On this the 8th day of March, 2018, 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:

Ron Eckert, County Judge
Greg Simmons, Commissioner Precinct #2
Dale Childers, Commissioner Precinct #3
Armando Rodriguez, Commissioner Precinct #4
Minutes taken by Jennifer Martin, Chief Deputy County Clerk
Absent:

Eddy Shelton, Commissioner Precinct #1

when the following proceedings were had to-wit:

County Judge Ron Eckert called the meeting to order at 10:01 A. M. with a quorum of the court present. The invocation was led by Ron Eckert, County Judge.

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

SPECIAL PRESENTATIONS/REQUESTS/RESOLUTIONS

 To consider, discuss, approve, and take any necessary action to accept a donation of a 3 year old Canine to the Ector County Sheriff's Office Canine Unit, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.
 Mike Griffis – Sheriff's Office

Commissioner Childers made a motion for approval to accept a donation of a 3-year old Canine to the Ector County Sheriff's Office Canine Unit, authorizing the County Judge and other county officials and employees to sign all associated documents; Commissioner Rodriguez seconded the motion. **MOTION PASSED. 3-0** Voting for Motion:

<u>✓</u> Judge Eckert <u>✓</u> Commissioner Childers <u>✓</u> Commissioner Rodriguez Commissioner Simmons was not present for the vote on this item.

2. To consider, discuss, approve, adopt, reject, and take any necessary action concerning a proposed Burn Ban in Ector County, authorizing the County Judge, County Commissioners, and other county officials and employees to sign an Order Prohibiting Outdoor Burning, detailing the scope and duration of the burn ban, as well as all other documents associated with this agenda item. Dale Childers – Commissioner Pct. 3

A motion was made by Commissioner Childers with a second by Judge Eckert to approve a 90-Day Burn Ban in Ector County, authorizing the County Judge, County Commissioners, and other county officials and employees to sign an Order Prohibiting Outdoor Burning as presented. **MOTION PASSED. 3-0** Voting for Motion:

✓ Judge Eckert ✓ Commissioner Childers ✓ Commissioner Rodriguez Commissioner Simmons was not present for the vote on this item.

3. To consider, discuss, approve, and take any necessary action regarding a proposed Transfer of Title to Unit #1047, Sheriff's Office vehicle, 2015 Chevrolet Tahoe 4 x 2 Police – VIN #: 1GNLC2EC4FR575734, in connection with the settlement of an auto claim – Travelers Insurance, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.

Sam Brijalba – Human Resources

Commissioner Childers made a motion for approval to Transfer of Title to Unit #1047, Sheriff's Office
vehicle, 2015 Chevrolet Tahoe 4 x 2 Police – VIN #:1GNLC2EC4FR575734, in connection with the
settlement of an auto claim - Travelers Insurance, authorizing the County Judge and other county officials
and employees to sign all associated documents; Commissioner Rodriguez seconded the motion.
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MOTION PASSED. 3-0		
Voting for Motion:		
✓ Judge Eckert	Commissioner Childers	Commissioner Rodriguez
Commissioner Simmons was	not present for the vote on this item.	

4. To consider, discuss, approve, and take any necessary action regarding the District Clerk's request to host a Passport Fair on Saturday, March 24, 2018, from 9:00 a.m. to 1:00 p.m., within the Ector County Courthouse, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.

Clarissa Webster – District Clerk

A motion was made by Commissioner Childers with a second by Commissioner Rodriguez to approve the District Clerk's request to host a Passport Fair on Saturday, March 24, 2018, from 9:00 a.m. to 1:00 p.m., within the Ector County Courthouse, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item. **MOTION PASSED. 3-0** Voting for Motion:

✓ Judge Eckert ✓ Commissioner Childers ✓ Commissioner Rodriguez
Commissioner Simmons was not present for the vote on this item.

5. To consider, discuss, approve, and take any necessary action regarding authorizing the payment of 4 hours of overtime hours for each Deputy Clerk who will work the Passport Fair on March 24, 2018, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.

Clarissa Webster – District Clerk

Commissioner Rodriguez made a motion to authorize payment of 4 hours of overtime hours for each Deputy Clerk who will the work the Passport Fair on March 24, 2018. Motion failed for lack of a second.

