

On this the 12th day of February, 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. 8th St., Odessa, Texas with the following members present:

Ron Eckert, 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 Ron Eckert called the meeting to order at 10:03 A. M. with a quorum of the court present.

The invocation was led by Commissioner Greg Simmons.

Commissioner Dale Childers 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, approve, and take any necessary action to appoint Dr. John Rogers and Mark Merritt as members of the Ector County Airport Advisory Board, with each appointed to serve a two-year term, beginning January 1, 2018, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.
David Peck – Airport Manager

Commissioner Childers made a motion to approve the appointment of Dr. John Rogers and Mark Merritt as members of the Ector County Airport Advisory Board, with each appointed to serve a two-year term, beginning January 1, 2018, authorizing the County Judge and other county officials and employees to sign all associated documents; Commissioner Simmons seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

✓ Judge Eckert
✓ Commissioner Shelton ✓ Commissioner Simmons
✓ Commissioner Childers ✓ Commissioner Rodriguez

2. To receive a presentation from Wesley Burnett regarding requested economic development incentives, including property tax abatements, sought by Oberon Solar LLC in connection with a potential solar power project in Ector County, and to review, consider, and discuss the incentives sought and any other issues raised by or relating to said presentation.
Wesley Burnett – Odessa Chamber of Commerce

Wesley Burnett with the Odessa Chamber of Commerce, Economic Development Division, appeared before the court to provide information on economic development, incentives and tax abatements for Oberon Solar, LLC. in connection with a potential solar power project in Ector County. No court action was required on the item.

3. To review, receive, consider, discuss, approve, and take any necessary action regarding a yearly report from Vector Fleet Management and approve the acceptance of a check on the Cost Savings Sharing Plan, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.
Kenneth Lind – Purchasing

Aubrey Felton, Site Manager with Vector Fleet Management, LLC appeared before the court. Mr. Felton provided a handout for review by court members along with a check for the county's portion of the cost sharing savings for contract year #5.

Commissioner Childers made a motion to approve the annual report and accept a check from Vector Fleet Management in the amount of \$51,079 for the Cost Sharing Plan; Commissioner Shelton seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

<u>✓</u> Judge Eckert	
<u>✓</u> Commissioner Shelton	<u>✓</u> Commissioner Simmons
<u>✓</u> Commissioner Childers	<u>✓</u> Commissioner Rodriguez

4. To consider, discuss, approve, reject, and take any necessary action regarding the placement of signs in the Ector County Courthouse, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.
Dusty Gallivan – County Attorney

County Attorney Dusty Gallivan reported the need for directional signs in the courthouse. The signs will be made by the Sign Shop and hung from the ceiling at various locations in the courthouse. Mr. Gallivan reported that the project would cost around \$50.00 with cost to be paid from Hot Check Funds.

A motion was made by Commissioner Shelton with a second by Commissioner Simmons to approve the placement of signs in the Ector County Courthouse. **MOTION PASSED. 5-0**

Voting for Motion:

<u>✓</u> Judge Eckert	
<u>✓</u> Commissioner Shelton	<u>✓</u> Commissioner Simmons
<u>✓</u> Commissioner Childers	<u>✓</u> Commissioner Rodriguez

5. To consider, discuss, approve, and take any necessary action regarding proposed Notary Fees to be charged for notarizing documents associated with game room applications, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.
Mike Griffis – Sheriff

A motion was made by Commissioner Simmons to approve the Sheriff's request for Notary Fees to be charged for notarizing documents associated with game room applications but to bring back to the court for consideration of setting fees for other county offices offering notary services.

Discussion followed with comments from Dusty Gallivan, County Attorney about charging a notary fee on the game room applications and not other documents notarized in various other county departments. Mr. Gallivan mentioned the need for uniform costs for all county offices offering notarial services.

