

On this the 13th day of August, 2019, 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
Eddy Shelton, Commissioner Precinct #1
Greg Simmons, Commissioner Precinct #2
Dale Childers, 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 Rodriguez 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 hire Jeanette E. Castanon for the County Extension (Horticulture Agent) that will be shared in Ector and Midland County.
Steve Paz – Extension Office

NO ACTION

2. To consider, discuss, and take any necessary action to approve a Resolution for Ector County to continue to receive proceeds from local non-profit, charitable bingo organizations and authorize the County Judge and County Commissioners to sign.
Debi Hays – County Judge

Commissioner Shelton made a motion to approve a Resolution for Ector County to continue to receive proceeds from local non-profit, charitable bingo organizations and authorize the County Judge and County Commissioners to sign; Commissioner Childers seconded the motion.

MOTION PASSED. 5-0

Voting for Motion:

<u>✓</u> Judge Hays	<u>✓</u> Commissioner Childers
<u>✓</u> Commissioner Shelton	<u>✓</u> Commissioner Rodriguez
<u>✓</u> Commissioner Simmons	

3. To accept a donation of \$900 from Legacy Funeral Payable Co-Op for the Ector County Sheriff's Office. Mike Griffis – Sheriff

A motion was made by Commissioner Childers to approve a donation of \$900 from Legacy Funeral Payable Co-Op for the Ector County Sheriff's Office; Commissioner Rodriguez seconded the motion.

MOTION PASSED. 5-0

Voting for Motion:

<u>✓</u> Judge Hays	<u>✓</u> Commissioner Childers
<u>✓</u> Commissioner Shelton	<u>✓</u> Commissioner Rodriguez
<u>✓</u> Commissioner Simmons	

4. To accept a donation of \$300 from Jesus Vela for the Ector County Sheriff's Office.
Mike Griffis – Sheriff

Commissioner Simmons made a motion to approve a donation of \$300 from Jesus Vela for the Ector County Sheriff's Office; A second was made by Commissioner Childers.

MOTION PASSED. 5-0

Voting for Motion:

<u>✓</u> Judge Hays	<u>✓</u> Commissioner Childers
<u>✓</u> Commissioner Shelton	<u>✓</u> Commissioner Rodriguez
<u>✓</u> Commissioner Simmons	

5. To accept a donation of \$1,226.50 from Odessa Rotary Club for the Ector County Sheriff's Office.
Mike Griffis – Sheriff

A motion was made by Commissioner Shelton to approve a donation of \$1,226.50 from Odessa Rotary Club for the Ector County Sheriff's Office; Commissioner Childers seconded the motion.

MOTION PASSED. 5-0

Voting for Motion:

<u>✓</u> Judge Hays	<u>✓</u> Commissioner Childers
<u>✓</u> Commissioner Shelton	<u>✓</u> Commissioner Rodriguez
<u>✓</u> Commissioner Simmons	

6. To consider, discuss, and take any necessary action to approve the Notice of Election for the November 5, 2019 Constitutional Amendments Election, Early Voting Schedule, Early Voting Clerks, and replacing Vote Center Sherwood Church of Christ with Kingston Avenue Baptist Church and authorize the County Judge to sign. Lisa Sertuche – Elections

Commissioner Shelton made a motion to approve the Notice of Election for the November 5, 2019 Constitutional Amendments Election, Early Voting Schedule, Early Voting Clerks, and replacing Vote Center Sherwood Church of Christ with Kingston Avenue Baptist Church and authorize the County Judge to sign; A second was made by Commissioner Childers.

MOTION PASSED. 5-0

Voting for Motion:

<u>✓</u> Judge Hays	<u>✓</u> Commissioner Childers
<u>✓</u> Commissioner Shelton	<u>✓</u> Commissioner Rodriguez
<u>✓</u> Commissioner Simmons	

7. To consider, discuss and take any necessary action to approve the Commissioners Court Schedule for the 2019-2020 term. Debi Hays – County Judge

A motion was made by Commissioner Shelton to approve the Commissioners Court Schedule for the 2019-2020 term; Commissioner Childers seconded the motion.

