

On this the 11th day of June, 2018, 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:

Ron Eckert, 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, Chief Deputy County Clerk

when the following proceedings were had to-wit:

County Judge Ron Eckert called the meeting to order at 10:03 A. M. with a quorum of the court present. The invocation was led by Commissioner Greg Simmons. Commissioner Dale 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 present a Certificate of Completion to Commissioner Eddy Shelton for County Commissioners Court Leadership Academy Class VII from V.G. Young Institute of County Government, and to discuss all matters relating to said certificate, authorizing the County Judge and other county officials and employees to sign the certificate and all other documents associated with this agenda item.
Steven Paz – County Agent

Steven Paz with the Ector County Extension Office appeared before the court to present a certificate Completion to Commissioner Eddy Shelton for County Commissioners Court Leadership Academy Class VII from V.G. Young Institute of County Government. No court action required.

2. To consider, discuss, approve, reject, and take any necessary action regarding a proposed ban of rockets with sticks and missiles with fins for the 4th of July fireworks season, authorizing the County Judge, County Commissioners, and other county officials and employees to sign all documents associated with this agenda item.
Dale Childers – Commissioners Pct. 3

Commissioner Childers made a motion for approval of banning the use of rockets with sticks and missiles with fins for the 4th of July fireworks season, authorizing the County Judge, County Commissioners, and other county officials and employees to sign all associated documents; Commissioner Shelton seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

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

3. To accept a donation of \$85,000 (eighty-five thousand dollars and zero cents) from Bustin For Badges for the Sheriff's Office, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.
Mike Griffis – Sheriff

A motion was made by Commissioner Simmons with a second by Commissioner Shelton to approve a donation of \$85,000 from Bustin For Badges for the Sheriff's Office, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.

MOTION PASSED. 5-0

Voting for Motion:

✓ Judge Eckert
✓ Commissioner Shelton
✓ Commissioner Childers
✓ Commissioner Simmons
✓ Commissioner Rodriguez

4. To accept a donation of \$1,000 (one thousand dollars and zero cents) from Adriana and Marcos Lujan for the purchase of a tactical vest for the Sheriff's Office, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.
Mike Griffis – Sheriff

Commissioner Simmons made a motion to approve acceptance a donation of \$1,000 from Adriana and Marcos Lujan for the purchase of a tactical vest for the Sheriff's Office, authorizing the County Judge and other county officials and employees to sign all associated documents; Commissioner Shelton seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

✓ Judge Eckert
✓ Commissioner Shelton
✓ Commissioner Childers
✓ Commissioner Simmons
✓ Commissioner Rodriguez

- 4a. To consider, discuss, approve, reject, adopt and take any necessary action regarding a proposed Resolution adopting a temporary 207 (k) exemption two-week work period of 86 hours and to compensate overtime with paid overtime after 86 hours for jailers, but retaining the current 207 (k) exemption work period of 28-days and overtime earned after 171 hours with overtime paid in the form of compensatory time off for all other law enforcement, authorizing the County Judge, county commissioners and other county officials and employees to sign said resolution and all other documents associated with this agenda item.
Dale Childers – Commissioner Pct. 3

A motion was made by Commissioner Childers with a second by Commissioner Shelton to approve a Resolution adopting a temporary 207 (k) exemption two-week work period of 86 hours and to compensate overtime with paid overtime after 86 hours for jailers, but retaining the current 207 (k) exemption work period of 28-days and overtime earned after 171 hours with overtime paid in the form of compensatory time off for all other law enforcement, authorizing the County Judge, county commissioners and other county officials and employees to sign said resolution and all other documents associated with this agenda item.

MOTION PASSED. 5-0

Voting for Motion:

✓ Judge Eckert
✓ Commissioner Shelton
✓ Commissioner Childers
✓ Commissioner Simmons
✓ Commissioner Rodriguez

- 4b. To consider, discuss, and take any necessary action to appoint Gus Ortega to the Board of Trustees for Permian Basin Community Centers for a two-year term running from June 27, 2018 to June 26, 2020, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.
Ron Eckert – County Judge

Commissioner Shelton made a motion for approval of the re-appointment of Gus Ortega to the Board of Trustees for Permian Basin Community Centers for a two-year term running from June 27, 2018 to June 26,

2020, authorizing the County Judge and other county officials and employees to sign all associated documents; Commissioner Simmons seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

✓ Judge Eckert
✓ Commissioner Shelton ✓ Commissioner Simmons
✓ Commissioner Childers ✓ Commissioner Rodriguez

AWARD OF BIDS/PROPOSALS

5. To review, consider, discuss, approve, award, reject, and take any necessary action regarding the Competitive Proposal and Contract for the Roof Repair – Phase I Project, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.

