

On this the 10th day of August, 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 via Teleconference
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 10:09 A. M. with a quorum of the court present. The invocation was led by Judge Hays. 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 receive a presentation by Victor Uvalle, Jr., with TAC (Texas Association of Counties) Risk Management Consultant regarding the Safety Equipment Program.
Sam Brijalba – Human Resources

NO ACTION WAS TAKEN ON THIS ITEM

2. To consider, discuss, and take any necessary action on closing 46th Street by the Coliseum from 9:00 p.m. to 10:30 p.m. on September 3, 2021 for a display of Fireworks.
Greg Simmons – Commissioner Pct. 2

ITEM WITHDRAWN

3. To consider, discuss and take any necessary action to approve the 2021 – 2022 Budget for the 911 Emergency Communication District of Ector County.
Debi Hays – County Judge

Commissioner Gardner made a motion to approve the 2021 – 2022 Budget for the 911 Emergency Communication District of Ector County; 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	

4. To consider, discuss, and take any necessary action to approve the 2021 – 2022 Area Agency on Aging Budget.
Donna Greaves – Senior Centers

ITEM WITHDRAWN

5. To consider, discuss, and take any necessary action to increase or implement mobile unit annual fees to \$150, mobile re-inspection/suspended permits to \$50, on-site sewage facility re-inspections to \$100 and restaurant re-inspections to \$50.
Brandy Garcia – Health Department

A motion was made by Commissioner Gardner to increase or implement mobile unit annual fees to \$150, mobile re-inspection/suspended permits to \$50, on-site sewage facility re-inspections to \$100 and restaurant re-inspections to \$50; 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

6. To consider, discuss, and take any necessary action to approve the Election Resolution for the Constitutional Amendments Election to be held November 2, 2021 and authorize the County Judge and County Commissioners to sign.
Lisa Sertuche – Elections

Commissioner Stringer made a motion to approve the Election Resolution for the Constitutional Amendments Election to be held November 2, 2021 and authorize the County Judge and County Commissioners to sign; 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

7. To consider, discuss, and take any necessary action to approve Notice of Election, Early Voting Schedule, Election Day Voting Centers, and Early Voting Clerks for the upcoming Constitutional Amendments Election and authorize the County Judge to sign.
Lisa Sertuche – Elections

A motion was made by Commissioner Stringer to approve Notice of Election, Early Voting Schedule, Election Day Voting Centers, and Early Voting Clerks for the upcoming Constitutional Amendments Election 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

8. To consider, discuss, and take any necessary action to approve the Commissioners Court schedule for Ector County for the 2021 – 2022 term.
Debi Hays – County Judge

Commissioner Stringer made a motion to approve the Commissioners Court schedule for Ector County for the 2021 – 2022 term; 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

9. To consider, discuss, and take any necessary action to approve the Holiday Schedule for Ector County for the 2021 – 2022 term.
Debi Hays – County Judge

A motion was made by Commissioner Rodriguez to approve the proposed Holiday Schedule with the addition of Columbus Day and Juneteenth. The motion died due to lack of a second.

Gene O. Collins, 717 Oxford Dr., Odessa, Texas addressed the court in support of adding Juneteenth to the holiday schedule in order to allow employees to participate in activities organized to teach history and unite the citizens of our community.

Jan Sprawls Cooksey, 5604 Fort Worth Ave., Odessa, Texas addressed the court opposing the addition of Columbus Day and Juneteenth to the proposed holiday schedule expressing concerns regarding the expense of adding two additional holidays.

The Commissioners Court directed the Human Resources Department to send a survey to employees to see if they would rather have two days at Thanksgiving and Christmas or if they would prefer to have Columbus Day and Juneteenth with one day given at Thanksgiving and Christmas. The results of the survey would be considered for the next fiscal year.

Commissioner Gardner made a motion to approve the Holiday Schedule for Ector County for the 2021-2022 term; a second was made by Commissioner Simmons. **MOTION PASSED. 4-1**

Voting for Motion:

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

Voting Against Motion:

✓ Commissioner Rodriguez

CONTRACTS/AGREEMENTS/GRANTS

10. To consider, discuss, and take any necessary action regarding the AIA Change Order #2 for the LEC Booking and Intake Renovations Phase II and to include a line item transfer to Jail Expansion Fund, Professional Services, 047-420-5307 from Improvements and Construction, 047-420-5509 for \$6,445 and authorize the County Judge and other County Officials to sign all documents associated with this agenda item.

Lucy Soto – Purchasing
Charles Pierce – Building Maintenance

A motion was made by Commissioner Gardner to approve the AIA Change Order #2 for the LEC Booking and Intake Renovations Phase II and to include a line item transfer to Jail Expansion Fund, Professional Services, 047-420-5307 from Improvements and Construction, 047-420-5509 for \$6,445 and authorize the County Judge and other County Officials to sign all documents associated with this agenda item;

Commissioner Simmons 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 regarding the renewal of the FY 2022 Ector County Title IV-E Legal Contract #HHS00028510001 with the Department for Family and Protective Services and authorize the County Judge to sign.
Randy Ragsdale – Auditor’s Office

Commissioner Gardner made a motion to approve the renewal of the FY 2022 Ector County Title IV-E Legal Contract #HHS00028510001 with the Department for Family and Protective Services and authorize the County Judge to sign; a second was made by Commissioner Simmons. **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

POLICIES/PROCEDURES

12. To consider, discuss, and take any necessary action regarding the adoption of a Policy granting paid quarantine leave for peace officers and detention officers employed by Ector County.
Pat Patton – Human Resources

A motion to table was made by Commissioner Gardner; 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

PUBLIC WORKS

13. To consider, discuss, and take any necessary action on a Proposed MHRC Western Meadows Mobile Home Community 15690 W 16th Street, Odessa, Texas 79763 (Precinct 1) and authorize the County Judge to sign.
Evans Kessey – Pubic Works

