

On this the 4th day of March, 2021, 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
Mike Gardner, Commissioner Precinct #1
Greg Simmons, Commissioner Precinct #2
Don Stringer, 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 Stringer 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 accept a \$52,000 donation from Honor the Blue for the Ector County Sheriff's Office.
Mike Griffis – Sheriff

Commissioner Simmons made a motion to accept a \$52,000 donation from Honor the Blue for the Ector County Sheriff's Office; a second was made by Commissioner Rodriguez. **MOTION PASSED. 5-0**

Voting for Motion:

<u>✓</u> Judge Hays	
<u>✓</u> Commissioner Gardner	<u>✓</u> Commissioner Stringer
<u>✓</u> Commissioner Simmons	<u>✓</u> Commissioner Rodriguez

2. To accept a 30-yard trash container from DOC Disposal and to recognize DOC Disposal for their contribution in combating illegal dumping in Ector County.
Rickey George – Environmental Enforcement

A motion was made by Commissioner Simmons to accept a 30-yard trash container from DOC Disposal and to recognize DOC Disposal for their contribution in combating illegal dumping in Ector County;

Commissioner Gardner seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

<u>✓</u> Judge Hays	
<u>✓</u> Commissioner Gardner	<u>✓</u> Commissioner Stringer
<u>✓</u> Commissioner Simmons	<u>✓</u> Commissioner Rodriguez

3. To consider, discuss, and take any necessary action to approve the appointment of Bill Ritter as member of the Ector County Airport Advisory Board to serve a two-year term ending December 31, 2022.
Debi Hays – County Judge

Commissioner Gardner made a motion to approve the appointment of Bill Ritter as member of the Ector County Airport Advisory Board to serve a two-year term ending December 31, 2022; a second was made by Commissioner Rodriguez. **MOTION PASSED. 5-0**

Voting for Motion:

<u>✓</u> Judge Hays	
<u>✓</u> Commissioner Gardner	<u>✓</u> Commissioner Stringer
<u>✓</u> Commissioner Simmons	<u>✓</u> Commissioner Rodriguez

4. To declare surplus and approve the sale by auction of assets and other items on the attached lists and take any further discussion or action deemed necessary.
Lucy Soto – Purchasing

A motion was made by Commissioner Simmons to approve the sale by auction of assets and other items on the attached lists and take any further discussion or action deemed necessary; Commissioner Gardner seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

<u>✓</u> Judge Hays	
<u>✓</u> Commissioner Gardner	<u>✓</u> Commissioner Stringer
<u>✓</u> Commissioner Simmons	<u>✓</u> Commissioner Rodriguez

5. To consider, discuss, and take any necessary action to approve the purchase of replacement sound system amps and relocation of amp rack at the Ector County Coliseum and authorize the County Judge to sign.
Aaron Martin – Coliseum

Commissioner Simmons made a motion to approve the purchase of replacement sound system amps and relocation of amp rack at the Ector County Coliseum and authorize the County Judge to sign; a second was made by Commissioner Rodriguez. **MOTION PASSED. 5-0**

Voting for Motion:

<u>✓</u> Judge Hays	
<u>✓</u> Commissioner Gardner	<u>✓</u> Commissioner Stringer
<u>✓</u> Commissioner Simmons	<u>✓</u> Commissioner Rodriguez

6. To consider, discuss, and take any necessary action to approve the Joint Election Resolution between Ector County Independent School District and Ector County Hospital District to be held on May 1, 2021 and authorize the County Judge and County Commissioners to sign.
Lisa Sertuche – Elections

A motion was made by Commissioner Simmons to approve the Joint Election Resolution between Ector County Independent School District and Ector County Hospital District to be held on May 1, 2021 and authorize the County Judge and County Commissioners to sign; Commissioner Gardner seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

<u>✓</u> Judge Hays	
<u>✓</u> Commissioner Gardner	<u>✓</u> Commissioner Stringer
<u>✓</u> Commissioner Simmons	<u>✓</u> Commissioner Rodriguez