Commissioner Simmons changed the motion to table the item until next court meeting; Commissioner Rodriguez seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

<u>✓</u> Judge Eckert	
<u>✓</u> Commissioner Shelton	<u>✓</u> Commissioner Simmons
<u>✓</u> Commissioner Childers	<u>✓</u> Commissioner Rodriguez

6. To consider, discuss, approve, and take any necessary action regarding the approval of the 2017 Annual List of Gifts and Memorials to the Ector County Library, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.
Cleopatra Anderson – Treasurer

A motion was made by Commissioner Simmons with a second by Commissioner Childers for approval of the 2017 Annual List of Gifts and Memorials to the Ector County Library, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.

MOTION PASSED. 5-0

Voting for Motion:

- | | |
|--------------------------------|---------------------------------|
| <u>✓</u> Judge Eckert | |
| <u>✓</u> Commissioner Shelton | <u>✓</u> Commissioner Simmons |
| <u>✓</u> Commissioner Childers | <u>✓</u> Commissioner Rodriguez |

7. To consider, discuss, approve, reject, and take any necessary action regarding permission for Maintenance Director to use Betterment Allowance or make Change Orders between Commissioners Court meetings relating to the construction of the jail expansion, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.
Charles Pierce – Building Maintenance

Commissioner Simmons made a motion to authorize Charlie Pierce acting Building Maintenance Director to approve change orders under the Betterment Allowance for the jail expansion project; Commissioner Childers seconded the motion.

MOTION PASSED. 5-0

Voting for Motion:

- | | |
|--------------------------------|---------------------------------|
| <u>✓</u> Judge Eckert | |
| <u>✓</u> Commissioner Shelton | <u>✓</u> Commissioner Simmons |
| <u>✓</u> Commissioner Childers | <u>✓</u> Commissioner Rodriguez |

8. To consider, discuss, approve, reject, and take any necessary action regarding the proposed purchase of a new reach-in heated cabinet for the jail kitchen, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.
Charles Pierce – Building Maintenance

A motion was made by Commissioner Simmons with a second by Commissioner Childers for approval of the purchase of a new reach-in heated cabinet for the jail kitchen, authorizing the County Judge and other county officials and employees to sign all associated documents.

MOTION PASSED. 5-0

Voting for Motion:

- | | |
|--------------------------------|---------------------------------|
| <u>✓</u> Judge Eckert | |
| <u>✓</u> Commissioner Shelton | <u>✓</u> Commissioner Simmons |
| <u>✓</u> Commissioner Childers | <u>✓</u> Commissioner Rodriguez |

9. To consider, discuss, approve, reject, and take any necessary action regarding the use of Betterment Allowance funds to pay for Change Proposal No. 1, also referred to as CP #1, for the new jail addition, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.
Charles Pierce – Building Maintenance

Commissioner Simmons made a motion to approve use of Betterment Allowance funds to pay for Change Proposal No. 1, also referred to as CP #1, for the new jail addition, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item; Commissioner Shelton seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

- | | |
|-------------------------------|-------------------------------|
| <u>✓</u> Judge Eckert | |
| <u>✓</u> Commissioner Shelton | <u>✓</u> Commissioner Simmons |

✓ Commissioner Childers

✓ Commissioner Rodriguez

10. To review, consider, discuss, declare surplus and approve the sale by auction of assets and other items on the attached lists and take any further discussion or action deemed necessary, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.

Lucy Soto – Purchasing

A motion was made by Commissioner Childers with a second by Commissioner Simmons to approve the sale by auction of assets and other items listed on the attached lists, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.

MOTION PASSED. 5-0

Voting for Motion:

✓ Judge Eckert

✓ Commissioner Shelton

✓ Commissioner Simmons

✓ Commissioner Childers

✓ Commissioner Rodriguez

11. To consider, discuss, approve, reject, and take any necessary action regarding a proposed resolution approving the bringing of a lawsuit on behalf of Ector County, Texas against various drug manufacturers, developers, suppliers, and any other potential defendant in connection with a class of pharmaceutical class of drugs commonly referred to as opioids, authorizing the County Judge, County Commissioners, and other county officials and employees to sign all documents associated with this agenda item.

