



Ector County Commissioners Court

April 11, 2023

10:00 A.M.

COMMISSIONERS COURTROOM, ECTOR COUNTY ADMINISTRATION BUILDING ANNEX, ROOM 120

1010 EAST 8TH STREET, ODESSA, TEXAS

CALL TO ORDER- ESTABLISH QUORUM

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

The meeting was called to order at 10:00 a.m. by Judge Fawcett.

INVOCATION

1. Invocation , Shelby Rigtrup :

Pastor Mark Roossinck- Westover Baptist Church

The invocation was led by Pastor Mark Roossinck from Westover Baptist Church.

PLEDGE OF ALLEGIANCE- UNITED STATES AND TEXAS

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

2. Commissioners' Court Schedule Amendment , Shelby Rigtrup :

To consider, discuss, and take any necessary action to amend the Commissioners' Court schedule for Ector County for the 2022-2023 term in regard to changing the meeting of April 25th, 2023 at 10:00AM to April 20th, 2023 at 10:00AM.

Commissioner Simmons explained that the change is due to a lack of a quorum because there is a conference that members of the court need to attend.

A motion was made by Commissioner Hall to amend the Commissioners' Court schedule for Ector County for the 2022-2023 term in regard to changing the meeting of April 25th, 2023 at 10:00AM to April 20th, 2023 at 10:00AM; Commissioner Simmons seconded the motion.

MOTION PASSED 4-0

3. Downtown Odessa Firecracker Fandango Event, Shelby Rigtrup :

To consider, discuss, and take any necessary action to approve Downtown Odessa to use the Ector County Courthouse lawn and parking lot on Saturday, July 1st, 2023, for the Firecracker Fandango 2023 event.

Agenda Attachments

1. fandango footprint.png

Commissioner Hall made a motion to approve Downtown Odessa to use the Ector County Courthouse lawn and parking lot on Saturday, July 1st, 2023, for the Firecracker Fandango 2023 event; a second was made by Commissioner Simmons. MOTION PASSED 4-0

4. Resolution , Shelby Rigtrup :

To consider, discuss, and take any necessary action to approve a Resolution in support of HJR 111 by Representative Landgraf for the creation of the Texas STRONG Defense Fund, and authorize the County Judge, County Commissioners, and County Clerk to sign all documents associated with this agenda item.

Agenda Attachments

1. Resolution in support of HJR 111 Rep Landgraf.pdf

Minutes Attachments

1. Item #4.pdf

A motion was made by Commissioner Simmons to approve a Resolution in support of HJR 111 by Representative Landgraf for the creation of the Texas STRONG Defense Fund, and authorize the County Judge, County Commissioners, and County Clerk to sign all documents associated with this agenda item; Commissioner Gardner seconded the motion. MOTION PASSED 4-0

5. Commissary Items, SHERIFF MIKE GRIFFIS :

To consider, discuss, and take any necessary action to approve the sale of e-cigarettes to inmates at no cost to the county or taxpayers; all proceeds collected will be used at the Ector County Detention Center.

Sheriff Griffis addressed the court to explain the goal to raise funds to help offset some of the costs of supplies that are provided to inmates. These items can be used as a behavioral tool because the e-cigarette has a barcode and must be turned in unaltered or they will not be able to get any more.

Commissioner Simmons made a motion to approve the sale of e-cigarettes to inmates at no cost to the county or taxpayers; a second was made by Commissioner Gardner. MOTION PASSED 4-0

6. Commissary Items, SHERIFF MIKE GRIFFIS :

To consider, discuss, and take any necessary action to approve the sale of pizza for inmates at no cost to the county or taxpayers; all proceeds will be put back into the Ector County Detention Center.

A motion was made by Commissioner Hall to approve the sale of pizza for inmates at no cost to the county or taxpayers; Commissioner Gardner seconded the motion. MOTION PASSED 4-0

7. Odessa Meteor Crater Evaluation, Marisela Campos :

To consider, discuss, and take any necessary action to authorize the Lunar and Planetary Institute, USRA, Houston, Texas, and the Institute of Geological Sciences Polish Academy of Sciences, researcher/research team, Dr. Ann Losiak, to conduct fieldwork/site evaluation at the Odessa Meteor Crater, located in Ector County, Texas.

Agenda Attachments

1. Scan0120.jpg

Commissioner Simmons made a motion to authorize the Lunar and Planetary Institute, USRA, Houston, Texas, and the Institute of Geological Sciences Polish Academy of Sciences, researcher/research team, Dr. Ann Losiak, to conduct fieldwork/ site evaluation at the Odessa Meteor Crater, located in Ector County, Texas; a second was made by Commissioner Hall. MOTION PASSED 4-0

AWARD OF BIDS/PROPOSALS

8. West 42nd Street Bid, Lucy Soto – Purchasing Steven Davis – Public Works :

To consider, discuss, and take any necessary action regarding postponing the bid for the West 42nd Street from FM 1936 to Knox Avenue Improvements (Bid #23-04-12-01). The bid specifications for West 42nd Street Improvements (Bid #23-04-12-01) were developed by the Highways & Streets Department, the Purchasing Department, and Landgraf, Crutcher, & Associates. Additional testing of the current base is necessary and adjustments must be done to the specifications. It was decided that it is in the best interest of the County and of prospective bidders to cancel this solicitation and provide updated specifications.