MOTION PASSED. 5-0

Voting for Motion:

<u>✓</u> Judge Hays	<u>✓</u> Commissioner Childers
<u>✓</u> Commissioner Shelton	<u>✓</u> Commissioner Rodriguez
<u>✓</u> Commissioner Simmons	

8. To consider, discuss and take any necessary action to approve the Holiday Schedule for Ector County for the 2019-2020 term. Debi Hays – County Judge

Commissioner Simmons made a motion to approve the Holiday Schedule for Ector County for the 2019-2020 term; A second was made by Commissioner Childers.

MOTION PASSED. 4-1

Voting for Motion:

✓ Judge Hays
✓ Commissioner Shelton ✓ Commissioner Childers
✓ Commissioner Simmons

Voting Against:

✓ Commissioner Rodriguez

9. To consider, discuss, approve, and take any necessary action regarding Official Bond and Oath of County Auditor Randy Donner. Patricia Patton – Human Resources

A motion was made by Commissioner Childers to approve the Official Bond and Oath of County Auditor Randy Donner; Commissioner Shelton seconded the motion.

MOTION PASSED. 5-0

Voting for Motion:

✓ Judge Hays
✓ Commissioner Shelton ✓ Commissioner Childers
✓ Commissioner Simmons ✓ Commissioner Rodriguez

10. To consider, discuss, approve, and take any necessary action regarding Official Bond and Oath of Tax Assessor-Collector Chief Deputy Clerk Michelle Baughman. Patricia Patton – Human Resources

Commissioner Childers made a motion to approve the Official Bond and Oath of Tax Assessor-Collector Chief Deputy Clerk Michelle Baughman; A second was made by Commissioner Shelton.

MOTION PASSED. 5-0

Voting for Motion:

✓ Judge Hays
✓ Commissioner Shelton ✓ Commissioner Childers
✓ Commissioner Simmons ✓ Commissioner Rodriguez

AWARD OF BIDS/PROPOSALS

11. To consider, discuss, approve, reject, and take any necessary action regarding the purchase of a Chevy Pickup Truck to replace the Building Maintenance HVAC Van that is damaged, and to approve or reject the purchase of the said truck from Equipment Services expenditure line item, 051-770-5505, Motor Vehicle Equipment, for \$23,762 and authorize the County Judge to sign.
Evans Kessey – Equipment Services Charlie Pierce – Building Maintenance

A motion was made by Commissioner Shelton to approve the purchase of a Chevy Pickup Truck to replace the Building Maintenance HVAC Van that is damaged, and approved the purchase of the said truck from Equipment Services expenditure line item, 051-770-5505, Motor Vehicle Equipment, for \$23,762 and authorize the County Judge to sign; Commissioner Childers seconded the motion.

MOTION PASSED. 5-0

Voting for Motion:

✓ Judge Hays
✓ Commissioner Shelton ✓ Commissioner Childers
✓ Commissioner Simmons ✓ Commissioner Rodriguez

12. To award, reject, modify, or take any necessary action regarding fire extinguisher services award extension and authorize the County Judge to sign. Lucy Soto – Purchasing

Commissioner Childers made a motion to approve fire extinguisher services award extension and authorize the County Judge to sign; A second was made by Commissioner Simmons.

MOTION PASSED. 5-0

Voting for Motion:

✓ Judge Hays
✓ Commissioner Shelton ✓ Commissioner Childers
✓ Commissioner Simmons ✓ Commissioner Rodriguez

13. To award, reject, modify, or take any necessary action regarding fire suppression system services award extension and authorize the County Judge to sign. Lucy Soto – Purchasing

A motion was made by Commissioner Shelton to approve fire suppression system services, award extension and authorize the County Judge to sign; Commissioner Childers seconded the motion.