Greg Simmons – Commissioner Pct. 2

A motion was made by Commissioner Simmons with a second by Commissioner Childers to approve a resolution to bring a lawsuit on behalf of Ector County, Texas against various drug manufacturers, developers, suppliers, and any other potential defendant in connection with a class of pharmaceutical class of drugs commonly referred to as opioids, authorizing the County Judge, County Commissioners, and other county officials and employees to sign all documents associated with this agenda item.

MOTION PASSED. 4-0

Voting for Motion:

✓ Commissioner Shelton

✓ Commissioner Simmons

✓ Commissioner Childers

✓ Commissioner Rodriguez

Abstention from Vote:

✓ Judge Eckert

12. To consider, discuss, approve, reject, and take any necessary action regarding a request to install “Advisory Speed” limit signs and “Rough Road” signs on Westcliff from 52nd Street to Yukon Road, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.

Evans Kessey – Highways & Streets

A motion was made by Commissioner Shelton with a second by Commissioner Childers to approve installation of “Advisory Speed” limit signs and “Rough Road” signs on Westcliff from 57th Street to Yukon Road, authorizing the County Judge and other county officials and employees to sign all associated documents. **MOTION PASSED. 5-0**

Voting for Motion:

✓ Judge Eckert

✓ Commissioner Shelton
✓ Commissioner Childers

✓ Commissioner Simmons
✓ Commissioner Rodriguez

AWARDS OF BIDS/PROPOSALS

13. To consider, discuss, approve, reject, modify, and take any necessary action on the following bid specification: Ector County Law Enforcement Waterline Extension, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.
Kenneth Lind – Purchasing

Commissioner Childers made a motion for approval of the bid specification for Ector County Law Enforcement Waterline Extension; Commissioner Shelton seconded the motion. **MOTION PASSED. 5-0**
Voting for Motion:

✓ Judge Eckert

✓ Commissioner Shelton

✓ Commissioner Simmons

✓ Commissioner Childers

✓ Commissioner Rodriguez

14. To consider, discuss, approve, reject, modify, and take any necessary action on the following bid specifications: a) Liquid Asphalt Emulsion; b) Asphalt Patching Material; c) Graded Base Material; d) Seal Coat Aggregate; e) Water; and f) Commercial Laundry Equipment for various facilities, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.
Kenneth Lind – Purchasing

A motion was made by Commissioner Shelton with a second by Commissioner Simmons for approval of the bid specifications for a) Liquid Asphalt Emulsion; b) Asphalt Patching Material; c) Graded Base Material; d) Seal Coat Aggregate; e) Water; and f) Commercial Laundry Equipment for various facilities.

MOTION PASSED. 5-0

Voting for Motion:

✓ Judge Eckert

✓ Commissioner Shelton

✓ Commissioner Simmons

✓ Commissioner Childers

✓ Commissioner Rodriguez

15. To consider, discuss, approve, reject, and take any necessary action regarding the Proposal for the Abatement of Vehicles, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.
Kenneth Lind – Purchasing

Commissioner Shelton made a motion for approval of the award for the Abatement of Vehicles proposal to Citrons Used Auto Parts, Inc.; Commissioner Simmons seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

✓ Judge Eckert

✓ Commissioner Shelton

✓ Commissioner Simmons

✓ Commissioner Childers

✓ Commissioner Rodriguez

CONTRACTS/AGREEMENT/GRANTS

16. To consider, discuss, approve, and take any necessary action regarding a revised General Utility Easement for the Jail Expansion Site, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.
Ron Eckert – County Judge

A motion was made by Commissioner Shelton with a second by Commissioner Simmons for approval of a revised General Utility Easement for the Jail Expansion Site, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item. **MOTION PASSED. 5-0**

