

On this the 9<sup>th</sup> day of October, 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. 8<sup>th</sup> 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 Linda Haney, County Clerk

when the following proceedings were had to-wit:

County Judge Debi Hays called the meeting to order at 10:03 A. M. with a quorum of the court present. The invocation was led by Debi Hays, County Judge.

County Judge Debi Hays 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 conduct a Public Hearing regarding the District Clerk's Records Archive Preservation and Restoration Plan for FY 2018-2019.  
Clarissa Webster – District Clerk

No action required on Item #1.

2. To consider, discuss, approve, and take any necessary action regarding the District Clerk's Records Archive Preservation and Restoration Plan for FY 2018-2019.  
Clarissa Webster – District Clerk

A motion was made by Commissioner Simmons with a second by Commissioner Childers for approval of the District Clerk's Records Archive Preservation and Restoration Plan for FY 2018-2019.

#### **MOTION PASSED. 4-0**

Voting for Motion:

<input checked="" type="checkbox"/> Judge Hays	<input checked="" type="checkbox"/> Commissioner Shelton
<input checked="" type="checkbox"/> Commissioner Simmons	<input checked="" type="checkbox"/> Commissioner Childers

3. To consider, discuss, and take any necessary action to approve the re-appointment of Dale Childers to the 911 Emergency Communication District for a 2 year term beginning on October 2018 to September 2020.  
Dale Childers – Commissioner Pct. 3

Commissioner Simmons made a motion for approval of the re-appointment of Dale Childers to the 911 Emergency Communication District for a 2-year term beginning on October 2018 to September 2020; Commissioner Shelton seconded the motion. **MOTION PASSED. 4-0**

Voting for Motion:

<input checked="" type="checkbox"/> Judge Hays	<input checked="" type="checkbox"/> Commissioner Shelton
<input checked="" type="checkbox"/> Commissioner Simmons	<input checked="" type="checkbox"/> Commissioner Childers

4. To consider, discuss, and take any necessary action to approve a Resolution in support of Ector County's application for a formula grant through the Texas Indigent Defense Commission.  
Randy Ragsdale – Auditor's Office

A motion was made by Commissioner Childers with a second by Commissioner Simmons for approval of a Resolution in support of Ector County's application for a formula grant through the Texas Indigent Defense Commission. **MOTION PASSED. 4-0**

Voting for Motion:

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

## CONTRACTS/AGREEMENT/GRANTS

5. To consider, discuss, approve, and take any necessary action regarding the submission of the 2018 SCAAP Application with the US Department of Justice and authorize the County Judge to sign.  
Randy Ragsdale – Auditor's Office

Commissioner Simmons made a motion for approval of the submission of the 2018 SCAAP Application with the US Department of Justice and to authorize the County Judge to sign; Commissioner Childers seconded the motion. **MOTION PASSED. 4-0**

Voting for Motion:

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

6. To consider, discuss, and take any necessary action regarding the renewal of a Memorandum of Understanding between Texas A&M AgriLife Extension Service and Ector County for a two-year term beginning September 1, 2018 and authorize the County Judge to sign.  
Mario Ornelas – Information Technology

A motion was made by Commissioner Simmons with a second by Commissioner Childers for approval of the renewal of a Memorandum of Understanding between Texas A&M AgriLife Extension Service and Ector County for a two-year term beginning September 1, 2018 and authorize the County Judge to sign.

**MOTION PASSED. 4-0**

Voting for Motion:

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

7. To consider, discuss, and take any necessary action to request approval of Amendment B to Proposal Pricing for Sovereignty Imaging and Indexing of Ector County Records with KOFILE Technologies and authorize the County Judge to sign.  
Linda Haney – County Clerk

Commissioner Simmons made a motion for approval of Amendment B to Proposal Pricing for Sovereignty Imaging and Indexing of Ector County Records with KOFILE Technologies and to authorize the County Judge to sign; Commissioner Childers seconded the motion. **MOTION PASSED. 4-0**

Voting for Motion:

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

8. To consider, discuss, and take any necessary action regarding a proposed roadway repair at Moss Avenue and to enter an agreement with Ector County ISD to share the cost of repair at 50-percent and to approve reimbursement from Road Maintenance Fund, Road Maintenance, 002-810-5241 for \$5,315.88 and authorize the County Judge to sign.  
Evans Kessey – Highways & Streets

A motion was made by Commissioner Childers with a second by Commissioner Shelton for approval of roadway repair at Moss Avenue and to enter an agreement with Ector County ISD to share the cost of repair at 50-percent and to approve reimbursement from Road Maintenance Fund, Road Maintenance, 002-810-5241 for \$5,315.88 and authorize the County Judge to sign.

Before voting on the motion and second to approve the item, Evans Kessey, Director of the Highways and Streets Department requested that the item be withdrawn.

