

On this the 23th day of July, 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:

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 Linda Haney, 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 Eddy Shelton.

Commissioner Armando Rodriguez 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 consider, discuss, and take any necessary action to appoint Commissioner Dale Childers as the Court's appointment to the Ector County Ad Hoc Transportation Committee.
Evans Kessey – Highways and Streets

Commissioner Simmons made a motion for approval of the appointment of Commissioner Dale Childers as the Court's appointment to the Ector County Ad Hoc Transportation Committee; Commissioner Shelton seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

Judge Hays
 Commissioner Shelton Commissioner Simmons
 Commissioner Childers Commissioner Rodriguez

2. To consider, discuss, and take any necessary action to appoint David Peck as the Airport Manager for the Ector County Schlemeyer Airport, and authorize the County Judge to sign.
Dale Childers – Commissioner Pct. 3

A motion was made by Commissioner Shelton with a second by Commissioner Childers to approve the appointment of David Peck as the Airport Manager for the Ector County Schlemeyer Airport and to authorize the County Judge to sign. **MOTION PASSED. 5-0**

Voting for Motion:

Judge Hays
 Commissioner Shelton Commissioner Simmons
 Commissioner Childers Commissioner Rodriguez

3. To consider, discuss, approve, and take any necessary action regarding the Official Bond and Oath of Justice of the Peace, Precinct 2, Melissa Walden.
Patricia Patton – Human Resources

Commissioner Simmons made a motion for approval of the Official Bond and Oath of Justice of the Peace, Precinct 2, Melissa Walden; Commissioner Childers seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

Judge Hays
 Commissioner Shelton Commissioner Simmons

✓ Commissioner Childers

✓ Commissioner Rodriguez

4. To consider, discuss, approve, and take any necessary action regarding Official Bond and Oath of Ector County Judge Debi Hays.
Patricia Patton – Human Resources

A motion was made by Commissioner Childers with a second by Commissioner Shelton for approval of the Official Bond and Oath of Ector County Judge Debi Hays. **MOTION PASSED. 5-0**

Voting for Motion:

✓ Judge Hays

✓ Commissioner Shelton

✓ Commissioner Simmons

✓ Commissioner Childers

✓ Commissioner Rodriguez

5. To consider, discuss, and take any necessary action to approve a resolution designating the County Judge as the grantee's authorized official on Grant #3288401 and #3288402, and authorize the County Judge and Commissioners to sign.
Dusty Gallivan – County Attorney

Commissioner Simmons made a motion for approval of a resolution designating the County Judge as the grantee's authorized official on Grant #3288401 and #3288402 and to authorize the County Judge and 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

6. To consider, discuss, and take any necessary action to alter Ector County Street Name Sign Color to Blue background, White legend, to be in compliance with the provisions outlined in the Texas Manual on Uniform Traffic Control Devices (TMUTCD), Section 2D.43 and as described in Title 23, Code of Federal Regulations (CFR), Part 655, Subpart F, Appendix, and to appropriate fund to Traffic Operations, Sign Materials, 002-830-5247 for \$157,725.60 each year during budget for seven (7) years of replacement program plan to be effective in 2019 Budget Year and authorize the County Judge to sign.
Evans Kessey – Highways and Streets

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

Voting for Motion:

✓ Judge Hays

✓ Commissioner Shelton

✓ Commissioner Simmons

✓ Commissioner Childers

✓ Commissioner Rodriguez

7. To consider, discuss, approve, reject, and take any necessary action regarding a proposed acceptance of a 0.47 mile roadway, Navasota Street, if Grow Odessa with the Odessa Chamber of Commerce agrees to improve drainage condition at the intersection of OI DC Drive and Navasota Street and the Ector County Engineering Section performs inspection thereafter to ensure drainage is collected at a designated draw located on the east of Navasota Street under John Ben Shepperd Parkway as a measure to address existing drainage issue at the property on the east of OI DC Drive and authorize the County Judge to sign.
Evans Kessey – Highways and Streets

Commissioner Shelton made a motion to approve acceptance of a 0.47 mile roadway, Navasota Street, if Grow Odessa with the Odessa Chamber of Commerce agrees to improve drainage condition at the intersection of OI DC Drive and Navasota Street and the Ector County Engineering Section performs inspection thereafter to ensure drainage is collected at a designated draw located on the east of Navasota Street under John Ben Shepperd Parkway as a measure to address existing drainage issue at the property on the east of OI DC Drive and to authorize the County Judge to sign; Commissioner Childers seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

