



Ector County Commissioners' Court

May 28, 2024

10:00 AM

Commissioners' Courtroom, Ector County Administration Building Annex, 1010 E. 8th St.,
Odessa, Texas

CALL TO ORDER- JUDGE DUSTIN FAWCETT

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

The meeting was called to order at 10:01 a.m.

INVOCATION- COMMISSIONER GREG SIMMONS

The invocation was led by Commissioner Simmons.

PLEDGE OF ALLEGIANCE- UNITED STATES AND TEXAS

Commissioner Gardner led the pledge of allegiance to the United States flag and the pledge of allegiance to the Texas flag.

SPECIAL PRESENTATIONS/REQUESTS/RESOLUTIONS

1. Public Participation/Comments, Shelby Rigtrup- County Judge Admin. Assistant

To receive public comments on non-agenda related items.

Michelle Spinks addressed the court to update them on the tax exempt status and to request permission to relocate turtles and fish from the pond at Kellus Turner Park.

2. U.S. Commercial Service Office Presentation, Mayra De La Canal- U.S. Commercial Service West Texas Director

To consider, discuss, and take any necessary action to receive a presentation from Mayra De La Canal regarding the opening of the U.S. Commercial Service Office in Midland, Texas, to service the West Texas territory.

Mayra De La Canal, U.S. Commercial Service Office, addressed the court to explain the office's purpose and give background on how the service came to fruition.

NO ACTION WAS TAKEN ON THIS ITEM

3. Resound Networks Presentation, Misti Willock- Resound Networks VP of Strategic Partnerships

To consider, discuss, and take any necessary action to receive a presentation from Misti Willock regarding Resound Networks.

NO ACTION WAS TAKEN ON THIS ITEM

4. Proclamation: Hispanic Heritage Observance Month, Shelby Rigtrup- County Judge Admin. Assistant

To consider, discuss, and take any necessary action regarding a Proclamation to declare September 15th, 2024-October 15th, 2024, as *Hispanic Heritage Observance Month*, and authorize the County Judge, County Commissioners, and County Clerk to sign all documents associated with this agenda item.

Minutes Attachments

1. Agenda Item #4.pdf

Commissioner Simmons made a motion approve the Proclamation as presented; a second was made by Commissioner Gardner. MOTION PASSED 5-0

5. Salary Grievance Committee, Shelby Rigtrup- County Judge Admin. Assistant

To consider, discuss, and take any necessary action to announce and appoint Salary Grievance Committee members for the 2024-2025 Fiscal Year Budget Cycle, in accordance with Local Government Code, Title 5, Chapter 152, Section 152.014.

A motion was made by Commissioner Gardner to table until after executive session; Commissioner Simmons seconded the motion. MOTION PASSED 5-0

After Executive Session, Commissioner Simmons made a motion to approve the appointment of John Henderson to the Salary Grievance Committee; a second was made by Commissioner Stringer. MOTION PASSED 4-0 (Commissioner Gardner was absent for the vote)

A motion was made by Commissioner Hall to approve the appointment of Tometra Mitchell; Commissioner Simmons seconded the motion. MOTION PASSED 4-0 (Commissioner Gardner was absent for the vote)

Judge Fawcett made a motion to appoint Wayne Dunston to the Salary Grievance Committee; a second was made by Commissioner Simmons. MOTION PASSED 4-0

6. Donation, Mike Griffis- Sheriff

To consider, discuss, and take any necessary action regarding a \$2,000.00 donation from Continental Resources for the Ector County Sheriff's Office.

A motion was made by Commissioner Hall to accept the donation; Commissioner Simmons seconded the motion. MOTION PASSED 5-0

7. Donation, Mike Griffis- Sheriff

To consider, discuss, and take any necessary action regarding a \$400.00 donation from Ricky Young DBA Transconcho for the Ector County Sheriff's Office.

Commissioner Simmons made a motion to accept the donation; a second was made by Commissioner Hall. MOTION PASSED 5-0

AWARD OF BIDS/PROPOSALS

8. Landscape Architect Rating, Lucy Soto- Purchasing Director, Jeffrey Avery- Public Works Director

To consider, discuss, and take any necessary action regarding the evaluation/ranking the responses for the *Request for Qualifications for Landscape Architectural Services* for Ector County Parks, and authorize the start of negotiations for an agreement between Ector County and KDC Associates.

A motion was made by Commissioner Hall to approve the agenda item as presented;

Commissioner Gardner seconded the motion. MOTION PASSED 5-0

9. Graded Base Material II Specifications, Lucy Soto- Purchasing Director, Jeffrey Avery- Public Works Director

To consider, discuss, and take any necessary action to approve the specifications for *Graded Base Material* for the Public Works Department; the specifications are ready to advertise and distribute to vendors upon approval of the Commissioners' Court.

