendment to 2015 Capital Projects Fund, Special Department Equipment, 045-990-5507 from Unreserved Fund Balance, 045-3310 for \$40,000 and authorize the County Judge to sign; Commissioner Simmons seconded the motion. MOTION PASSED. 5-0 Voting for Motion:

- ✓ Judge Hays
- ✓ Commissioner Shelton
- ✓ Commissioner Childers
- ✓ Commissioner Simmons ✓ Commissioner Rodriguez
- To consider, discuss, and take any necessary action to adopt the Ector County Budget for Fiscal Year 25. 2020-2021 and authorize the County Judge and County Commissioners to sign. Debi Hays - County Judge

Commissioner Simmons made a motion to adopt the Ector County Budget for Fiscal Year 2020-2021 and authorize the County Judge and County Commissioners to sign; a second was made by Commissioner Shelton. **MOTION PASSED. 5-0**

Voting for Motion:

- ✓ Judge Hays
- ✓ Commissioner Shelton ✓ Commissioner Childers ✓ Commissioner Rodriguez
- ✓ Commissioner Simmons

Following Executive Session, Commissioner Simmons made a motion to re-open Agenda Item #25; a second was made by Commissioner Childers. MOTION PASSED. 5-0

✓ Commissioner Childers

Voting for Motion:

- ✓ Judge Hays
- ✓ Commissioner Shelton
- ✓ Commissioner Simmons ✓ Commissioner Rodriguez

A motion was made by Commissioner Simmons to move the processing and preparation of all 941 forms and all other ongoing processes related thereto from the Treasurer to the Human Resources Department; Commissioner Childers seconded the motion. MOTION PASSED. 5-0

Voting for Motion:

✓ Judge Hays

✓ Commissioner Shelton

✓ Commissioner Simmons

<u>✓</u>Commissioner Childers ✓ Commissioner Rodriguez

26. To consider, discuss, and take any necessary action to ratify the tax increase reflected in the Fiscal Year 2020-2021 Budget. Debi Hays – County Judge

✓ Commissioner Childers

A motion was made by Commissioner Simmons to adopt a tax rate of .365000 which is the current tax rate but less than the effective rate; Judge Hays seconded the motion. MOTION PASSED. 4-1 Voting for Motion:

✓ Judge Hays

✓ Commissioner Shelton

✓ Commissioner Simmons

Voting Against Motion:

✓ Commissioner Rodriguez

To consider, discuss, and take any necessary action to adopt the 2020-2021 Ad Valorem Tax Rate for Ector County and take any necessary action and authorize the County Judge and County Commissioners to sign.
Debi Hays – County Judge

Commissioner Shelton made a motion to adopt the 2020-2021 Ad Valorem Tax Rate for Ector County and take any necessary action and authorize the County Judge and County Commissioners to sign; a second was made by Commissioner Simmons. **MOTION PASSED. 4-1** Voting for Motion:

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✓ Judge Hays
✓ Commissioner Shelton

✓ Commissioner Childers

✓ Commissioner Simmons

Voting Against Motion:

<u>✓</u>Commissioner Rodriguez

28. To consider and approve the Accounts Payable Fund Requirements Report for September 22, 2020 to review County financial statements and reports. Randy Donner – County Auditor

A motion was made by Commissioner Shelton to approve the Accounts Payable Fund Requirements Report for September 22, 2020 to review County financial statements and reports; Commissioner Simmons seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

<u>✓</u> Judge Hays

✓ Commissioner Shelton

<u>✓</u>Commissioner Simmons

✓ Commissioner Childers
✓ Commissioner Rodriguez

29. To consider, discuss and take any necessary action to discuss any and all issues related to COVID-19. Debi Hays – County Judge

Commissioner Simmons made a motion to move the voting center from the Odessa College Sports Center to the Globe Theatre due to work being done on the Sport Center floors because of COVID-19; a second was made by Commissioner Childers. **MOTION PASSED. 5-0**

Voting for Motion:

✓ Judge Hays

✓ Commissioner Shelton ✓ Commissioner Simmons ✓ Commissioner Childers ✓ Commissioner Rodriguez

A motion was made by Commissioner Simmons to lift the hiring freeze that was in place due to COVID-19; Commissioner Childers seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

✓ Judge Hays

 \checkmark Commissioner Shelton

✓ Commissioner Simmons

✓ Commissioner Childers ✓ Commissioner Rodriguez

A motion to adjourn into Executive Session was made by Commissioner Simmons and seconded by Commissioner Rodriguez. **MOTION PASSED. 5-0** Voting for Motion: <u>✓</u> Judge Hays <u>✓</u> Commissioner Shelton <u>✓</u> Commissioner Childers

✓ Commissioner Simmons

✓ Commissioner Childers ✓ Commissioner Rodriguez

EXECUTIVE SESSION

 To consider and discuss legal matters pursuant to Title 5, Chapter 551, Section 551.071, Texas Government Code.
Debi Hays – County Judge

NO ACTION WAS TAKEN ON THIS ITEM.

To consider and discuss real estate issues/transactions pursuant to Title 5, Chapter 551, Section 551.072, Texas Government Code.
Debi Hays – County Judge

NO ACTION WAS TAKEN ON THIS ITEM.

 32. To consider and discuss personnel matters pursuant to Title 5, Chapter 551, Section 551.074, Texas Government Code.
Debi Hays – County Judge

Commissioner Simmons made a motion to pay out all comp time accrued to all employees in all departments; a second was made by Commissioner Childers. **MOTION PASSED. 5-0**

Voting for Motion:

✓ Judge Hays

 \checkmark Commissioner Shelton

✓ Commissioner Simmons

_✓ Commissioner Childers _✓ Commissioner Rodriguez

12:01 P.M.

With no further business to discuss, Commissioner Childers made a motion with a second by Commissioner Simmons to adjourn to the call of the chair. **MOTION PASSED. 5-0**

THE STATE OF TEXAS

COUNTY OF ECTOR

I, Jennifer Martin, County Clerk, do hereby attest to the accuracy of the Commissioners Court Proceedings for the Regular Commissioners' Court meeting of September 22, 2020.



JENNIFER MARTIN, COUNTY CLERK ECTOR COUNTY, TEXAS