7. To consider, discuss, and take any necessary action to approve Notice of Joint Election, Early Voting Schedule, Election Day Voting Centers and Early Voting Clerks for the upcoming Joint Election for The Ector County Independent School District and The Ector County Hospital District and authorize the County Judge to sign.
Lisa Sertuche – Elections

Commissioner Gardner made a motion to approve Notice of Joint Election, Early Voting Schedule, Election Day Voting Centers and Early Voting Clerks for the upcoming Joint Election for The Ector County Independent School District and The Ector County Hospital District and authorize the County Judge to sign; a second was made by Commissioner Simmons. **MOTION PASSED. 5-0**

Voting for Motion:

✓ Judge Hays
✓ Commissioner Gardner ✓ Commissioner Stringer
✓ Commissioner Simmons ✓ Commissioner Rodriguez

AWARD OF BIDS/SPECIFICATIONS

8. To consider, discuss, and take any necessary action regarding the specification for the Cottonwood Road Project and authorize the County Judge to sign any documents associated with this agenda.
Evans Kessey – Public Works
Lucy Soto – Purchasing

Lisa Covington, 5535 Cottonwood Rd, Gardendale, Texas, addressed the court to share her opposition to the Cottonwood Road Project stating and discussed the issues with the flooding and poor drainage culverts.

Betty Jo Lara, 16045 N. Aster, Gardendale, Texas, addressed the court in favor of the Cottonwood Road Project stating that traffic would flow better and be safer.

A motion was made by Commissioner Simmons to approve the specification for the Cottonwood Road Project and authorize the County Judge to sign any documents associated with this agenda; Commissioner Stringer seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

✓ Judge Hays
✓ Commissioner Gardner ✓ Commissioner Stringer
✓ Commissioner Simmons ✓ Commissioner Rodriguez

9. To consider, discuss, and take any necessary action regarding the specifications for the CTIF Seal Coat Projects and authorize the County Judge to sign any documents associated with this agenda item.
Evans Kessey – Public Works
Lucy Soto – Purchasing

Commissioner Simmons made a motion to approve the specifications for the CTIF Seal Coat Projects and authorize the County Judge to sign any documents associated with this agenda item; a second was made by Commissioner Stringer. **MOTION PASSED. 5-0**

Voting for Motion:

✓ Judge Hays
✓ Commissioner Gardner ✓ Commissioner Stringer
✓ Commissioner Simmons ✓ Commissioner Rodriguez

CONTRACTS/AGREEMENTS/GRANTS

10. To consider, discuss, approve and take any necessary action regarding an engagement letter with Gabriel Roeder Smith & Company for the OPEB valuation and GASB 75 valuation reports for fiscal years ending 2021 and 2022 and authorize the County Judge to sign the engagement letter.
Randy Donner – County Auditor

A motion was made by Commissioner Simmons to approve an engagement letter with Gabriel Roeder Smith & Company for the OPEB valuation and GASB 75 valuation reports for fiscal years ending 2021 and 2022 and authorize the County Judge to sign the engagement letter; Commissioner Gardner seconded the motion.

MOTION PASSED. 5-0

Voting for Motion:

✓ Judge Hays
✓ Commissioner Gardner ✓ Commissioner Stringer
✓ Commissioner Simmons ✓ Commissioner Rodriguez

11. To consider, discuss, and take any necessary action to accept change order #1 from Johnson Controls, Inc. on the Performance Contract between Johnson Controls, Inc. and Ector County and authorize the County Judge to sign.
Charles Pierce – Building Maintenance

Commissioner Simmons made a motion to accept change order #1 from Johnson Controls, Inc. on the Performance Contract between Johnson Controls, Inc. and Ector County and authorize the County Judge to sign; a second was made by Commissioner Gardner. **MOTION PASSED. 5-0**

Voting for Motion:

✓ Judge Hays
✓ Commissioner Gardner ✓ Commissioner Stringer
✓ Commissioner Simmons ✓ Commissioner Rodriguez

