

On this the 15th day of December, 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 Barbara Brownlee, Chief Deputy County Clerk

when the following proceedings were had to-wit:

County Judge Debi Hays called the meeting to order at 10:10 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 receive a presentation from Coffman and TxDOT Aviation and take any necessary action. Commissioners Court.

NO ACTION WAS TAKEN

2. To consider, discuss, and take any necessary action to receive a brief presentation regarding additional funding options for the Ector County Youth Center and any additional buildings in the future.
Armando Rodriguez – Commissioner Pct. 4

NO ACTION WAS TAKEN

3. To consider, discuss, and take any necessary action to approve a Resolution In Support of Additional Funding for the County Road Grant Program for Energy Impact Areas and authorize the County Judge to sign. Commissioners Court

A motion was made by Commissioner Rodriguez to approve a Resolution In Support of Additional Funding for the County Road Grant Program for Energy Impact Areas and authorize the County Judge to sign; Commissioner Gardner seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

✓Judge Hays

✓Commissioner Gardner

✓Commissioner Simmons

✓Commissioner Stringer

✓Commissioner Rodriguez

4. To consider, discuss, and take any necessary action to approve a Resolution in Support of HJR: Grow Texas Fund Legislation and authorize the County Judge to sign. Commissioners Court

Commissioner Simmons made a motion to approve a Resolution in Support of HJR: Grow Texas Fund Legislation and authorize the County Judge to sign; 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 accept a \$26,000 donation from Barnhart & Bolt for the Sheriff's Office.
Mike Griffis – Sheriff

A motion was made by Commissioner Gardner to accept a \$26,000 donation from Barnhart & Bolt for the Sheriff's Office; Commissioner Rodriguez seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

Judge Hays
 Commissioner Gardner Commissioner Stringer
 Commissioner Simmons Commissioner Rodriguez

6. To accept a \$11.00 donation from Teresa Cornelius for the Sheriff's Office.
Mike Griffis – Sheriff

Commissioner Simmons made a motion to accept a \$11.00 donation from Teresa Cornelius for the Sheriff's Office; a second was made by Commissioner Gardner. **MOTION PASSED. 5-0**

Voting for Motion:

Judge Hays
 Commissioner Gardner Commissioner Stringer
 Commissioner Simmons Commissioner Rodriguez

7. To accept a \$483 donation from Legacy Funeral Payable Co-op for the Sheriff's Office.
Mike Griffis – Sheriff

A motion was made by Commissioner Simmons to accept a \$483 donation from Legacy Funeral Payable Co-op for the Sheriff's Office; Commissioner Gardner seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

Judge Hays
 Commissioner Gardner Commissioner Stringer
 Commissioner Simmons Commissioner Rodriguez

8. To accept a \$27 donation from Legacy Funeral Payable Co-op for the Sheriff's Office.
Mike Griffis – Sheriff

Commissioner Gardner made a motion to accept a \$27 donation from Legacy Funeral Payable Co-op for the Sheriff's Office; a second was made by Commissioner Rodriguez. **MOTION PASSED. 5-0**

Voting for Motion:

Judge Hays
 Commissioner Gardner Commissioner Stringer
 Commissioner Simmons Commissioner Rodriguez

9. To accept a \$20,000 donation from Occidental Petroleum Corporation for the Sheriff's Office. Mike Griffis – Sheriff

A motion was made by Commissioner Gardner to accept a \$20,000 donation from Occidental Petroleum Corporation for the Sheriff's Office; Commissioner Rodriguez seconded the motion.

MOTION PASSED. 5-0

Voting for Motion:

Judge Hays
 Commissioner Gardner Commissioner Stringer
 Commissioner Simmons Commissioner Rodriguez

10. To consider, discuss, and answer any questions regarding the Older Americans Act Nutrition Program and take any necessary action. Donna Greaves – Senior Centers

Commissioner Rodriguez made a motion to set the price for meals for non-eligible persons at \$5.00; Commissioner Gardner seconded the motion. **MOTION FAILED. 3-2**

Voting Against Motion:

Judge Hays
 Commissioner Simmons Commissioner Stringer

Voting for Motion:

Commissioner Gardner Commissioner Rodriguez

Commissioner Simmons made a motion to set the price for meals for non-eligible persons at \$11.33 according to current audit data; Commissioner Gardner seconded the motion. **MOTION PASSED 4-1**

Voting for Motion:

Judge Hays Commissioner Simmons
 Commissioner Gardner Commissioner Stringer

Voting Against Motion:

Commissioner Rodriguez

11. To consider, discuss, and answer any questions regarding the Senior Center Policy and Procedure and take any necessary action. Donna Greaves – Senior Centers

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

Voting for Motion:

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

12. To consider, discuss, and take any necessary action regarding placing a new donate button/link for the library website and purchase new fundraising software to start our new capital campaign to help raise funds for the new building and authorize the County Judge to sign. Howard C. Marks – Library