MOTION PASSED. 5-0

Voting for Motion:

✓ Judge Hays
✓ Commissioner Shelton ✓ Commissioner Childers
✓ Commissioner Simmons ✓ Commissioner Rodriguez

CONTRACTS/AGREEMENTS/GRANTS

14. To consider, discuss, and take any necessary action regarding assigning Wildcatter Aviation contractual interest to Texas Aero. Ector County will negotiate terms of the contract with Texas Aero and authorize the County Judge to sign. Eddy Shelton – Commissioner Pct. 1

Commissioner Shelton made a motion to approve Wildcatter Aviation contractual interest to Texas Aero. Ector County will negotiate terms of the contract with Texas Aero and authorize the County Judge to sign; A second was made by Commissioner Childers.

MOTION PASSED. 5-0

Voting for Motion:

✓ Judge Hays
✓ Commissioner Shelton ✓ Commissioner Childers
✓ Commissioner Simmons ✓ Commissioner Rodriguez

15. To consider, discuss, and take any necessary action regarding the cancellation of the present leased copier at the Compliance Department and authorize the County Judge to sign. Kenneth Lind – Purchasing.

A motion was made by Commissioner Shelton to approve the cancellation of the currently leased copier at the

Compliance Department and authorize the County Judge to sign; Commissioner Childers seconded the motion.

MOTION PASSED. 5-0

Voting for Motion:

✓ Judge Hays
✓ Commissioner Shelton ✓ Commissioner Childers
✓ Commissioner Simmons ✓ Commissioner Rodriguez

16. To consider, discuss, and take any necessary action regarding the AIA Change Order #2 and #3, for the Roofing Project 2018 – Phase I, and authorize the County Judge to sign. Kenneth Lind – Purchasing.

Commissioner Shelton made a motion to approve AIA Change Order #2 and #3, for the Roofing Project 2018 – Phase I, and authorize the County Judge to sign; A second was made by Commissioner Childers.

MOTION PASSED. 5-0

Voting for Motion:

<u>✓</u> Judge Hays	<u>✓</u> Commissioner Childers
<u>✓</u> Commissioner Shelton	<u>✓</u> Commissioner Rodriguez
<u>✓</u> Commissioner Simmons	

17. To consider, discuss, and take any necessary action regarding a renewal agreement between Ector County and Health and Human Services (HHSC) for a term starting September 1, 2019 thru August 31, 2024 and authorize the County Judge to sign. Brandy Garcia – Health Department

A motion was made by Commissioner Simmons to approve the renewal agreement between Ector County and Health and Human Services (HHSC) for a term starting September 1, 2019 thru August 31, 2024 and authorize the County Judge to sign; Commissioner Childers seconded the motion.

MOTION PASSED. 5-0

Voting for Motion:

<u>✓</u> Judge Hays	<u>✓</u> Commissioner Childers
<u>✓</u> Commissioner Shelton	<u>✓</u> Commissioner Rodriguez
<u>✓</u> Commissioner Simmons	

PERSONNEL REQUESTS

18. To consider, discuss, and take any necessary action on a request to hire/transfer a court bailiff to ME Investigator at Step 3 due to increase in duties in and make pay retroactive to the hire date of 08/07/19, and to also approve an increase to Step 3 for the existing Investigator who has the same qualifications and duties. Chuck Moad – Medical Examiner’s Office

Commissioner Childers made a motion to approve the hire/transfer of a court bailiff to ME Investigator at Step 3 due to increase in duties in and make pay retroactive to the hire date of 08/07/19, and to also approve an increase to Step 3 for the existing Investigator who has the same qualifications and duties; A second motion was made by Commissioner Rodriguez.

