

On this the 9th day of June, 2020, 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 10:03 A. M. with a quorum of the court present. The invocation was led by Debi Hays, County Judge. Commissioner Simmons 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 appoint Gus Ortega to the Board of Trustees of PermianCare for a two year term beginning June 26, 2020 to June 25, 2022.  
Debi Hays – County Judge

Commissioner Childers made a motion to appoint Gus Ortega to the Board of Trustees of PermianCare for a two year term beginning June 26, 2020 to June 25, 2022; a second was made by Commissioner Shelton.

#### **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	

2. To consider, discuss, and take any necessary action regarding the 2020 Census and to receive a presentation from Charlene McBride.  
Eddy Shelton – Commissioner Pct. 1

NO ACTION WAS TAKEN ON THIS ITEM

3. To consider, discuss and take any necessary action to approve paying out compensatory time balances for cemetery employees.  
Anna Marie Torres – Cemetery

A motion was made by Commissioner Childers to approve paying out compensatory time balances for cemetery employees; 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 consider, discuss and take any necessary action to accept or reject the Government Entity Crime Coverage Application and Public Entity Employment Related Practices Liability Application and authorize the County Judge to sign.  
Sam Brijalba – Human Resources

Commissioner Simmons made a motion to accept the Government Entity Crime Coverage Application and Public Entity Employment Related Practices Liability Application 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

- 4a. To consider, discuss and take any necessary action regarding the approval for additional contract tracers and case investigators for the COVID-19 pandemic.  
Brandy Garica – Health Department

A motion was made by Judge Hays to approve additional contract tracers and case investigators for the COVID-19 pandemic; 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**

5. To consider, discuss and take any necessary action on the Law Library to sign a contract with LexisNexis for patron access.  
Betty Linsley – Law Library

Commissioner Simmons made a motion to table the item; A second was made by Commissioner Childers. **MOTION PASSED. 5-0**

Voting for Motion:

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

6. To consider, discuss and take any necessary action to approve a change order request to Papaw Street Improvement to include arched piped drainage and edge line rumble strips (option 6) profile, and to approve installation of such devices to the road cost under Sales Tax District, 005-810-5509, Improvement and Construction for \$121,883 and authorize the County Judge to sign any documents associated with this item.  
Evans Kessey – Public Works

A motion was made by Commissioner Shelton to approve a change order request to Papaw Street Improvement to include arched piped drainage and edge line rumble strips (option 6) profile, and to approve installation of such devices to the road cost under Sales Tax District, 005-810-5509, Improvement and Construction for \$121,883 and authorize the County Judge to sign any documents; Commissioner Simmons 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	

7. To consider, discuss and take any necessary action to approve a change order request to West 42<sup>nd</sup> Street Improvement project alternate pricing to include removal of 550 SY existing asphalt, place 8” #2 flex base, then add 1” SP-D to base and to approve such improvements under current budget fund, 005-810-5509, improvements under current budget fund, 005-810-5509, Improvements and Construction for \$625,000 and authorize the County Judge to sign any documents associated with this item.  
Evans Kessey – Public Works

Commissioner Shelton made a motion to approve a change order request to West 42<sup>nd</sup> Street Improvement project alternate pricing to include removal of 550 SY existing asphalt, place 8” #2 flex base, then add 1” SP-D to base and to approve such improvements under current budget fund, 005-810-5509, improvements under current budget fund, 005-810-5509, Improvements and Construction for \$625,000 and authorize the County Judge to sign any documents associated with this item; 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	

## **PUBLIC WORKS**

8. To consider, discuss and take any necessary action regarding Henderson Acres being a plat of 11.16 Acre Tract of land in Section 18, Block 45, T-1-S, T&P RR Co Survey, Ector County, Texas and authorize the County Judge to sign.  
David Peck – Public Works

A motion was made by Commissioner Shelton to approve Henderson Acres being a plat of 11.16 Acre Tract of land in Section 18, Block 45, T-1-S, T&P RR Co Survey, 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 Childers
<u>✓</u> Commissioner Shelton	<u>✓</u> Commissioner Rodriguez
<u>✓</u> Commissioner Simmons	

9. To consider, discuss and take any necessary action on High Performance Addition, being a plat of 5.651 Acre Tract of land in the Southeast/4 of Section 45, Block 44, T-2-S, T&P RR Co Survey, Ector County, Texas and authorize the County Judge to sign.  
David Peck – Public Works

Commissioner Shelton made a motion to approve High Performance Addition, being a plat of 5.651 Acre Tract of land in the Southeast/4 of Section 45, Block 44, T-2-S, T&P RR 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

## **BUDGET/FINANCIAL**

10. To consider, discuss and take any necessary action to approve a budget amendment to General Fund, Non Departmental Health & Welfare, Medical Commitments, 001-520-5327 from General Fund, Unreserved Fund Balance, 001-3310 for \$11,000 and authorize the County Judge to sign.  
Randy Donner – County Auditor

A motion was made by Commissioner Childers to approve a budget amendment to General Fund, Non Departmental Health & Welfare, Medical Commitments, 001-520-5327 from General Fund, Unreserved Fund Balance, 001-3310 for \$11,000 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

11. To consider, discuss and approve a budget amendment to Public Works Traffic Operations, Sales Tax District Fund, Special Department Equipment, 005-830-5507 from Sales Tax District Fund, Road Maintenance, Improvement and Construction, 005-810-5509 for \$16,000 and authorize the County Judge to sign.

Commissioner Shelton made a motion to approve a budget amendment to Public Works Traffic Operations, Sales Tax District Fund, Special Department Equipment, 005-830-5507 from Sales Tax District Fund, Road Maintenance, Improvement and Construction, 005-810-5509 for \$16,000 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

12. To consider and approve the Accounts Payable Fund Requirements Report for June 9, 2020 to review County financial statements and reports.  
Randy Donner – County Auditor

Commissioner Simmons made a motion to approve the Accounts Payable Fund Requirements Report for June 9, 2020 to review County financial statements and reports; 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

Commissioner Childers made a motion to adjourn into Executive Session; Commissioner Shelton seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

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

A motion to reconvene was made by Commissioner Childers; Commissioner Shelton seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

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

**EXECUTIVE SESSION**

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

NO ACTION WAS TAKEN ON THIS ITEM

14. 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 WAS TAKEN ON THIS ITEM

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

NO ACTION WAS TAKEN ON THIS ITEM

**11:30 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, Jennifer Martin, County Clerk, do hereby attest to the accuracy of the Commissioners Court Proceedings for the Regular Commissioners’ Court meeting of June 9, 2020.



*Jennifer Martin*  
JENNIFER MARTIN, COUNTY CLERK  
ECTOR COUNTY, TEXAS