



Ector County Commissioners' Court

October 24, 2023

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 10:00 a.m.

INVOCATION- COMMISSIONER DON STRINGER

The invocation was led by Commissioner Stringer.

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. Burn Ban, James Carta- Environmental Enforcement & Emergency Management Director

To consider, discuss, and take any necessary action regarding an *Order Prohibiting Outdoor Burning* (burn ban) in Ector County, and authorize the County Judge, County Commissioners, and County Clerk to sign all documents associated with this agenda item.

Commissioner Gardner told the court that the old one had expired and made a motion to table the item due to the recent rain; a second was made by Commissioner Hall. MOTION PASSED
5-0

CONTRACTS/AGREEMENTS/GRANTS

2. ECUD Engineering Agreement , Mike Gardner- Commissioner, Pct. #1

To consider, discuss, and take any necessary action to rescind the previously approved *Engineering Services Agreement* with Kimley-Horn for the ECUD Water Distribution Projects.

This item was withdrawn by Commissioner Gardner.

3. Fixed Base Operation Commercial Lease Agreement, Commissioner Don Stringer

To consider, discuss, and take any necessary action to provide T. Aero II, Ltd. with written notice

that Ector County will not renew the *Fixed Base Operation Commercial Lease Agreement* for Odessa-Schlemeyer Field Airport between Ector County, as the Lessor, and T. Aero II. Ltd., as the Assignee of Wildcatter Aviation LLC (Lessee), for an additional five-year period, and that the Lease Agreement will expire according to its terms at midnight on September 30th, 2024.

Commissioner Stringer made a motion to approve, but Judge Fawcett told the court that he would like to move the item to Executive Session. A motion was then made by Commissioner Stringer to discuss in Executive Session; Commissioner Simmons seconded the motion.
MOTION PASSED 5-0

This item was brought back for discussion after Executive Session. Lee McClendon, County Attorney, stated for the record that the contract was not negotiated during Executive Session but that the court met in accordance with agenda items number 11 and 12.

A motion was made by Commissioner Stringer to not renew under the current contract; Commissioner Hall seconded the motion. MOTION PASSED 4-1 (Judge Fawcett voted against the motion)

4. Sourcewell Cooperative Purchasing Contract: Incode 10 Upgrade, Lucy Soto- Purchasing, Tristan Marquez- County Auditor, Dana McWilliams- Human Resources Director, Cleopatra Callaway- County Treasurer

To consider, discuss, and take any necessary action regarding the upgrade of Ector County's Enterprise Resource Planning Software to Incode 10 through the *Sourcewell Cooperative Purchasing Contract #090320-TTI*, using ARPA Lost Revenue Funds, and authorize the County Judge to sign all documents associated with this agenda item.

Minutes Attachments

1. Agenda Item #4.pdf

Commissioner Simmons verified that there was enough money in the ARPA funds to cover the upgrade.

A motion was made by Commissioner Gardner to approve the upgrade of Ector County's Enterprise Resource Planning Software to Incode 10 through the Sourcewell Cooperative Purchasing Contract #090320-TTI, using ARPA Lost Revenue Funds, and authorize the County Judge to sign all documents associated with this agenda item; Commissioner Simmons seconded the motion. MOTION PASSED 5-0

5. Parkhill Engineering Services: Airport PAPI Lighting, Lucy Soto- Purchasing, Billy Carrigan- Building Maintenance Director

To consider, discuss, and take any necessary action to approve an order granting an exemption for engaging Parkhill for engineering services for installation of a new PAPI lighting system for Ector County Airport Runway 2-20, and authorize the County Judge and County Clerk to sign all documents associated with this agenda item; these services are eligible for exemption from the competitive bidding/proposal requirements of the County Purchasing Act in accordance with Local Government Code Section 262.024(a)(9)(C) as a discretionary exemption.

Minutes Attachments

1. Agenda Item #5.pdf

Commissioner Stringer made a motion to approve an order granting an exemption for engaging Parkhill for engineering services for installation of a new PAPI lighting system for Ector County Airport Runway 2-20, 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 5-0

6. Health Department Mobile Clinic Premier Vehicle Lease Extension, Brandy Garcia- Health Department Director

To consider, discuss, and take any necessary action to approve a *Premier Vehicle Lease Extension*

for a mobile clinic for the Health Department, and authorize the County Judge to sign all documents associated with this agenda item.