Kenneth Lind – Purchasing

A motion was made by Commissioner Childers with a second by Commissioner Shelton to award the Competitive Proposal and Contract for the Roof Repair – Phase I Project to Advantage USAA, Inc. with revision to page 5 to delete lines A, B, and C. **MOTION PASSED. 5-0**

Voting for Motion:

✓ Judge Eckert
✓ Commissioner Shelton ✓ Commissioner Simmons
✓ Commissioner Childers ✓ Commissioner Rodriguez

6. To review, consider, discuss, approve, reject, modify, and take any necessary action on the Evidence/Forensics Building competitive sealed proposal specifications, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.

Kenneth Lind – Purchasing

Commissioner Shelton made a motion for approval of the competitive sealed proposal specifications for the Evidence/Forensics Building for the Sheriff's Department; Commissioner Childers seconded the motion.

MOTION PASSED. 5-0

Voting for Motion:

✓ Judge Eckert
✓ Commissioner Shelton ✓ Commissioner Simmons
✓ Commissioner Childers ✓ Commissioner Rodriguez

7. To review, consider, approve, award, reject, discuss, or take any other action regarding the Ector County Law Enforcement Center – Tilt Skillets to be purchased with Jail Expansion Funds – Special Departmental Equipment, and to authorize a Budget Amendment from Jail Expansion Funds, Improvements and Construction, 047-420-5509, to Jail Expansion Funds, Special Departmental Equipment, 047-420-5507 in the amount of \$30,007, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.

Kenneth Lind – Purchasing

A motion was made by Commissioner Shelton with a second by Commissioner Childers to approve the Ector County Law Enforcement Center – Tilt Skillets to be purchased with Jail Expansion Funds – Special Departmental Equipment, and to authorize a Budget Amendment from Jail Expansion Funds, Improvements and Construction, 047-420-5509, to Jail Expansion Funds, Special Departmental Equipment, 047-420-5507 in the amount of \$30,007, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item. **MOTION PASSED. 5-0**

Voting for Motion:

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

CONTRACTS/AGREEMENT/GRANTS

8. To review, consider, discuss, approve, reject, and take any necessary action regarding the Proposal/Letter of Agreement for the Law Enforcement Center – Abandoned Vehicle and Forensics Storage Building with JSA Architects to be funded from Jail Expansion Fund, Professional Services, 047-420-5307 for \$42,000, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.
Kenneth Lind – Purchasing

Commissioner Shelton made a motion for approval of the Proposal/Letter of Agreement for the Law Enforcement Center – Abandoned Vehicle and Forensics Storage Building with JSA Architects to be funded from Jail Expansion Fund, Professional Services, 047-420-5307 for \$42,000, authorizing the County Judge and other county officials and employees to sign all associated documents; Commissioner Childers seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

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

9. To review, consider, discuss, approve, reject, and take any necessary action regarding the proposed AIA Change Order #8, for the Jail Additions and Renovations Project, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.
Kenneth Lind – Purchasing

A motion was made by Commissioner Childers with a second by Commissioner Rodriguez to approve AIA Change Order #8, for the Jail Additions and Renovations Project, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.

MOTION PASSED. 5-0

Voting for Motion:

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

10. To review, consider, discuss, approve, and take any necessary action regarding a proposed amendment to the Lexis Advance Subscription Agreement between LexisNexis and Ector County, for research services for the County Law Library, authorizing the County Judge and other county officials and employees to sign said amendment and all other documents associated with this agenda item.
Betty Linsley – Law Library

Commissioner Simmons made a motion for approval of the amendment to the Lexis Advance Subscription Agreement between LexisNexis and Ector County, for research services for the County Law Library, authorizing the County Judge and other county officials and employees to sign said amendment and all other associated documents; Commissioner Shelton seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