Commissioner Childers made a motion to allow 2 hours of overtime pay for each employee who works on Saturday for the Passport Fair, to be followed up by a report to the court on March 26th; Commissioner Rodriguez seconded the motion. **MOTION PASSED. 3-1**

Voting for Motion:

✓ Judge Eckert

Voting against Motion:
✓ Commissioner Childers
✓ Commissioner Rodriguez

✓ Commissioner Simmons

6. To consider, discuss, approve, and take any necessary action regarding the assignment of a special revenue line for the mandatory increase effective April 2, 2018, of the Passport Execution Fee (as set by the U.S. Department of State) to be tracked and documented by the County Auditor for the designated use by the District Clerk's Office with the usual standard oversight and/or approval by the Commissioners Court in the regular annual budget process, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item. Clarissa Webster – District Clerk

A motion was made by Commissioner Simmons with a second by Commissioner Childers to authorize the creation of a line item to track revenue for passport acceptance fees with funds still deposited into the General Fund for county-wide use. **MOTION PASSED. 4-0**Voting for Motion:

✓ Judge Eckert ✓ Commissioner Simmons
✓ Commissioner Childers ✓ Commissioner Rodriguez

7. To consider, discuss, approve, and take any necessary action to set the fee charged for the District Clerk's passport photo services and the designation of a special revenue line into which said fee can be receipted to be tracked and documented by the County Auditor for use by the District Clerk's Office, with the standard oversight and/or approval by the Commissioners Court in the regular annual budget process, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.

Clarissa Webster - District Clerk

Commissioner Simmons made a motion to incorporate the passport photo services fee into the passport acceptance revenue fee line item as discussed under agenda item #6; Judge Eckert seconded the motion. The motion and second was amended to set the fee of \$10.00 per photograph/application.

MOTION PASSED. 4-0

Voting for Motion:

✓ Judge Eckert ✓ Commissioner Simmons
✓ Commissioner Childers ✓ Commissioner Rodriguez

AWARD OF BIDS/PROPOSALS

8. To award, reject, approve, discuss, and take any necessary action regarding the following bid: Ector County Law Enforcement Center Waterline Extension, with an associated proposed budget amendment from Capital Projects – Jail Expansion Project, Unreserved fund balance, 047-3310, to Capital Projects – Jail Expansion Project, Improvements & Construction, 047-420-5509, in the amount of \$102,542 (one hundred two thousand five hundred forty-two dollars and zero cents), authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.

Kenneth Lind – Purchasing

Item #8 was withdrawn.

CONTRACTS/AGREEMENT/GRANTS

9. To consider, discuss, approve, reject, and take any necessary action regarding the proposed Third Party Authorization for Special Waste Disposal with Republic Services, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.

Kenneth Lind – Purchasing

Commissioner Childers made a motion for approval of Third Party Authorization for Special Waste Disposal with Republic Services, authorizing the County Judge and other county officials and employees to sign all associated documents; Commissioner Rodriguez seconded the motion. **MOTION PASSED. 4-0** Voting for Motion:

✓ Judge Eckert ✓ Commissioner Simmons
✓ Commissioner Childers ✓ Commissioner Rodriguez

10. To consider, discuss, approve, and take any necessary action regarding the proposed submission of the 2017 SCAAP Application with the US Department of Justice, authorizing the County Judge and other county officials and employees to make and submit manually and/or electronically any signatures and submissions required on all forms and documents associated with this agenda item. Randy Ragsdale – Auditor's Office

A motion was made by Commissioner Simmons with a second by Commissioner Childers to approve submission of the 2017 SCAAP Application with the US Department of Justice, authorizing the County Judge and other county officials and employees to make and submit manually and/or electronically any signatures and submissions required on all forms and documents associated with this agenda item.

MOTION PASSED. 4-0

Voting for Motion:

✓ Judge Eckert ✓ Commissioner Simmons
✓ Commissioner Childers ✓ Commissioner Rodriguez

PERSONNEL REQUESTS

11. To consider, discuss, approve, and take any necessary action regarding a request to hire Road Maintenance Technician II at a 732-05, which is the current budgeted amount based on previous experience with a State Agency, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.

