

On this the 27th day of November, 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
Armando Rodriguez, Commissioner Precinct #4
Minutes taken by Linda Haney, County Clerk
Absent:
Dale Childers, Commissioner Precinct #3

when the following proceedings were had to-wit:

County Judge Debi Hays called the meeting to order at 10:04 A. M. with a quorum of the court present.

The invocation was led by Commissioner Greg Simmons.

Commissioner Rodriguez led the pledge of allegiance to the United States flag and the pledge of allegiance to the Texas flag.

SPECIAL REQUESTS/DONATIONS

1. To receive a presentation from GEO Group in reference to the United States Marshals Service Audit.
Debi Hays – County Judge

Amber Martin, with GEO Group appeared before the court to report on the audit from the United States Marshal Services. The U.S. Marshal Service is prepared to stop housing federal inmates at the GEO facility if immediate corrective measures are not taken to improve the jail. Ms. Martin made a requested \$500,000 for physical enhancements to the jail facility located in the courthouse with a portion of the money to be used for wage increases for officers; the \$500,000 does not include labor costs. Ms. Martin reported that GEO has already provided about \$100,000 in repairs and around \$200,000 for additional staffing of the facility. She reported that if the improvements were made to the jail a request would be made for an increase to the per diem paid for inmates housed in the facility with the per diem split between GEO and the county. Commissioner Simmons suggested a compromise with GEO reimbursing the county for half of the \$500,000. GEO will provide a detailed list of needed repairs. A decision on the funding request and conditions for repayment will be considered for action at the next regularly scheduled Commissioners' Court meeting.

2. To accept donation of \$50 from Melanee Harris for the Ector County Animal Control.
Mike Griffis – Sheriff

Commissioner Shelton made a motion to accept the donation of \$50 from Melanee Harris for the Ector County Animal Control; Commissioner Rodriguez seconded the motion. **MOTION PASSED. 4-0**

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 Rodriguez

3. To consider, discuss, and take any necessary action to approve the purchase of LED lighting for the Ector County Coliseum Horse Arena.
Aaron Martin – Coliseum

A motion was made by Commissioner Shelton with a second by Commissioner Simmons to approve the purchase of LED lighting for the Ector County Coliseum Horse Arena.

MOTION PASSED. 4-0

Voting for Motion:

- ✓ Judge Hays
- ✓ Commissioner Shelton
- ✓ Commissioner Simmons
- ✓ Commissioner Rodriguez

AWARD OF BIDS/PROPOSALS

- 4. To consider, discuss, and take any necessary action in the following bid specification: Truck – 2019 Ford F-150 Raptor Rigups and authorize the County Judge to sign.
Dale Childers – Commissioner Pct. 3

Item #4 was withdrawn.

CONTRACTS/AGREEMENT/GRANTS

- 5. To consider, discuss, and take any necessary action to approve an Advertising Agreement for areas in the Ector County Coliseum and in Building G, authorizing the County Judge to sign.
Aaron Martin – Coliseum

A motion was made by Commissioner Simmons with a second by Commissioner Shelton for approval of an Advertising Agreement for areas in the Ector County Coliseum and in Building G, authorizing the County Judge to sign. **MOTION PASSED. 4-0**

Voting for Motion:

- ✓ Judge Hays
- ✓ Commissioner Shelton
- ✓ Commissioner Simmons
- ✓ Commissioner Rodriguez

- 6. To consider, discuss, and take any necessary action to accept a Five Year Agreement with Axon Enterprise, Inc. and authorize the County Judge to sign.
Mike Griffis – Sheriff

Commissioner Simmons made a motion to approve acceptance of a five-year Agreement with Axon Enterprise, Inc. and to authorize the County Judge to sign; Commissioner Shelton seconded the motion.

MOTION PASSED. 4-0

Voting for Motion:

- ✓ Judge Hays
- ✓ Commissioner Shelton
- ✓ Commissioner Simmons
- ✓ Commissioner Rodriguez

- 7. To consider, discuss, and take any necessary action on a Proposed Agreed Order from TCEQ and authorize the County Judge to sign.
David Peck – Projects Manager

A motion was made by Commissioner Simmons with a second by Commissioner Shelton for approval of an Agreed Order from TCEQ and to authorize the County Judge to sign. **MOTION PASSED. 4-0**

Voting for Motion:

- ✓ Judge Hays
- ✓ Commissioner Shelton
- ✓ Commissioner Simmons
- ✓ Commissioner Rodriguez

- 8. To consider, discuss, and take any necessary action regarding a one-year extension on an Agreement for Off-Site Records Storage of District Court Records and Trial Exhibits and authorize the County Judge to sign.
Lucy Soto – Purchasing

Commissioner Shelton made a motion for approval of a one-year extension on an Agreement for Off-Site Records Storage of District Court Records and Trial Exhibits and to authorize the County Judge to sign; Commissioner Simmons seconded the motion. **MOTION PASSED. 4-0**

Voting for Motion:

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

9. To consider, discuss, and take any necessary action regarding a one-year extension approval for Jury Summons Services and authorize the County Judge to sign.
Lucy Soto – Purchasing

Item #9 was withdrawn.

