

On this the 13th day of April, 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 10:05 A. M. with a quorum of the court present. The invocation was led by Commissioner Stringer. Commissioner Gardner 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 \$500 donation from Ricky Young DBA Transconcho for the Ector County Sheriff's Office.
Mike Griffis – Sheriff

Commissioner Simmons made a motion to accept a \$500 donation from Ricky Young DBA Transconcho 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 Stringer
<u>✓</u> Commissioner Gardner	<u>✓</u> Commissioner Rodriguez
<u>✓</u> Commissioner Simmons	

2. To accept a \$4,000 donation from Fraternal Order of Police Odessa Lodge #1 for the Ector County Sheriff's Office.
Mike Griffis – Sheriff

A motion was made by Commissioner Stringer to accept a \$4,000 donation from Fraternal Order of Police Odessa Lodge #1 for the Ector County Sheriff's Office; Commissioner Simmons seconded the motion.

MOTION PASSED. 5-0

Voting for Motion:

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

3. To consider, discuss, and take any necessary action to accept seized 2011 Dodge Ram to be used for Special Investigations Unit and authorize the County Judge to sign all documents associated with this agenda item.
Mike Griffis – Sheriff

Commissioner Simmons made a motion to accept a seized 2011 Dodge Ram to be used for Special Investigations Unit, authorize the County Judge to sign all documents associated with this agenda item and to add the unit to the inventory; a second was made by Commissioner Gardner. **MOTION PASSED. 5-0**

Voting for Motion:

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

4. To consider, discuss, and take any necessary action to pay the remaining cost of \$3,800 for K-9.
Mike Griffis – Sheriff

A motion was made by Commissioner Stringer to approve payment of the remaining cost of \$3,800 for K-9; Commissioner Rodriguez seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

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

5. To consider, discuss, and take any necessary action for the creation of a Committee to review the current needs and conditions of the Library and to make recommendations to the Court.
Commissioners Court

Commissioner Simmons made a motion to accept the appointment of Sondra Eoff, Randy Ham, Craig Stoker, Tim Ogilvy and Peggy Dean to the Committee created to review the current needs and conditions of the Library; a second was made by Judge Hays. **MOTION PASSED. 5-0**

Voting for Motion:

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

6. To consider, discuss, and take any necessary action regarding options on total loss designation per Travelers Insurance Auto Total Loss Claim Services Center: Unit #859 – Ector County Coliseum, 1993 Zamboni – License # 44357, Model Number: 500, Serial Number: 4753, Travelers Claim Number: DHX9294 and authorize the County Judge to sign.
Sam Brijalba – Human Resources

A motion was made by Commissioner Simmons to declare the 1993 Zamboni – Unit #859, License # 44357, Model Number: 500, Serial Number: 4753 a total loss, to accept a payment in the amount of \$28,675.09 (Travelers Insurance retains the unit), to remove from inventory and to approve the purchase of another Zamboni using Fund 043; Commissioner Gardner seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

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

7. To consider, discuss, and take any necessary action requesting temporarily lowering the speed limit within a construction zone (.080 miles lone) located on West Yukon Road at North West Loop 338, and authorize the County Judge to sign.
Evans Kessey – Public Works

Commissioner Simmons made a motion to approve a request to temporarily lower the speed limit within a construction zone (.080 miles lone) located on West Yukon Road at North West Loop 338, 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

8. To consider, discuss, and take any necessary action regarding a proposed acceptance and maintenance of the following requested roads: Trunk Street (from Pagewood Avenue to Meadow Avenue, 0.94 mile (4,940.31 feet)) and Galloway Drive (from Pagewood Avenue to Trunk Street, 0.40 miles (2,099.03 feet)) for a total of 1.34 miles (7,039.34 feet) and authorize the County Judge to sign.
Evans Kessey – Public Works

A motion was made by Commissioner Simmons to approve the acceptance and maintenance of the following requested roads: Trunk Street (from Pagewood Avenue to Meadow Avenue, 0.94 mile (4,940.31 feet)) and Galloway Drive (from Pagewood Avenue to Trunk Street, 0.40 miles (2,099.03 feet)) for a total of 1.34 miles (7,039.34 feet) 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

9. To consider, discuss, and take any necessary action regarding plans, schedule, and estimate (PS&E) for Apple Street road improvement in Precinct 4, and to engage Landgraf, Crutcher & Associates (LCA) to provide all necessary PS&E for a fee not to exceed \$145,075, excluding right-of-way, utility adjustment, and underground pipeline costs and authorize the County Judge to sign.
Evans Kessey – Public Works

Commissioner Simmons made a motion to approve the plans, schedule, and estimate (PS&E) for Apple Street road improvement in Precinct 4, and to engage Landgraf, Crutcher & Associates (LCA) to provide all necessary PS&E for a fee not to exceed \$145,075, excluding right-of-way, utility adjustment, and underground pipeline costs and authorize the County Judge to sign; a second was made by Commissioner Rodriguez.