<input checked="" type="checkbox"/> Judge Hays	
<input checked="" type="checkbox"/> Commissioner Shelton	<input checked="" type="checkbox"/> Commissioner Simmons
<input checked="" type="checkbox"/> Commissioner Childers	<input checked="" type="checkbox"/> Commissioner Rodriguez

8. To consider, discuss, approve, reject, and take any necessary action regarding the drainage and paving improvement of E. 67th Street from U.S. 385 (Andrews Highway) to Stevenson Avenue and from 63rd Street to 67th Street alley (U.S. 385 Service Road), and to engage Landgraf, Crutcher & Associates (LCA) to provide all necessary topographical survey and engineering design for the project's preliminary assessment for a fee not to exceed \$38,718.75, and to consider and approve an expenditure account line item transfer to Engineering, Professional Services, 002-820-5301 from Road Maintenance, 002-810-5241 for \$38,718.75 and authorize the County Judge to sign.
Evans Kessey – Highways and Streets

A motion was made by Commissioner Childers with a second by Commissioner Shelton to approve the drainage and paving improvement of E. 67th Street from U.S. 385 (Andrews Highway) to Stevenson Avenue and from 63rd Street to 67th Street alley (U.S. 385 Service Road), and to engage Landgraf, Crutcher & Associates (LCA) to provide all necessary topographical survey and engineering design for the project's preliminary assessment for a fee not to exceed \$38,718.75, and to consider and approve an expenditure account line item transfer to Engineering, Professional Services, 002-820-5301 from Road Maintenance, 002-810-5241 for \$38,718.75 and to authorize the County Judge to sign. **MOTION PASSED. 5-0**

Voting for Motion:

<input checked="" type="checkbox"/> Judge Hays	
<input checked="" type="checkbox"/> Commissioner Shelton	<input checked="" type="checkbox"/> Commissioner Simmons
<input checked="" type="checkbox"/> Commissioner Childers	<input checked="" type="checkbox"/> Commissioner Rodriguez

CONTRACTS/AGREEMENT/GRANTS

9. To consider, discuss, approve, reject, and take any necessary action regarding the Agreement with Global Asset on the recycle, recover, and disposal of Information Technology and Telecommunications equipment and authorize the County Judge to sign.
Kenneth Lind – Purchasing
Mario Ornelas – Information Technology

Commissioner Shelton made a motion for approval of the Agreement with Global Asset on the recycle, recover, and disposal of Information Technology and Telecommunications equipment and to authorize the County Judge to sign; Commissioner Rodriguez seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

<input checked="" type="checkbox"/> Judge Hays	
<input checked="" type="checkbox"/> Commissioner Shelton	<input checked="" type="checkbox"/> Commissioner Simmons
<input checked="" type="checkbox"/> Commissioner Childers	<input checked="" type="checkbox"/> Commissioner Rodriguez

PERSONNEL

10. To consider, discuss, approve, reject, and take any necessary action to move an attorney from a Step 7 to a Step 8 due to experience.
Bobby Bland – District Attorney

A motion was made by Commissioner Simmons with a second by Commissioner Childers for approval to move an attorney from a Step 7 to a Step 8 due to experience. **MOTION PASSED. 5-0**

Voting for Motion:

<input checked="" type="checkbox"/> Judge Hays	
<input checked="" type="checkbox"/> Commissioner Shelton	<input checked="" type="checkbox"/> Commissioner Simmons
<input checked="" type="checkbox"/> Commissioner Childers	<input checked="" type="checkbox"/> Commissioner Rodriguez

11. To consider, discuss, approve, reject, and take any necessary action to hire an experienced attorney at a Step 8.
Bobby Bland – District Attorney

Commissioner Simmons made a motion for approval to hire an experienced attorney at a Step 8; Commissioner Childers seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

<input checked="" type="checkbox"/> Judge Hays	
<input checked="" type="checkbox"/> Commissioner Shelton	<input checked="" type="checkbox"/> Commissioner Simmons
<input checked="" type="checkbox"/> Commissioner Childers	<input checked="" type="checkbox"/> Commissioner Rodriguez

12. To consider, discuss, and take any necessary action to approve overtime pay for Deputies to cover shortages on Patrol and exclude the 171 hour rule.
Mike Griffis – Sheriff

A motion was made by Commissioner Simmons with a second by Commissioner Shelton to approve overtime pay through the end of the current budget cycle for deputies to cover shortages on Patrol and exclude the 171-hour rule. **MOTION PASSED. 5-0**