John Landgraf addressed the Court.

A motion was made by Commissioner Simmons to approve postponing the bid for the West 42nd Street from FM 1936 to Knox Avenue Improvements (Bid #23-04-12-01). The bid specifications for West 42nd Street Improvements (Bid #23-04-12-01) were developed by the Highways & Streets Department, the Purchasing Department, and Landgraf, Crutcher, & Associates. Additional testing of the current base is necessary and adjustments must be done to the specifications. It was decided that it is in the best interest of the County and of prospective bidders to cancel this solicitation and provide updated specifications; Commissioner Hall seconded the motion. MOTION PASSED 4-0

9. Engineering Services, Lucy Soto - Purchasing and Peggy Cox, Greater Gardendale Water Supply Corporation :

To consider, discuss, and take any necessary action regarding the evaluation, ranking engineer's responses, to the Request for Qualifications for Engineering Services for the building of the Gardendale Water Distribution Project, and authorize the start of negotiations for the design, construction and oversight of the project.

Agenda Attachments

1. AGENDA ITEM REQUEST GGWSC ENGINEER EVALULATION.pdf

Commissioner Gardner made a motion to approve the evaluation, ranking engineer's responses, to the Request for Qualifications for Engineering Services for the building of the Gardendale Water Distribution Project, and authorize the start of negotiations for the design, construction, and oversight of the project; a second was made by Commissioner Hall. MOTION PASSED 4-0

CONTRACTS/AGREEMENTS/GRANTS

10. Permittium/Vital Director Agreement, Jennifer Martin - County Clerk :

To consider, discuss, and take any necessary action to approve the agreement between Permittium, LLC and Ector County in order to issue vital records through online requests at no cost to Ector County, and authorize the County Judge to sign all documents associated with this agenda item.

Agenda Attachments

1. Ector County, TX - Permittium VitalDirector Standard License Agreement.pdf

Minutes Attachments

1. Permittium Agreement (signed).pdf

A motion was made by Commissioner Simmons to approve the agreement between Permittium, LLC and Ector County in order to issue vital records through online requests at no cost to Ector County, and authorize the County Judge to sign all documents associated with this agenda item; Commissioner Gardner seconded the motion. MOTION PASSED 4-0

11. Jury Card Payment Program Contract, Clarissa Webster :

To consider, discuss, and take any necessary action to approve the proposed agent agreement from Rapid Financial Solutions, for services related to paying jurors for jury duty via Jury Card Payment Program of CourtFunds, powered by Rapid Financial Solutions, and authorize the County Judge to sign all documents associated with this agenda item.

Agenda Attachments

1. CourtFunds Agreement - Ector County TX (2023).pdf

Minutes Attachments

1. Ector County, TX 2023 - Agent Agmt - Rapid Financial - signed.pdf

Clarissa Webster, Ector County District Clerk, addressed the Court to explain the details of the Jury Card Payment Program.

Commissioner Simmons made a motion to approve the proposed agent agreement from Rapid Financial Solutions, for services related to paying jurors for jury duty via Jury Card Payment Program of CourtFunds, powered by Rapid Financial Solutions, and authorize the County Judge to sign all documents associated with this agenda item; a second was made by Commissioner Hall. MOTION PASSED 4-0

12. Kofile TXMAS Contract No. TXMAS-18-3602 for District Clerk's 2023 Archive Project, Clarissa Webster :

To consider, discuss, and take any necessary action regarding the proposal from Kofile Technologies, Inc., for the 2023 Project for the Archival Imaging and Preservation of District Clerk Records, with Kofile's TXMAS Contract No. TXMAS-18-3602, and authorize the County Judge to sign all documents associated with this agenda item.

Agenda Attachments

1. 4-11-23 - Agenda Item - Kofile 2023 Project Contract.pdf

Minutes Attachments

1. Item #12.pdf

A motion was made by Commissioner Simmons to approve the proposal from Kofile Technologies, Inc., for the 2023 Project for the Archival Imaging and Preservation of District Clerk Records, with Kofile's TXMAS Contract No. TXMAS-18-3602, and authorize the County Judge to sign all documents associated with this agenda item; Commissioner Hall seconded the motion. MOTION PASSED 4-0

PERSONNEL REQUESTS

13. Justice of the Peace- Retirement, Shelby Rigtrup :

To consider, discuss, and take any necessary action regarding the retirement of Terry Lange, Justice of the Peace, Precinct #1.

