

On this the 27<sup>th</sup> day of September, 2022, 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  
Mike Gardner, Commissioner Precinct #1  
Greg Simmons, Commissioner Precinct #2  
Don Stringer, 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 10:02 A. M. with a quorum of the court present. The invocation was led by Commissioner Simmons. Commissioner Stringer 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 proposed Resolution for Safe Place recognizing the month of October as Domestic Awareness Month and authorizing the County Judge and County Commissioners to sign.  
Debi Hays – County Judge

Commissioner Stringer made a motion to approve a proposed Resolution for Safe Place recognizing the month of October as Domestic Awareness Month and authorizing the County Judge and County Commissioners to sign; a second was made by Commissioner Rodriguez. **MOTION PASSED. 5-0**

Voting for Motion:

<u>✓</u> Judge Hays	
<u>✓</u> Commissioner Gardner	<u>✓</u> Commissioner Stringer
<u>✓</u> Commissioner Simmons	<u>✓</u> Commissioner Rodriguez

2. To receive a presentation from Dr. Scott Muri and the ConnEctor Taskforce regarding state funding options to expand broadband to residents in Ector County.  
Commissioners Court

Dr. Muri, Superintendent of ECISD, ConnEctor Task Force Member and board member of the Office of Broadband addressed the court.

Gaby Rowe, Operation Connectivity addressed the court.

Thomas Guerrero, Dallas Federal Reserve addressed the court.

NO ACTION TAKEN ON THIS ITEM.

3. To approve a Proclamation designating October 2 – 8, 2022 as National 4-H Week and authorize the County Judge and County Commissioners to sign.  
Steve Paz – County Agent

Steve Paz addressed the court and introduced 4-H Club Officers:

Bailey McLane, President  
Raelyn Clinton, Vice President  
Brynn Clinton, Treasurer  
Brazos Harding, Parliamentarian

A motion was made by Commissioner Gardner to approve a Proclamation designating October 2 – 8, 2022 as National 4-H Week and authorize the County Judge and County Commissioners to sign; Commissioner Simmons seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

✓ Judge Hays  
✓ Commissioner Gardner                      ✓ Commissioner Stringer  
✓ Commissioner Simmons                      ✓ Commissioner Rodriguez

4. To consider, discuss, and take any necessary action to hire Sara Moran for the County Extension (Horticultural Agent) to be shared for Ector County and Midland County.  
Steve Paz – County Agent

Commissioner Simmons made a motion to approve to hire Sara Moran for the County Extension (Horticultural Agent) to be shared for Ector County and Midland County; a second was made by Commissioner Gardner.

**MOTION PASSED. 5-0**

Voting for Motion:

✓ Judge Hays  
✓ Commissioner Gardner                      ✓ Commissioner Stringer  
✓ Commissioner Simmons                      ✓ Commissioner Rodriguez

5. To consider, discuss, and take any necessary action on the 2022-2023 Budget for Emergency Communication District of Ector County and authorize the County Judge to sign.  
Mike Gardner – Commissioner Pct. 1

A motion was made by Commissioner Gardner to approve the 2022-2023 Budget for Emergency Communication District of Ector County and authorize the County Judge to sign; Commissioner Simmons seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

✓ Judge Hays  
✓ Commissioner Gardner                      ✓ Commissioner Stringer  
✓ Commissioner Simmons                      ✓ Commissioner Rodriguez

6. To discuss and get updates on current ECUD projects from ECUD Board representative.  
Mike Gardner – Commissioner Pct. 1

Tommy Ervin addressed the court to give an update on ECUD projects.

**NO ACTION TAKEN ON THIS ITEM**

7. To consider, discuss, and take any necessary action on a Declaration of Local Disaster or a Resolution to Secure the Border concerning the impact of the Texas Border not being secure.  
Mike Gardner – Commissioner Pct. 1

Tisha Crow addressed the court regarding the need for a Declaration of Local Disaster or a Resolution to Secure the Border.

