

On this the 8th day of September, 2020, 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 Jennifer Martin, County Clerk

when the following proceedings were had to-wit:

County Judge Debi Hays called the meeting to order at 10:01 A. M. with a quorum of the court present. The invocation was led by Commissioner Shelton. Commissioner 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 regarding a request from George Long to expedite the approval from TCEQ for the establishment and operation of a scrap tire processing facility and authorize the County Judge to sign.
Debi Hays – County Judge

Commissioner Shelton made a motion to expedite the approval from TCEQ for the establishment and operation of a scrap tire processing facility and authorize the County Judge to sign; a second was made by Commissioner Childers. **MOTION PASSED. 5-0**

Voting for Motion:

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

2. To receive a Corporate Resolution from Odessa Industrial Development Corporation dba Grow Odessa in support of Origis Energy's request for tax abatement for its Rockhound Solar Project. Grow Odessa supports Origis Energy's request to Ector County for a ten year tax abatement of 100% for the first five years and 50% for the remaining five years.
Eddy Shelton – Commissioner Pct. 1

NO ACTION WAS TAKEN ON THIS ITEM

3. To consider, discuss, and take any necessary action regarding proposed auto physical damage plan outlined by USI Insurance Services in an effort to reduce insurable values of Ector County vehicle & equipment and authorize the County Judge to sign.
Sam Brijalba – Human Resources

A motion was made by Commissioner Simmons to deny changing the proposed auto physical damage plan outlined by USI Insurance Services in an effort to reduce insurable values of Ector County vehicle & equipment and authorize the County Judge to sign; Commissioner Childers seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

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

4. To consider, discuss, and take any necessary action to update SOV (Statement of Values) for submission to Travelers Insurance Group in partnership with USI Insurance Services and authorize the County Judge to sign.
Sam Brijalba – Human Resources

Commissioner Simmons made a motion to update SOV (Statement of Values) for submission to Travelers Insurance Group in partnership with USI Insurance Services and authorize the County Judge to sign; a second was made by Commissioner Shelton. **MOTION PASSED. 5-0**

Voting for Motion:

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

5. To accept a donation of \$6,514 from The Bridge United Methodist Church for the Ector County Sheriff's Office.
Mike Griffis – Sheriff

A motion was made by Commissioner Simmons to accept a donation of \$6,514 from The Bridge United Methodist Church for the Ector County Sheriff's Office; Commissioner Shelton seconded the motion.

MOTION PASSED. 5-0

Voting for Motion:

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

AWARDS OF BIDS/ PROPOSALS

6. To consider, discuss, and take any necessary action on the award for Departmental Uniforms and authorize the County Judge to sign.
Lucy Soto – Purchasing

Commissioner Simmons made a motion to award the contract for Departmental Uniforms to Aramark Uniform Services and authorize the County Judge to sign; a second was made by Commissioner Childers

MOTION PASSED. 5-0

Voting for Motion:

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

7. To consider, discuss, and take any necessary action to accept a proposal from SysTech to upgrade the door control panel at the Ector County Law Enforcement Center for \$86,225 and authorize the County Judge to sign.
Charles Pierce – Building Maintenance

A motion was made by Commissioner Simmons to accept a proposal from SysTech to upgrade the door control panel at the Ector County Law Enforcement Center for \$86,225 and authorize the County Judge to sign; Commissioner Shelton seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

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

CONTRACTS/AGREEMENTS/GRANTS

8. To consider, discuss, and take any necessary action regarding the renewal of the Ector County Title IV-E Legal Contract #HHS000285100001 with the Department for Family and Protective Services beginning October 1, 2020 and authorize the County Judge to sign.
Randy Ragsdale – Auditor

Commissioner Childers made a motion to approve the renewal of the Ector County Title IV-E Legal Contract #HHS000285100001 with the Department for Family and Protective Services beginning October 1, 2020 and authorize the County Judge to sign; a second was made by Commissioner Shelton. **MOTION PASSED. 5-0**
Voting for Motion:

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

9. To consider, discuss, and take any necessary action regarding an Interlocal Cooperation Agreement between Ector County and Burnet County for Jail Services beginning October 1, 2020 through September 30, 2021 and authorize the County Judge to sign.
Mike Griffis – Sheriff

A motion was made by Commissioner Childers to approve an Interlocal Cooperation Agreement between Ector County and Burnet County for Jail Services beginning October 1, 2020 through September 30, 2021 and authorize the County Judge to sign; Commissioner Shelton seconded the motion. **MOTION PASSED. 5-0**
Voting for Motion:

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

10. To consider, discuss, and take any necessary action regarding an Intergovernmental Agreement between Hudspeth County and Ector County regarding an increase in the housing rate of Ector County prisoners in the Hudspeth County Jail to begin November 1, 2020 and authorize the County Judge to sign.
Mike Griffis – Sheriff

Commissioner Shelton made a motion to approve an Intergovernmental Agreement between Hudspeth County and Ector County regarding an increase in the housing rate of Ector County prisoners in the Hudspeth County Jail to begin November 1, 2020 and authorize the County Judge to sign; a second was made by Commissioner Childers. **MOTION PASSED. 5-0**
Voting for Motion:

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

11. To consider, discuss, and take any necessary action regarding a Permian Basin Regional Planning Commission Solid Waste Interlocal Agreement and authorize the County Judge to sign.
Rickey George – Environmental Enforcement

A motion was made by Commissioner Rodriguez to approve an Interlocal Agreement with Permian Basin Regional Planning Commission Solid Waste; Commissioner Childers seconded the motion.

MOTION PASSED. 5-0

Voting for Motion:

<u>✓</u> Judge Hays

✓ Commissioner Shelton
✓ Commissioner Simmons

✓ Commissioner Childers
✓ Commissioner Rodriguez

12. To consider, discuss, and take any necessary action regarding the request for proposal specifications for Grant Administration Services (RFP#20-09-29-01) on the County Transportation Infrastructure Fund Grant, and authorize the County Judge to sign.
Lucy Soto – Purchasing
David Peck – Public Works

Commissioner Shelton made a motion to approve the request for proposal specifications for Grant Administration Services (RFP#20-09-29-01) on the County Transportation Infrastructure Fund Grant, and authorize the County Judge to sign; a second was made by Commissioner Childers. **MOTION PASSED. 5-0**
Voting for Motion:

✓ Judge Hays

✓ Commissioner Shelton

✓ Commissioner Simmons

✓ Commissioner Childers

✓ Commissioner Rodriguez

13. To consider, discuss, and take any necessary action regarding the Dual Obligee Rider from Johnson Controls, for the Energy Performance project and authorize the County Judge to sign.
Lucy Soto – Purchasing
Charles Pierce – Building Maintenance

A motion was made by Commissioner Childers to approve the Dual Obligee Rider from Johnson Controls, for the Energy Performance project and authorize the County Judge to sign; Commissioner Shelton seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

✓ Judge Hays

✓ Commissioner Shelton

✓ Commissioner Simmons

✓ Commissioner Childers

✓ Commissioner Rodriguez

14. To consider, discuss, and take any necessary action regarding the Copier Lease Contract with CMC Business Systems for a 5 Year lease from October 1, 2020 thru September 30, 2025 and authorize the County Judge to sign.
Lucy Soto – Purchasing

Commissioner Simmons made a motion to approve Copier Lease Contract with CMC Business Systems for a 5 Year lease from October 1, 2020 thru September 30, 2025 and authorize the County Judge to sign; a second was made by Commissioner Rodriguez. **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 regarding a Tax Abatement Application for Rockhound Solar A, LLC in Ector County, Texas and authorize the County Judge to sign.
Eddy Shelton – Commissioner Pct. 1

A motion was made by Commissioner Simmons to table the item until October 13, 2020; Commissioner Rodriguez seconded the motion. **MOTION PASSED. 4-1**

Voting for Motion:

✓ Judge Hays ✓ Commissioner Childers
✓ Commissioner Simmons ✓ Commissioner Rodriguez