MOTION PASSED. 5-0

Voting for Motion:

<u>✓</u> Judge Hays	<u>✓</u> Commissioner Childers
<u>✓</u> Commissioner Shelton	<u>✓</u> Commissioner Rodriguez
<u>✓</u> Commissioner Simmons	

PUBLIC WORKS

19. To consider, discuss, and take any necessary action on a Pipeline Agreement to cut across Beeson Ave. from alley to alley, Ector County, Texas and authorize the County Judge to sign. David Peck – Projects Manager

A motion was made by Commissioner Shelton to approve a Pipeline Agreement to cut across Beeson Ave. from alley to alley, Ector County, Texas and authorize the County Judge to sign; Commissioner Simmons seconded the motion.

MOTION PASSED. 5-0

Voting for Motion:

- | | |
|-------------------------------|---------------------------------|
| <u>✓</u> Judge Hays | |
| <u>✓</u> Commissioner Shelton | <u>✓</u> Commissioner Childers |
| <u>✓</u> Commissioner Simmons | <u>✓</u> Commissioner Rodriguez |

20. To consider, discuss, and take any necessary action for Proposed MHRC Development to Serve Lots 8 & 9, Block 3, Tarhaumara Subdivision, 2nd. Filing being 24.82 acres in Sections 32 & 41, Block 43, T-2-S, T&P RY. Co. Survey, Ector County, Texas and authorize the County Judge to sign.
David Peck – Projects Manager

Commissioner Shelton made a motion to approve the Proposed MHRC Development to Serve Lots 8 & 9, Block 3, Tarhaumara Subdivision, 2nd. Filing being 24.82 acres in Sections 32 & 41, Block 43, T-2-S, T&P RY. Co. Survey, Ector County, Texas and authorize the County Judge to sign; A second was made by Commissioner Childers.

MOTION PASSED. 5-0

Voting for Motion:

- | | |
|-------------------------------|---------------------------------|
| <u>✓</u> Judge Hays | |
| <u>✓</u> Commissioner Shelton | <u>✓</u> Commissioner Childers |
| <u>✓</u> Commissioner Simmons | <u>✓</u> Commissioner Rodriguez |

21. To consider, discuss, and take any necessary action for Proposed MHRC Development to Serve Lots 1-10, Block 1 Promise Land Subdivision being a 10.0 acre tract of land in Section 26, Block 44, T-2-S, T&P RY. Co. Survey, Ector County, Texas and authorize the County Judge to sign.
David Peck – Project Manager

A motion was made by Commissioner Childers to approve the Proposed MHRC Development to Serve Lots 1-10, Block 1 Promise Land Subdivision being a 10.0 acre tract of land in Section 26, Block 44, T-2-S, T&P RY. Co. Survey, Ector County, Texas and authorize the County Judge to sign; Commissioner Shelton seconded the motion.

MOTION PASSED. 5-0

Voting for Motion:

- | | |
|-------------------------------|---------------------------------|
| <u>✓</u> Judge Hays | |
| <u>✓</u> Commissioner Shelton | <u>✓</u> Commissioner Childers |
| <u>✓</u> Commissioner Simmons | <u>✓</u> Commissioner Rodriguez |

22. To consider, discuss, and take any necessary action for Fiesta Town Estates, a Subdivision of 139.81 acres & 25.80 acres in Section 23, Block 44, T-2-S, T&P Ry. Co. Survey, Ector County, Texas and authorize the County Judge to sign.
David Peck – Projects Manager

Commissioner Shelton made a motion to approve Fiesta Town Estates, a Subdivision of 139.81 acres & 25.80 acres in Section 23, Block 44, T-2-S, T&P Ry. Co. Survey, Ector County, Texas and authorize the County Judge to sign; A second motion was made by Commissioner Childers.

MOTION PASSED. 5-0

Voting for Motion:

- | | |
|-------------------------------|---------------------------------|
| <u>✓</u> Judge Hays | |
| <u>✓</u> Commissioner Shelton | <u>✓</u> Commissioner Childers |
| <u>✓</u> Commissioner Simmons | <u>✓</u> Commissioner Rodriguez |

23. To consider, discuss, and take any necessary action for MHRC Development to serve West Windsong Drive, Ector County, Texas and authorize the County Judge to sign. David Peck – Projects Manager.