Voting for Motion:

<input checked="" type="checkbox"/> Judge Hays	
<input checked="" type="checkbox"/> Commissioner Shelton	<input checked="" type="checkbox"/> Commissioner Simmons
<input checked="" type="checkbox"/> Commissioner Childers	<input checked="" type="checkbox"/> Commissioner Rodriguez

13. To consider, discuss, and take any necessary action regarding paying overtime as opposed to compensatory time balances to compensate personnel shortage, and to approve a proposed account expenditure line item transfer to Road Maintenance Fund, Salaries, Full Time, 002-810-5103 from Road Maintenance Fund, Road Maintenance, 002-810-5241 for \$22,808.52 and authorize the County Judge to sign.
Evans Kessey – Highways and Streets

Commissioner Childers made a motion to approve paying overtime as opposed to compensatory time balances to compensate personnel shortage through the end of the current budget cycle and without approval of the line item transfer; Commissioner Shelton seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

<input checked="" type="checkbox"/> Judge Hays	
<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

14. To consider, discuss, and take any necessary action on a proposed Ector County MHRC Development to serve 11456 W. Edna Street, Ector County, Texas and authorize the County Judge to sign.
David Peck – Projects Manager

A motion was made by Commissioner Shelton with a second by Commissioner Childers to approve Ector County MHRC Development (Martinez) to serve 11456 W. Edna Street, Ector County, Texas and to authorize the County Judge to sign. **MOTION PASSED. 5-0**

Voting for Motion:

Judge Hays
 Commissioner Shelton Commissioner Simmons
 Commissioner Childers Commissioner Rodriguez

15. To consider, discuss, and take any necessary action on a proposed Ector County MHRC Development to serve 8400 Golder Avenue, Ector County, Texas and authorize the County Judge to sign.
David Peck – Projects Manager

Commissioner Shelton made a motion to approve Ector County MHRC Development (Corbell) to serve 8400 Golder Avenue, Ector County, Texas and to 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

16. To consider, discuss, and take any necessary action on a proposed Ector County MHRC Development to serve 9868 South Carpenter Ave, Odessa, Texas, Ector County, Texas and authorize the County Judge to sign.
David Peck – Projects Manager

A motion was made by Commissioner Shelton with a second by Commissioner Childers to approve proposed Ector County MHRC Development (Lucas) to serve 9868 South Carpenter Ave, Odessa, Texas, Ector County, Texas and to authorize the County Judge to sign. **MOTION PASSED. 5-0**

Voting for Motion:

Judge Hays
 Commissioner Shelton Commissioner Simmons
 Commissioner Childers Commissioner Rodriguez

17. To consider, discuss, and take any necessary action on Proposed Ector County MHRC Development to Serve W IH 20 Service Road 5.00 Acre Tract Located in School Lands, Ector County, Texas and authorize the County Judge to sign.
David Peck – Project Manager

Commissioner Shelton made a motion to approve Ector County MHRC Development (Moody) to serve W IH 20 Service Road 5.00 Acre Tract Located in School Lands, Ector County, Texas and to 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

CONSENT AGENDA

18. To approve the following Consent Agenda:

- a. To consider and approve a line item transfer to General Fund, Parks, Water/Sewer/Trash, 001-660-5354 from General Fund, Parks, Goldsmith Park Contract, 001-660-5912 for \$7,000.
Evans Kessey – Parks

A motion was made by Commissioner Shelton with a second by Commissioner Simmons to approve a line item transfer to General Fund, Parks, Water/Sewer/Trash, 001-660-5354 from General Fund, Parks, Goldsmith Park Contract, 001-660-5912 for \$7,000. **MOTION PASSED. 5-0**

Voting for Motion:

✓ Judge Hays

✓ Commissioner Shelton

✓ Commissioner Simmons

✓ Commissioner Childers

✓ Commissioner Rodriguez

BUDGET/FINANCIAL

19. To consider, discuss, approve, reject, and take any necessary action regarding a budget amendment to General Fund, Non Departmental Other, Professional Services, 001-950-5307 from Unreserved Fund Balance, 001-3310 in the amount of \$49,500.
David R. Austin – County Auditor

Commissioner Childers made a motion for approval of a budget amendment to General Fund, Non-Departmental Other, Professional Services, 001-950-5307 from Unreserved Fund Balance, 001-3310 in the amount of \$49,500; Commissioner Simmons seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