Mike Griffis, Ector County Sheriff addressed the court to clarify county-wide issues and answer questions from the court.

Commissioner Gardner made a motion to approve a Declaration of Local Disaster; a second was made by Commissioner Stringer. **MOTION PASSED. 4-1**

Voting for Motion:

✓ Judge Hays  
✓ Commissioner Gardner                      ✓ Commissioner Stringer  
✓ Commissioner Simmons

Voting against Motion:

✓ Commissioner Rodriguez

8. To consider, discuss, and take any necessary action to approve issuing 15 county phones for Building Maintenance employees for the implementation of the new Asset Essentials upgrade (Facility management software).  
Billy Carrigan – Building Maintenance

A motion was made by Commissioner Simmons to approve the issuance of 15 county phones for Building Maintenance employees for the implementation of the new Asset Essentials upgrade (Facility management software); Commissioner Rodriguez seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

✓ Judge Hays  
✓ Commissioner Gardner                      ✓ Commissioner Stringer  
✓ Commissioner Simmons                      ✓ Commissioner Rodriguez

Commissioner Simmons left the meeting at 11:20 a.m.

9. To consider, discuss, and take any necessary action to transfer two abandoned trailers to be utilized by the Sheriff's Office.  
Mike Griffis – Sheriff

Commissioner Gardner made a motion to transfer two abandoned trailers to be utilized by the Sheriff's Office and to add them to the county inventory; a second was made by Commissioner Stringer.

**MOTION PASSED. 4-0**

Voting for Motion:

✓ Judge Hays    ✓ Commissioner Gardner  
✓ Commissioner Stringer                              ✓ Commissioner Rodriguez

10. To consider, discuss, and take any necessary action to approve the 2023 Sheriffs' and Constables' Fees.  
Jennifer Martin – County Clerk

A motion was made by Commissioner Gardner to approve the 2023 Sheriffs' and Constables' Fees; Commissioner Stringer seconded the motion. **MOTION PASSED. 4-0**

Voting for Motion:

✓ Judge Hays    ✓ Commissioner Gardner  
✓ Commissioner Stringer                              ✓ Commissioner Rodriguez

11. To consider, discuss, and take any necessary action regarding options on total loss designation per Travelers regarding Unit #1224 – Ector County Sheriff's Office – 2021 Police Chevrolet Tahoe 4x2 – License # Texas 1412567 – VIN #1GBSCLED6MR418663 and requesting to declare this item as "Salvage Property" & dispose of said item per Section 263.151 and remove from County Inventory and to authorize the County Judge to sign.  
Sam Brijalba – Human Resources

Commissioner Stringer made a motion to approve a total loss designation per Travelers regarding Unit #1224 – Ector County Sheriff’s Office – 2021 Police Chevrolet Tahoe 4x2 – License # Texas 1412567 – VIN #1GBSCLED6MR418663 and requesting to declare this item as “Salvage Property” & dispose of said item per Section 263.151 and remove from County Inventory and to authorize the County Judge to sign; a second was made by Commissioner Gardner. **MOTION PASSED. 4-0**

Voting for Motion:

<u>✓</u> Judge Hays	<u>✓</u> Commissioner Gardner
<u>✓</u> Commissioner Stringer	<u>✓</u> Commissioner Rodriguez

12. To consider, discuss, and take any necessary action to approve United Healthcare’s proposed schedule for excess loss coverage and authorize the County Judge to sign.  
Dana Williams/Pat Patton – Human Resources

A motion was made by Commissioner Stringer to approve United Healthcare’s proposed schedule for excess loss coverage and authorize the County Judge to sign; Commissioner Rodriguez seconded the motion.