Commissioner Childers made a motion to withdraw the motion to approve and to allow the item to be withdrawn; Commissioner Shelton seconded the motion. **MOTION PASSED. 4-0**

Voting for Motion:

<input checked="" type="checkbox"/> Judge Hays	<input checked="" type="checkbox"/> Commissioner Shelton
<input checked="" type="checkbox"/> Commissioner Simmons	<input checked="" type="checkbox"/> Commissioner Childers

9. To consider, discuss, and take any necessary action regarding an Intergovernmental Agreement between Mitchell County and Ector County for the housing and care of Ector County Inmates and authorize the County Judge to sign.

Mike Griffis - Sheriff

Commissioner Simmons made a motion for approval of an Intergovernmental Agreement between Mitchell County and Ector County for the housing and care of Ector County Inmates and to authorize the County Judge to sign; Commissioner Shelton seconded the motion. **MOTION PASSED. 4-0**

Voting for Motion:

<input checked="" type="checkbox"/> Judge Hays	<input checked="" type="checkbox"/> Commissioner Shelton
<input checked="" type="checkbox"/> Commissioner Simmons	<input checked="" type="checkbox"/> Commissioner Childers

## **PERSONNEL REQUESTS**

10. To consider, discuss, and take any necessary action regarding the creation of a Behavioral Health Screener position in compliance with the Sandra Bland Act and in conjunction with Permia Care due to the Jail Based Mental Health and Continuity of Care Services Grant being awarded with a proposed salary of \$44,828 and authorize the County Judge to sign.

Mike Griffis – Sheriff’s Office

Ramona Thomas with Permia Care formerly known as MHMR appeared before the court to provide information on the grant award to Ector County allowing for the creation of a Behavioral Health Screener position in the Ector County Sheriff’s Department.

A motion was made by Commissioner Simmons with a second by Commissioner Childers for approval of the creation of a Behavioral Health Screener position in compliance with the Sandra Bland Act and in conjunction with Permia Care due to the Jail Based Mental Health and Continuity of Care Services Grant being awarded with a proposed salary of \$44,828 and to authorize the County Judge to sign.

**MOTION PASSED. 4-0**

Voting for Motion:

<input checked="" type="checkbox"/> Judge Hays	<input checked="" type="checkbox"/> Commissioner Shelton
<input checked="" type="checkbox"/> Commissioner Simmons	<input checked="" type="checkbox"/> Commissioner Childers

11. To consider, discuss, and take any necessary action regarding a request to hire a Traffic Technician II at Step 3 due to experience.

Evans Kessey – Traffic Operations

Commissioner Simmons made a motion for approval to hire a Traffic Technician II at Step 3 due to experience; Commissioner Shelton seconded the motion. **MOTION PASSED. 4-0**

Voting for Motion:

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

## **PUBLIC WORKS**

12. To consider, discuss, and take any necessary action on a Proposed Nunez MHRC Development to Serve 6800 West Dunn Street, Odessa, Texas 79763 Ector County, Texas and authorize the County Judge to sign.  
David Peck – Projects Manager

A motion was made by Commissioner Shelton with a second by Commissioner Childers for approval of the Nunez MHRC Development to Serve 6800 West Dunn Street, Odessa, Texas 79763 Ector County, Texas and to authorize the County Judge to sign. **MOTION PASSED. 4-0**

Voting for Motion:

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

13. To consider, discuss, and take any necessary action on a Proposed Replat on a Replat of 2.00 Acres in the Southeast Part of Lot 1, Block 20 Pleasant Farms Subdivision, 2<sup>nd</sup> Filing Ector County, Texas and authorize the County Judge to sign.  
David Peck – Projects Manager

Commissioner Shelton made a motion for approval of the Subdivision Plat of the Replat of 2.00 Acres in the Southeast Part of Lot 1, Block 20 Pleasant Farms Subdivision, 2<sup>nd</sup> Filing Ector County, Texas and authorize the County Judge to sign; Commissioner Simmons seconded the motion. **MOTION PASSED. 4-0**

Voting for Motion:

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

14. To consider, discuss, and take any necessary action on a Proposed Nieto MHRC Development to Serve 1056 N. Avenue G St. Odessa, Texas 79763 Ector County, Texas and authorize the County Judge to sign.  
David Peck – Projects Manager

A motion was made by Commissioner Childers with a second by Commissioner Shelton for approval of Nieto MHRC Development to Serve 1056 N. Avenue G St. Odessa, Texas 79763 Ector County, Texas and to authorize the County Judge to sign. **MOTION PASSED. 4-0**

Voting for Motion:

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

## **CONSENT AGENDA**

15. To approve the following Consent Agenda:
- To consider and approve a line item transfer to General Fund, Building Maintenance, Contract Services, 001-710-5309 from General Fund, Building Maintenance, Building Materials, 001-710-5241 for \$1,000.  
Charles Pierce – Building Maintenance

- b. To consider and approve a line item transfer to FMLR Fund, Road Department, Equipment Maintenance & Repair, 002-810-5247 from FMLR Fund, Road Department, Road Maintenance, 002-810-524 for \$1,620.  
Evans Kessey – Highways & Streets

