

On this the 14th day of July, 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 Sara Estrada, Chief Deputy
County Clerk

when the following proceedings were had to-wit:

County Judge Debi Hays called the meeting to order at 10:06 A. M. with a quorum of the court present. The invocation was led by Commissioner Childers. 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 to accept a donation of \$750 from Sellers State Farm Insurance for the Ector County Sheriff's Office.
Mike Griffis– Sheriff

Commissioner Simmons made a motion to accept a donation of \$750 from Sellers State Farm Insurance for the Ector County Sheriff's Office; 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 consider, discuss and take any necessary action to accept a donation of 60 Rifle Slings from Anthony Carillo for the Ector County Sheriff's Office.
Mike Griffis – Sheriff

A motion was made by Commissioner Childers to accept a donation of 60 Rifle Slings from Anthony Carillo for the Ector County Sheriff's Office; Commissioner Simmons 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	

3. To consider, discuss and take any necessary action regarding a Bill of Sale Donation to accept 300 KN95 masks from Medical Center Hospital to Ector County and authorize the County Judge to sign.
Debi Hays – County Judge

Commissioner Simmons made a motion to accept a Bill of Sale Donation regarding 300 KN95 masks from Medical Center Hospital to Ector County; a second was made by Commissioner Childers. **MOTION PASSED. 5-0**

Voting for Motion:

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

4. To consider, discuss and take any necessary action to consider paying overtime pay instead of Comp time for after-hours issues for Maintenance Employees.
Charles Pierce– Building Maintenance

Commissioner Shelton made a motion to approve paying overtime pay instead of Comp time for emergency call out issues for Maintenance Employees on a go forward basis; a second was made by Commissioner Simmons. **MOTION RESCINDED.**

A motion was made by Commissioner Shelton to approve paying overtime pay instead of Comp time for emergency call out issues for Maintenance Employees on a go forward basis through December 31, 2020 and to verify if it can be funded by the CARES Act; Commissioner Simmons seconded the motion.

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 regarding the purchase of traffic paint from Centerline Supply Inc.
Lucy Soto – Purchasing

A motion was made by Commissioner Shelton to allow the purchase of traffic paint from Centerline Supply Inc.; 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 regarding a Burn Ban in Ector County and authorizing the County Judge and County Commissioners to sign Order
Dale Childers – Commissioner Pct. 3

Commissioner Childers made a motion to implement a Burn Ban in Ector County and authorize the County Judge and Commissioners to sign Order; a second was made by Commissioner Childers.

MOTION PASSED. 5-0

Voting for Motion:

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

AWARDS/BIDS/PROPOSALS

7. To consider, discuss and take any necessary action for the bid specification for TxDOT Cationic Emulsified Asphalt, described as "P2 Road Stabilizer" and as prepared by P2 Squared Emulsion Plant, LLC.
Evans Kessey – Public Works

A motion was made by Commissioner Simmons to take any necessary action for the bid specification for TxDOT Cationic Emulsified Asphalt, described as "P2 Road Stabilizer" and as prepared by P2 Squared Emulsion Plant, LLC.; Commissioner Childers seconded the motion.

MOTION PASSED. 5-0

Voting for Motion:

- Judge Hays
- Commissioner Shelton
- Commissioner Childers
- Commissioner Simmons
- Commissioner Rodriguez

CONTRACTS/AGREEMENTS/GRANTS

- 8. To consider, discuss and take any necessary action regarding a change order for the change in cost on the concrete pads at the Notrees and Penwell Tower sites and to approve a budget amendment to 2015 Capital Projects Funds, Special Department Equipment, 045-990-5507 and to interest earnings, 045-4161 for \$20,080 and authorize the County Judge to sign.

Stephen White – Sheriff's Office

Commissioner Simmons made a motion to approve a change order for the change in cost on the concrete pads at the Notrees and Penwell Tower sites and to approve a budget amendment to 2015 Capital Projects Funds, Special Department Equipment, 045-990-5507 and to interest earnings, 045-4161 for \$20,080 and authorize the County Judge to sign; a second was made by Commissioner Shelton. **MOTION PASSED. 4-1**

Voting for Motion:

- Judge Hays
- Commissioner Childers
- Commissioner Shelton
- Commissioner Rodriguez

Voting Against Motion:

- Commissioner Simmons

- 9. To consider, discuss and take any necessary action regarding a proposed communications license with InSite Towers, LLC to place radio communication equipment on the Troy Road Tower (TX 146) to work with our current and new tower sites under construction and to authorize the County Judge to sign all documents associated with this agenda item.

Stephen White – Sheriff's Office

A motion was made by Commissioner Childers to accept the proposal for a communications license with InSite Towers, LLC to place radio communication equipment on the Troy Road Tower (TX 146) to work with our current and new tower sites under construction and to authorize the County Judge to sign all documents associated with this agenda item; Commissioner Shelton seconded the motion. **MOTION PASSED 4-1**

PASSED 4-1

Voting for Motion:

- Judge Hays
- Commissioner Childers
- Commissioner Shelton
- Commissioner Rodriguez

Voting Against Motion:

- Commissioner Simmons

PERSONNEL REQUEST

- 10. To consider, discuss and take any necessary action to approve the job description of Disease Intervention Specialist (Grant Funded).

