



Ector County Commissioners Court

March 09, 2023

10:00 A.M.

COMMISSIONERS COURTROOM, ECTOR COUNTY ADMINISTRATION BUILDING ANNEX, ROOM 120

1010 EAST 8TH STREET, ODESSA, TEXAS

ATTENDANCE

Dustin Fawcett, County Judge
Mike Gardner, Commissioner Precinct #1
Greg Simmons, Commissioner Precinct #2
Don Stringer, Commissioner Precinct #3
Billy Hall, Commissioner Precinct #4
Minutes taken by Jennifer Martin, County Clerk

CALL TO ORDER

With a quorum of the court present, Judge Fawcett call the meeting to order at 10:01 a.m. .

INVOCATION

The invocation was led by Commissioner Simmons.

PLEDGE OF ALLEGIANCE

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

SPECIAL PRESENTATIONS/REQUESTS/RESOLUTIONS

1. Burn Ban, Dustin Fawcett - County Judge

To consider, discuss, and take any necessary action regarding a Burn Ban in Ector County based on the recommendation of Bradley Reese, Odessa Fire and Rescue's Battalion Chief/Deputy EMC, due to an increased number of "red flag" days, grass fires, etc., and authorize the County Judge, County Clerk, and County Commissioners to sign the order.

Commissioner Hall made a motion to enact a Burn Ban in Ector County based on the recommendation of Bradley Reese, Odessa Fire and Rescue's Battalion Chief/Deputy EMC, due to an increased number of "red flag" days, grass fires, etc., and authorize the County Judge, County Clerk, and County Commissioners to sign the order; a second was made by Commissioner Stringer. THE MOTION AND SECOND WERE WITHDRAWN.

A motion was made by Commissioner Simmons to table the item; Commissioner Stringer seconded the motion. MOTION PASSED 5-0

2. Resolution - Joint Airport Zoning Board, Don Stringer, Commissioner Precinct #3

To consider, discuss, and take any necessary action to approve a resolution and the appointments of Mark Merritt and Bill Ritter to the Ector County/Odessa Joint Airport Zoning Board, and authorize the County Judge, County Clerk, and County Commissioners to sign all documents associated with this agenda item.

A motion was made by Commissioner Simmons to approve a resolution and the appointments of Mark Merritt and Bill Ritter to the Ector County/Odessa Joint Airport Zoning Board, and authorize the County Judge, County Clerk, and County Commissioners to sign all documents

associated with this agenda item; Commissioner Gardner seconded the motion. MOTION PASSED 5-0

3. Eminent Domain Documentation, Dustin Fawcett - County Judge

To consider, discuss, and take any necessary action to approve the required documentation of Eminent Domain Authority in Texas, authorize the County Judge to sign all required documentation, and authorize the submission of the report to the Texas Comptroller's office.

Commissioner Gardner made a motion to approve the required documentation of Eminent Domain Authority in Texas, authorize the County Judge to sign all required documentation, and authorize the submission of the report to the Texas Comptroller's office; a second was made by Commissioner Hall. MOTION PASSED 5-0

4. Notice of Election, Lisa Sertuche - Elections

To consider, discuss, and take any necessary action to approve the Joint Resolution and Notice of Election between the Ector County Independent School District and the Ector County Hospital District to hold a Joint General Election on May 6th, 2023, and authorize the County Judge, County Clerk, and County Commissioners to sign all documents associated with this agenda item.

A motion was made by Commissioner Simmons to approve the Joint Resolution and Notice of Election between the Ector County Independent School District and the Ector County Hospital District to hold a Joint General Election on May 6th, 2023, and authorize the County Judge, County Clerk, and County Commissioners to sign all documents associated with this agenda item; Commissioner Hall seconded the motion. MOTION PASSED 5-0

5. Early Voting Schedule, Lisa Sertuche - Elections

To consider, discuss, and take any necessary action to approve the Early Voting Schedule, Election Day Vote Centers, Early Voting Clerks, Election Day Judges and Clerks, and the Temporary Vote Centers for Election Day.

Commissioner Hall made a motion to approve the Early Voting Schedule, Election Day Vote Centers, Early Voting Clerks, Election Day Judges and Clerks, and the Temporary Vote Centers for Election Day; a second was made by Commissioner Gardner. MOTION PASSED 5-0

6. Voting Equipment, Lisa Sertuche - Elections

To consider, discuss, and take any necessary action to approve the proposed calculation of rental rates to all political entities of the new Verity HART equipment.

