

On this the 26th day of March, 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
Greg Simmons, Commissioner Precinct #2
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 10:06 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 allow the Brown Creations Car Club collaborating with the Odessa Hispanic Chamber of Commerce to host the Low Riders Against Bullying Car Show on Saturday, August 17, 2019 on the south side Ector County Courthouse/ Health Department parking lot. Armando Rodriguez – Commissioner Pct. 4

A motion was made by Commissioner Rodriguez to approve Brown Creations Car Club collaborating with the Odessa Hispanic Chamber of Commerce to host the Low Riders Against Bullying Car Show on Saturday, August 17, 2019 on the south side Ector County Courthouse/ Health Department parking lot; Commissioner Simmons seconded the motion.

MOTION PASSED. 3-0

Voting for Motion:

✓ Judge Hays
✓ Commissioner Simmons ✓ Commissioner Rodriguez

2. To consider, discuss, and take any necessary action to accept the resignation of John Bell from the Emergency Communication District of Ector County, Board of Directors and to recommend Richard Pease from the West Odessa Volunteer Fire Department to fill the unexpired term.
Dale Childers – Commissioner Pct. 3

Commissioner Simmons made a motion to approve the resignation of John Bell from the Emergency Communication District of Ector County, Board of Directors and to recommend Richard Pease from the West Odessa Volunteer Fire Department to fill the unexpired term; A second was made by Commissioner Rodriguez.

MOTION PASSED. 3-0

Voting for Motion:

✓ Judge Hays
✓ Commissioner Simmons ✓ Commissioner Rodriguez

3. To consider, discuss and take any necessary action to reappoint Commissioner Greg Simmons to the Ector County Appraisal District Board for a two year term.
Debbie Clay – Commissioners Office

A motion was made by Judge Hays to approve the appointment of Commissioner Greg Simmons to the Ector County Appraisal District Board for a two year term; Commissioner Rodriguez seconded the motion.

MOTION PASSED. 3-0

Voting for Motion:

✓ Judge Hays

✓ Commissioner Simmons

✓ Commissioner Rodriguez

4. To consider, discuss, and take any necessary action regarding a request to return K-9 back to Albuquerque Police Department. Mike Griffis – Sheriff

Commissioner Simmons made a motion to approve a request to return K-9 back to Albuquerque Police Department and remove asset from inventory; A second was made by Commissioner Rodriguez.

MOTION PASSED. 3-0

Voting for Motion:

✓ Judge Hays

✓ Commissioner Simmons

✓ Commissioner Rodriguez

5. To consider, discuss, and approve the County Agent AG/NR, Steve Paz to travel to Des Moines, Iowa with 4-H members and their projects for the 2019 World Pork Expo at the Iowa State Fairgrounds from May 31, 2019 to June 8, 2019. Steve Paz – County Agent

A motion was made by Commissioner Simmons to approve the County Agent AG/NR, Steve Paz to travel to Des Moines, Iowa with 4-H members and their projects for the 2019 World Pork Expo at the Iowa State Fairgrounds from May 31, 2019 to June 8, 2019; Commissioner Rodriguez seconded the motion.

MOTION PASSED. 3-0

Voting for Motion:

✓ Judge Hays

✓ Commissioner Simmons

✓ Commissioner Rodriguez

6. To consider, discuss, and take any necessary action regarding Transfer of Title – Unit #1070 Sheriff's Office Vehicle – 2016 Chevrolet Tahoe 4x2 Police SUV – VIN #1GNLCDEC7GR330231 – settlement of auto claim – Travelers Insurance and authorize the County Judge to sign.
Sam Brijalba – Human Resources

Commissioner Simmons made a motion to approve the Transfer of Title – Unit #1070 Sheriff's Office Vehicle – 2016 Chevrolet Tahoe 4x2 Police SUV – VIN #1GNLCDEC7GR330231 and remove from inventory – settlement of auto claim – Travelers Insurance and authorize the County Judge to sign; A second was made by Commissioner Rodriguez.

MOTION PASSED. 3-0

Voting for Motion:

✓ Judge Hays

✓ Commissioner Simmons

✓ Commissioner Rodriguez

7. To consider, discuss, and take any necessary action to approve JSA Architects' fee of \$129,400 to design construction documents to expand booking and intake at the Law Enforcement Center.
Charles Pierce – Building Maintenance

A motion was made by Commissioner Simmons to approve JSA Architects' fee of \$129,400 to design construction documents to expand booking and intake at the Law Enforcement Center. Commissioner Rodriguez seconded the motion.