Evans Kessey – Road Maintenance

Commissioner Simmons made a motion for approval to hire Road Maintenance Technician II at a 732-05, which is the current budgeted amount based on previous experience with a State Agency, authorizing the County Judge and other county officials and employees to sign all associated documents; Commissioner Childers seconded the motion. **MOTION PASSED. 4-0**Voting for Motion:

✓ Judge Eckert ✓ Commissioner Simmons
✓ Commissioner Childers ✓ Commissioner Rodriguez

12. To consider, discuss, approve, and take any necessary action regarding a request to hire Traffic Technician II at a Step 5 due to previous experience with State of Texas Agency and to approve a proposed account expenditure line item transfer to Sign Shop FMLR fun, Salaries, Full Time, 002-830-5103 for \$3,172, Social Security Taxes, 002-830-5121 for \$243, Retirement, 002-830-5123 for \$551, Workers Compensation, 002-830-5371 for \$91, and Unemployment, 002-830-5374 for \$5, from Sign Materials & Supplies, 002-830-5245 for \$4,062, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item. Evans Kessey – Sign Shop

A motion was made by Commissioner Childers with a second by Commissioner Simmons to approve a request to hire Traffic Technician II at a Step 5 due to previous experience with State of Texas Agency and to approve a proposed account expenditure line item transfer to Sign Shop FMLR fun, Salaries, Full Time, 002-830-5103 for \$3,172, Social Security Taxes, 002-830-5121 for \$243, Retirement, 002-830-5123 for \$551, Workers Compensation, 002-830-5371 for \$91, and Unemployment, 002-830-5374 for \$5, from Sign Materials & Supplies, 002-830-5245 for \$4,062, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item. **MOTION PASSED. 4-0** Voting for Motion:

✓ Judge Eckert ✓ Commissioner Simmons
✓ Commissioner Childers ✓ Commissioner Rodriguez

13. To consider, discuss, approve, and take any necessary action to move a legal secretary from a 110-01 to a 110-02, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.

Dusty Gallivan – County Attorney

Commissioner Childers made a motion for approval to move a legal secretary from a 110-01 to a 110-02, authorizing the County Judge and other county officials and employees to sign all associated documents; Commissioner Rodriguez seconded the motion. **MOTION PASSED. 4-0**

Voting for Motion:

✓ Judge Eckert ✓ Commissioner Simmons
✓ Commissioner Childers ✓ Commissioner Rodriguez

PUBLIC WORKS

14. To consider, discuss, approve, and take any necessary action on a request for the Highway and Streets Department to require prior notification, traffic control plans, and reconstruction plans by and from all third parties and agencies, including public utility companies, working on the County Right-of-Way (ROW) with respect to and concerning all county roads and county rights-of-way affected by such work, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.

Evans Kessey – Highways & Streets

Evans Kessey, Director of the Highways and Streets Department appeared before the court to report on the need for prior notification, traffic control plans, and reconstruction plans by and from all third parties and agencies. The court discussed the issue and recommended clarity in the master service agreement as it relates specifically to third parties and agencies working with the Highways & Streets Department. No action taken on Item #14.

15. To consider, discuss, approve, and take any necessary action on accepting a right of way along the South side of E. 56th from Billy Hext toward the E. Loop from Arco Environmental Remediation LLC, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.

David Peck – Projects Manager

Commissioner Simmons made a motion to approve acceptance of a right of way along the South side of E. 56th from Billy Hext toward the E. Loop from Arco Environmental Remediation LLC, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item; Commissioner Childers seconded the motion. **MOTION PASSED. 4-0** Voting for Motion:

✓ Judge Eckert ✓ Commissioner Simmons
✓ Commissioner Childers ✓ Commissioner Rodriguez

16. To consider, discuss, approve, and take any necessary action on a proposed Replat of the north half of the west half of Lot 3, Block 1, Chaparral Addition, 2nd Filing A Subdivision of Ector County, Texas, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.

David Peck – Project Manager

A motion was made by Commissioner Simmons with a second by Commissioner Childers to approve a Replat of the north half of the west half of Lot 3, Block 1, Chaparral Addition, 2nd Filing a Subdivision of Ector County, Texas, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item. **MOTION PASSED. 4-0**

<u></u> ✓_Juc	g for Motion: dge Eckert ommissioner Childers	Commissioner Simmons Commissioner Rodriguez	
17.	7. To consider, discuss, approve, and take any necessary action on Lazy "L" Estates A Subdivision of 10.11 Acres located in Section 4, Block 43, T-2-S, T & PRY Co. Survey, Ector County, Texas, authorizing the County Judge and other county officials and employees to sign all documents		

associated with this agenda item. David Peck – Projects Manager

Commissioner Childers made a motion to approve the plat of Lazy "L" Estates A Subdivision of 10.11 Acres located in Section 4, Block 43, T-2-S, T & P RY Co. Survey, Ector County, Texas, authorizing the County Judge and other county officials and employees to sign all associated documents; Commissioner Simmons seconded the motion. **MOTION PASSED. 4-0**