Commissioner Simmons made a motion to place a new donate button/link for the library website to start our new capital campaign to help raise funds for the new building and authorize the County Judge to sign; a second was made by Commissioner Gardner. **MOTION PASSED. 5-0**

Voting for Motion:

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

13. To consider, discuss, and take any necessary action regarding placing a new library lending machine configured for all material types with customized graphics and an accompanying book drop in the Music City Mall playground area next to JCPennys, the roller skating rink and the food court and to approve a budget amendment to General Fund, Library, Special Department Equipment, 001-690-5507 and to Donated Revenues, 001-4171 for \$49,650. Howard C. Marks – Library

A motion was made by Commissioner Simmons to approve placing a new library lending machine configured for all material types with customized graphics and an accompanying book drop in the Music City Mall playground area next to JCPennys, the roller skating rink and the food court and to approve a budget amendment to General Fund, Library, Special Department Equipment, 001-690 5507 and to Donated Revenues, 001-4171 for \$49,650. **MOTION PASSED. 5-0**

Voting for Motion:

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

14. To consider, discuss, and take any necessary action regarding the evaluation ranking architect's responses to the Request for Qualifications for Architectural Services for the

building of the new library and authorize the start of negotiations for the design and building oversight of the County Library.

Lucy Soto – Purchasing

Howard Marks – Library

Commissioner Simmons made a motion to approve the evaluation ranking architect's responses to the Request for Qualifications for Architectural Services for the building of the new library and authorize the start of negotiations for the design and building oversight of the County Library.

MOTION PASSED. 5-0

Voting for Motion:

Judge Hays

Commissioner Gardner

Commissioner Stringer

Commissioner Simmons

Commissioner Rodriguez

15. To consider, discuss, and take any necessary action to approve the purchase of two Chevrolet Tahoes for Juvenile Probation Department and authorize the County Judge to sign.
Kevin Mann – Juvenile Probation

ITEM WAS WITHDRAWN

16. To consider, discuss, and take any necessary action to approve the purchase of two Chevrolet Silverado 2500s for Building Maintenance in the amount of \$104,850 from Sales Tax and authorize the County Judge to sign. Billy Carrigan – Building Maintenance

A motion was made by Commissioner Simmons to deny the purchase of two Chevrolet Silverado 2500s for Building Maintenance in the amount of \$104,850 from Sales Tax and authorize the County Judge to sign and to be discussed at the next budget hearings; Commissioner Stringer seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

Judge Hays

Commissioner Gardner

Commissioner Stringer

Commissioner Simmons

Commissioner Rodriguez

17. To consider, discuss, and take any necessary action to approve the purchase of a Chevrolet Silverado 1500 with rig-up and a Chevrolet Silverado 2500 with rig-up for the Public Works Department in the amount of \$112,470 from Sales Tax Account 005-810-5505 and authorize the County Judge to sign.
Lucy Soto – Purchasing
Steven Davis – Public Works

Commissioner Simmons made a motion to deny the purchase of a Chevrolet Silverado 1500 with rig up and a Chevrolet Silverado 2500 with rig-up for the Public Works Department in the amount of \$112,470 from Sales Tax Account 005-810-5505 and authorize the County Judge to sign and to be discussed at the next budget hearings; a second was made by Commissioner Stringer.

MOTION PASSED. 5-0

Voting for Motion:

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

18. To consider, discuss, and take any necessary action to approve the purchase of a Chevrolet Silverado 2500 for Information Technology Department in the amount of \$49,840 from Sales Tax Account 005- 810-5505 and authorize the County Judge to sign.

Lucy Soto – Purchasing
Mario Ornelas – Information Technology

A motion was made by Commissioner Simmons to deny the purchase of a Chevrolet Silverado 2500 for Information Technology Department in the amount of \$49,840 from Sales Tax Account 005- 810-5505 and authorize the County Judge to sign and to be discussed at the next budget hearings; Commissioner Stringer seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

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

CONTRACTS/AGREEMENTS/GRANTS

19. To consider, discuss, and take any necessary action regarding the renewal to the Master Nursing Staffing Agreement between Reliable Nursing Services, Inc. and Ector County and authorize the County Judge to sign.

Mike Griffis – Sheriff

Commissioner Simmons made a motion to approve the renewal to the Master Nursing Staffing Agreement between Reliable Nursing Services, Inc. and Ector County and authorize the County Judge to sign; a second was made by Commissioner Stringer. **MOTION PASSED. 5-0**

Voting for Motion:

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

20. To consider, discuss, and take any necessary action regarding the approval of the Officer & Offender Meal Program and authorize the County Judge to sign.