- ✓ Judge Eckert

✓ Commissioner Shelton
✓ Commissioner Childers

✓ Commissioner Simmons
✓ Commissioner Rodriguez

11. To review, consider, discuss, approve, and take any necessary action regarding a proposed amendment to the Lexis Advance Subscription Agreement between LexisNexis and Ector County, for online legal research services for the Judges, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.
Betty Linsley – Law Library

A motion was made by Commissioner Simmons with a second by Commissioner Shelton to approve an amendment to the Lexis Advance Subscription Agreement between LexisNexis and Ector County, for online legal research services for the Judges, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item. **MOTION PASSED. 5-0**

Voting for Motion:

✓ Judge Eckert

✓ Commissioner Shelton

✓ Commissioner Childers

✓ Commissioner Simmons

✓ Commissioner Rodriguez

12. To consider, discuss, approve, and take any necessary action regarding a proposed Interlocal Agreement between the Office of the Attorney General and Ector County, for the purpose of issuing 10 licenses to the Office of the Attorney General for the purpose of allowing the Office of the Attorney General to access the County Odyssey Integrated Courts and Justice System, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.
Stephen White – Information Technology

Commissioner Simmons made a motion for approval of an Interlocal Agreement between the Office of the Attorney General and Ector County, for the purpose of issuing 10 licenses to the Office of the Attorney General for the purpose of allowing the Office of the Attorney General to access the County Odyssey Integrated Courts and Justice System, authorizing the County Judge and other county officials and employees to sign all associated documents; Commissioner Childers seconded the motion.

MOTION PASSED. 5-0

Voting for Motion:

✓ Judge Eckert

✓ Commissioner Shelton

✓ Commissioner Childers

✓ Commissioner Simmons

✓ Commissioner Rodriguez

- 12a. To consider, discuss, approve, reject, authorize and take any necessary action regarding a requested letter of support for a grant proposal to be submitted by Permian Basin Community Centers dba PermianCare for a matching grant for justice-involved individuals as directed by Senate Bill 292, authorizing the County Judge and other county officials and employees to sign the requested letter of support and all other documents associated with this agenda item.
Mike Griffis – Sheriff

A motion was made by Commissioner Simmons with a second by Commissioner Childers to approve a letter of support for a grant proposal to be submitted by Permian Basin Community Centers dba PermianCare for a matching grant for justice-involved individuals as directed by Senate Bill 292, authorizing the County Judge and other county officials and employees to sign the requested letter of support and all other documents associated with this agenda item. **MOTION PASSED. 5-0**

Voting for Motion:

- | | |
|---|--|
| <input checked="" type="checkbox"/> Judge Eckert | |
| <input checked="" type="checkbox"/> Commissioner Shelton | <input checked="" type="checkbox"/> Commissioner Simmons |
| <input checked="" type="checkbox"/> Commissioner Childers | <input checked="" type="checkbox"/> Commissioner Rodriguez |

PUBLIC WORKS

13. To review, consider, discuss, approve, and take any necessary action on the proposed Angel Subdivision being 50.10 acres out of Section 18, Block 43, T-2-S, T&P RY. CO. Survey, Ector County, Texas, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.
David Peck – Project Manager

Commissioner Shelton made a motion for approval the plat for Angel Subdivision being 50.10 acres out of Section 18, Block 43, T-2-S, T&P RY. CO. Survey, Ector County, Texas, authorizing the County Judge and other county officials and employees to sign all documents; Commissioner Childers seconded the motion.

MOTION PASSED. 5-0

Voting for Motion:

- | | |
|---|--|
| <input checked="" type="checkbox"/> Judge Eckert | |
| <input checked="" type="checkbox"/> Commissioner Shelton | <input checked="" type="checkbox"/> Commissioner Simmons |
| <input checked="" type="checkbox"/> Commissioner Childers | <input checked="" type="checkbox"/> Commissioner Rodriguez |

14. To review, consider, discuss, approve, and take any necessary action on the proposed Replat of Lot 5, Block 2, Brown Industrial Sites, having a tract size of 5.05 acres, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.
David Peck – Project Manager

A motion was made by Commissioner Shelton with a second by Commissioner Simmons to approve the Replat of Lot 5, Block 2, Brown Industrial Sites, having a tract size of 5.05 acres, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.