MOTION PASSED. 3-0

Voting for Motion:

✓ Judge Hays

✓ Commissioner Simmons

✓ Commissioner Rodriguez

AWARD OF BIDS/PROPOSALS

8. To consider, discuss, award, reject, and take any necessary action regarding the Ector County Law Enforcement Center – New Kitchen Items, approve a budget amendment from Jail Expansion Funds – Unreserved Fund Balance, 047-3310, to Jail Expansion Funds – Kitchen Supplies 047-420-5197 in the amount of \$10,399 and authorize the County Judge to sign. Kenneth Lind – Purchasing

Commissioner Simmons made a motion to approve the Ector County Law Enforcement Center – New Kitchen Items, approve a budget amendment from Jail Expansion Funds – Unreserved Fund Balance, 047-3310, to Jail Expansion Funds – Kitchen Supplies 047-420-5197 in the amount of \$10,399 and authorize the County Judge to sign; A second was made by Commissioner Rodriguez.

MOTION PASSED. 3-0

Voting for Motion:

✓ Judge Hays

✓ Commissioner Simmons

✓ Commissioner Rodriguez

9. To consider, discuss, award, reject, and take any necessary action regarding the Coliseum Building – Glass Door Replacement Project; approve a budget amendment to Coliseum Capital Improvement Fund – Improvements and Construction, 043-860-5509, from Coliseum Bond Issuance Costs, 043-860-5809, in the amount of \$5,815 and authorize the County Judge to sign. Kenneth Lind – Purchasing

A motion was made by Commissioner Simmons to approve the Coliseum Building –Glass Door Replacement Project; approve a budget amendment to Coliseum Capital Improvement Fund – Improvements and Construction, 043-860-5509, from Coliseum Bond Issuance Costs, 043-860-5809, in the amount of \$5,815 and authorize the County Judge to sign; Commissioner Rodriguez seconded the motion.

MOTION PASSED. 3-0

Voting for Motion:

✓ Judge Hays

✓ Commissioner Simmons

✓ Commissioner Rodriguez

10. To consider, discuss, approve, reject, modify, and take any necessary action on the following bid specification: 16th and Knox Intersection and authorize the County Judge to sign. Evans Kessey – Highways & Streets Kenneth Lind – Purchasing

Commissioner Rodriguez made a motion to approve the bid specification: 16th and Knox Intersection and authorize the County Judge to sign; A second was made by Judge Hays.

MOTION PASSED. 3-0

Voting for Motion:

✓ Judge Hays

✓ Commissioner Simmons

✓ Commissioner Rodriguez

11. To consider, discuss, approve, reject, and take any necessary action on the Auctioneer Services On-Line and authorize the County Judge to sign. Kenneth Lind – Purchasing

A motion was made by Commissioner Simmons to approve the Auctioneer Services On-Line and authorize the County Judge to sign; Commissioner Rodriguez seconded the motion.

MOTION PASSED. 3-0

Voting for Motion:

✓ Judge Hays
✓ Commissioner Simmons ✓ Commissioner Rodriguez

12. To consider, discuss and take any necessary action to extend the Depository Contract for two years or go out for new bids, and authorize the County Judge to sign. Cleopatra Callaway – County Treasurer

Commissioner Simmons made a motion to approve the Depository Contract for two years or go out for new bids, and authorize the County Judge to sign; A second was made by Commissioner Rodriguez.

MOTION PASSED. 3-0

Voting for Motion:

✓ Judge Hays
✓ Commissioner Simmons ✓ Commissioner Rodriguez

13. To consider, discuss, and take any necessary action regarding the proposal from Prosperity Bank with new rates for the period of July 1, 2019 through June 30, 2021 and authorize the County Judge to sign. Cleopatra Callaway – County Treasurer

A motion was made by Commissioner Simmons to approve the proposal from Prosperity Bank with new rates for the period of July 1, 2019 through June 30, 2021 and authorize the County Judge to sign; Commissioner Rodriguez seconded the motion.

MOTION PASSED. 3-0

Voting for Motion:

✓ Judge Hays
✓ Commissioner Simmons ✓ Commissioner Rodriguez

CONTRACTS/AGREEMENTS/GRANTS

14. To consider, discuss, and take any necessary action regarding the Renewal and Extension of Depository Contract and the Renewal and Extension of Collateral Agreement between Ector County and Prosperity Bank and authorize the County Judge to sign. Cleopatra Callaway – County Treasurer

Commissioner Simmons made a motion to approve the Renewal and Extension of Depository Contract and the Renewal and Extension of Collateral Agreement between Ector County and Prosperity Bank and authorize the County Judge to sign; A second was made by Commissioner Rodriguez.

MOTION PASSED. 3-0

Voting for Motion:

✓ Judge Hays
✓ Commissioner Simmons ✓ Commissioner Rodriguez

15. To consider, discuss, and take any necessary action regarding the Resolution Extending Depository Contract for Funds of Ector County, Texas and authorize the County Judge and County Commissioners to sign. Cleopatra Callaway – County Treasurer

A motion was made by Commissioner Simmons to approve the Resolution Extending Depository Contract for Funds of Ector County, Texas and authorize the County Judge and County Commissioners to sign; Commissioner Rodriguez seconded the motion.