**MOTION PASSED. 4-0**

Voting for Motion:

<u>✓</u> Judge Hays	<u>✓</u> Commissioner Gardner
<u>✓</u> Commissioner Stringer	<u>✓</u> Commissioner Rodriguez

13. To consider, discuss, and take any necessary action to approve the purchase of a 2022 John Deere 310SL Loader Backhoe with attachments for the Public Works Department in the amount of \$148,200 from Sales Tax Account 005-810-5505 and authorize the County Judge to sign.  
Lucy Soto – Purchasing  
Steven Davis – Public Works

Judge Hays made a motion to approve the purchase of a 2022 John Deere 310SL Loader Backhoe with attachments for the Public Works Department in the amount of \$148,200 from Sales Tax Account 005-810-5505 and authorize the County Judge to sign; a second was made by Commissioner Stringer.

**MOTION PASSED. 4-0**

Voting for Motion:

<u>✓</u> Judge Hays	<u>✓</u> Commissioner Gardner
<u>✓</u> Commissioner Stringer	<u>✓</u> Commissioner Rodriguez

14. To consider, discuss, and take any necessary action to approve the purchase of a 2022 Ford Explorer for the Public Works Department in the amount of \$38,781.25 from Sales Tax Account 005-810-5505 and authorize the County Judge to sign.  
Lucy Soto – Purchasing  
Steven Davis – Public Works

A motion was made by Judge Hays to approve the purchase of a 2022 Ford Explorer for the Public Works Department in the amount of \$38,781.25 from Sales Tax Account 005-810-5505 and authorize the County Judge to sign; Commissioner Stringer seconded the motion. **MOTION PASSED. 4-0**

Voting for Motion:

<u>✓</u> Judge Hays	<u>✓</u> Commissioner Gardner
<u>✓</u> Commissioner Stringer	<u>✓</u> Commissioner Rodriguez

## **AWARD OF BIDS/PROPOSALS**

15. To consider, discuss, and take any necessary action to secure bids to remove and install new roofs of County Courthouse at 300 N. Grant St. and the Administration Annex at 1010 E. 8<sup>th</sup> St and authorize the County Judge to sign.  
Billy Carrigan – Building Maintenance

Judge Hays made a motion to secure bids to remove and install new roofs of County Courthouse at 300 N. Grant St. and the Administration Annex at 1010 E. 8<sup>th</sup> St and authorize the County Judge to sign; a second was made by Commissioner Rodriguez. **MOTION PASSED. 4-0**

Voting for Motion:

<u>✓</u> Judge Hays	<u>✓</u> Commissioner Gardner
<u>✓</u> Commissioner Stringer	<u>✓</u> Commissioner Rodriguez

## **CONTRACTS/AGREEMENTS/GRANTS**

16. To consider, discuss, and take any necessary action to approve the SaaS Software Agreement for Tyler Incode and authorize the County Judge to sign.  
Randy Donner – Auditor

A motion was made by Commissioner Stringer to approve the SaaS Software Agreement for Tyler Incode and authorize the County Judge to sign; Commissioner Gardner seconded the motion.

**MOTION PASSED. 4-0**

Voting for Motion:

<u>✓</u> Judge Hays	<u>✓</u> Commissioner Gardner
<u>✓</u> Commissioner Stringer	<u>✓</u> Commissioner Rodriguez

17. To consider, discuss, and take any necessary action to approve Flock Group Inc. Additional Services Agreement and authorize the County Judge to sign.  
Rickey George – Environmental Enforcement

Lucy Soto, Purchasing asked the court to grant an exemption per Texas Local Government Code 262.024 as a necessary item to preserve and protect the public health and safety of the residents of Ector County.

Commissioner Gardner made a motion to approve Flock Group Inc. Additional Services Agreement and authorize the County Judge to sign; a second was made by Commissioner Stringer. **MOTION PASSED. 4-0**

Voting for Motion:

<u>✓</u> Judge Hays	<u>✓</u> Commissioner Gardner
<u>✓</u> Commissioner Stringer	<u>✓</u> Commissioner Rodriguez

18. To consider, discuss, and take any necessary action regarding the contract proposal for Offenderwatch and authorize the County Judge to sign.  
Mike Griffis – Sheriff

A motion was made by Commissioner Gardner to table the item; Commissioner Stringer seconded the motion.