12. To consider, discuss, and take any necessary action regarding a contract between Ector County and AT&T Corp. for a term of 24 months beginning March 4, 2021 for the Ector County Library and authorize the County Judge to sign.
Lynette Nickell – Library

A motion was made by Commissioner Gardner to approve a contract between Ector County and AT&T Corp. for a term of 24 months beginning July 1, 2021 for the Ector County Library and authorize the County Judge to sign; Commissioner Simmons seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

✓ Judge Hays
✓ Commissioner Gardner ✓ Commissioner Stringer
✓ Commissioner Simmons ✓ Commissioner Rodriguez

PUBLIC WORKS

13. To consider, discuss, and take any necessary action on Terreno West a Subdivision of 17.26 Acres in Section 24, Block 44, T-2-S, T&P RR Co. Survey, Ector County, Texas (Precinct 1) and authorize the County Judge to sign.
Evans Kessey – Public Works

Commissioner Gardner made a motion to approve Terreno West a Subdivision of 17.26 Acres in Section 24, Block 44, T-2-S, T&P RR Co. Survey, Ector County, Texas (Precinct 1) and authorize the County Judge to sign; a second was made by Commissioner Simmons. **MOTION PASSED. 5-0**

Voting for Motion:

✓ Judge Hays
✓ Commissioner Gardner ✓ Commissioner Stringer
✓ Commissioner Simmons ✓ Commissioner Rodriguez

14. To consider, discuss, and take any necessary action on Bronze Manor being a Re-plat of Lot 6, Block 37, Pleasant Farms, 4th Filing, a Subdivision of 9.23 Acres in Section 34, Block 43, T-3-S, T&P RR Co. Survey, Ector County, Texas (Precinct 4) and authorize the County Judge to sign.
Evans Kessey – Public Works

A motion was made by Commissioner Simmons to approve Bronze Manor being a Re-plat of Lot 6, Block 37, Pleasant Farms, 4th Filing, a Subdivision of 9.23 Acres in Section 34, Block 43, T-3-S, T&P RR Co. Survey, Ector County, Texas (Precinct 4) and authorize the County Judge to sign; Commissioner Gardner seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

✓ Judge Hays
✓ Commissioner Gardner ✓ Commissioner Stringer
✓ Commissioner Simmons ✓ Commissioner Rodriguez

15. To consider, discuss, and take any necessary action on Juan Pablo II being a plat of a 28.25 Acre Tract out of a 40.11 Acre Tract of land in Section 42, Block 43, T-2-S, T&P RY Co. Survey, Ector County, Texas (Precinct 1) and authorize the County Judge to sign.
Evans Kessey – Public Works

Commissioner Gardner made a motion to approve Juan Pablo II being a plat of a 28.25 Acre Tract out of a 40.11 Acre Tract of land in Section 42, Block 43, T-2-S, T&P RY Co. Survey, Ector County, Texas (Precinct 1) and authorize the County Judge to sign; a second was made by Commissioner Stringer.

MOTION PASSED. 5-0

Voting for Motion:

✓ Judge Hays
✓ Commissioner Gardner ✓ Commissioner Stringer
✓ Commissioner Simmons ✓ Commissioner Rodriguez

CONSENT AGENDA

16. To review, consider, discuss, approve, and take any necessary action regarding the following proposed Consent Agenda:

16a. To consider, discuss, and take any necessary action to approve the transfer of funds in the amount of \$200 from account line item 002-810-5191, Shop Supplies to account line item 002-810-5164, Local Transportation and authorize the County Judge to sign.

Evans Kessey – Public Works

16b. To consider, discuss, and approve a line item transfer to Sales Tax Fund, Road Department, County Advertising, 005-810-5403 from Contract Services, 005-810-5309 for \$200.