A motion was made by Commissioner Shelton to approve MHRC Development to serve West Windsong Drive, Ector County, Texas and authorize the County Judge to sign; Commissioner Childers seconded the motion.

MOTION PASSED. 5-0

Voting for Motion:

<u>✓</u> Judge Hays	
<u>✓</u> Commissioner Shelton	<u>✓</u> Commissioner Childers
<u>✓</u> Commissioner Simmons	<u>✓</u> Commissioner Rodriguez

24. To consider, discuss, and take any necessary action on First Flight request, Ector County, Texas and authorize the County Judge to sign. David Peck – Projects Manager

Commissioner Shelton made a motion to approve the First Flight request for a term of 6 months. A second was made by Childers.

MOTION PASSED. 5-0

Voting for Motion:

<u>✓</u> Judge Hays	
<u>✓</u> Commissioner Shelton	<u>✓</u> Commissioner Childers
<u>✓</u> Commissioner Simmons	<u>✓</u> Commissioner Rodriguez

CONSENT AGENDA

25. To review, consider, discuss, approve, and take any necessary action regarding the following proposed Consent Agenda:
- a. To consider and approve a line item transfer to FMLR Fund, Road Maintenance Department, Educational Travel, 002-810-5161 in the amount of \$9,500 from Road Department , Safety Training & Supplies, 002-810-5401 in the amount of \$1,800, Professional Dues & Fees, 002-810-5302 in the amount of \$2,000, Contract Services, 002-810-5309 in the amount of \$4,000, and Small Tool Supplies, 002-810-5109 in the amount of \$1,700, for a total transfer amount of \$9,500.
Evans Kessey – Road Maintenance
 - b. To consider and approve line item transfer to Coliseum Fund, Stall Barn, New Building, 043-861-5503, from Coliseum Fund, Coliseum, Bond Issuance Costs, 043-860-5809 for \$1,000.
Randy Donner – County Auditor
 - c. To consider and approve line item transfer to General Fund, Jail, Law Enforcement Travel, 001-420-5162 from Jail, Contract Services, 001-420-5309 for \$20,000.
Randy Donner – County Auditor
 - d. To consider and approve a line item transfer to General Fund, District Attorney, Educational and Travel Expense, 001-120-5161 from District Attorney, Investigation Expense, 001-120-5332 for \$3,000. Bobby Bland – District Attorney

A motion was made by Commission Childers to approve the Consent Agenda; A second was made by Commissioner Armando S Rodriguez.

MOTION PASSED. 5-0

Voting for Motion:

<u>✓</u> Judge Hays	
<u>✓</u> Commissioner Shelton	<u>✓</u> Commissioner Childers
<u>✓</u> Commissioner Simmons	<u>✓</u> Commissioner Rodriguez

BUDGET/FINANCIAL

26. To consider and approve an increase in the change fund of the County Clerk form \$400 to \$600.
Randy Donner – County Auditor

Commissioner Childers made a motion to approve the change fund of the County Clerk from \$400 to \$600; A second motion was made by Commission Simmons.

MOTION PASSED. 5-0

Voting for Motion:

<u>✓</u> Judge Hays	
<u>✓</u> Commissioner Shelton	<u>✓</u> Commissioner Childers
<u>✓</u> Commissioner Simmons	<u>✓</u> Commissioner Rodriguez

27. To consider, discuss, and take any necessary action regarding a budget amendment to Coliseum Fund, Building Materials 41-860-5241 from Unreserved Fund Balance 41-3310 in the amount of \$9,500 for installation of windscreens in the Ector County Horse Arena. Aaron Martin – Coliseum.