**MOTION PASSED. 4-0**

Voting for Motion:

<u>✓</u> Judge Hays	<u>✓</u> Commissioner Gardner
<u>✓</u> Commissioner Stringer	<u>✓</u> Commissioner Rodriguez

19. To consider, discuss, and take any necessary action regarding an awarded grant from T-Mobile utilizing ECF (Emergency Connectivity Funds) from the FCC and authorize the County Judge to sign.  
Howard Marks – Library

Commissioner Gardner made a motion to approve an awarded grant from T-Mobile utilizing ECF (Emergency Connectivity Funds) from the FCC and authorize the County Judge to sign; a second was made by Commissioner Rodriguez. **MOTION PASSED. 4-0**

Voting for Motion:

<u>✓</u> Judge Hays	<u>✓</u> Commissioner Gardner
<u>✓</u> Commissioner Stringer	<u>✓</u> Commissioner Rodriguez

20. To consider, discuss, and take any to accept Travelers Indemnity Company Insurance Renewal Contract (in partnership with USI Insurance Services) for the 2022-2023 Policy Term comprised of the following coverages: Property, Inland Marine, Commercial General Liability, Commercial Auto Liability (\$10,000 Deductible), Commercial Auto Physical Damage, Commercial Umbrella/Excess Liability, Employee Benefits Liability, Law Enforcement Liability, Excess Law Enforcement Liability, Public Entity Management Liability, UAV (Drone) Hull and Liability, Public Entity Employment-Related Practices Liability, and Crime/Cyber Network Security & Privacy and authorize the County Judge to sign.  
Sam Brijalba – Human Resources

A motion was made by Commissioner Stringer to accept Option B of the Travelers Indemnity Company Insurance Renewal Contract (in partnership with USI Insurance Services) for the 2022-2023 Policy Term comprised of the following coverages: Property, Inland Marine, Commercial General Liability, Commercial Auto Liability (\$10,000 Deductible), Commercial Auto Physical Damage, Commercial Umbrella/Excess Liability, Employee Benefits Liability, Law Enforcement Liability, Excess Law Enforcement Liability, Public Entity Management Liability, UAV (Drone) Hull and Liability, Public Entity Employment-Related Practices Liability, and Crime/Cyber Network Security & Privacy and authorize the County Judge to sign; Commissioner Rodriguez seconded the motion. **MOTION PASSED. 4-0**

Voting for Motion:

<u>✓</u> Judge Hays	<u>✓</u> Commissioner Gardner
<u>✓</u> Commissioner Stringer	<u>✓</u> Commissioner Rodriguez

21. To consider, discuss, and take any necessary action to approve an Interlocal Agreement between Midland County and Ector County on a temporary basis to allow Midland County to utilize the body cold storage facilities at the Ector County Medical Examiner’s office when necessary for a period of twelve months beginning October 1, 2022 and authorize the County Judge to sign.  
Ron Inge – Medical Examiner

Commissioner Gardner made a motion to approve an Interlocal Agreement between Midland County and Ector County on a temporary basis to allow Midland County to utilize the body cold storage facilities at the Ector County Medical Examiner’s office when necessary for a period of twelve months beginning October 1, 2022 and authorize the County Judge to sign; a second was made by Commissioner Stringer.

**MOTION PASSED. 4-0**

Voting for Motion:

<u>✓</u> Judge Hays	<u>✓</u> Commissioner Gardner
<u>✓</u> Commissioner Stringer	<u>✓</u> Commissioner Rodriguez

## **POLICIES/PROCEDURES**

22. To consider, discuss, and take any necessary action regarding current financial liability of comp time in county departments.  
Dana McWilliams & Pat Patton – Human Resources

A motion was made by Judge Hays to discuss in Executive Session; Commissioner Stringer seconded the motion. **MOTION PASSED. 4-0**

Voting for Motion:

<u>✓</u> Judge Hays	<u>✓</u> Commissioner Gardner
<u>✓</u> Commissioner Stringer	<u>✓</u> Commissioner Rodriguez

## **PUBLIC WORKS**

23. To consider, discuss, and take any necessary action regarding Change Order #1 for the CTIF Seal Coat Project 2022 and authorize the County Judge and other county officials and employees to sign all documents associated with this agenda item.

