

On this the 10<sup>th</sup> day of January, 2023, 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:

Mike Gardner, Commissioner Precinct #1  
Greg Simmons, Commissioner Precinct #2  
Don Stringer, Commissioner Precinct #3  
Minutes taken by Jennifer Martin, County Clerk

Absent:

Dustin Fawcett, County Judge  
Billy Hall, Commissioner Precinct #4

when the following proceedings were had to-wit:

Commissioner Simmons called the meeting to order at 10:02 A. M. with a quorum of the court present. The invocation was led by Commissioner Gardner. 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 to approve a \$1,751 donation from Tracey L. Killon for the Sheriff's Office Animal Control Microchip Program.  
Mike Griffis- Sheriff's Office

Commissioner Stringer made a motion to approve a \$1,751 donation from Tracey L. Killon for the Sheriff's Office Animal Control Microchip Program; a second was made by Commissioner Gardner. **MOTION PASSED. 3-0**

Voting for Motion:

✓ Commissioner Gardner                      ✓ Commissioner Stringer  
✓ Commissioner Simmons

2. To consider, discuss, and take any necessary action on MHRC Plans for N/2 of Lots 5 & 6, Block 5, Ranch Acres, (Prec. 1), and authorize the County Judge to sign all documents associated with this agenda item.  
Eddie Landrum- Planning & Development

A motion was made by Commissioner Gardner to approve MHRC Plans for N/2 of Lots 5 & 6, Block 5, Ranch Acres, (Prec. 1), and authorize the County Judge to sign all documents associated with this agenda item; Commissioner Stringer seconded the motion. **MOTION PASSED. 3-0**

Voting for Motion:

✓ Commissioner Gardner                      ✓ Commissioner Stringer  
✓ Commissioner Simmons

3. To consider, discuss, and take any necessary action on Jerusalem Subdivision, being a plat of 40.0 acre tract out of Section 2, Block 42 T-2-S, (Prec. 4), and authorize the County Judge to sign all documents associated with this agenda item.  
Eddie Landrum- Planning & Development

Commissioner Gardner made a motion to approve Jerusalem Subdivision, being a plat of 40.0 acre tract out of Section 2, Block 42 T-2-S, (Prec. 4), and authorize the County Judge to sign all documents associated with this agenda item; a second was made by Commissioner Stringer.

**MOTION PASSED. 3-0**

Voting for Motion:

✓ Commissioner Gardner                      ✓ Commissioner Stringer  
✓ Commissioner Simmons

4. To consider, discuss, and take any necessary action on Westcliff Green, a subdivision of 4.99 acres of land, in Section 13, Block 44, T-2-S, (Prec. 1), and authorize the County Judge to sign all documents associated with this agenda item.  
Eddie Landrum- Planning & Development

A motion was made by Commissioner Gardner to approve Westcliff Green, a subdivision of 4.99 acres of land, in Section 13, Block 44, T-2-S, (Prec. 1), and authorize the County Judge to sign all documents associated with this agenda item; Commissioner Stringer seconded the motion.

**MOTION PASSED. 3-0**

Voting for Motion:

✓ Commissioner Gardner                      ✓ Commissioner Stringer  
✓ Commissioner Simmons

5. To consider, discuss, and take any necessary action to approve the increase in Limit & Coverage with respect to Crime, Cyber, Faithful Performance. Current policy per aforementioned type of coverage has a limit of \$500,000 and a retention of \$5K; these figures will increase to \$1M and \$10K respectively. \$10K represents 1% of Limit of Coverage. Faithful Performance Insurance under Travelers Commercial Crime Coverage, more specifically CRI – 7126-0109 – Government Entity Crime Endorsement – Faithful Performance of Duty at an additional premium of \$584 which represents an increase of \$173 from current premium of \$411 annually. (Blanket Coverage) Texas Government Code 51.302, [more specifically Chapter 1084, Acts of the 70<sup>th</sup> Legislature, Regular Session, 1987 (Article 715c, Vernon’s Texas Civil Statutes)] mandates that each District Clerk secure insurance to cover the district clerk and any deputy clerk against liabilities incurred through errors or omissions in the performance of official duties. It further stipulates if the policy or other coverage document provides coverage for *other* county officials, the amount of the policy must be at least \$1 million. This increase in Limit & Coverage will satisfy said requirement.  
Sam Brijalba- Human Resources