Commissioner Simmons made a motion for approve the items on the Consent Agenda; Commissioner Shelton seconded the motion. **MOTION PASSED. 4-0**

Voting for Motion:

- |  |   |
|--|---|
| <input checked="" type="checkbox"/> Judge Hays           | <input checked="" type="checkbox"/> Commissioner Shelton  |
| <input checked="" type="checkbox"/> Commissioner Simmons | <input checked="" type="checkbox"/> Commissioner Childers |

## **BUDGET/FINANCIAL**

- 16. To consider, discuss, and take any necessary action regarding a budget amendment to General Fund, Parks, Contract Services, 001-660-5309 from Unreserved Fund Balance, 001-3310 in the amount of \$2,270.  
Evans Kessey – County Parks

A motion was made by Commissioner Childers with a second by Commissioner Shelton for approval of a budget amendment to General Fund, Parks, Contract Services, 001-660-5309 from Unreserved Fund Balance, 001-3310 in the amount of \$2,270. **MOTION PASSED. 4-0**

Voting for Motion:

- |  |   |
|--|---|
| <input checked="" type="checkbox"/> Judge Hays           | <input checked="" type="checkbox"/> Commissioner Shelton  |
| <input checked="" type="checkbox"/> Commissioner Simmons | <input checked="" type="checkbox"/> Commissioner Childers |

- 17. To consider, discuss, and take any necessary action to approve a budget amendment to Capital Projects Fund, Contract Services, 045-990-5309 from Unreserved Fund Balance, 045-3310 in the amount of \$88,500.  
David R. Austin – County Auditor

Commissioner Shelton made a motion for approval of a budget amendment to Capital Projects Fund, Contract Services, 045-990-5309 from Unreserved Fund Balance, 045-3310 in the amount of \$88,500; Commissioner Childers seconded the motion. **MOTION PASSED. 4-0**

Voting for Motion:

- |  |   |
|--|---|
| <input checked="" type="checkbox"/> Judge Hays           | <input checked="" type="checkbox"/> Commissioner Shelton  |
| <input checked="" type="checkbox"/> Commissioner Simmons | <input checked="" type="checkbox"/> Commissioner Childers |

- 18. To consider, discuss, and take any necessary action regarding a budget amendment to General Fund, Non-Departmental Other, Other General Expense, 001-950-5402 from Unreserved Fund Balance, 001-3310 in the amount of \$20,000.  
David R. Austin – County Auditor

A motion was made by Commissioner Shelton with a second by Commissioner Childers for approval of a budget amendment to General Fund, Non-Departmental Other, Other General Expense, 001-950-5402 from Unreserved Fund Balance, 001-3310 in the amount of \$20,000. **MOTION PASSED. 4-0**

Voting for Motion:

- |  |   |
|--|---|
| <input checked="" type="checkbox"/> Judge Hays           | <input checked="" type="checkbox"/> Commissioner Shelton  |
| <input checked="" type="checkbox"/> Commissioner Simmons | <input checked="" type="checkbox"/> Commissioner Childers |

- 19. To consider and approve the Accounts Payable Fund Requirements Report for October 9, 2018 and to review County financial statements and reports.

David R. Austin – Auditor

A motion was made by Commissioner Childers with a second by Commissioner Shelton to approve the Accounts Payable Fund Requirements Report for October 9, 2018, to review County financial statements and Reports. **MOTION PASSED. 4-0**

Voting for Motion:

Judge Hays

Commissioner Shelton

Commissioner Simmons

Commissioner Childers

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

**The Court did not meet in Executive Session.**

**EXECUTIVE SESSION**

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

The Court did not meet in Executive Session.

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

The Court did not meet in Executive Session.

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

The Court did not meet in Executive Session.

**10:18 A.M**

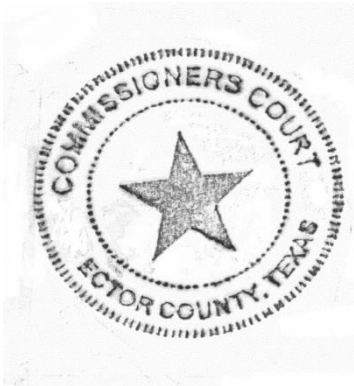
With no further business to discuss, Commissioner Childers made a motion with a second by Commissioner Shelton to adjourn to the call of the chair. **MOTION PASSED. 5-0**

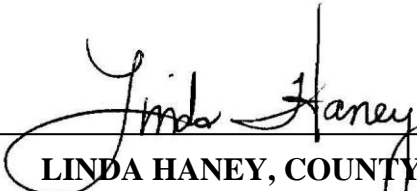
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**THE STATE OF TEXAS**

**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 October 9, 2018.



  
LINDA HANEY, COUNTY CLERK  
ECTOR COUNTY, TEXAS