MOTION PASSED. 5-0

Voting for Motion:

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

10. To consider, discuss, and take any necessary action to discuss any and all issues related to Environmental and authorize the County Judge to sign.
Mike Gardner – Commissioner Pct. 1

NO ACTION WAS TAKEN ON THIS ITEM

AWARD OF BIDS/PROPOSALS

11. To consider, discuss, and take any necessary action to authorize the County Treasurer to proceed with the Depository process, as stated in the LGC, Chapter 116.000 through 116.054 and Sec. 117 and authorize the County Judge to sign.
Cleopatra Callaway – County Treasurer

A motion was made by Commissioner Simmons to authorize the County Treasurer to proceed with the Depository process, as stated in the LGC, Chapter 116.000 through 116.054 and Sec. 117 and authorize the County Judge to sign; Commissioner Rodriguez seconded the motion. **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 on bid specifications on the following: Traffic Control Signs and authorizing the County Judge to sign.
Lucy Soto – Purchasing
Evans Kessey – Public Works

Commissioner Simmons made a motion to approve bid specifications on the following: Traffic Control Signs and authorizing the County Judge to sign; a second was made by Commissioner Gardner.

MOTION PASSED. 5-0

Voting for Motion:

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

13. To consider, discuss, and take any necessary action regarding the bid for Cottonwood Road Improvements and authorize the County Judge to sign.
Lucy Soto – Purchasing
Evans Kessey – Public Works

A motion was made by Commissioner Simmons to award the bid to Jones Bros. Paving for Cottonwood Road Improvements and authorize the County Judge to sign; Commissioner Stringer seconded the motion.

MOTION PASSED. 5-0

Voting for Motion:

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

14. To consider, discuss, and take any necessary action regarding the CTIF Seal Coat Projects and authorize the County Judge to sign.
Lucy Soto – Purchasing
Evans Kessey – Public Works

Commissioner Simmons made a motion to approve the CTIF Seal Coat Projects, award the bid to CK Newberry, LLC and authorize the County Judge to sign; a second was made by Commissioner Stringer.

MOTION PASSED. 5-0

Voting for Motion:

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

15. To consider, discuss, and take any necessary action on the following proposal specifications: Administration for Medical, Prescription Drug, and Dental Benefits, Flexible Spending Accounts, Health Savings Accounts and Health Reimbursement Accounts and Stop-Loss Reinsurance (Proposal #21-05-14-01) and authorize the County Judge to sign.
Lucy Soto – Purchasing
Donna James – Human Resources

A motion was made by Commissioner Simmons to approve the following proposal specifications: Administration for Medical, Prescription Drug, and Dental Benefits, Flexible Spending Accounts, Health Savings Accounts and Health Reimbursement Accounts and Stop-Loss Reinsurance (Proposal #21-05-14-01) and authorize the County Judge 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

16. To consider, discuss, and take any necessary action on the Request for Qualifications (RFQ) for architectural services.
Lucy Soto – Purchasing

Commissioner Simmons made a motion to approve the Request for Qualifications (RFQ) for architectural services; a second was made by Commissioner Rodriguez.

Commissioner Simmons amended his motion to approve the Request for Qualification (RFQ) for architectural services with the following corrections being made:

Page 3 – SOLICITATION SCHEDULE, April Pre-Solicitation meeting at 10:00 A.M.

II. Evaluation - the last word on the first line was changed from “two” to “four”

An amended 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

CONTRACTS/AGREEMENTS/GRANTS

17. To consider, discuss, and take any necessary action to approve the contract with West Texas Urology and authorize the County Judge to sign.
Donna James – Human Resources

A motion was made by Commissioner Simmons to approve the contract with West Texas Urology and authorize the County Judge 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

PERSONNEL REQUESTS

18. To consider the appointment of Carl Rogers as Constable for Precinct #3.
Don Stringer – Commissioner Pct. 3

Commissioner Stringer made a motion to appoint Carl Rogers as Constable for Precinct #3; 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

19. To consider, discuss, and take any necessary action for the starting pay for the Epidemiologist to be at a Step 3. This is a grant-funded position.
Brandy Garcia – Health Department

A motion was made by Commissioner Simmons to approve the starting pay for the Epidemiologist to be at a Step 3. This is a grant-funded position; Commissioner Rodriguez seconded the motion.

