

On this the 9th day of July, 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:

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 10:00 A. M. with a quorum of the court present. The invocation was led by Commissioner Dale Childers.

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

Items # 9 and #10 were taken out of order.

9. To approve, reject, discuss, and take any necessary action regarding the extension of Food Services Agreement with Summit Food Service for the Ector County Elderly Nutrition Program and authorize the County Judge to sign.

Kenneth Lind – Purchasing

Kenneth LaGrange with Summit Food Services appeared before the court to offer an explanation regarding the increased cost. The cost increase is due in part to a decline in the number of meals served because of the transfer of services for the Homebound Meal Program to “Meals on Wheels”.

A motion was made by Commissioner Simmons with a second by Commissioner Childers to approve the contract including new pricing with Summit Food Service for the Ector County Elderly Nutrition Program and to authorize the County Judge to sign. **MOTION PASSED. 5-0**

Voting for Motion:

Judge Hays

Commissioner Shelton

Commissioner Childers

Commissioner Simmons

Commissioner Rodriguez

10. To approve, reject, discuss, and take any necessary action regarding the extension of the Food Services Agreement with Summit Food Service for the Ector County Law Enforcement Detention Center, and authorize the County Judge to sign.

Kenneth Lind – Purchasing

Commissioner Simmons made a motion to approve extension of the Food Services Agreement with Summit Food Service for the Ector County Law Enforcement Detention Center and to authorize the County Judge to sign; Commissioner Childers seconded the motion.

MOTION PASSED. 5-0

Voting for Motion:

Judge Hays

Commissioner Shelton

Commissioner Childers

Commissioner Simmons

Commissioner Rodriguez

SPECIAL PRESENTATIONS/REQUESTS/RESOLUTIONS

1. To receive a presentation on the Odessa Chromium #1 Superfund site on Brazos Street in Odessa, Texas, Adam Weece, EPA Community Coordinator would like to present a county level based on the scope of the site.
Adam Weece – EPA Community Coordinator

Adam Weece, EPA Community Coordinator and Stephen Peraira, EPA Project Manager appeared before the court. Mr. Peraira provided a power point presentation as well as a written report titled “Odessa Chromium #1 Superfund Site, Site Update, July 9, 2018”. The report details the background information for the chromium site located at 4318 Brazos Ave., Odessa, Texas. The report provides recommendations from the Optimization Study and next steps to finalize the remedial design. The estimated cost is \$1.3 million for the waterline extension with 90% of the cost from the Environmental Protection Agency and 10% from Texas Commission on Environmental Quality. If funding approved, construction should begin in early 2019. No court action required on the item.

2. To consider, discuss, and take any necessary action regarding a proposal submitted by HOK for conceptual design services for a new Ector County Courthouse.
Debi Hays – County Judge

Jeff Bradley, Principal, Director of Justice with HOK appeared before the court regarding conceptual design services for a new Courthouse. He reported that the company would build upon previous facility evaluation, needs assessment and master plan to develop an actual conceptual solution and overall cost project for the conceptual design services for the project with the option for sites in downtown Odessa and the option for a new courthouse located in south Odessa on the Ector County Jail property.

A motion was made by Commissioner Simmons with a second by Commissioner Childers to approve a contract with HOK for review and schematic design along with prior study and come back to the court with recommendations for a new Ector County Courthouse. **MOTION PASSED. 5-0**

Voting for Motion:

✓ Judge Hays

✓ Commissioner Shelton

✓ Commissioner Childers

✓ Commissioner Simmons

✓ Commissioner Rodriguez

3. To receive a special presentation from the Texas Association of Counties.
Debi Hays – County Judge

Susan Redford, Judicial Program Manager with Texas Association of Counties (TAC) appeared before the court to present a certificate to Linda Haney, Ector County Clerk. The certificate was presented by Ms. Redford on behalf of the Texas Judicial Academy, a partnership between Texas Tech University School of Law and the Texas Association of Counties and recognizes Ms. Haney as a “Fellow of the Academy” for her contributions and service on the County Clerks Education Advisory Committee for the Probate Academy. No court action required on the item.

4. To consider, discuss, and take any necessary action to approve a resolution appointing County Judge Debi Hays to the Policy Board for the Permian Basin Metropolitan Planning Organization and authorize the County Judge and County Commissioners to sign.
Debi Hays – County Judge

Commissioner Childers made a motion to approve a resolution appointing County Judge Debi Hays to the Policy Board for the Permian Basin Metropolitan Planning Organization and to authorize the County Judge and County Commissioners to sign; Commissioner Rodriguez seconded the motion.