10. To consider, discuss, and take any necessary action regarding the AIA Change Order #13 for the Jail Additions and Renovations Project, approve following budget amendment to Jail Expansion Project Fund, Improvements and Construction, 047-420-5509 from Unreserved Fund Balance, 047-3310, in the amount of \$590,160, authorizing the County Judge to sign.
Kenneth Lind – Purchasing

Commissioner Simmons made a motion for approval of the AIA Change Order #13 for the Jail Additions and Renovations Project, approve following budget amendment to Jail Expansion Project Fund, Improvements and Construction, 047-420-5509 from Unreserved Fund Balance, 047-3310, in the amount of \$590,160, authorizing the County Judge to sign; Commissioner Shelton seconded the motion.

MOTION PASSED. 4-0

Voting for Motion:

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

11. To consider, discuss, and take any necessary action regarding Consent of the Assignment of the Agreement from Oberon Solar LLC to Oberon Solar IA, LLC. and authorize the County Judge and County Commissioners to sign.
Debi Hays – County Judge

A motion was made by Commissioner Simmons with a second by Commissioner Shelton for approval of Consent of the Assignment of the Agreement from Oberon Solar LLC to Oberon Solar IA, LLC. and to authorize the County Judge and County Commissioners to sign. **MOTION PASSED. 4-0**

Voting for Motion:

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

PUBLIC WORKS

12. To consider, discuss, and take any necessary action on a Proposed Wild Horse Subdivision 9.731 acre tract located at 6772 E. Goldenrod Gardendale, Ector County, Texas and authorize the County Judge to sign.
David Peck – Projects Manager

Commissioner Simmons made a motion for approval of the plat of Wild Horse Subdivision 9.731 acre tract located at 6772 E. Goldenrod Gardendale, Ector County, Texas and to authorize the County Judge to sign; Commissioner Shelton seconded the motion. **MOTION PASSED. 4-0**

Voting for Motion:

<u>✓</u> Judge Hays	<u>✓</u> Commissioner Shelton
<u>✓</u> Commissioner Simmons	<u>✓</u> Commissioner Rodriguez

CONSENT AGENDA

13. To approve the following Consent Agenda:

- a. To consider, discuss, and take any necessary action to approve the final year-end line item transfers for the Fiscal Year 2018 and authorize the County Judge to sign.
David R. Austin – County Auditor
- b. To consider, discuss, and take any necessary action to approve a line item transfer to Equipment Services Fund, Motor Vehicle Equipment, 051-770-5505, from Equipment Services Fund, Motor Vehicle Repairs & Maintenance, 051-770-5251 for \$5,000.
Evans Kessey – Equipment Services

A motion was made by Commissioner Simmons with a second by Commissioner Shelton for approval of the Consent Agenda. **MOTION PASSED. 4-0**

Voting for Motion:

<u>✓</u> Judge Hays	<u>✓</u> Commissioner Shelton
<u>✓</u> Commissioner Simmons	<u>✓</u> Commissioner Rodriguez

BUDGET/FINANCIAL

14. To consider, discuss, and take any necessary action to approve a FY 2019 budget amendment for Library, from 001-690-5309 Contract Services \$55,208.67 to 001-690-5207 Subscriptions \$55,208.67 and authorize the County Judge to sign.
Rebecca Taylor – Library

Commissioner Simmons made a motion for approval of a FY 2019 budget amendment for Library, from 001-690-5309 Contract Services \$55,208.67 to 001-690-5207 Subscriptions \$55,208.67 and authorize the County Judge to sign; Commissioner Shelton seconded the motion. **MOTION PASSED. 4-0**

Voting for Motion:

<u>✓</u> Judge Hays	<u>✓</u> Commissioner Shelton
<u>✓</u> Commissioner Simmons	<u>✓</u> Commissioner Rodriguez