Lucy Soto – Purchasing  
Steven Davis – Public Works

Commissioner Stringer made a motion to approve Change Order #1 for the CTIF Seal Coat Project 2022 and authorize the County Judge and other county officials and employees to sign all documents associated with this agenda item; a second was made by Commissioner Rodriguez. **MOTION PASSED. 4-0**

Voting for Motion:

<u>✓</u> Judge Hays	<u>✓</u> Commissioner Gardner
<u>✓</u> Commissioner Stringer	<u>✓</u> Commissioner Rodriguez

24. To consider, discuss, award, reject or take any other actions regarding Change Order #3 for the West Apple Street Road Project and authorize the County Judge to sign all documents associated with this agenda item.

Lucy Soto – Purchasing  
Steven Davis – Public Works

A motion was made by Commissioner Stringer to approve Change Order #3 for the West Apple Street Road Project and authorize the County Judge to sign all documents associated with this agenda item; Commissioner Gardner seconded the motion. **MOTION PASSED. 4-0**

Voting for Motion:

<u>✓</u> Judge Hays	<u>✓</u> Commissioner Gardner
<u>✓</u> Commissioner Stringer	<u>✓</u> Commissioner Rodriguez

## **PLANNING AND DEVELOPMENT**

25. To consider, discuss, and take any necessary action regarding the Planning and Development Department's Permit for Installation on County Right-of-Way Pipeline and Utility Crossing Agreement.

Eddie Landrum – Planning and Development

Commissioner Rodriguez made a motion to approve the Planning and Development Department's Permit for Installation on County Right-of-Way Pipeline and Utility Crossing Agreement; a second was made by Judge Hays. **MOTION PASSED. 4-0**

Voting for Motion:

<u>✓</u> Judge Hays	<u>✓</u> Commissioner Gardner
<u>✓</u> Commissioner Stringer	<u>✓</u> Commissioner Rodriguez

26. To consider, discuss, and take any necessary action on Three Jewels Subdivision (Pct. 1) being a plat of a 10.00 acre tract located in Section 24, Block 41, T-2-S, T&P RY. CO. Survey Ector County, Texas and authorize the County Judge to sign.

Eddie Landrum – Planning and Development

A motion was made by Commissioner Stringer to approve Three Jewels Subdivision (Pct. 1) being a plat of a 10.00 acre tract located in Section 24, Block 41, T-2-S, T&P RY. CO. Survey Ector County, Texas and authorize the County Judge to sign; Commissioner Gardner seconded the motion. **MOTION PASSED. 4-0**

Voting for Motion:

<u>✓</u> Judge Hays	<u>✓</u> Commissioner Gardner
<u>✓</u> Commissioner Stringer	<u>✓</u> Commissioner Rodriguez

27. To consider, discuss, and take any necessary action on Penta Court (Pct. 1) a Subdivision of 5.00 acres in Section 25, Block 44, T-2-S, T&P. RY. Co. Survey, Ector County, Texas and authorize the County Judge to sign.  
Eddie Landrum – Planning and Development

Commissioner Gardner made a motion to approve Penta Court (Pct. 1) a Subdivision of 5.00 acres in Section 25, Block 44, T-2-S, T&P. RY. Co. Survey, Ector County, Texas and authorize the County Judge to sign; a second was made by Commissioner Stringer. **MOTION PASSED. 4-0**

Voting for Motion:

<u>✓</u> Judge Hays	<u>✓</u> Commissioner Gardner
<u>✓</u> Commissioner Stringer	<u>✓</u> Commissioner Rodriguez