A motion was made by Commissioner Shelton to approve the budget amendment to Coliseum Fund, Building Materials 41-860-5241 from Unreserved Fund Balance 41-3310 in the amount of \$9,500 for installation of windscreens in the Ector County Horse Arena; Commissioner Childers seconded the motion.

28. To consider and approve budget amendment to General Fund, Donated Revenues, 001-4171 for \$6,473 to General Fund, Library, Office Supplies, 001-690-5171 for \$4,549, to Audio Visual Supplies, 001-690-5178 for \$1,025, to Library Supplies, 001-690-5185 for \$214, to New Books, 001-690-5201 for \$206, to Subscriptions, 001-690-5207 for \$179, and to Contract Services, 001-690-5309 for \$300. Randy Donner – County Auditor

Commissioner Shelton made a motion to approve the budget amendment to General Fund, Donated Revenues, 001-4171 for \$6,473 to General Fund, Library, Office Supplies, 001-690-5171 for \$4,549, to Audio Visual Supplies, 001-690-5178 for \$1,025, to Library Supplies, 001-690-5185 for \$214, to New Books, 001-690-5201 for \$206, to Subscriptions, 001-690-5207 for \$179, and to Contract Services, 001-690-5309 for \$300; A second was made by Commissioner Childers.

MOTION PASSED. 5-0

Voting for Motion:

<u>✓</u> Judge Hays	
<u>✓</u> Commissioner Shelton	<u>✓</u> Commissioner Childers
<u>✓</u> Commissioner Simmons	<u>✓</u> Commissioner Rodriguez

29. To consider and approve the Accounts Payable Fund Requirements Report for August 13, 2019 to review County financial statements and reports. Randy Donner – County Auditor

A motion was made by Commissioner Shelton to approve the Accounts Payable Fund Requirements report for August 13, 2019 to review County financial statements and reports; Commissioner Childers seconded the motion.

MOTION PASSED. 5-0

Voting for Motion:

<u>✓</u> Judge Hays	
<u>✓</u> Commissioner Shelton	<u>✓</u> Commissioner Childers
<u>✓</u> Commissioner Simmons	<u>✓</u> Commissioner Rodriguez

COMMISSIONER RODRIGUEZ WAS ABSENT FOR THE REMAINDER OF THE MEETING.

EXECUTIVE SESSION

Commissioner Childers made a motion to adjourn into Executive Session; A second was made by Commissioner Shelton.

MOTION PASSED. 5-0

Voting for Motion:

<u>✓</u> Judge Hays	
<u>✓</u> Commissioner Shelton	<u>✓</u> Commissioner Childers
<u>✓</u> Commissioner Simmons	<u>✓</u> Commissioner Rodriguez

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

NO ACTION TAKEN ON THIS ITEM

31. 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 TAKEN ON THIS ITEM

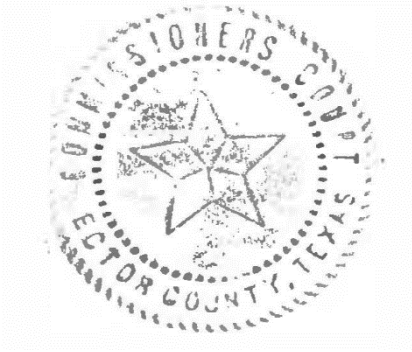
32. To consider and discuss personnel matters pursuant to Title 5, Chapter 551, Section 551.074, Texas Government Code.
Debi Hays – County Judge

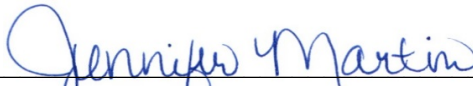
NO ACTION TAKEN ON THIS ITEM

11:28

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

I, Jennifer Martin, County Clerk, do hereby attest to the accuracy of the Commissioners Court Proceedings for the Regular Commissioners' Court meeting of August 13, 2019.




JENNIFER MARTIN, COUNTY CLERK
TARRANT COUNTY, TEXAS