Mike Griffis – Sheriff

A motion was made by Commissioner Simmons to approve the Officer & Offender Meal Program and authorize the County Judge to sign; Commissioner Gardner seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

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

21. To consider, discuss, and take any necessary action regarding a renewal of the Cellbrite contract and authorize the County Judge to sign.
Mike Griffis – Sheriff

Commissioner Gardner made a motion to approve the renewal of the Cellbrite contract and authorize the County Judge to sign; a second was made by Commissioner Simmons. **MOTION PASSED. 5-0**
Voting for Motion:

Judge Hays
 Commissioner Gardner Commissioner Stringer
 Commissioner Simmons Commissioner Rodriguez

22. To consider, discuss, and take any necessary action regarding a Consent to Assignment of Ground Lease Agreement and Assignment and Bill of Sale between Odessa Schlemeyer Airport and BEVO AIR, LLC, CHIVO AIR, LLC, collectively with 900NF, LLC, and HEDLOC AVIATION, LLC and authorize the County Judge to sign.
Commissioners Court

A motion was made by Commissioner Stringer to approve a Consent to Assignment of Ground Lease Agreement and Assignment and Bill of Sale between Odessa Schlemeyer Airport and BEVO AIR, LLC, CHIVO AIR, LLC, collectively with 900NF, LLC, and HEDLOC AVIATION, LLC and authorize the County Judge to sign; Commissioner Rodriguez seconded the motion.

MOTION PASSED. 5-0

Voting for Motion:

Judge Hays
 Commissioner Gardner Commissioner Stringer
 Commissioner Simmons Commissioner Rodriguez

23. To consider, discuss, and take any necessary action regarding entering into a contract with Landgraf, Crutcher and Associates (LCA) for the paving of 3.97 miles of caliche road and authorize the County Judge to sign all documents associated with this agenda item.
Lucy Soto – Purchasing
Steven Davis – Public Works

Commissioner Simmons made a motion to approve entering into a contract with Landgraf, Crutcher and Associates (LCA) to do the civil design work for the paving of 3.97 miles of caliche road and authorize the County Judge to sign all documents associated with this agenda item; a second was made by Commissioner Stringer. **MOTION PASSED. 5-0**

Voting for Motion:

Judge Hays
 Commissioner Gardner Commissioner Stringer
 Commissioner Simmons Commissioner Rodriguez

24. To consider, discuss, and take any necessary action regarding entering into a contract with Landgraf, Crutcher and Associates (LCA) for the design of Tripp Ave. Right of Way

Widening and Improvements, 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 Simmons to approve entering into a contract with Landgraf, Crutcher and Associates (LCA) for the design of Tripp Ave. Right of Way Widening and Improvements, but to eliminate the “not to exceed” clause in the contract and authorize the County Judge to sign all documents associated with this agenda item; Commissioner Gardner seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

Judge Hays

Commissioner Gardner

Commissioner Stringer

Commissioner Simmons

Commissioner Rodriguez

25. To consider, discuss, and take any necessary action regarding the Subrecipient Agreement with West Odessa Volunteer Fire Department and Ector County Water Utility District, contingent on these organizations receiving their SAM.gov number and authorize the County Judge to sign all documents associated with this agenda item.

Lee McClendon – County Attorney

Lucy Soto – Purchasing

Commissioner Gardner made a motion to approve the Subrecipient Agreement with West Odessa Volunteer Fire Department and Ector County Water Utility District, contingent on these organizations receiving their SAM.gov number and authorize the County Judge to sign all documents associated with this agenda item; a second was made by Commissioner Rodriguez.

MOTION PASSED. 4-0

Voting for Motion:

Judge Hays abstained from voting.

Commissioner Gardner

Commissioner Stringer

Commissioner Simmons

Commissioner Rodriguez

BUDGET/FINANCIAL

26. To consider, discuss, approve, reject and take any necessary action regarding the Ector County Investment Report for the quarter ending September 30, 2022.

Randy Donner – Auditor

Cleopatra Callaway – County Treasurer

A motion was made by Commissioner Gardner to approve and take any necessary action regarding the Ector County Investment Report for the quarter ending September 30, 2022; Commissioner Simmons seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

Judge Hays

✓Commissioner Gardner ✓Commissioner Stringer
✓Commissioner Simmons ✓Commissioner Rodriguez

27. To consider and approve the Accounts Payable Fund Requirements Report for December 15, 2022 to review County financial statements and reports.
Randy Donner - County Auditor

Commissioner Gardner made a motion to approve the Accounts Payable Fund Requirements Report for December 15, 2022 to review County financial statements and reports; a second was made by Commissioner Rodriguez. **MOTION PASSED. 5-0**

Voting for Motion:

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

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

Voting for Motion:

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

Commissioner Simmons made a motion to reconvene after Executive Session and a second was made by Commissioner Gardner. **MOTION PASSED. 5-0**

Voting for Motion:

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

EXECUTIVE SESSION

28. 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

29. 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

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

NO ACTION WAS TAKEN ON THIS ITEM

12:01 P.M.

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

THE STATE OF TEXAS
COUNTY OF ECTOR

I, Barbara Brownlee, Chief Deputy, do hereby attest to the accuracy of the Commissioners Court Proceedings for the Regular Commissioners' Court meeting of December 15, 2022.



Barbara Brownlee

BARBARA BROWNLEE, CHIEF DEPUTY
ECTOR COUNTY, TEXAS