Commissioner Simmons made a motion to reject the current bids and and approve the new specifications for Graded Base Material; a second was made by Commissioner Stringer.

MOTION PASSED 5-0

10. Award of Bid: White Pool House Parking Lot, Lucy Soto- Purchasing Director, Jeffrey Avery- Public Works Director

To consider, discuss, and take any necessary action regarding the *Award of the Bid* for White Pool House Parking Lot to Permian Paving, Inc., with the exclusion of item #12, and to approve any associated budget amendments, and authorize the County Judge to sign all documents associated with this agenda item.

A motion was made by Commissioner Hall to approve the agenda item as presented; Commissioner Gardner seconded the motion. MOTION PASSED 4-1 (Commissioner Simmons voted against the motion)

CONTRACTS/AGREEMENTS/GRANTS

11. PermiaCare Mental Health Services Contract Renewal, Mike Griffis- Sheriff

To consider, discuss, and take any necessary action regarding a contract renewal for Mental Health Deputy Services with PermiaCare, and authorize the County Judge and Sheriff to sign all documents associated with this agenda item.

Minutes Attachments

1. Agenda Item #11.pdf

Commissioner Simmons made a motion to approve the agenda item as presented; a second was made by Commissioner Gardner. MOTION PASSED 5-0

12. DSHS Amendment No. 4, Contract No. HHS001057600018, Eunice Ibarra- Health Department

To consider, discuss, and take any necessary action regarding Amendment No. 4 on Contract No. HHS001057600018 between the Ector County Health Department and the Department of State Health Services (DSHS), and authorize the County Judge to sign all documents associated with this agenda item.

Minutes Attachments

1. Agenda Item #12.pdf

A motion was made by Commissioner Simmons to approve the agenda item as presented; Commissioner Gardner seconded the motion. MOTION PASSED 5-0

13. Order of Respect Adoption: Republic Services, Inc. Project, Lee McClendon- County Attorney, Lee McCormick CDA President

To consider, discuss, and take any necessary action regarding the adoption of an *Order of Respect* to Republic Services, Inc., Project and authorize the County Judge and County Clerk to sign/ execute certificates approving the Order and public hearing in accordance with the Development Corporation Act, Local Government Code, Chapter 501.

Minutes Attachments

1. Agenda Item #13.pdf

Lee McCormick addressed the court to explain the project and answer questions.

Commissioner Simmons made a motion to approve the agenda item as presented; a second was made by Commissioner Hall. MOTION PASSED 5-0

14. Surface Use Agreement, John Henderson- Commissioners' Court Attorney and Grant Writer

To consider, discuss, and take any necessary action regarding the *Surface Use Agreement* by and between Ector County and Continental Resources, Inc., and authorize the County Judge to sign all documents associated with this agenda item.

Minutes Attachments

1. Agenda Item #14.pdf

A motion was made by Commissioner Stringer to approve the agreement as presented; Commissioner Gardner seconded the motion. MOTION PASSED 5-0

PERSONNEL REQUESTS

15. Airport Maintenance Facilities Manager, John Henderson- Commissioners' Court Attorney and Grant Writer

To consider, discuss, and take any necessary action regarding the job description and salary range for an Airport Maintenance Facilities Manager.

Commissioner Simmons made a motion to approve the agenda item as presented; a second was made by Commissioner Hall. MOTION PASSED 4-0 (Judge Fawcett abstained)

16. Airport Lineman, John Henderson- Commissioners' Court Attorney and Grant Writer

To consider, discuss, and take any necessary action regarding the job description and salary range for Airport Lineman positions.

A motion was made by Commissioner Hall to approve the agenda item as presented; Commissioner Stringer seconded the motion. MOTION PASSED 4-0 (Judge Fawcett abstained)

PLANNING AND DEVELOPMENT

17. MHRC Application: 11580 Martaca St., Eddie Landrum- Planning and Development Director

To consider, discuss, and take any necessary action on an MHRC Application located at 11580 Martaca St., Precinct #1, and authorize the County Judge to sign all documents associated with this agenda item.

Minutes Attachments

1. Agenda Item #17.pdf

Commissioner Gardner made a motion to approve the agenda item as presented; a second was made by Commissioner Hall. MOTION PASSED 5-0

18. MHRC Application: 12361 W. Everett St., Eddie Landrum- Planning and Development Director

To consider, discuss, and take any necessary action on an MHRC Application located at 12361 W. Everett St., Precinct #1, and authorize the County Judge to sign all documents associated with this agenda item.