Randy Donner – County Auditor

A motion to approve the consent agenda as presented was made by Commissioner Simmons with a second by Commissioner Gardner. **MOTION PASSED. 5-0**

Voting for Motion:

✓ Judge Hays
✓ Commissioner Gardner ✓ Commissioner Stringer
✓ Commissioner Simmons ✓ Commissioner Rodriguez

BUDGET/FINANCIAL

17. To consider, discuss, and take any necessary action regarding the Ector County Investment Report for the Quarter ending December 31, 2020.
Randy Donner – County Auditor
Cleopatra Callaway – County Treasurer

Commissioner Simmons made a motion to accept the Ector County Investment Report for the Quarter ending December 31, 2020; a second was made by Commissioner Gardner. **MOTION PASSED. 5-0**

Voting for Motion:

- | | |
|-------------------------------|---------------------------------|
| <u>✓</u> Judge Hays | |
| <u>✓</u> Commissioner Gardner | <u>✓</u> Commissioner Stringer |
| <u>✓</u> Commissioner Simmons | <u>✓</u> Commissioner Rodriguez |

18. To consider, discuss, and take any necessary action regarding the Ector County Monthly Treasurer’s Reports for December 2020 and January 2021 and authorize the County Judge and County Commissioners to sign.
Cleopatra Callaway – County Treasurer

A motion was made by Commissioner Gardner to approve the the Ector County Monthly Treasurer’s Reports for December 2020 and January 2021 and authorize the County Judge and County Commissioners to sign; Commissioner Rodriguez seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

- | | |
|-------------------------------|---------------------------------|
| <u>✓</u> Judge Hays | |
| <u>✓</u> Commissioner Gardner | <u>✓</u> Commissioner Stringer |
| <u>✓</u> Commissioner Simmons | <u>✓</u> Commissioner Rodriguez |

19. To consider, discuss, and approve a budget amendment to General Fund, Environmental, Special Department Equipment, 001-471-5507 and to Illegal Dumping Fines, 001-4077 for \$30,000.
Randy Donner – County Auditor

Commissioner Gardner made a motion to approve a budget amendment to General Fund, Environmental, Special Department Equipment, 001-471-5507 and to Illegal Dumping Fines, 001-4077 for \$30,000; a second was made by Commissioner Rodriguez. **MOTION PASSED. 5-0**

Voting for Motion:

- | | |
|-------------------------------|---------------------------------|
| <u>✓</u> Judge Hays | |
| <u>✓</u> Commissioner Gardner | <u>✓</u> Commissioner Stringer |
| <u>✓</u> Commissioner Simmons | <u>✓</u> Commissioner Rodriguez |

20. To consider, discuss, and approve a budget amendment to Sales Tax Fund, IT, Special Department Equipment, 005-310-5506 from Unreserved Fund Balance, 005-3310 for \$35,000.
Randy Donner – County Auditor

A motion was made by Commissioner Stringer to approve a budget amendment to Sales Tax Fund, IT, Special Department Equipment, 005-310-5506 from Unreserved Fund Balance, 005-3310 for \$35,000; Commissioner Gardner seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

- | | |
|-------------------------------|---------------------------------|
| <u>✓</u> Judge Hays | |
| <u>✓</u> Commissioner Gardner | <u>✓</u> Commissioner Stringer |
| <u>✓</u> Commissioner Simmons | <u>✓</u> Commissioner Rodriguez |

21. To consider, discuss, and approve a budget amendment to General Fund, Commissioner Precinct #1, Office Supplies, 001-021-5171 for \$900, to Commissioner Precinct #3, Office Supplies, 001-023-5171 for \$900, and to Commissioner Precinct #4, Office Supplies, 001-024-5171 for \$300 from Unreserved Fund Balance, 001-3310 for \$2,100.
Randy Donner – County Auditor

Commissioner Simmons made a motion to approve a budget amendment to General Fund, Commissioner Precinct #1, Office Supplies, 001-021-5171 for \$900, to Commissioner Precinct #3, Office Supplies, 001-023-5171 for \$900, and to Commissioner Precinct #4, Office Supplies, 001-024-5171 for \$300 from Unreserved Fund Balance, 001-3310 for \$2,100; a second was made by Commissioner Rodriguez.