A motion was made by Commissioner Gardner to approve the proposed calculation of rental rates to all political entities of the new Verity HART equipment; Commissioner Hall seconded the motion. MOTION PASSED 5-0

CONTRACTS/AGREEMENTS/GRANTS

7. Grant - Texas Department of State Health Services, Brandy Garcia – Health Department

To consider, discuss, and take any necessary action to approve a grant application for FY 2024- FY2025 RLSS/ LPHS with the Texas Department of State Health Services for the purpose of Local Public Health Services (Triple O) funds for providing public health education to Ector County Citizens, and authorize the County Judge to sign all documents associated with this agenda item.

Commissioner Simmons made a motion to approve a grant application for FY 2024-FY2025 RLSS/LPHS with the Texas Department of State Health Services for the purpose of Local Public Health Services (Triple O) funds for providing public health education to Ector County Citizens, and authorize the County Judge to sign all documents associated with this agenda item; a second was made by Commissioner Gardner. MOTION PASSED 5-0

8. Contract - Texas Department of State Health Services, Brandy Garcia – Health Department

To consider, discuss, and take any necessary action to amend the contract with PHWF No. HHS001078500001 between Ector County and the Texas Department of State Health Services to include a list of dates for submitting a Financial Status Report (FSR) biannually to the system agency (DSHS), and authorize the County Judge to sign all documents associated with this agenda item.

A motion was made by Commissioner Simmons to amend the contract with PHWF No. HHS001078500001 between Ector County and the Texas Department of State Health Services to include a list of dates for submitting a Financial Status Report (FSR) biannually to the system agency (DSHS), and authorize the County Judge to sign all documents associated

with this agenda item; Commissioner Gardner seconded the motion. MOTION PASSED 5-0

9. Contract - Texas Department of State Health Services, Brandy Garcia – Health Department

To consider, discuss, and take any necessary action to amend the contract No. HHS001022600001 between Ector County and the Texas Department of State Health Services to include Subsection D, which lists the time frame for submitting the biannual Financial Status Report (FSR) and the final close-out FSR to the system agency (DSHS), and authorize the County Judge to sign all documents associated with this agenda item.

Commissioner Hall made a motion to amend the contract No. HHS001022600001 between Ector County and the Texas Department of State Health Services to include Subsection D, which lists the time frame for submitting the biannual Financial Status Report (FSR) and the final close-out FSR to the system agency (DSHS), and authorize the County Judge to sign all documents associated with this agenda item; a second was made by Commissioner Simmons. MOTION PASSED 5-0

10. Armored Car Services, Lucy Soto – Purchasing, Cleopatra Callaway - Treasurer

To consider, discuss, and take any necessary action in regards to bid specifications on Armored Car Services (Bid #23-04-07-01), and authorize the County Judge to sign all documents associated with this agenda item.

A motion was made by Commissioner Hall to approve bid specifications on Armored Car Services (Bid #23-04-07-01), and authorize the County Judge to sign all documents associated with this agenda item; Commissioner Gardner seconded the motion. MOTION PASSED 5-0

11. Coliseum - Painting, Lucy Soto – Purchasing, Aaron Martin - Coliseum

To consider, discuss, and take any necessary action regarding the proposal specifications on the Coliseum Complex Exterior Painting GfP #23-04-14-01), and authorize the county Judge to sign all documents associated with this agenda item.

Commissioner Gardner made a motion to approve the proposed specifications on the Coliseum Complex Exterior Painting (RFP #23-04-14-01), and authorize the County Judge to sign all documents associated with this agenda item; a second was made by Commissioner Hall. MOTION PASSED 5-0

12. Bid - Juror Summons, Lucy Soto – Purchasing, Clarissa Webster - District Clerk

To consider, discuss, and take any necessary action regarding the following bid: Juror Summons Services (Bid#23-04-05-01), and authorizethe County Judge to sign all documents associated with this agenda item.

ITEM WITHDRAWN

13. Moss Mill & Overlay, Lucy Soto – Purchasing Steven Davis – Public Works

To consider, discuss, and take any necessary action regarding Change Order #8 for Moss Mill and Overlay.