Commissioner Stringer made a motion to approve the increase in Limit & Coverage with respect to Crime, Cyber, Faithful Performance. Current policy per aforementioned type of coverage has a limit of \$500,000 and a retention of \$5K; these figures will increase to \$1M and \$10K respectively. \$10K represents 1% of Limit of Coverage. Faithful Performance Insurance under Travelers Commercial Crime Coverage, more specifically CRI – 7126-0109 – Government Entity Crime Endorsement – Faithful Performance of Duty at an additional premium of \$584 which represents an increase of \$173 from current premium of \$411 annually. (Blanket Coverage) Texas Government Code 51.302, [more specifically Chapter 1084, Acts of the 70th Legislature, Regular Session, 1987 (Article 715c, Vernon’s Texas Civil Statutes)] mandates that each District Clerk secure insurance to cover the district clerk and any deputy clerk against liabilities incurred through errors or omissions in the performance of official duties. It further stipulates if the policy or other coverage document provides coverage for other county officials, the amount of the policy must be at least \$1 million. This increase in Limit & Coverage will satisfy said requirement; a second was made by Commissioner Gardner.

**MOTION PASSED. 3-0**

Voting for Motion:

✓ Commissioner Gardner                      ✓ Commissioner Stringer  
✓ Commissioner Simmons

6. To discuss, consider, and take any necessary action to approve repairing a damaged fence and gate during the expansion of Cottonwood Road in Gardendale, Ector County, Texas (Prec. 2) and authorize the County Judge, County Clerk, and County Auditor to sign all documents associated with this agenda item.  
Lucy Soto- Purchasing & Steven Davis- Public Works

A motion was made by Commissioner Gardner to approve the relocation of a fence and gate during the expansion of Cottonwood Road in Gardendale, Ector County, Texas (Prec. 2) at a cost of \$3,933 and authorize the County Judge, County Clerk, and County Auditor to sign all documents associated with this agenda item; Commissioner Stringer seconded the motion.

**MOTION PASSED. 3-0**

Voting for Motion:

✓ Commissioner Gardner                      ✓ Commissioner Stringer  
✓ Commissioner Simmons

**CONTRACTS/AGREEMENTS/GRANTS**

7. To consider, discuss, and take any necessary action regarding not renewing the contract with Tyler and purchasing a subscription with CSS, and authorize the County Judge to sign all documents associated with this agenda item.  
Jesse Callendar- Post Sentence Monitoring

Commissioner Stringer made a motion to approve not renewing the contract with Tyler and purchasing a subscription with CSS, and authorize the County Judge to sign all documents associated with this agenda item; a second was made by Commissioner Gardner. **MOTION PASSED. 3-0**

Voting for Motion:

✓ Commissioner Gardner                      ✓ Commissioner Stringer  
✓ Commissioner Simmons

## PERSONNEL REQUEST

8. To consider, discuss, and take any necessary action to approve the resignation of Mr. Ron Inge, Chief Investigator for Ector County Medical Examiner's Office and approve an interim director.

Mike Gardner- Commissioners' Court Prec. 1

A motion was made by Commissioner Stringer to accept the resignation of Mr. Ron Inge, Chief Investigator of Ector County Medical Examiner's Office effective January 13, 2023, to appoint Carl Rogers as Interim Chief Investigator of the Ector County Medical Examiner's Office and to authorize Human Resources to post the opening for a permanent position; Commissioner Gardner seconded the motion. **MOTION PASSED. 3-0**

Voting for Motion:

✓ Commissioner Gardner                      ✓ Commissioner Stringer  
✓ Commissioner Simmons

9. To consider, discuss, and take any necessary action to approve the resignation of Mr. Rickey George, Director for Ector County Environmental Enforcement Unit and approve an interim director.

Mike Gardner- Commissioners' Court Prec. 1

Commissioner Gardner made a motion to accept the resignation of Mr. Rickey George, Director for Ector County Environmental Enforcement Unit effective December 31, 2022, to appoint Jesse Garcia as interim Director for Ector County Environmental Enforcement Unit and to authorize Human Resources to post the opening for a permanent position; a second was made by Commissioner Stringer. **MOTION PASSED. 3-0**

Voting for Motion:

✓ Commissioner Gardner                      ✓ Commissioner Stringer  
✓ Commissioner Simmons

## CONSENT AGENDA

10. To consider, discuss, and take any necessary action to approve a line item transfer to General Fund, Non Department Judicial, Copier Lease, 001-220-5284 from Court Appointed Attorneys, 001-220-5325 for \$6,059, and authorize the County Judge and County Clerk to sign all documents associated with this agenda item.

Randy Donner- County Auditor

A motion was made by Commissioner Stringer to approve a line item transfer to General Fund, Non Department Judicial, Copier Lease, 001-220-5284 from Court Appointed Attorneys, 001-220-5325 for \$6,059, and authorize the County Judge and County Clerk to sign all documents associated with this agenda item; Commissioner Simmons seconded the motion.