MOTION PASSED. 5-0

Voting for Motion:

✓ Judge Hays
✓ Commissioner Gardner ✓ Commissioner Stringer
✓ Commissioner Simmons ✓ Commissioner Rodriguez

22. To consider and approve the Accounts Payable Fund Requirements Report for March 4, 2021 to review County financial statements and reports.
Randy Donner – County Auditor

A motion was made by Commissioner Simmons to approve the Accounts Payable Fund Requirements Report for March 4, 2021 to review County financial statements and reports; Commissioner Gardner seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

✓ Judge Hays
✓ Commissioner Gardner ✓ Commissioner Stringer
✓ Commissioner Simmons ✓ Commissioner Rodriguez

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

Commissioner Gardner spoke about receiving calls/requests for the county to provide COVID-19 vaccines to shut-ins and the need to address that demographic.

Aaron Martin requested the court's guidance regarding how to operate events at the coliseum with Governor Abbott's decision to end the mask mandate and to allow all businesses to operate at 100% capacity. Commissioner Stringer stated that he felt it was time to start bringing in revenue; Commissioner Gardner was in favor of re-opening the coliseum to 100% capacity. Mr. Martin stated that he would post signs stating "Masks Are Recommended", would leave the hand sanitizer stations in place and would promote social distancing when possible. Commissioner Rodriguez made a motion to leave the mask requirements in place for events at the coliseum. The motion died due to a lack of a second.

24. To consider, discuss, and take any necessary action to discuss any and all issues related to Governor Abbott's Disaster Declaration in response to Severe Winter Weather in Texas – EM3554 including a proposed resolution and authorize the County Judge and County Commissioners to sign.
Debi Hays – County Judge

Evans Kessey, Public Works, told the court that he is putting together a plan to address road damage caused by inclement weather and will present it for the court's approval in case of future events.

Clarissa Webster, District Clerk, stated that her department has no internet due to the leak caused by the storm and requested to receive priority from the IT department.

Commissioner Simmons made a motion to adjourn into Executive Session; Commissioner Commissioner Stringer seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

<u>✓</u> Judge Hays	
<u>✓</u> Commissioner Gardner	<u>✓</u> Commissioner Stringer
<u>✓</u> Commissioner Simmons	<u>✓</u> Commissioner Rodriguez

A motion to reconvene was made by Commissioner Gardner with a second by Commissioner Simmons to reconvene. **MOTION PASSED. 5-0**

Voting for Motion:

<u>✓</u> Judge Hays	
<u>✓</u> Commissioner Gardner	<u>✓</u> Commissioner Stringer
<u>✓</u> Commissioner Simmons	<u>✓</u> Commissioner Rodriguez

EXECUTIVE SESSION

25. 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

26. 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

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

NO ACTION WAS TAKEN ON THIS ITEM

28. To consider and discuss personnel matters (relating to the vacancy of Public Information Officer – PIO) pursuant to Title 5, Chapter 551, Section 551.074, Texas Government Code.
Debi Hays – County Judge

NO ACTION WAS TAKEN ON THIS ITEM

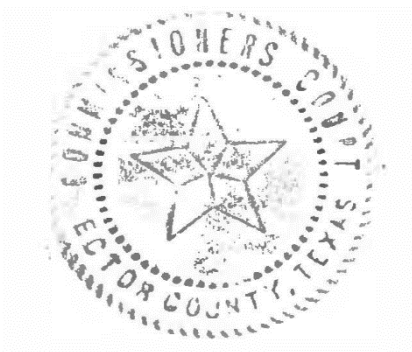
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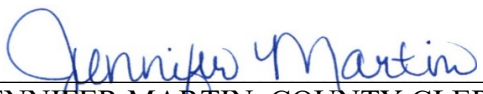
With no further business to discuss, Commissioner Gardner made a motion with a second by Commissioner Rodriguez to adjourn to the call of the chair. **MOTION PASSED. 5-0**

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 March 4, 2021.




JENNIFER MARTIN, COUNTY CLERK
ECTOR COUNTY, TEXAS