Voting for Motion:

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

17. To consider, discuss, approve, reject, and take any necessary action regarding the proposed Retention Agreement with Simon Greenstone Panatier Bartlett, P.C. and Robert E. White, Attorney at Law, authorizing the County Judge and other county officials and employees to sign the agreement and all other documents associated with this agenda item.
Greg Simmons – Commissioner Pct. 2

A motion was made by Commissioner Simmons with a second by Commissioner Childers to approve the Retention Agreement with Simon Greenstone Panatier Bartlett, P.C. and Robert E. White, Attorney at Law, authorizing the County Judge and other county officials and employees to sign the agreement and all other documents associated with this agenda item. **MOTION PASSED. 4-0**

Voting for Motion:

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

Abstention from Vote:

- Judge Eckert

18. To consider, discuss, approve and take any necessary action regarding a resolution and application for FY 2019 and 2020 Victim Assistance Grant No. 3288402, authorizing the County Judge, County Commissioners, and other county officials and employees to sign the resolution authorizing said grant application, any other documents associated with this agenda item, and further authorizing the County Judge as authorized official to make and submit manually and/or electronically any signatures and submissions required on all forms and documents associated with this agenda item.
Dusty Gallivan – County Attorney

A motion was made by Commissioner Childers with a second by Commissioner Rodriguez for approval of a resolution and application for FY 2019 and 2020 Victim Assistance Grant No. 3288402, authorizing the County Judge, County Commissioners, and other county officials and employees to sign the resolution authorizing said grant application, any other documents associated with this agenda item, and further authorizing the County Judge as authorized official to make and submit manually and/or electronically any signatures and submissions required on all forms and documents associated with this agenda item.

MOTION PASSED. 5-0

Voting for Motion:

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

19. To consider, discuss, approve and take any necessary action regarding a resolution and application for FY 2019 Victim Assistance Grant No. 3546601, authorizing the County Judge, County

Commissioners, and other county officials and employees to sign the resolution authorizing said grant application, any other documents associated with this agenda item, and further authorizing the County Judge as authorized official to make and submit manually and/or electronically any signatures and submissions required on all forms and documents associated with this agenda item.

Bobby Bland – District Attorney

Commissioner Childers made a motion to approve a resolution and application for FY 2019 Victim Assistance Grant No. 3546601, authorizing the County Judge, County Commissioners, and other county officials and employees to sign the resolution authorizing said grant application, any other associated documents associated with this agenda item, and further authorizing the County Judge as authorized official to make and submit manually and/or electronically any signatures and submissions required on all forms and documents; Commissioner Simmons seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

<u>✓</u> Judge Eckert	
<u>✓</u> Commissioner Shelton	<u>✓</u> Commissioner Simmons
<u>✓</u> Commissioner Childers	<u>✓</u> Commissioner Rodriguez

20. To consider, discuss, approve, and take any necessary action to authorize Oncor Electric Delivery, LLC to provide additional electric facilities to provide electric service for the asphalt emulsion tank located at the Highways and Streets Department for a fee of \$3,948.64 (three thousand nine hundred forty-eight dollars and sixty-four cents), authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.

Evans Kessey – Highways & Streets

A motion was made by Commissioner Shelton with a second by Commissioner Childers to approve authorization for Oncor Electric Delivery, LLC to provide additional electric facilities to provide electric service for the asphalt emulsion tank located at the Highways and Streets Department for a fee of \$3,948.64 (three thousand nine hundred forty-eight dollars and sixty-four cents), authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.

MOTION PASSED. 5-0

Voting for Motion:

<u>✓</u> Judge Eckert	
<u>✓</u> Commissioner Shelton	<u>✓</u> Commissioner Simmons
<u>✓</u> Commissioner Childers	<u>✓</u> Commissioner Rodriguez

21. To consider, discuss, approve, reject, and take any necessary action regarding a proposed change order to replace PVC storm drains to code-approved piping for the Law Enforcement Center Jail addition, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.