MOTION PASSED. 5-0

Voting for Motion:

- | | |
|---|--|
| <input checked="" type="checkbox"/> Judge Eckert | |
| <input checked="" type="checkbox"/> Commissioner Shelton | <input checked="" type="checkbox"/> Commissioner Simmons |
| <input checked="" type="checkbox"/> Commissioner Childers | <input checked="" type="checkbox"/> Commissioner Rodriguez |

15. To review, consider, discuss, approve, and take any necessary action on the proposed Replat of 8.05 acres out of Tract 9, Belmont Acres, Ector County, Texas, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.
David Peck – Project Manager

Commissioner Shelton made a motion for approval of the Replat of 8.05 acres out of Tract 9, Belmont Acres, Ector County, Texas, authorizing the County Judge and other county officials and employees to sign all associated documents; Commissioner Simmons seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

- | | |
|---|--|
| <input checked="" type="checkbox"/> Judge Eckert | |
| <input checked="" type="checkbox"/> Commissioner Shelton | <input checked="" type="checkbox"/> Commissioner Simmons |
| <input checked="" type="checkbox"/> Commissioner Childers | <input checked="" type="checkbox"/> Commissioner Rodriguez |

16. To review, consider, discuss, approve, and take any necessary action on the proposed Replat of Lot 8, Block 3, Pleasant Farms Subdivision, 1st Filing, Ector County, Texas, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.

David Peck – Project Manager

A motion was made by Commissioner Simmons with a second by Commissioner Shelton to approve the Replat of Lot 8, Block 3, Pleasant Farms Subdivision, 1st Filing, Ector County, Texas, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item. **MOTION PASSED. 5-0**

Voting for Motion:

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

BUDGET/FINANCIAL

17. To review, consider, discuss, approve, and take any necessary action regarding all matters incident and related to calling and holding an election to be held November 6, 2018 to authorize the creation of the Ector County Assistance District and authorize the levy of an additional sales and use tax to finance the operations of the Ector County Assistance District, including the adoption of an order pertaining thereto, with the boundaries of the Ector County Assistance District to be defined as “all portions of Ector County excluding the cities of Odessa and Goldsmith,” and authorizing the County Judge and other county officials to sign said order and all other documents associated with this agenda item.

Ron Eckert – County Judge

Commissioner Shelton made a motion to adopt an Order calling an election to be held November 6, 2018 to authorize the creation of the Ector County Assistance District and the imposition of the sales and use tax at the rate of 1.25% for the purpose of financing the operations of the District; Commissioner Simmons seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

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

18. To review, receive, consider, discuss, approve, and take any necessary action regarding the Accounts Payable Fund Requirements Report for June 11, 2018, to review County financial statements and reports, and to authorize the County Judge and other county officials and employees to sign all documents associated with this agenda item.

David R. Austin – County Auditor

A motion was made by Commissioner Childers with a second by Commissioner Simmons to approve the Accounts Payable Fund Requirements Report for June 11, 2018, to review County financial statements and reports, and to authorize the County Judge and other county officials and employees to sign all documents associated with this agenda item. **MOTION PASSED. 5-0**

Voting for Motion:

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

APPOINTMENT OF JUSTICE OF THE PEACE FOR PRECINCT 2

19. To consider, discuss, and take any necessary action to appoint an individual to serve as Ector County Justice of the Peace for Precinct 2, effective June 12, 2018, to serve from June 12, 2018 through the remainder of Judge Clark’s unexpired term, filling the vacancy resulting from the resignation of

Judge Clark, authorizing the County Judge, County Commissioners and other county officials and employees to sign all documents associated with this agenda item and take all action associated with and related to this agenda item.

Ron Eckert – County Judge

Commissioner Simmons made a motion to appoint Missi Walden to serve as Ector County Justice of the Peace for Precinct 2, effective June 12, 2018, to serve from June 12, 2018 through the remainder of Judge Clark's unexpired term, filling the vacancy resulting from the resignation of Judge Clark; Commissioner Shelton seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

Judge Eckert
 Commissioner Shelton Commissioner Simmons
 Commissioner Childers Commissioner Rodriguez

APPOINTMENT OF COMMISSIONER EDDY SHELTON TO PERMIAN BASIN METROPOLITAN PLANNING ORGANIZATION POLICY BOARD

20. To review, consider, discuss, accept, approve, and take any other action to appoint Commissioner Eddy Shelton as a Voting Member of the Policy Board of the Permian Basin Metropolitan Planning Organization, effective June 12, 2018, filling the board vacancy resulting from the resignation of County Judge Ron Eckert from said board, authorizing the County Judge, County Commissioners, and other county officials and employees to sign a resolution and all other documents associated with this agenda item.