Voting for Motion:

✓ Judge Eckert ✓ Commissioner Simmons
✓ Commissioner Childers ✓ Commissioner Rodriguez

CONSENT AGENDA

- 18. To review, consider, discuss, approve, and take any necessary action regarding the following proposed Consent Agenda:
 - a. To consider, discuss, approve, and take any necessary action regarding a proposed line item transfer to Jail Expansion Project, County Advertising, 047-420-5403 from Improvements and Construction, 047-420-5509 in the amount of \$524, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item. David R. Austin County Auditor

A motion was made by Commissioner Simmons with a second by Commissioner Childers to approve a line item transfer to Jail Expansion Project, County Advertising, 047-420-5403 from Improvements and Construction, 047-420-5509 in the amount of \$524, authorizing the County Judge and other county officials and employees to sign all associated documents. **MOTION PASSED. 4-0** Voting for Motion:

✓ Judge Eckert✓ Commissioner Simmons✓ Commissioner Rodriguez

BUDGET/FINANCIAL

19. To consider, discuss, approve, and take any necessary action regarding a proposed budget amendment to General Fund, District Attorney, Witness Travel & Expense, 001-120-5333 and to General Fund, State Reimburse Witness Travel, 001-4023 for \$14,000, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item. Bobby Bland – District Attorney

Commissioner Simmons made a motion for approval of a budget amendment to General Fund, District Attorney, Witness Travel & Expense, 001-120-5333 and to General Fund, State Reimburse Witness Travel, 001-4023 for \$14,000, authorizing the County Judge and other county officials and employees to sign all associated documents; Commissioner Rodriguez seconded the motion. **MOTION PASSED. 4-0** Voting for Motion:

✓ Judge Eckert ✓ Commissioner Simmons
✓ Commissioner Childers ✓ Commissioner Rodriguez

20. To consider, discuss, approve, and take any necessary action regarding a proposed budget amendment to Capital Projects Fund, Interest Earnings, 040-4161 and to Software Maintenance Contracts, 040-990-5283 in the amount of \$150, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.

David R. Austin – County Auditor

A motion was made by Commissioner Childers with a second by Commissioner Simmons to approve a budget amendment to Capital Projects Fund, Interest Earnings, 040-4161 and to Software Maintenance Contracts, 040-990-5283 in the amount of \$150, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item. **MOTION PASSED. 4-0** Voting for Motion:

✓ Judge Eckert ✓ Commissioner Simmons
✓ Commissioner Childers ✓ Commissioner Rodriguez

21. To review, receive, consider, discuss, approve, and take any necessary action regarding the Accounts Payable Fund Requirements Report for March 8, 2018, to review County financial statements and reports, and to authorize the County Judge to sign all documents associated with this agenda item. David R. Austin – County Auditor

Commissioner Childers made a motion to approve the Accounts Payable Fund Requirements Report for March 8, 2018, to review County financial statements and reports and to authorize the County Judge to sign all documents associated with this agenda item; Commissioner Simmons seconded the motion.

MOTION PASSED. 5-0

Voting for Motion:

✓ Judge Eckert

 ✓ Commissioner Shelton
 ✓ Commissioner Simmons

 ✓ Commissioner Childers
 ✓ Commissioner Rodriguez

Reports may be viewed in the Ector County Auditor's Office during regular business.

The court did not meet in Executive Session.

EXECUTIVE SESSION

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

Ron Eckert – County Judge

The court did not meet in Executive Session.

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

Ron Eckert - County Judge

The court did not meet in Executive Session.

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

Ron Eckert - County Judge

The court did not meet in Executive Session.

11:06 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. 4-0**

THE STATE OF TEXAS

COUNTY OF ECTOR

I, Linda Haney, County Clerk, do hereby attest to the accuracy of the Commissioners Court Proceedings for the Regular Commissioners' Court meeting of March 8, 2018.



LINDA HANEY, COUNTY CLERK ECTOR COUNTY, TEXAS