MOTION PASSED. 3-0

Voting for Motion:

✓ Judge Hays
✓ Commissioner Simmons ✓ Commissioner Rodriguez

16. To consider, discuss, approve, and take any necessary action regarding a renewal contract with Thomson West for the Ector County Law Library and authorize the County Judge to sign. Betty Linsley – Law Library

Commissioner Simmons made a motion to approve the renewal contract with Thomson West for the Ector County Law Library and authorize the County Judge to sign; A second was made by Commissioner Rodriguez.

MOTION PASSED. 3-0

Voting for Motion:

✓ Judge Hays
✓ Commissioner Simmons ✓ Commissioner Rodriguez

17. To consider, discuss, approve, reject, and take any necessary action regarding the AIA Change Order #15 for the Jail Additions and Renovations Project and authorize the County Judge to sign. Kenneth Lind – Purchasing

A motion was made by Commissioner Simmons to approve the AIA Change Order #15 for the Jail Additions and Renovations Project and authorize the County Judge to sign; Commissioner Rodriguez seconded the motion.

MOTION PASSED. 3-0

Voting for Motion:

✓ Judge Hays
✓ Commissioner Simmons ✓ Commissioner Rodriguez

18. To consider, discuss, and take any necessary action regarding a clarification letter for the Oberon Solar project from Ector County to grant access to all county roads and easements and to confirm there are no rules or ordinances that would require the project to obtain zoning approval to construct and operate the project, and authorize the County Judge to sign. Debi Hays – County Judge

NO ACTION TAKEN

19. To consider, discuss, and take any necessary action terminating the lease agreement between Gardendale in Action and Ector County and authorize the County Judge to sign. Debbie Clay – Commissioners Office

Commissioner Simmons made a motion to approve terminating the lease agreement between Gardendale in Action and Ector County and authorize the County Judge to sign; A motion was made by Commissioner Rodriguez.

MOTION PASSED. 3-0

Voting for Motion:

✓ Judge Hays

✓ Commissioner Simmons

✓ Commissioner Rodriguez

20. To consider, discuss, and take any necessary action regarding the contract with the Lumber Jaxs Baseball Team, allowing use and maintenance for the baseball diamond at the Gardendale Park but indemnifying and holding Ector County harmless against any losses and damages, and authorize the County Judge to sign. Debbie Clay – Commissioners Office

NO ACTION TAKEN

21. To consider, discuss, and take any necessary action regarding an engagement letter with Gabriel Roeder Smith & Company for the OPEB Valuation and GASB 75 Valuation Reports for fiscal years ending 2019 and 2020 and authorize the County Judge to sign.
David R. Austin – County Auditor

A motion was made by Commissioner Simmons to approve application and resolution for the VCLG Grant #2020 – 00210 with the Office of the Attorney General for the District Attorney’s Office with a recommendation to go out for bid next time and authorize the County Judge to sign; Commissioner Rodriguez seconded the motion.

MOTION PASSED. 3-0

Voting for Motion:

✓ Judge Hays

✓ Commissioner Simmons

✓ Commissioner Rodriguez

22. To consider, discuss, and take any necessary action to approve an application and resolution for the VCLG Grant #2020 – 00210 with the Office of the Attorney General for the District Attorney’s Office and authorize the County Judge to sign. Bobby Bland – District Attorney

Commissioner Simmons made a motion to approve an application and resolution for the VCLG Grant #2020 – 00210 with the Office of the Attorney General for the District Attorney’s Office and authorize the County Judge to sign; A second made by Commissioner Rodriguez.

MOTION PASSED. 3-0

Voting for Motion:

✓ Judge Hays

✓ Commissioner Simmons

✓ Commissioner Rodriguez

PERSONNEL REQUESTS

23. To consider, discuss, and take any necessary action to extend through 9-3-2019, the policy of payment of overtime for Patrol Deputies and Jailers after 86 hours, pursuant to the Temporary 207 (k) exemption granted by the Commissioners Court on June 11 and August 13, 2018. Patricia Patton – Human Resource

A motion was made by Commissioner Simmons to approve extending through 9-3-2019, the policy of payment of overtime for Patrol Deputies and Jailers after 86 hours, pursuant to the Temporary 207 (k) exemption granted by the Commissioner Court on June 11 and August 13, 2018; Commissioner Rodriguez seconded the motion.