Minutes Attachments

1. Agenda Item #18.pdf

A motion was made by Commissioner Gardner to approve the agenda item as presented; Commissioner Hall seconded the motion. MOTION PASSED 5-0

19. MHRC Application: 10137 W 18th St., Eddie Landrum- Planning and Development Director

To consider, discuss, and take any necessary action on an MHRC Application located at 10137 W. 18th St., Precinct #1, and authorize the County Judge to sign all documents associated with this agenda item.

Minutes Attachments

1. Agenda Item #19.pdf

Commissioner Hall made a motion to approve the agenda item as presented; a second was made by Commissioner Gardner. MOTION PASSED 5-0

CONSENT AGENDA

20. Proposed Consent Agenda, Tristan Marquez

To consider, discuss, and take any necessary action regarding the following Proposed Consent Agenda:

20a.) Line-Item Transfer- County Clerk Records Management:

To consider, discuss, and take any necessary action to approve a line-item transfer to County Clerk Records Management Fund, Office Supplies, 015-160-5171 from Contract Services, 015-160-5309 for \$2,000.00, and authorize the County Judge and County Clerk to sign all documents associated with this agenda item.

20b.) Line-Item Transfer- Airport:

To consider, discuss, and take any necessary action to approve a line-item transfer to Airport Fund, Educational Travel, 042-870-5161 for \$2,155, Office Supplies, 042-870-5171 for \$4,200.00 from Improvements & Construction, 042-870-5509 for a total of \$6,355.00 and authorize the County Judge and County Clerk to sign all documents associated with this agenda item.

Minutes Attachments

1. Agenda Item #20a.pdf

2. Agenda Item 20b.pdf

A motion was made by Commissioner Hall to approve the consent agenda; Commissioner Simmons seconded the motion. MOTION PASSED 5-0

BUDGET/FINANCIAL

21. Budget Amendment Request: White Pool House, Tristan Marquez- County Auditor

To consider, discuss, and take any necessary action to approve a budget amendment to General Fund, White Pool House, Improvements & Construction, 001-620-5509 from Unreserved fund balance, 001-3310 for a total of \$124,600.00, and authorize the County Judge and County Clerk to sign all documents associated with this agenda item.

Minutes Attachments

1. Agenda Item #21.pdf

Commissioner Hall made a motion to approve the budget amendment as presented; a second was made by Commissioner Gardner. MOTION PASSED 4-1 (Commissioner Simmons voted against)

22. 2023 Annual Comprehensive Financial Report, Tristan Marquez- County Auditor

To consider, discuss, and take any necessary action to accept the *Annual Comprehensive Financial Report* for the year ending September 30th, 2023.

ITEM WITHDRAWN

23. Financial Reports/Statements, Tristan Marquez- County Auditor

To consider, discuss, and take any necessary action to approve the Accounts Payable Fund Requirements Report for May 28th, 2024, and review County financial statements and reports.

Minutes Attachments

1. AP Department Payment Report - 1420.pdf

2. AP Department Payment Report - 1426.pdf

A motion was made by Commissioner Simmons to approve the Accounts Payable Fund

Requirements; Commissioner Hall seconded the motion. MOTION PASSED 5-0

10:28 a.m.

Commissioner Stringer made a motion to adjourn into Executive Session; a second was made by Commissioner Gardner. MOTION PASSED 5-0

1:09 p.m.

A motion to reconvene was made by Commissioner Hall with a second by Commissioner Simmons. MOTION PASSED 4-0 (Commissioner Gardner was absent for vote)

EXECUTIVE SESSION

24. Legal Matters, Shelby Rigtrup- County Judge Admin. Assistant

To consider and discuss legal matters pursuant to Title 5, Chapter 551, Section 551.071, Texas Government Code.

NO ACTION WAS TAKEN ON THIS ITEM

25. Real Estate, Shelby Rigtrup- County Judge Admin. Assistant

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

NO ACTION WAS TAKEN ON THIS ITEM

26. Personnel Matters, Shelby Rigtrup- County Judge Admin. Assistant

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

Commissioner Simmons made a motion to authorize HR to reset the starting salary for the construction inspector position at the Road and Bridge Department as discussed in Executive Session; a second was made by Commissioner Stringer. MOTION PASSED 4-0 (Commissioner Gardner was absent for the vote)

27. Economic Development , Tom Manskey- Odessa Economic Development Director

To consider, discuss/deliberate, and take any necessary action regarding Economic Development negotiations, pursuant to Title 5, Chapter 551, Section 551.087, Texas Government Code.

NO ACTION WAS TAKEN ON THIS ITEM

ADJOURN

Time: 1:11 p.m.

With no further business to discuss a motion to adjourn was made by Commissioner Stringer with a second by Commissioner Simmons. MOTION PASSED 4-0 (Commissioner Gardner was absent for the vote)

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 held on the above date.

June 17, 2024 at 02:27 PM



Jennifer Martin, Ector County Clerk