Voting Against Motion:

✓ Commissioner Shelton

PUBLIC WORKS

16. To consider, discuss, and take any necessary action on a Release of Right of Way and Easement Agreement and authorize the County Judge to sign.
David Peck – Project Manager

Commissioner Childers made a motion to approve a Release of Right of Way and Easement Agreement and authorize the County Judge to sign; a second was made by Commissioner Simmons. **MOTION PASSED. 5-0**

Voting for Motion:

✓ Judge Hays ✓ Commissioner Childers
✓ Commissioner Shelton ✓ Commissioner Rodriguez
✓ Commissioner Simmons

17. To consider, discuss, and take any necessary action on a Proposed MHRC ECUD RV Park 9510 Westridge Dr. Odessa TX 79764, Ector County, Texas and authorize the County Judge to sign.
David Peck – Project Manager

A motion was made by Commissioner Shelton to approve a Proposed MHRC ECUD RV Park 9510 Westridge Dr. Odessa TX 79764, Ector County, Texas and authorize the County Judge to sign; Judge Hays seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

✓ Judge Hays ✓ Commissioner Childers
✓ Commissioner Shelton ✓ Commissioner Rodriguez
✓ Commissioner Simmons

18. To consider, discuss, and take any necessary action on a Proposed MHRC Odessa Holdings Development on 4200 W University Blvd., Odessa, Texas and authorize the County Judge to sign.
David Peck – Project Manager

Commissioner Childers made a motion to approve a Proposed MHRC Odessa Holdings Development on 4200 W University Blvd., Odessa, Texas and authorize the County Judge to sign; a second was made by Commissioner Shelton. **MOTION PASSED. 5-0**

Voting for Motion:

✓ Judge Hays ✓ Commissioner Childers
✓ Commissioner Shelton ✓ Commissioner Rodriguez
✓ Commissioner Simmons

19. To consider, discuss, and take any necessary action on a Proposed MHRC Development to serve 9805 W 18th Street, 1.6472 Acre Tract located in Ranch Acres Subdivision, Block 21, Lot 7, Ector County, Texas and authorize the County Judge to sign.
David Peck – Project Manager

A motion was made by Commissioner Shelton to approve a Proposed MHRC Development to serve

9805 W 18th Street, 1.6472 Acre Tract located in Ranch Acres Subdivision, Block 21, Lot 7, Ector County, Texas and authorize the County Judge to sign; Commissioner Simmons seconded the motion.

MOTION PASSED. 5-0

Voting for Motion:

✓ Judge Hays
✓ Commissioner Shelton ✓ Commissioner Childers
✓ Commissioner Simmons ✓ Commissioner Rodriguez

20. To consider, discuss, and take any necessary action on a Proposed MHRC Pacheco RV Park 13520 W Whirlaway Drive Odessa TX 79763 and authorize the County Judge to sign.
David Peck – Project Manager

Commissioner Simmons made a motion to approve a Proposed MHRC Pacheco RV Park 13520 W Whirlaway Drive Odessa TX 79763 and authorize the County Judge to sign; a second was made by Commissioner Shelton.

MOTION PASSED. 5-0

Voting for Motion:

✓ Judge Hays
✓ Commissioner Shelton ✓ Commissioner Childers
✓ Commissioner Simmons ✓ Commissioner Rodriguez

21. To consider, discuss, and take any necessary action on a Proposed MHRC Salazar Service & Trucking Corp. RV Park 4050 S County Rd West, Odessa TX 79763 and authorize the County Judge to sign.
David Peck – Project Manager

A motion was made by Commissioner Simmons to approve a Proposed MHRC Salazar Service & Trucking Corp. RV Park 4050 S County Rd West, Odessa TX 79763 and authorize the County Judge to sign; Commissioner Shelton seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

✓ Judge Hays
✓ Commissioner Shelton ✓ Commissioner Childers
✓ Commissioner Simmons ✓ Commissioner Rodriguez