MOTION PASSED. 3-0

Voting for Motion:

✓ Judge Hays

✓ Commissioner Simmons

✓ Commissioner Rodriguez

PUBLIC WORKS

24. To consider, discuss, and take any necessary action on the MHRC Submittal Checklist and authorize the County Judge to sign. David Peck – Project Manager

ITEM WAS TABLED

25. To consider, discuss, and take any necessary action for the Vacation Plat of Black Gold Addition being a Subdivision of 40.87 acres in Section 11, Block 44, T-2-S T&P RY. Co. Survey, Ector County, Texas and authorize the County Judge to sign.
David Peck – Projects Manager

Commission Simmons made a motion to approve the Vacation Plat of Black Gold Addition being a Subdivision of 40.87 acres in Section 11, Block 44, T-2-S T&P RY. Co. Survey, Ector County, Texas and authorize the County Judge to sign; A second was made by Commissioner Rodriguez.

MOTION PASSED. 3-0

Voting for Motion:

✓ Judge Hays

✓ Commissioner Simmons

✓ Commissioner Rodriguez

CONSENT AGENDA

26. 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/budget amendment from 001-5-030-5307 Professional Services in the amount of \$2,000 to 001-5-030-5393 Employment Advertising and to authorize the County Judge to sign. Patricia Patton – Human Resources

A motion was made by Commissioner Simmons to approve the action regarding a proposed line item transfer/budget amendment from 001-5-030-5307 Professional Services in the amount of \$2,000 to 001-5-030-5393 Employment Advertising and to authorize the County Judge to sign; Commissioner Rodriguez seconded the motion.

MOTION PASSED. 3-0

Voting for Motion:

✓ Judge Hays

✓ Commissioner Simmons

✓ Commissioner Rodriguez

BUDGET/FINANCIAL

27. To consider, discuss, and approve a budget amendment from 001-3310 General Fund in the amount of \$4,000 to 001-5-310-5309 Contract Svs in the IT Department’s budget and to authorize the County Judge to sign. Patricia Patton – Human Resources

Commissioner Childers made a motion to approve the budget amendment from 001-3310 General Fund in the amount of \$4,000 to 001-5-310-5309 Contract Svs in the IT Department’s budget and to authorize the the County Judge to sign; A second was made by Commissioner Rodriguez.

MOTION PASSED. 3-0

Voting for Motion:

- ✓ Judge Hays
✓ Commissioner Simmons ✓ Commissioner Rodriguez

28. To consider, and approve a budget amendment to Coliseum Fund, Insurance Proceeds, 041-4172 and to Coliseum Fund, Building Materials, 041-860-5241 for \$5,454. Aaron Martin – Coliseum

A motion was made by Commissioner Simmons to approve the budget amendment to Coliseum Fund, Insurance Proceeds, 041-4172 and to Coliseum Fund, Building Materials, 041-860-5241 for \$5,454; Commissioner Rodriguez seconded the motion.

MOTION PASSED. 3-0

Voting for Motion:

- ✓ Judge Hays
✓ Commissioner Simmons ✓ Commissioner Rodriguez

29. To consider, discuss, and take any necessary action regarding a budget amendment to General Fund, Non-Departmental Other, Professional Services, 001-950-5307 from Unreserved Fund Balance, 001-3310 in the amount of \$38,500. David R. Austin – County Auditor

Commissioner Rodriguez made a motion to approve the budget amendment to General Fund, Non-Departmental Other, Professional Services, 001-950-5307 from Unreserved Fund Balance, 001-3310 in the amount of \$38,500; A second was made by Judge Hays.

MOTION PASSED. 2-1

Voting for Motion:

- ✓ Judge Hays ✓ Commissioner Rodriguez

30. To review, consider, discuss, approve, and take any necessary action regarding the Accounts Payable Fund Requirements Report for March 26, 2019, 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

A motion was made by Commissioner Simmons to approve the Accounts Payable Fund Requirements Report for March 26, 2019, to review County financial statements and reports, and to authorize the County Judge to sign all documents associated with this agenda item; Commissioner Rodriguez seconded the motion.

MOTION PASSED. 3-0

Voting for Motion:

- ✓ Judge Hays
✓ Commissioner Simmons ✓ Commissioner Rodriguez

EXECUTIVE SESSION

NO BUSINESS TO DISCUSS

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

- 32. To consider and discuss real estate issues/transactions pursuant to Title 5, Chapter 551, Section 551.072, Texas Government Code.
Debi Hays – County Judge

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

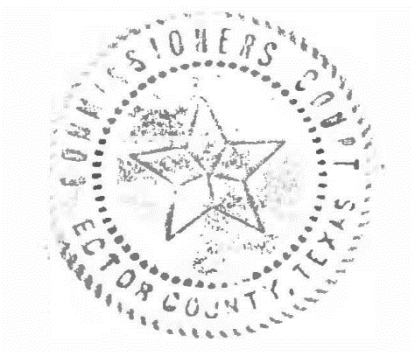
10:45 A.M

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

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 26, 2019.



Jennifer Martin
JENNIFER MARTIN, COUNTY CLERK