Commissioner Gardner made a motion to approve a Proposed MHRC Western Meadows Mobile Home Community 15690 W 16th Street, Odessa, Texas 79763 (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

14. To consider, discuss, and take any necessary action on a Replat of Lot 6, Block 7, Westlake Addition, Ector County, Texas (Precinct 1) and authorize the County Judge to sign.
Evans Kessey – Public Works

A motion was made by Commissioner Gardner to approve a Replat of Lot 6, Block 7, Westlake Addition, Ector County, Texas (Precinct 1) 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 Gardner	<u>✓</u> Commissioner Stringer
<u>✓</u> Commissioner Simmons	<u>✓</u> Commissioner Rodriguez

15. To consider, discuss, and take any necessary action on Romero Addition being a 4.0 Acre Tract out of a 28.64 Acre Tract out of Section 6, Block 43, 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 Romero Addition being a 4.0 Acre Tract out of a 28.64 Acre Tract out of Section 6, Block 43, 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 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

16. To consider, discuss, and take any necessary action on Stevenson Addition being a 44.99 Acre Tract located in Section 3, Block 42, T-4-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 Rodriguez to approve Stevenson Addition being a 44.99 Acre Tract located in Section 3, Block 42, T-4-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:

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

17. To consider, discuss, and take any necessary action on Pleasant Farms Subdivision a 6.00 Acre tract of land out of Lot 7, Block 11 Pleasant Farms Subdivision, Ector County, Texas (Precinct 4) and authorize the County Judge to sign.
Evans Kessey – Public Works

Commissioner Rodriguez made a motion to approve Pleasant Farms Subdivision a 6.00 Acre tract of land out of Lot 7, Block 11 Pleasant Farms Subdivision, Ector County, Texas (Precinct 4) and authorize 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 Gardner	<u>✓</u> Commissioner Stringer
<u>✓</u> Commissioner Simmons	<u>✓</u> Commissioner Rodriguez

18. To consider, discuss, and take any necessary action on a Replat of 2 Acres out of Lots 1 and 8, Block 4, Pleasant Farms Subdivision 1st Filing, Ector County, Texas (Precinct 4) and authorize the County Judge to sign.
Evans Kessey – Public Works

A motion was made by Commissioner Rodriguez to approve a Replat of 2 Acres out of Lots 1 and 8, Block 4, Pleasant Farms Subdivision 1st Filing, Ector County, Texas (Precinct 4) 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

CONSENT AGENDA

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

19a. To consider, discuss, and approve a line item transfer to General Fund, Co & Dist Court Jury, Jury Supplies and Expense, 001-210-5177 from Jury Service, 001-210-5330 for \$7,200.
Randy Donner – County Auditor

19b. To consider, discuss, and approve a line item transfer to General Fund, 70th District Court, Office Supplies, 001-060-5171 for \$6,500 from Departmental Furniture & Equipment, 001-060-5199 for \$2,500 and from Educational Travel, 001-060-5161 for \$4,000.
Randy Donner – County Auditor

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

Voting for Motion:

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

BUDGET/FINANCIAL

20. To consider, discuss, and take any necessary action to utilize the American Rescue Plan Act Funding to recapture loss revenue for 2020 due to the COVID-19 Pandemic in the amount of \$4.5 Million and authorize the County Judge to sign.
Debi Hays – County Judge

A motion was made by Commissioner Gardner to utilize the American Rescue Plan Act Funding to recapture loss revenue for 2020 due to the COVID-19 Pandemic in the amount of \$4.5 Million 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

21. To consider, discuss, and take any necessary action to utilize the American Rescue Plan Act Funding for IT to equip the Courts with all the technology needed for Virtual Hearings due to the COVID-19 Pandemic in the amount of \$1 Million and authorize the County Judge to sign.
Debi Hays – County Judge

Commissioner Gardner made a motion to utilize the American Rescue Plan Act Funding for IT to equip the Courts with all the technology needed for Virtual Hearings due to the COVID-19 Pandemic in the amount of \$1 Million 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

22. To consider and approve the Accounts Payable Fund Requirements Report for August 10, 2021 to review County financial statements and reports.
Randy Donner - County Auditor

A motion was made by Commissioner Gardner to approve the Accounts Payable Fund Requirements Report for August 10, 2021 to review County financial statements and reports; 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

Commissioner Commissioner Gardner 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 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

EXECUTIVE SESSION

23. 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

24. 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

25. 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

At 11:17 a.m. the regular meeting of Commissioners Court was re-opened in order for Russell Tippin, CEO of Medical Center Hospital to address the court. Mr. Tippin requested that an item be placed on the next agenda for him to request funds from Ector County using the American Rescue Funds.

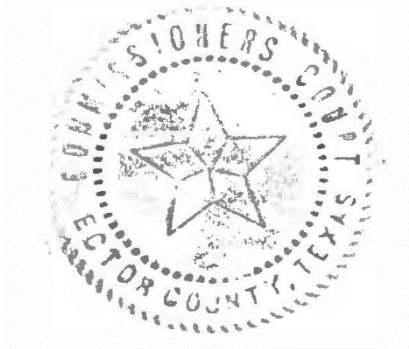
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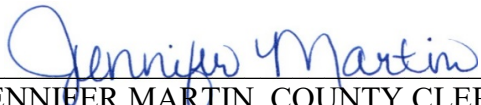
With no further business to discuss, Commissioner Gardner made a motion with a second by Commissioner Rodriguez to adjourn to the call of the chair. **MOTION PASSED. 5-0**

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 August 10, 2021.





JENNIFER MARTIN, COUNTY CLERK
ECTOR COUNTY, TEXAS