Agenda Attachments

1. letter of resignation.docx.pdf

****ITEM #13 AND #14 WERE HEARD BEFORE ITEM #1 ON THE AGENDA****

Judge Lange addressed the Court to thank everyone for their assistance throughout the years.

Commissioner Hall made a motion to accept the retirement of Terry Lange, Justice of the Peace Precinct #1; a second was made by Commissioner Gardner. MOTION PASSED 4-0

14. Justice of the Peace, Position Availability , Shelby Rigtrup :

To consider, discuss, and take any necessary action to approve the job posting/acceptance of resumes and interview process for the Justice of the Peace, Precinct #1, position.

A motion was made by Commissioner Gardner to approve the job posting/acceptance of resumes and interview process for the Justice of the Peace, Precinct #1, position; Commissioner Simmons seconded the motion. MOTION PASSED 4-0

BUDGET/FINANCIAL

15. Line Item Transfer - Law Library, Randy Donner :

To consider, discuss, and take any necessary action to approve a line item transfer to Law Library Fund, Other Insurance, 003-700-5275 from Subscriptions, 003-700-5207 for \$71, and authorize the County Judge and County Clerk to sign all documents associated with this agenda item.

Agenda Attachments

1. Budget Amendment Governmental 2023.pdf

Minutes Attachments

1. Item #15.pdf

Commissioner Hall made a motion to approve a line item transfer to Law Library Fund, Other Insurance, 003-700-5275 from Subscriptions, 003-700-5207 for \$71, and authorize the County Judge and County Clerk to sign all documents associated with this agenda item; a second was made by Commissioner Simmons. MOTION PASSED 4-0

16. Budget Amendment Request - Library, Randy Donner :

To consider, discuss, and take any necessary action to approve a budget amendment to General Fund, Library, Library Supplies, 001-690-5185 for \$4,053, to New Books, 001-690-5201 for \$758, to Subscriptions, 001-690-5207 for \$189 and to Donated Revenues, 001-4171 for \$5,000, and authorize the County Judge and County Clerk to sign all documents associated with this agenda item.

Agenda Attachments

1. Budget Amendment Governmental 2023.pdf

Minutes Attachments

1. Item #16.pdf

A motion was made by Commissioner Simmons to approve a budget amendment to General Fund, Library, Library Supplies, 001-690-5185 for \$4,053, to New Books, 001-690-5201 for \$758, to Subscriptions, 001-690-5207 for \$189 and to Donated Revenues, 001-4171 for \$5,000, and authorize the County Judge and County Clerk to sign all documents associated with this agenda item; Commissioner Gardner seconded the motion. MOTION PASSED 4-0

17. Budget Amendment Request, Steven Davis :

To consider, discuss, and take any necessary action to approve a budget amendment to appropriate funds for the 42nd Street project to Sales Tax Fund, Public Works, Improvements and Construction, 005-810-5509, from Unreserved Fund Balance, 005-3310, for \$4,000,000.00, and authorize the County Judge and County Clerk to sign all documents associated with this agenda item.

Agenda Attachments

1. Scan0003.jpg

Minutes Attachments

1. Item #17.pdf

Commissioner Gardner made a motion to approve a budget amendment to appropriate funds for the 42nd Street project to Sales Tax Fund, Public Works, Improvements and Construction, 005-810-5509, from Unreserved Fund Balance, 005-3310, for \$4,000,000.00, and authorize the County Judge and County Clerk to sign all documents associated with this agenda item; a second was made by Commissioner Simmons. MOTION PASSED 4-0

18. Financial Reports/Statements , Shelby Rigtrup :

To consider, discuss, and take any necessary action to approve the Accounts Payable Fund Requirements Report for April 11th, 2023, and review County financial statements and reports

Minutes Attachments

1. GENERAL REPORT 04 11 23.pdf

A motion was made by Commissioner Hall to approve the Accounts Payable Fund Requirements Report for April 11th, 2023, and review County financial statements and reports; Commissioner Simmons seconded the motion. MOTION PASSED 4-0

EXECUTIVE SESSION

19. Executive Session- Legal Matters , Shelby Rigtrup :

To consider and discuss legal matters pursuant to Title 5, Chapter 551, Section 55 1.071, Texas Government Code.

DID NOT MEET IN EXECUTIVE SESSION

20. Executive Session- Real Estate, Shelby Rigtrup :

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

DID NOT MEET IN EXECUTIVE SESSION

21. Executive Session- Personnel Matters, Shelby Rigtrup :

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

DID NOT MEET IN EXECUTIVE SESSION

ADJOURN

Time: 10:32 AM

With no further business to discuss a motion to adjourn was made by Commissioner Simmons with a second by Commissioner Hall. MOTION PASSED 4 - 0

AGENDA APPROVAL

22. Agenda Approval w/ Signatures , Shelby Rigtrup :

Agenda Attachments

1. Signature Page for Comm Court.pdf

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.

May 02, 2023 at 01:37 PM



Jennifer Martin, Ector County Clerk