Commissioner Gardner made a motion to approve Change Order #8 for Moss Mill and Overlay; a second was made by Commissioner Simmons. MOTION PASSED 5-0

14. W 42nd Street Improvements, Lucy Soto – Purchasing Steven Davis – Public Works

To consider, discuss, and take any necessary action regarding the specifications for the West 42nd Street from FM 1936 to Knox Avenue Improvements (Bid #23-04-12-01), and authorize the County Judge to sign all documents associated with this agenda item.

A motion was made by Commissioner Gardner to approve the specifications for the West 42nd Street from FM 1936 to Knox Avenue Improvements (Bid #23-04-12-01), and authorize the County Judge to sign all documents associated with this agenda item; Commissioner Hall seconded the motion. MOTION PASSED 5-0

BUDGET/FINANCIAL

15. Detention Center Transport, Mike Griffis – Sheriff

To consider, discuss, and take any necessary action to approve an additional \$5,000 for the Detention Center Transport Fund Account.

Commissioner Simmons made a motion to approve an additional \$5,000 for the Detention Center Transport Fund Account; a second was made by Commissioner Gardner. MOTION PASSED 5-0

16. Line Item Transfers, Randy Donner - County Auditor

To consider, discuss, and take any necessary action to approve a line item transfer to General Fund, Post Sentence Monitoring, Office Supplies, 001-425-5171 for \$15,000, to Department Furniture & Equipment, 001-425-5199 for \$15,000, to Subscriptions, 001-425-5207 for \$20,000, from Contract Services, 001-425-5309 for \$50,000, and authorize the County Judge and County Clerk to sign all documents associated with this agenda item.

A motion was made by Commissioner Simmons to approve a line item transfer to General Fund, Post Sentence Monitoring, Office Supplies, 001-425-5171 for \$15,000, to Department Furniture & Equipment, 001-425-5199 for \$15,000, to Subscriptions, 001-425-5207 for \$20,000, from Contract Services, 001-425-5309 for \$50,000, and authorize the County Judge and County Clerk to sign all documents associated with this agenda item; Commissioner Gardner seconded the motion. MOTION PASSED 5-0

17. Audit - Jail Commissary Account, Randy Donner - County Auditor

To consider, discuss, and take any necessary action to receive the fiscal year 2022 annual audit report of the Ector County Jail Commissary Account in accordance with Local Government Code Section 35 1.041 5(d).

Commissioner Hall made a motion to accept the fiscal year 2022 annual audit report of the Ector County Jail Commissary Account in accordance with Local Government Code Section 351.0415(d); a second was made by Commissioner Gardner. MOTION PASSED 5-0

18. Accounts Payable Report, Randy Donner - County Auditor

To consider, discuss, and take any necessary action to approve the Accounts Payable Fund Requirements Report for March 9th, 2023, and review County financial statements and reports.

A motion was made by Commissioner Simmons to approve the Accounts Payable Fund Requirements Report for March 9th, 2023, and review County financial statements and reports; Commissioner Hall seconded the motion. MOTION PASSED 5-0

10:28 A.M.

Commissioner Hall made a motion to adjourn to Executive Session with a second by Commissioner Simmons. MOTION PASSED 5-0

12:37 P.M.

A motion was made by Commissioner Gardner to reconvene; Commissioner Simmons seconded the motion. MOTION PASSED 5-0

EXECUTIVE SESSION

19. Legal Matters, Dustin Fawcett - County Judge

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

NO ACTION WAS TAKEN ON THIS ITEM

20. Real Estate, Dustin Fawcett - County Judge

To consider and discuss real estate issues/ transactions pursuant to Title 5, Chapter 551, Section 551.072, Texas Government Code.

NO ACTION WAS TAKEN ON THIS ITEM

21. Personnel Matters, Dana McWilliams - Human Resources

To consider and discuss personnel matters pursuant to Title 5, Chapter 551, Section 551.074, Texas Government Code.

NO ACTION WAS TAKEN ON THIS ITEM

ADJOURN

12:37 P.M.

With no further business to discuss, Commissioner Stringer made a motion with a second by Commissioner Gardner 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 March 9, 2023.

/s/ Jennifer Martin
Jennifer Martin, County Clerk
Ector County, Texas