Charles Pierce – Building Maintenance

Commissioner Shelton made a motion for approval of a change order to replace PVC storm drains to code-approved piping for the Law Enforcement Center Jail addition, authorizing the County Judge and other county officials and employees to sign all associated documents; Commissioner Simmons seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

<u>✓</u> Judge Eckert	
<u>✓</u> Commissioner Shelton	<u>✓</u> Commissioner Simmons
<u>✓</u> Commissioner Childers	<u>✓</u> Commissioner Rodriguez

22. To consider, discuss, approve, reject, and take any necessary action regarding the proposed renewal of the Social Marketplace Advertising Agreement for an additional 6-month Social Media campaign

in relation to the Ector County Immunization Grant, authorizing the County Judge and other county officials and employees to sign said agreement and all other documents associated with this agenda item.

Gino Solla – Health Department

A motion was made by Commissioner Simmons with a second by Commissioner Childers for approval of the renewal of the Social Marketplace Advertising Agreement for an additional 6-month Social Media campaign in relation to the Ector County Immunization Grant, authorizing the County Judge and other county officials and employees to sign said agreement and all other associated documents

MOTION PASSED. 5-0

Voting for Motion:

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

23. To review, consider, discuss, approve, reject, and take any necessary action regarding a proposed InterLocal Application for Immunization Program Funds for fiscal year 2018-2019, and to enter into a Contract with the Texas Department of State Health Services (DSHS) for the purpose of providing immunization services in Ector County, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.

Gino Solla – Health Department

Commissioner Childers made a motion to approve an InterLocal Application for Immunization Program Funds for fiscal year 2018-2019, and to enter into a Contract with the Texas Department of State Health Services (DSHS) for the purpose of providing immunization services in Ector County, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item; Commissioner Shelton seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

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

PERSONNEL REQUESTS

24. To review, consider, discuss, approve, and take any necessary action regarding proposed step changes for two jailers promoted to Corporal effective December 31, 2017, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.

Mike Griffis – Sheriff's Office

A motion was made by Commissioner Simmons with a second by Commissioner Childers to approve step changes for two jailers promoted to Corporal effective December 31, 2017 with pay increase retroactive to date of promotion. **MOTION PASSED. 5-0**

Voting for Motion:

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

25. To review, consider, discuss, approve, reject, and take any necessary action regarding a proposal to set starting pay for TVFC/ImmTrac Program Outreach Specialist at \$14.30/hour, authorizing the

County Judge and other county officials and employees to sign all documents associated with this agenda item.

Gino Solla – Health Department

Commissioner Simmons made a motion for approval to set starting pay for TVFC/ImmTrac Program Outreach Specialist at \$14.30/hour; Commissioner Childers seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

✓ Judge Eckert
✓ Commissioner Shelton
✓ Commissioner Childers
✓ Commissioner Simmons
✓ Commissioner Rodriguez

PUBLIC WORKS

26. To review, consider, discuss, approve, reject, and take any necessary action on a proposed MHRC Jones Landscape to serve a 2.61 Acre Tract of Land in Section 31, Block 41, T-2-S T&P RR. Co. Survey Ector County, Texas, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.

David Peck – Projects Manager

Commissioner Shelton made a motion to approve MHRC Jones Landscape to serve a 2.61 Acre Tract of Land in Section 31, Block 41, T-2-S T&P RR. Co. Survey Ector County, Texas, authorizing the County Judge and other county officials and employees to sign all associated documents; Commissioner Childers seconded the motion. **MOTION PASSED. 4-1**

Voting for Motion:

✓ Judge Eckert
✓ Commissioner Simmons
✓ Commissioner Shelton
✓ Commissioner Childers

Voting against Motion:

✓ Commissioner Rodriguez

27. To review, consider, discuss, approve, reject, and take any necessary action on a proposed MHRC for 2.93 Acres on 3537 and 3545 N. Mercedes Westgate Acres, Ector County, Texas, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.