## CONSENT AGENDA

28. To review, consider, discuss, approve, and take any necessary action regarding the following proposed Consent Agenda:
- To consider, discuss, and approve a line item transfer on General Fund, Building Maintenance, Elevator Contracts, 001-710-5271 from Water/Sewer/Trash, 001-710-5354 for \$20,000.  
Randy Donner – County Auditor
  - To consider, discuss, and approve a line item transfer to General Fund, 70<sup>th</sup> District Court, Departmental Furniture/Equipment, 001-060-5199 from Educational Travel, 001-060-5161 for \$200.  
Randy Donner – County Auditor
  - To consider, discuss, and approve a line item transfer to County Records Management Fund, District Clerk, Contract Services, 001-110-5309 from Office Supplies, 014-110-5171 for \$4,872.  
Randy Donner – County Auditor
  - To consider, discuss, and approve a line item transfer to General Fund, Commissioner Pct 3, Educational Travel, 001-023-5161 from Commissioner Pct 1, Educational Travel, 001-021-5161 for \$400.  
Randy Donner – County Auditor

A motion was made by Commissioner Stringer to approve the proposed consent agenda; Commissioner Gardner seconded the motion. **MOTION PASSED. 4-0**

Voting for Motion:

<u>✓</u> Judge Hays	<u>✓</u> Commissioner Gardner
<u>✓</u> Commissioner Stringer	<u>✓</u> Commissioner Rodriguez

## BUDGET/FINANCIAL

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

Judge Hays made a motion to approve the Ector County Investment Policy; a second was made by Commissioner Gardner. **MOTION PASSED. 4-0**

Voting for Motion:

<u>✓</u> Judge Hays	<u>✓</u> Commissioner Gardner
<u>✓</u> Commissioner Stringer	<u>✓</u> Commissioner Rodriguez

30. To consider and approve the Accounts Payable Fund Requirements Report for September 27, 2022 to review County financial statements and reports.  
Randy Donner - County Auditor

A motion was made by Commissioner Gardner to approve the Accounts Payable Fund Requirements Report for September 27, 2022 to review County financial statements and reports; Commissioner Rodriguez seconded the motion. **MOTION PASSED. 4-0**

Voting for Motion:

<u>✓</u> Judge Hays	<u>✓</u> Commissioner Gardner
<u>✓</u> Commissioner Stringer	<u>✓</u> Commissioner Rodriguez

Commissioner Commissioner Stringer made a motion to adjourn into Executive Session; Commissioner Commissioner Rodriguez seconded the motion. **MOTION PASSED. 4-0**

Voting for Motion:

<u>✓</u> Judge Hays	<u>✓</u> Commissioner Gardner
<u>✓</u> Commissioner Stringer	<u>✓</u> Commissioner Rodriguez

A motion was made by Commissioner Gardner to reconvene with a second by Commissioner Stringer. **MOTION PASSED. 4-0**

Voting for Motion:

<u>✓</u> Judge Hays	<u>✓</u> Commissioner Gardner
<u>✓</u> Commissioner Stringer	<u>✓</u> Commissioner Rodriguez

## **EXECUTIVE SESSION**

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

NO ACTION WAS TAKEN ON THIS ITEM

32. 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 WAS TAKEN ON THIS ITEM

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

Commissioner Stringer made a motion to pay any accrued comp time over 20 hours from the current budget; a second was made by Commissioner Gardner. **MOTION PASSED. 4-0**

Voting for Motion:

<u>✓</u> Judge Hays	<u>✓</u> Commissioner Gardner
<u>✓</u> Commissioner Stringer	<u>✓</u> Commissioner Rodriguez

**12:21 P.M.**

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

\*\*\*\*\*

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 27, 2022.



Jennifer Martin  
JENNIFER MARTIN, COUNTY CLERK  
ECTOR COUNTY, TEXAS