22. To consider, discuss, and take any necessary action on a Proposed Tercero MHRC to serve 6714 W Dunn Street 1.56 Acre Lot located in Sec. 26, Block 43, T-2-S Ector County TX and authorize the County Judge to sign.
David Peck – Project Manager

Commissioner Shelton made a motion to approve a Proposed Tercero MHRC to serve 6714 W Dunn Street 1.56 Acre Lot located in Sec. 26, Block 43, T-2-S Ector County TX and authorize the County Judge to sign; a second was made by Commissioner Childers. **MOTION PASSED. 5-0**

Voting for Motion:

✓ Judge Hays
✓ Commissioner Shelton ✓ Commissioner Childers
✓ Commissioner Simmons ✓ Commissioner Rodriguez

CONSENT AGENDA

23. To review, consider, discuss, and take any necessary action regarding the following Proposed Consent Agenda:

- a. To consider, review, discuss, and approve a line item transfer to General Fund, Cemetery, Special Department Equipment, 001-720-5507 from Botanical Supplies, 001-720-5189 for \$7,375.
Randy Donner – Auditor
- b. To consider, review, discuss, and approve a line item transfer to General Fund, County Judge, Office Supplies, 001-010-5171 from IT Department, DP Supplies, 001-310-5179 for \$450.
Randy Donner – Auditor
- c. To consider, review, discuss, and approve a line item transfer to Self-Funded Health Services, Vision Insurance, 052-960-5366 from Employee Health Claims, 052-960-5380 for \$9,500.
Randy Donner – Auditor

A motion was made by Commissioner Childers to approve the above Proposed Consent Agenda; Commissioner Shelton seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

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

BUDGET/FINANCIAL

- 24. To review and take any necessary action on the Ector County Investment Policy.
Randy Donner – Auditor

Commissioner Simmons made a motion to approve the Ector County Investment Policy; a second was made by Commissioner Childers. **MOTION PASSED. 5-0**

Voting for Motion:

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

- 25. To consider, review, discuss, and approve pay application #1 to Johnson Controls, Inc. for the Master Lease Purchase Agreement.
Randy Donner – Auditor

A motion was made by Commissioner Childers to approve pay application #1 to Johnson Controls, Inc. for the Master Lease Purchase Agreement; Commissioner Shelton seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

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

- 26. To consider, review, discuss, and approve a budget amendment to 2017 Jail Expansion Fund, Improvements & Construction, 047-420-5509 from Unreserved Fund Balance, 047-3310, for \$86,225.
Randy Donner – Auditor

Commissioner Shelton made a motion to approve a budget amendment to 2017 Jail Expansion Fund, Improvements & Construction, 047-420-5509 from Unreserved Fund Balance, 047-3310, for \$86,225; a second was made by Commissioner Childers. **MOTION PASSED. 5-0**

Voting for Motion:

✓ Judge Hays
✓ Commissioner Shelton ✓ Commissioner Childers
✓ Commissioner Simmons ✓ Commissioner Rodriguez

27. To consider, review, discuss, and approve a budget amendment to 2015 Capital Projects, Special Department Equipment, 045-990-5507 and to Interest Earnings, 045-4161 for \$2,000.
Randy Donner – Auditor

A motion was made by Commissioner Simmons to approve a budget amendment to 2015 Capital Projects, Special Department Equipment, 045-990-5507 and to Interest Earnings, 045-4161 for \$2,000; Commissioner Childers seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

✓ Judge Hays
✓ Commissioner Shelton ✓ Commissioner Childers
✓ Commissioner Simmons ✓ Commissioner Rodriguez

28. To consider, review, discuss, and approve a budget amendment to Sales Tax Fund, Sheriff, Contract Services, 005-360-5309 and to Interest Earnings, 005-4161 for \$5,000.
Randy Donner – Auditor

Commissioner Childers made a motion to approve a budget amendment to Sales Tax Fund, Sheriff, Contract Services, 005-360-5309 and to Interest Earnings, 005-4161 for \$5,000; a second was made by Commissioner Simmons. **MOTION PASSED. 5-0**