David Peck – Projects Manager

Commissioner Shelton made a motion to approve MHRC for 2.93 Acres on 3537 and 3545 N. Mercedes Westgate Acres, Ector County, Texas, authorizing the County Judge and other county officials and employees to sign all associated documents; Commissioner Childers seconded the motion.

MOTION PASSED. 5-0

Voting for Motion:

✓ Judge Eckert
✓ Commissioner Shelton
✓ Commissioner Childers
✓ Commissioner Simmons
✓ Commissioner Rodriguez

CONSENT AGENDA

28. To review, consider, discuss, approve, and take any necessary action regarding the following proposed Consent Agenda:

a. To consider, discuss, approve, and take any necessary action regarding the Transfer of a Copier, from Postage and Reproduction, to Post Sentence Monitoring, and with the proposed line item transfers, and/or creation, to Post Sentence Monitoring, Copier Lease Contract, 001-

425-5284, in the amount of \$1,332, to Post Sentence Monitoring, Office Supplies, 001-425-5171, in the amount of \$100, from Postage and Reproduction, Copier Lease Contract, 001-970-5284, in the amount of \$1,165, from Post Sentence Monitoring, Departmental Furniture & Equipment, 001-425-5199, in the amount of \$167, and from Postage and Reproduction, Copier Supplies, 001-970-5173, in the amount of \$100, and authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.
Kenneth Lind – Purchasing

A motion was made by Commissioner Shelton with a second by Commissioner Simmons to approve the Transfer of a Copier, from Postage and Reproduction, to Post Sentence Monitoring, and with the proposed line item transfers, and/or creation, to Post Sentence Monitoring, Copier Lease Contract, 001-425-5284, in the amount of \$1,332, to Post Sentence Monitoring, Office Supplies, 001-425-5171, in the amount of \$100, from Postage and Reproduction, Copier Lease Contract, 001-970-5284, in the amount of \$1,165, from Post Sentence Monitoring, Departmental Furniture & Equipment, 001-425-5199, in the amount of \$167, and from Postage and Reproduction, Copier Supplies, 001-970-5173, in the amount of \$100, and authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item. **MOTION PASSED. 5-0**

Voting for Motion:

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

BUDGET/FINANCIAL

29. To review, consider, discuss, approve, and take any necessary action regarding a proposed budget amendment to General Fund, OOG Grant – Sheriff’s Office Body Armor Program, 001-4035 and to Sheriff’s Office, Law Enforcement Supplies, 001-360-5183 in the amount of \$24,540, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.

David R. Austin – County Auditor

Commissioner Shelton made a motion for approval of a budget amendment to General Fund, OOG Grant – Sheriff’s Office Body Armor Program, 001-4035 and to Sheriff’s Office, Law Enforcement Supplies, 001-360-5183 in the amount of \$24,540, authorizing the County Judge and other county officials and employees to sign all associated documents; Commissioner Simmons seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

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

30. To review, consider, discuss, approve, and take any necessary action regarding a proposed budget amendment to Coliseum Fund, Subscriptions, 041-860-5207 from Unreserved Fund Balance, 041-3310 in the amount of \$6,000, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.

David R. Austin – County Auditor

A motion was made by Commissioner Childers with a second by Commissioner Shelton to approve a budget

amendment to Coliseum Fund, Subscriptions, 041-860-5207 from Unreserved Fund Balance, 041-3310 in the amount of \$6,000, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item. **MOTION PASSED. 5-0**

Voting for Motion:

Judge Eckert
 Commissioner Shelton Commissioner Simmons
 Commissioner Childers Commissioner Rodriguez

31. To review, consider, discuss, approve, and take any necessary action regarding a proposed budget amendment to Capital Improvement Fund, Road Construction, 045-990-5508 from Unreserved Fund Balance, 045- 3310 in the amount of \$98,600, authorizing the County Judge to sign all documents associated with this agenda item.
David R. Austin – County Auditor