MOTION PASSED. 5-0

Voting for Motion:

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

PUBLIC WORKS

20. To consider, discuss, and take any necessary action on a 15 Foot Drainage Easement being donated to Ector County by Mr. Flores and Mr. Juarez, residents of Ector County and authorize the County Judge to sign.
Evans Kessey – Public Works

Commissioner Simmons made a motion to approve a 15 Foot Drainage Easement being donated to Ector County by Mr. Flores and Mr. Juarez, residents of Ector County 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

21. To consider, discuss, and take any necessary action on a Proposed West Texas Frac Sand MHRC, 906 S. Knox Avenue, Odessa, Texas, 79763, Ector County (Precinct 1) and authorize the County Judge to sign.
Evans Kessey – Public Works

A motion was made by Commissioner Gardner to approve a Proposed West Texas Frac Sand MHRC, 906 S. Knox Avenue, Odessa, Texas, 79763, Ector County (Precinct 1) 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

22. To consider, discuss, and take any necessary action on J Bar Estates, 2nd Filing being a replat of Lot 8 Block 2, Save & Except 1.0 Acre, J Bar Estates, as filed in Volume 15, Page 3, Ector County Plat Records, Ector County, Texas (Precinct 1) and authorize the County Judge to sign.
Evans Kessey – Public Works

Commissioner Gardner made a motion to approve J Bar Estates, 2nd Filing being a replat of Lot 8 Block 2, Save & Except 1.0 Acre, J Bar Estates, as filed in Volume 15, Page 3, Ector County Plat Records, 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:

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

23. To consider, discuss, and take any necessary action on a Replat of the West 150 Feet of Lot 33, Block 2, 385 Ranch Estates, Ector County, Texas (Precinct 4) and authorize the County Judge to sign.
Evans Kessy – Public Works

A motion was made by Commissioner Gardner to approve Replat of the West 150 Feet of Lot 33, Block 2, 385 Ranch Estates, Ector County, Texas (Precinct 4) and authorize the County Judge to sign; Commissioner Simmons 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

BUDGET/FINANCIAL

24. To consider, discuss, and approve a budget amendment to Elections Fund, Salaries Election Workers, 004-980-5105 for \$68,335 to Salaries, Part Time, 004-980-5104 for \$5,223 and to Election Income, 004-4094 for \$73,558.
Randy Donner – County Auditor

Commissioner Simmons made a motion to approve a budget amendment to Elections Fund, Salaries Election Workers, 004-980-5105 for \$68,335 to Salaries, Part Time, 004-980-5104 for \$5,223 and to Election Income, 004-4094 for \$73,558; 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

25. To consider, discuss, and approve a budget amendment to General Fund, Non Departmental, Other General Expense, 001-950-5402 from Unreserved Fund Balance, 001-3310, for \$26,730.
Randy Donner – County Auditor

A motion was made by Commissioner Simmons to approve a budget amendment to General Fund, Non Departmental, Other General Expense, 001-950-5402 from Unreserved Fund Balance, 001-3310, for \$26,730; 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

26. To consider and approve the Accounts Payable Fund Requirements Report for April 13, 2021 to review County financial statements and reports.
Randy Donner - County Auditor

Commissioner Simmons made a motion to approve the Accounts Payable Fund Requirements Report for April 13, 2021 to review County financial statements and reports; a second was made by Commissioner Stringer.

MOTION PASSED. 5-0

Voting for Motion:

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

27. To consider, discuss, and take any necessary action regarding a tax abatement for Nacero and authorize the County Judge to sign any and all documents associated with this agenda item.
Debi Hays – County Judge

A motion was made by Commissioner Simmons to discuss the agenda item in Executive Session; Commissioner Gardener seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

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

Commissioner Simmons made a motion to extend and approve a tax abatement for 10 years with the first five years receiving a full abatement then decreasing the abatement by 10% each year beginning with the 6th year; a second was made by Commissioner Stringer. **MOTION PASSED. 5-0**

Voting for Motion:

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

A motion was made by Commissioner Simmons with a second by Commissioner Stringer to adjourn into Executive Session. **MOTION PASSED. 5-0**

Voting for Motion:

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

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

Voting for Motion:

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

EXECUTIVE SESSION

28. 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

29. To consider and discuss legal matters (Papaw Street) pursuant to Title 5, Chapter 551, Section 551.071, Texas Government Code.
Debi Hays - County Judge

NO ACTION WAS TAKEN ON THIS ITEM

30. 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

31. 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

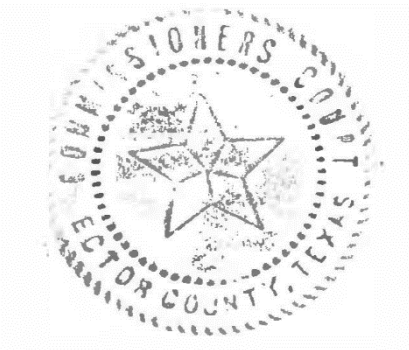
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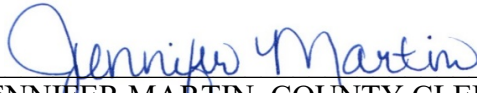
With no further business to discuss, Commissioner Gardner made a motion with a second by Commissioner Simmons to adjourn to the call of the chair. **MOTION PASSED. 5-0**

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 April 13, 2021.




JENNIFER MARTIN, COUNTY CLERK
ECTOR COUNTY, TEXAS