15. To consider, discuss, and approve a budget amendment not to exceed \$800 from Unreserved Fund Balance 001-3310 to Fire Protection Water/Sewer/Trash 001-530-5354 and authorize the County Judge to sign.
Evans Kessey – Highways & Streets

A motion was made by Commissioner Shelton with a second by Commissioner Simmons for approval of a budget amendment not to exceed \$800 from Unreserved Fund Balance 001-3310 to Fire Protection Water/Sewer/Trash 001-530-5354 and authorize the County Judge to sign. **MOTION PASSED. 4-0**

Voting for Motion:

<u>✓</u> Judge Hays	<u>✓</u> Commissioner Shelton
<u>✓</u> Commissioner Simmons	<u>✓</u> Commissioner Rodriguez

16. To consider, discuss, and take any necessary action to approve the final year-end budget amendments for the Fiscal Year 2018 and authorize the County Judge to sign.

David R. Austin – County Auditor

Commissioner Simmons made a motion to approve the final year-end budget amendments for the Fiscal Year 2018 and authorize the County Judge to sign; Commissioner Shelton seconded the motion.

MOTION PASSED. 4-0

Voting for Motion:

<u>✓</u> Judge Hays	<u>✓</u> Commissioner Shelton
<u>✓</u> Commissioner Simmons	<u>✓</u> Commissioner Rodriguez

17. To consider, discuss, and to take any necessary action to approve various budget amendment for the carry forward of outstanding encumbrances from FY 2018 to FY 2019 and authorize the County Judge to sign.

David R. Austin – County Auditor

A motion was made by Commissioner Simmons with a second by Commissioner Shelton for approval of various budget amendment for the carry forward of outstanding encumbrances from FY 2018 to FY 2019 and authorize the County Judge to sign. **MOTION PASSED. 4-0**

Voting for Motion:

<u>✓</u> Judge Hays	<u>✓</u> Commissioner Shelton
<u>✓</u> Commissioner Simmons	<u>✓</u> Commissioner Rodriguez

18. To consider, discuss, and take any necessary action regarding the Ector County Investment Report for the year ending September 30, 2018.

David R. Austin – County Auditor

Cleopatra Callaway – County Treasurer

Commissioner Simmons made a motion for approval of the Ector County Investment Report for the year ending September 30, 2018; Commissioner Shelton seconded the motion. **MOTION PASSED. 4-0**

Voting for Motion:

<u>✓</u> Judge Hays	<u>✓</u> Commissioner Shelton
<u>✓</u> Commissioner Simmons	<u>✓</u> Commissioner Rodriguez

19. To consider and approve the Accounts Payable Fund Requirements Report for November 27, 2018 and to review County financial statements and reports.

David R. Austin – County Auditor

A motion was made by Commissioner Shelton with a second by Commissioner Simmons to approve the Accounts Payable Fund Requirements Report for November 27, 2018, to review County financial statements and Reports. **MOTION PASSED. 4-0**

Voting for Motion:

<u>✓</u> Judge Hays	<u>✓</u> Commissioner Shelton
<u>✓</u> Commissioner Simmons	<u>✓</u> Commissioner Rodriguez

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

The Court did not meet in Executive Session.

EXECUTIVE SESSION

20. To consider and discuss legal matters pursuant to Title 5, Chapter 551, Section 551.071, Texas Government Code.

Debi Hays – County Judge

The Court did not meet in Executive Session.

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

The Court did not meet in Executive Session.

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

The Court did not meet in Executive Session.

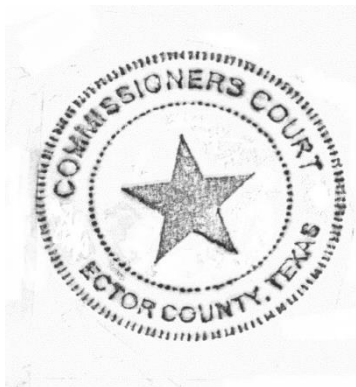
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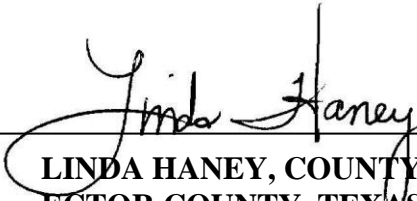
With no further business to discuss, Commissioner Simmons made a motion with a second by Commissioner Shelton to adjourn to the call of the chair. **MOTION PASSED. 4-0**

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 November 27, 2018.





**LINDA HANEY, COUNTY CLERK
ECTOR COUNTY, TEXAS**