Commissioner Simmons made a motion for approval of a budget amendment to Capital Improvement Fund, Road Construction, 045-990-5508 from Unreserved Fund Balance, 045-3310 in the amount of \$98,600, authorizing the County Judge to sign all associated documents; Commissioner Childers seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

Judge Eckert
 Commissioner Shelton Commissioner Simmons
 Commissioner Childers Commissioner Rodriguez

32. To review, receive, consider, and discuss the Ector County Investment Report for the year ending December 31, 2017, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item.
David R. Austin – County Auditor
Cleopatra Anderson – County Treasurer

A motion was made by Commissioner Childers with a second by Commissioner Simmons to receive the Ector County Investment Report for the year ending December 31, 2017, authorizing the County Judge and other county officials and employees to sign all documents associated with this agenda item. **MOTION PASSED. 5-0**

Voting for Motion:

Judge Eckert
 Commissioner Shelton Commissioner Simmons
 Commissioner Childers Commissioner Rodriguez

33. To review, receive, consider, discuss, approve, and take any necessary action regarding the Accounts Payable Fund Requirements Report for February 12, 2018, to review County financial statements and reports, and to authorize the County Judge to sign all documents associated with this agenda item.
David R. Austin – County Auditor

Commissioner Childers made a motion to approve the Accounts Payable Fund Requirements Report for February 12, 2018, to review County financial statements and reports; Commissioner Simmons seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

Judge Eckert
 Commissioner Shelton Commissioner Simmons
 Commissioner Childers Commissioner Rodriguez

34. To receive presentations from the County Judge and County Auditor and any other county officials and employees regarding the formation, creation, origin, development, operation, purposes, management, and taxing authority of a proposed county assistance district for Ector County (authorized by Chapter 387 of the Texas Local Government Code), the election and processes required to create such a district, the budgetary impact of sales and use tax revenues potentially derived from such a district on Ector County's operational budget and general financial condition based on historical data received from the Comptroller's office, the potential effects of such sales tax revenues on property taxes paid by and to be paid by Ector County property owners, and any other issues related to the proposed sales tax, county assistance district, and the past, present, and future financial condition of Ector County, and to discuss any issues raised by or relevant to the presentations.
Ron Eckert – County Judge

County Judge Ron Eckert reported on the formation, creation, origin, development, operation, purposes, management, and taxing authority of a proposed county assistance district for Ector County (authorized by Chapter 387 of the Texas Local Government Code), the election and processes required to create such a district, the budgetary impact of sales and use tax revenues potentially derived from such a district on Ector County's operational budget and general financial condition based on historical data received from the Comptroller's office, the potential effects of such sales tax revenues on property taxes paid by and to be paid by Ector County property owners, and any other issues related to the proposed sales tax, county assistance district, and the past, present, and future financial condition of Ector County. Judge Eckert provided comparisons to Midland County with regard to the use of funds being collected from sales tax. Judge Eckert spoke to the need for a diversified revenue stream. David Austin, County Auditor provided court members with a handout with a Fact Sheet, Possible Functions for Use of Funds, Impact Analysis and an Analysis for Estimated Sales Tax / Ad Valorem Tax. Judge Eckert called for comments from Department Heads and Elected Officials; comments were received from:

Gino Solla Director of the Health Department
Evans Kessey, Director of the Highways and Streets Department
Chuck Moad, Chief Investigator with the Medical Examiner's Office
Sheriff Mike Griffis
Commissioner Greg Simmons
Commissioner Dale Childers
Commissioner Eddy Shelton

No court action was taken on this item.