Brandy Garcia – Health Department

Commissioner Simmons made a motion to approve the job description of Disease Intervention Specialist (Grant Funded); a second was made by Commissioner Childers. **MOTION PASSED.5-0**

Voting for Motion:

- Judge Hays

✓ Commissioner Shelton
✓ Commissioner Simmons

✓ Commissioner Childers
✓ Commissioner Rodriguez

11. To consider, discuss and take any necessary action to hire Part-Time Investigators for the Environmental Enforcement Department.
Rickey George – Environmental Enforcement

A motion was made by Commissioner Shelton to hire Part-Time Investigators for the Environmental Enforcement Department at a pay rate of \$35/per hour; County Judge Hays seconded the motion.

MOTION PASSED. 4-1

Voting for Motion:

✓ Judge Hays
✓ Commissioner Childers

✓ Commissioner Shelton
✓ Commissioner Rodriguez

Voting Against Motion:

✓ Commissioner Simmons

12. To consider, discuss and take any action to hire an Investigator at a Step 4 due to experience.
Dusty Gallivan – County Attorney

Commissioner Simmons made a motion to deny the hire of an Investigator at a Step 4 due to experience; Commissioner Shelton seconded the motion. **MOTION DENIED. 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 a request to hire a Deputy Clerks at a Step 1.
Lindy Wright – Tax Office

NO ACTION WAS TAKEN ON THIS ITEM

14. To consider, discuss and take any necessary action to regarding a request to hire a Professional Librarian at a Step 1 and to replace two clerks that transferred to the Health Department.
Rebecca Taylor – Library

Commissioner Simmons made a motion to deny the hire of a Professional Librarian at a Step 1 and replacement of two clerks that transferred to the Health Department; Commissioner Childers seconded the motion. **MOTION DENIED. 5-0**

Voting for Motion:

✓ Judge Hays
✓ Commissioner Shelton
✓ Commissioner Simmons

✓ Commissioner Childers
✓ Commissioner Rodriguez

PUBLIC WORKS

15. To consider, discuss and take any necessary action on an MHRC, Desert Pear RV Park 1.0 Ac., 115 W. 50th Street, Odessa, W/2 of Tracts 20 & 21, Teepee Heights Subdivision, Ector County, Texas and authorize the County Judge to sign.
David Peck – Public Works

Commissioner Childers made a motion to approve any necessary action on an MHRC, Desert Pear RV Park 1.0 Ac., 115 W. 50th Street, Odessa, W/2 of Tracts 20 & 21, Teepee Heights Subdivision, Ector County, Texas 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

BUDGET/FINANCIAL

16. To consider, discuss and take any necessary action to approve the attached budget amendment for the Election's Office HAVA Grant as part of the CARES Act funding and authorize the County Judge to sign.

Randy Donner – County Auditor

Commissioner Childers made a motion to approve the attached budget amendment for the Elections' Office HAVA Grant as part of the CARES Act funding and authorize the County Judge to sign; Commissioner Simmons 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

17. To consider, discuss and take any necessary action approve a budget amendment to General Fund, Medical Examiner, Autopsy Services, 001-215-5305 for \$80,000 and General Fund, Medical Examiner, Transport Expense 001-215-5162 for \$20,000 from General Fund, Unreserved Fund Balance, 001-3310 for \$100,000 and authorize the County Judge to sign.

Charles Moad – Medical Examiner

Commissioner Simmons made a motion to approve a budget amendment to General Fund, Medical Examiner, Autopsy Services, 001-215-5305 for \$80,000 and General Fund, Medical Examiner, Transport Expense 001-215-5162 for \$20,000 from General Fund, Unreserved Fund Balance, 001-3310 for \$100,000 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 Shelton	<u>✓</u> Commissioner Childers
<u>✓</u> Commissioner Simmons	<u>✓</u> Commissioner Rodriguez

18. To consider and approve the Accounts Payable Fund Requirements Report for July 14, 2020 to review County financial statements and reports.

Randy Donner – County Auditor

Commissioner Childers made a motion to approve the Accounts Payable Fund Requirements Report for July 14, 2020 to review County financial statements and reports.; Commissioner Simmons 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

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

A motion was made by Commissioner Simmons to approve and move forward with the proposed budget for the Virtual Judicial System upgrades in the County Attorney’s Office with a budget amount of \$425,000 less the amount of for the individual laptops and personal computer costs and approve the IT budget regarding the Virtual Judicial System in the amount of \$143,355; Commissioner Childers seconded the motion.

MOTION PASSED. 5-0

Voting for Motion:

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

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

NO ACTION TAKEN ON THIS ITEM

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

NO ACTION TAKEN ON THIS ITEM

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

Commissioner Simmons made a motion to authorize Pat Patton and the Human Resources Department to move forward with the COVID-19 related personnel expenses specific to the Health Department as discussed in Executive Session; a second was made by Commissioner Childers.

MOTION PASSED. 5-0

Voting for Motion:

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

11:30 A.M.

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, Sara Estrada, Chief Deputy County Clerk, do hereby attest to the accuracy of the Commissioners Court Proceedings for the Regular Commissioners' Court meeting of July 14, 2020.



A handwritten signature in blue ink that reads "Sara Estrada".

SARA ESTRADA, CHIEF DEPUTY COUNTY CLERK
ECTOR COUNTY, TEXAS