Ron Eckert – County Judge

Commissioner Simmons made a motion to table the item; Commissioner Childers seconded the motion.

MOTION PASSED. 3-2

Voting for Motion:

Commissioner Simmons Commissioner Childers Commissioner Rodriguez

Voting against Motion:

Judge Eckert Commissioner Shelton

RESIGNATION OF COUNTY JUDGE

21. To review, consider, discuss, approve, accept, and take any other action regarding the resignation of Ron Eckert, Ector County Judge, to be effective June 11, 2018, at 5:00 p.m., authorizing the County Commissioners and other county officials and employees to sign all documents associated with this agenda item and take all action associated with and related to this agenda item.

Ron Eckert – County Judge

A motion was made by Commissioner Shelton with a second by Commissioner Childers to approve acceptance the resignation of Ron Eckert, Ector County Judge, to be effective June 11, 2018, at 5:00 P.M.

MOTION PASSED. 4-0

Commissioner Shelton Commissioner Simmons
 Commissioner Childers Commissioner Rodriguez

Abstention from Vote:

Judge Eckert

Members of the Commissioners' Court presented a plaque to Judge Eckert acknowledging and expressing appreciation for his service as Ector County Judge.

APPOINTMENT OF NEW ECTOR COUNTY JUDGE

22. To consider, discuss, and take any necessary action to appoint an individual to serve as Ector County Judge for the remainder of Judge Eckert's unexpired term, with such appointment to be effective June 11, 2018, at 5:01 p.m., filling the vacancy resulting from the resignation of Judge Eckert, authorizing the County Commissioners and other county officials and employees and the newly appointed county judge to sign all documents and take all action associated with this agenda item.
Ron Eckert – County Judge

Commissioner Simmons made a move forward with the appointment of Debi Hays, the elected County Judge, to fill the vacancy created by the resignation of County Judge Ron Eckert and to move forward with the appointment as of today at 5:01 P.M.; Commissioner Childers seconded the motion.

MOTION PASSED. 5-0

Voting for Motion:

- | | |
|---|--|
| <input checked="" type="checkbox"/> Judge Eckert | |
| <input checked="" type="checkbox"/> Commissioner Shelton | <input checked="" type="checkbox"/> Commissioner Simmons |
| <input checked="" type="checkbox"/> Commissioner Childers | <input checked="" type="checkbox"/> Commissioner Rodriguez |

The court did not meet in Executive Session.

EXECUTIVE SESSION

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

The court did not meet in Executive Session.

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

The court did not meet in Executive Session.

25. To consider and discuss personnel matters pursuant to Title 5, Chapter 551, Section 551.074, Texas Government Code.
Ron Eckert – County Judge

The court did not meet in Executive Session.

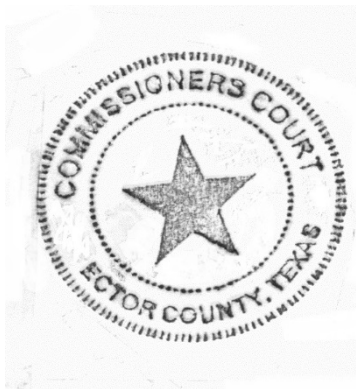
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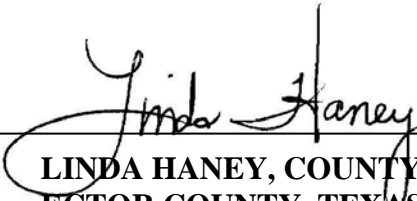
With no further business to discuss, Commissioner Childers made a motion with a second by Commissioner Simmons to adjourn to the call of the chair. **MOTION PASSED. 5-0**

THE STATE OF TEXAS

COUNTY OF ECTOR

I, Linda Haney, County Clerk, do hereby attest to the accuracy of the Commissioners Court Proceedings for the Regular Commissioners' Court meeting of June 11, 2018.




LINDA HANEY, COUNTY CLERK
ECTOR COUNTY, TEXAS