**MOTION PASSED. 3-0**

Voting for Motion:

✓ Commissioner Gardner

✓ Commissioner Stringer

✓ Commissioner Simmons

11. To consider, discuss, and take any necessary action regarding the cancellation of the Measurement and Verification Services from Johnson controls included under the Performance Contract, make that cancellation retroactive effective November 1, 2022, and authorize the County Judge to sign on all documents associated with this agenda item.

Lucy Soto- Purchasing & Billy Carrigan- Building Maintenance

ITEM WITHDRAWN

**BUDGET/FINANCIAL**

12. To consider, discuss, and take any necessary action regarding the Ector County Monthly Treasurer's Reports for October 2022 and November 2022 and authorize the County Judge and County Commissioners to sign all documents associated with this agenda item. In addition, requesting that the reports be archive with the official minutes of this meeting.

Cleopatra Callaway- County Treasurer

Commissioner Gardner made a motion to approve the Ector County Monthly Treasurer's Reports for October 2022 and November 2022 and authorize the County Judge and County Commissioners to sign all documents associated with this agenda item. In addition, requesting that the reports be archive with the official minutes of this meeting; a second was made by Commissioner Stringer. **MOTION PASSED. 3-0**

Voting for Motion:

✓ Commissioner Gardner

✓ Commissioner Stringer

✓ Commissioner Simmons

13. To consider, discuss, and take any necessary action to approve a budget amendment to Sales Tax Fund, Sheriff, Motor Vehicle Equipment, 005-360-5505 from Unreserved Fund Balance, 005-3310 for \$107,266, and authorize the County Judge and County Clerk to sign all documents associated with this agenda item.

Randy Donner- County Auditor

A motion was made by Commissioner Stringer to approve a budget amendment to Sales Tax Fund, Sheriff, Motor Vehicle Equipment, 005-360-5505 from Unreserved Fund Balance, 005-3310 for \$107,266, and authorize the County Judge and County Clerk to sign all documents associated with this agenda item; Commissioner Gardner seconded the motion. **MOTION PASSED. 3-0**

Voting for Motion:

✓ Commissioner Gardner                      ✓ Commissioner Stringer  
✓ Commissioner Simmons

14. To consider, discuss, and take any necessary action to approve the Accounts Payable Fund Requirements Report for January 10th, 2023, and review County financial statements and reports.

Randy Donner - County Auditor

Commissioner Gardner made a motion to approve the Accounts Payable Fund Requirements Report for January 10th, 2023, and review County financial statements and reports; a second was made by Commissioner Stringer. **MOTION PASSED. 3-0**

Voting for Motion:

✓ Commissioner Gardner                      ✓ Commissioner Stringer  
✓ Commissioner Simmons

At 10:17 a.m., Commissioner Stringer made a motion to adjourn into Executive Session; Commissioner Gardner seconded the motion. **MOTION PASSED. 3-0**

Voting for Motion:

✓ Commissioner Gardner                      ✓ Commissioner Stringer  
✓ Commissioner Simmons

A motion to reconvene was made by Commissioner Stringer at 11:18 a.m. with a second by Commissioner Gardner. **MOTION PASSED. 3-0**

Voting for Motion:

✓ Commissioner Gardner                      ✓ Commissioner Stringer  
✓ Commissioner Simmons

## **EXECUTIVE SESSION**

15. To consider, discuss, and take any necessary action regarding personnel matters pursuant to Title 5, Chapter 551, Section 551.074, Texas Government Code.

Mike Gardner- Commissioner Prec. 1

Dana McWilliams- Human Resources

Commissioner Gardner made a motion to authorize Human Resources to implement the pay for the County Judge's two employees as discussed in Executive Session; a second was made by Commissioner Stringer. **MOTION PASSED. 3-0**

Voting for Motion:

✓ Commissioner Gardner                      ✓ Commissioner Stringer  
✓ Commissioner Simmons

A motion was made by Commissioner Gardner to authorize Human Resources to change the position discussed from exempt to non-exempt as discussed in Executive Session; Commissioner Stringer seconded the motion. **MOTION PASSED. 3-0**

Voting for Motion:

✓ Commissioner Gardner                      ✓ Commissioner Stringer  
✓ Commissioner Simmons

**11:22 A.M.**

With no further business to discuss, Commissioner Gardner made a motion with a second by Commissioner Stringer to adjourn to the call of the chair. **MOTION PASSED. 3-0**

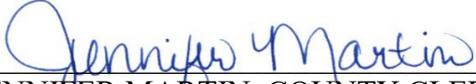
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THE STATE OF TEXAS

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 January 10, 2023.



  
JENNIFER MARTIN, COUNTY CLERK  
ECTOR COUNTY, TEXAS