Voting for Motion:

✓ Judge Hays
✓ Commissioner Shelton ✓ Commissioner Childers
✓ Commissioner Simmons ✓ Commissioner Rodriguez

29. To consider, review, discuss, and approve a budget amendment to General Fund, White Pool House, Electricity, 001-620-5352 for \$1,000, to Natural Gas, 001-620-5353 for \$500, to Water/Sewer/Trash, 001-620-5354 for \$300 from Unreserved Fund Balance, 001-3310 for \$1,800.
Randy Donner – Auditor

A motion was made by Commissioner Simmons to approve a budget amendment to General Fund, White Pool House, Electricity, 001-620-5352 for \$1,000, to Natural Gas, 001-620-5353 for \$500, to Water/Sewer/Trash, 001-620-5354 for \$300 from Unreserved Fund Balance, 001-3310 for \$1,800; Commissioner Childers seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

✓ Judge Hays
✓ Commissioner Shelton ✓ Commissioner Childers
✓ Commissioner Simmons ✓ Commissioner Rodriguez

30. To consider, review, discuss, and approve a budget amendment to General Fund, District Attorney, Longevity Pay, 001-120-5107 for \$867, to County Attorney, Longevity Pay, 001-170-5107 for \$345, and to State Prosecutor Longevity Reimbursement, 001-4025 for \$1,212.
Randy Donner – Auditor

Commissioner Shelton made a motion to approve a budget amendment to General Fund, District Attorney, Longevity Pay, 001-120-5107 for \$867, to County Attorney, Longevity Pay, 001-170-5107 for \$345, and to State Prosecutor Longevity Reimbursement, 001-4025 for \$1,212; a second was made by Commissioner Childers. **MOTION PASSED. 5-0**

Voting for Motion:

✓ Judge Hays
✓ Commissioner Shelton ✓ Commissioner Childers
✓ Commissioner Simmons ✓ Commissioner Rodriguez

31. To consider and approve the Accounts Payable Fund Requirements Report for September 8, 2020 to review County financial statements and reports.
Randy Donner – County Auditor

A motion was made by Commissioner Simmons to approve the Accounts Payable Fund Requirements Report for September 8, 2020 to review County financial statements and reports; Commissioner Childers seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

✓ Judge Hays
✓ Commissioner Shelton ✓ Commissioner Childers
✓ Commissioner Simmons ✓ Commissioner Rodriguez

32. To consider, discuss and take any necessary action to discuss any and all issues related to COVID-19.
Debi Hays – County Judge

Commissioner Childers made a motion to cancel the purchase of two small COVID-19 testing machines; a second was made by Commissioner Shelton. **MOTION PASSED. 5-0**

Voting for Motion:

✓ Judge Hays
✓ Commissioner Shelton ✓ Commissioner Childers
✓ Commissioner Simmons ✓ Commissioner Rodriguez

EXECUTIVE SESSION

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

DID NOT MEET IN EXECUTIVE SESSION

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

DID NOT MEET IN EXECUTIVE SESSION

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

DID NOT MEET IN EXECUTIVE SESSION

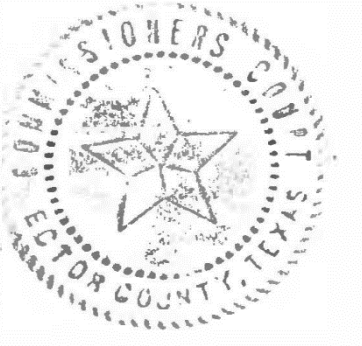
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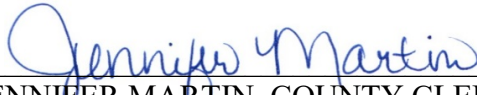
With no further business to discuss, Commissioner Simmons made a motion with a second by Commissioner Childers to adjourn to the call of the chair. **MOTION PASSED. 5-0**

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 September 8, 2020.




JENNIFER MARTIN, COUNTY CLERK
ECTOR COUNTY, TEXAS