✓ Judge Hays

✓ Commissioner Shelton

✓ Commissioner Simmons

✓ Commissioner Childers

✓ Commissioner Rodriguez

20. To consider, discuss, approve, reject, and take any necessary action regarding a budget amendment to General Fund, Jail Medical, Drugs & Medical Expense, 001-421-5182 and to General Fund, Inmate Medical Fees, 001-4165 for \$200,000.
Mike Griffis – Sheriff

A motion was made by Commissioner Simmons with a second by Commissioner Shelton for approval of a budget amendment to General Fund, Jail Medical, Drugs & Medical Expense, 001-421-5182 and to General Fund, Inmate Medical Fees, 001-4165 for \$200,000. **MOTION PASSED. 5-0**

Voting for Motion:

✓ Judge Hays

✓ Commissioner Shelton

✓ Commissioner Simmons

✓ Commissioner Childers

✓ Commissioner Rodriguez

21. To consider, discuss, approve, reject, and take any necessary action regarding a budget amendment to General Fund, Non Departmental, Other General Expense, 001-950-5402 and to General Fund, Workers Comp Refunds, 001-4196 for \$5,874.
David Austin – County Auditor

Commissioner Childers made a motion for approval of a budget amendment to General Fund, Non-Departmental, Other General Expense, 001-950-5402 and to General Fund, Workers Comp Refunds, 001-4196 for \$5,874; Commissioner Simmons seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

Judge Hays
 Commissioner Shelton Commissioner Simmons
 Commissioner Childers Commissioner Rodriguez

22. To present the County Judge's Proposed 2018-2019 Budget for public inspection and review.
Debi Hays – County Judge

A motion was made by Commissioner Simmons with a second by Commissioner Childers to receive the County Judge's Proposed 2018-2019 Budget for public inspection and review. **MOTION PASSED. 5-0**

Voting for Motion:

Judge Hays
 Commissioner Shelton Commissioner Simmons
 Commissioner Childers Commissioner Rodriguez

23. To consider and approve the Accounts Payable Fund Requirements Report for July 23, 2018 and to review County financial statements and reports.
David R. Austin – Auditor

A motion was made by Commissioner Childers with a second by Commissioner Simmons to approve the Accounts Payable Fund Requirements Report for July 23, 2018, to review County financial statements and Reports. **MOTION PASSED. 5-0**

Voting for Motion:

Judge Hays
 Commissioner Shelton Commissioner Simmons
 Commissioner Childers Commissioner Rodriguez

Reports may be viewed in the Ector County Auditor's Office during regular business.

10:43 A.M.

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

11:06 A.M.

Commissioner Childers made a motion to reconvene in General Session; Commissioner Rodriguez seconded the motion. **MOTION PASSED. 5-0**

EXECUTIVE SESSION

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

No action taken on Item #24 as a result of Executive Session.

25. 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 taken on Item #25 as a result of Executive Session.

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

No action taken on Item #26 as a result of Executive Session.

Item #12 was brought back before the court.

Commissioner Simmons made a motion to have overtime pay for deputies to be reflected on each payroll check based on a 40-hour work week; Commissioner Childers seconded the motion.

MOTION PASSED. 5-0

Voting for Motion:

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

11:11 A.M

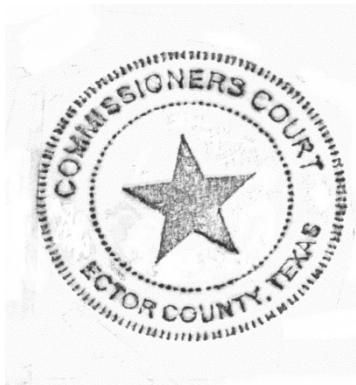
With no further business to discuss, Commissioner Shelton made a motion with a second by Commissioner Rodriguez to adjourn to the call of the chair. **MOTION PASSED. 5-0**

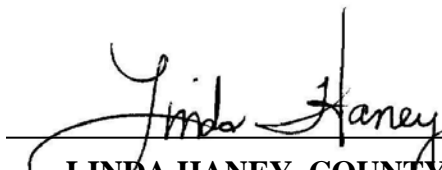
THE STATE OF TEXAS

COUNTY OF ECTOR

I, Linda Haney, County Clerk, do hereby attest to the accuracy of the Commissioners Court

Proceedings for the Regular Commissioners' Court meeting of July 23, 2018.




LINDA HANEY, COUNTY CLERK
ECTOR COUNTY, TEXAS