Minutes Attachments

1. Agenda Item #6.pdf

Eunice Ibarra from the health department addressed the court to explain why they were requesting funds.

A motion was made by Commissioner Simmons to approve a *Premier Vehicle Lease Extension* for a mobile clinic for the Health Department to be paid by the grant, and authorize the County Judge to sign all documents associated with this agenda item; Commissioner Hall seconded the motion. MOTION PASSED 5-0

PLANNING AND DEVELOPMENT

7. MHRC: 3310 N. Comanche Ave., Eddie Landrum- Planning and Development Director

To consider, discuss, and take any necessary action regarding an MHRC application located at 3310 N. Comanche Ave., Precinct #1, being a 1-acre tract on Lot 10, Block 2, Hope Subdivision, and authorize the County Judge to sign all documents associated with this agenda item.

Minutes Attachments

1. Agenda Item #7.pdf

Commissioner Gardner made a motion to approve an MHRC application located 3310 N. Comanche Ave., Precinct #1, being a 1-acre tract on Lot 10, Block 2, Hope Subdivision, and authorize the County Judge to sign all documents associated with this agenda item; a second was made by Commissioner Hall. MOTION PASSED 5-0

8. MHRC: 15600 W Samuel Drive, Eddie Landrum- Planning and Development Director

To consider, discuss, and take any necessary action regarding an MHRC application located at 15600 Samuel Drive, Precinct #1, being a 1-acre tract on Lot 5, Block 1, Hope Subdivision, and authorize the County Judge to sign all documents associated with this agenda item.

Minutes Attachments

1. Agenda Item #8.pdf

A motion was made by Commissioner Hall to approve an MHRC application located at 15600 Samuel Drive, Precinct #1, being a 1-acre tract on Lot 5, Block 1, Hope Subdivision, and authorize the County Judge to sign all documents associated with this agenda item; Commissioner Gardner seconded the motion. MOTION PASSED 5-0

9. MHRC: 1931 N. Mockingbird Ally, Eddie Landrum- Planning and Development Director

To consider, discuss, and take any necessary action regarding an MHRC application located at 1931 N. Mockingbird Ally, Precinct #1, 0.66 acre, Westover Acres, 3rd Filing, Block 14, South 118 ft of Lot 6, and authorize the County Judge to sign all documents associated with this agenda item.

Minutes Attachments

1. Agenda Item #9.pdf

Commissioner Gardner made a motion to approve an MHRC application located at 1931 N. Mockingbird Ally, Precinct #1, 0.66 acre, Westover Acres, 3rd Filing, Block 14, South 118 ft of Lot 6, and authorize the County Judge to sign all documents associated with this agenda item; a second was made by Commissioner Hall. MOTION PASSED 5-0

BUDGET/FINANCIAL

10. Financial Reports/Statements , Shelby Rigtrup- County Judge Admin

To consider, discuss, and take any necessary action to approve the Accounts Payable Fund Requirements Report for October 24th, 2023, and review County financial statements and reports.

Minutes Attachments

1. General and Trust Accounts Payable Report 10 23 24.pdf

A motion was made by Commissioner Simmons to approve the Accounts Payable Fund Requirements Report for October 24th, 2023, and review County financial statements and reports; Commissioner Hall seconded the motion. MOTION PASSED 5-0

Time: 10:13 A.M.

Commissioner Stringer made a motion to adjourn to Executive Session with a second by Commissioner Simmons. MOTION PASSED 5-0

Time: 1:01 P.M.

A motion was made by Commissioner Hall to reconvene; Commissioner Gardner seconded the motion. MOTION PASSED 5-0

EXECUTIVE SESSION

11. Legal Matters, Shelby Rigtrup- County Judge Admin

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

12. Real Estate, Shelby Rigtrup- County Judge Admin

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

13. Personnel Matters, Shelby Rigtrup- County Judge Admin

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

Commissioner Simmons made a motion to approve Human Resources to proceed as discussed in Executive Session; a second was made by Commissioner Hall. MOTION PASSED 5-0

14. Economic Development , Lee McClendon- County Attorney, Tom Manskey- Odessa Economic Development

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: 1:03 P.M.

With no further business to discuss a motion to adjourn was made by Commissioner Simmons with a second by Commissioner Gardner. MOTION PASSED 5-0

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 held on the above date.

October 27, 2023 at 02:39 PM



Jennifer Martin, Ector County Clerk