35. To consider, discuss, approve, and take any necessary action regarding all matters incident and related to calling and holding an election to be held May 5, 2018 to authorize the creation of the Ector County Assistance District and authorize the levy of an additional sales and use tax to finance the operations of the Ector County Assistance District, including the adoption of an order pertaining thereto, with the boundaries of the Ector County Assistance District to be defined as "all portions of Ector County excluding the cities of Odessa and Goldsmith," and authorizing the County Judge and other county officials to sign said order and all documents associated with this agenda item.
Ron Eckert – County Judge

A motion was made by Commissioner Shelton to adopt the Order calling for an election to be held May 5, 2018 to authorize the creation of the Ector County Assistance District and the imposition of a sales and use tax at the rate of 1.25 percent for the purpose of financing the operations of the District; Judge Eckert seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

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

11:39 A.M.

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

12:09 P.M.

A motion was made by Commissioner Childers with a second by Commissioner Rodriguez to resume the meeting in Open Session. **MOTION PASSED. 5-0**

EXECUTIVE SESSION

- 36. To consider and discuss legal matters pursuant to Title 5, Chapter 551, Section 551.071, Texas Government Code.
Ron Eckert – County Judge

No action to be taken on Item #36.

- 37. To consider and discuss real estate issues/transactions pursuant to Title 5, Chapter 551, Section 551.072, Texas Government Code.
Ron Eckert – County Judge

No action to be taken on Item #37.

- 38. To consider and discuss personnel matters pursuant to Title 5, Chapter 551, Section 551.074, Texas Government Code.
Ron Eckert – County Judge

No action to be taken on Item #38.

- 39. To review, consider, and discuss personnel matters, including review and/or discussion of applicants and applications for the Cemetery Director position, pursuant to Title 5, Chapter 551, Section 551.074, Texas Government Code.
Patricia Patton – Human Resources

Commissioner Simmons made a motion to promote Anna Marie Torres to the position of Cemetery Director from the existing position of Interim Director and to authorize the Human Resources Department to make contact with Ms. Torres for documentation for the transition; Commissioner Rodriguez seconded the motion.

MOTION PASSED. 5-0

Voting for Motion:

- Judge Eckert
- Commissioner Shelton
- Commissioner Childers
- Commissioner Simmons
- Commissioner Rodriguez

- 40. To review, consider, and discuss personnel matters, including review and/or discussion of applicants and applications for the Building Maintenance Director position, pursuant to Title 5, Chapter 551, Section 551.074, Texas Government Code.
Patricia Patton – Human Resources

A motion was made by Commissioner Simmons with a second by Commissioner Shelton to elevate Charlie Pierce to the position of Building Maintenance Director from the Interim position as Director of the Building Maintenance Department and for the Human Resources Department to coordinate with him for the transition.

MOTION PASSED. 4-0

Voting for Motion:

✓ Judge Eckert

✓ Commissioner Simmons

Abstention from Vote:

✓ Commissioner Rodriguez

✓ Commissioner Shelton

✓ Commissioner Childers

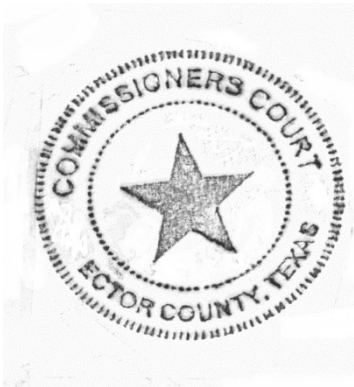
12:12 P.M

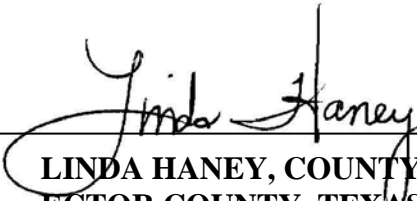
With no further business to discuss, Commissioner Childers made a motion with a second by Commissioner Shelton to adjourn to the call of the chair. **MOTION PASSED. 5-0**

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 February 12, 2018.





**LINDA HANEY, COUNTY CLERK
ECTOR COUNTY, TEXAS**