MOTION PASSED. 5-0

Voting for Motion:

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

5. To consider, discuss, and take any necessary action to appoint County Judge Debi Hays as representative for Ector County to the Permian Basin Regional Planning Commission Board of Directors.
Debi Hays – County Judge

A motion was made by Commissioner Simmons with a second by Commissioner Childers for approval of the appointment of Debi Hays as representative for Ector County to the Permian Basin Regional Planning Commission Board of Directors. **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 Program Area Committee, aka (Ector County Agriculture and Natural Resources Steering Committee) through Texas A&M AgriLife Extension Service to enhance education for agriculture issues and events and to appoint Commissioner Eddy Shelton as the court’s appointment to the Committee.
Steve Paz – Texas A&M AgriLife

Commissioner Childers made a motion for approval of a Program Area Committee, aka (Ector County Agriculture and Natural Resources Steering Committee) through Texas A&M AgriLife Extension Service to enhance education for agriculture issues and events and to appoint Commissioner Eddy Shelton as the court’s appointment to the Committee; Commissioner Simmons seconded the motion.

MOTION PASSED. 5-0

Voting for Motion:

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

7. To consider, discuss, approve, reject, and take any necessary action regarding a request to combine Texas A&M AgriLife Extension Service staff with Midland County and to approve Commissioner Dale Childers to work with Midland County Officials on an interlocal agreement concerning Texas A&M AgriLife Extension Service staff and authorizing the County Judge to sign.
Dale Childers – Commissioner Pct. 3

A motion was made by Commissioner Shelton with a second by Commissioner Rodriguez to approve a request to combine Texas A&M AgriLife Extension Service staff with Midland County and to approve Commissioner Dale Childers to work with Midland County Officials on an interlocal agreement concerning Texas A&M AgriLife Extension Service staff and authorizing the County Judge to sign.

MOTION PASSED. 5-0

Voting for Motion:

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

CONTRACTS/AGREEMENT/GRANTS

8. To consider, approve, reject, discuss, and take any necessary action regarding the AIA Change Order #9, for the Jail Additions and Renovations Project, and authorize the County Judge to sign.
Kenneth Lind – Purchasing

Commissioner Childers made a motion for approval of AIA Change Order #9, for the Jail Additions and Renovations Project, and to authorize the County Judge to sign; Commissioner Rodriguez seconded the motion. **MOTION PASSED. 5-0**

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 | <input checked="" type="checkbox"/> Commissioner Rodriguez |

11. To consider, discuss, and take any necessary action to approve the discontinuance of SAAS subscription on licensed Odyssey software for DPS and authorize the County Judge to sign.
Stephen White – Information Technology

A motion was made by Commissioner Childers with a second by Commissioner Shelton for approval of the discontinuance of SAAS subscription on licensed Odyssey software for DPS and authorize the County Judge to sign. **MOTION PASSED. 5-0**

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 | <input checked="" type="checkbox"/> Commissioner Rodriguez |

PERSONNEL

12. To consider, discuss, approve, reject, and take any necessary action to allow Evans Kessey, Ector County Highways and Streets Director to hire a temporary employee to fill the Department Coordinator position.
Evans Kessey – Highways and Streets

Commissioner Simmons made a motion to approve filling the vacancy with a contract labor employee for a period of six (6) weeks; Commissioner Shelton seconded the motion. **MOTION PASSED. 5-0**

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 | <input checked="" type="checkbox"/> Commissioner Rodriguez |

PUBLIC WORKS

13. To consider, discuss, and take any necessary action on Faith Subdivision Being a Plat of a 50.0 Acre Tract out of Section 14, Block 44, T-2-S, T&P RY.Co. Survey, Ector County, Texas and authorize the County Judge to sign.
David Peck – Project Manager

A motion was made by Commissioner Shelton with a second by Commissioner Childers to approve the plat for Faith Subdivision Being a Plat of a 50.0 Acre Tract out of Section 14, Block 44, T-2-S, T&P RY.Co. Survey, Ector County, Texas and authorize the County Judge to sign. **MOTION PASSED. 5-0**

Voting for Motion:

- | | |
|--|--|
| <input checked="" type="checkbox"/> Judge Hays | |
|--|--|

✓ Commissioner Shelton
✓ Commissioner Childers

✓ Commissioner Simmons
✓ Commissioner Rodriguez

14. To consider, discuss, and take any necessary action on Kori Estates Replat of Lot 4, Block 28, Pleasant Farms Subdivision 3rd Filing Section 47, Block 43, T-3-S, T&P Ry Co. Survey, Ector County, Texas and authorize the County Judge to sign.
David Peck – Project Manager

Commissioner Shelton made a motion to approve the plat on Kori Estates Replat of Lot 4, Block 28, Pleasant Farms Subdivision 3rd Filing Section 47, Block 43, T-3-S, T&P Ry Co. Survey, Ector County, Texas and authorize the County Judge to sign; Commissioner Childers seconded the motion. **MOTION PASSED. 5-0**
Voting for Motion:

✓ Judge Hays

✓ Commissioner Shelton

✓ Commissioner Childers

✓ Commissioner Simmons

✓ Commissioner Rodriguez

15. To consider, discuss, and take any necessary action on a proposed Ector County MHRC Development to serve 5344 W. Nectarine Street in Pleasant Farms Subdivision block 3, Lot 8 Ector County, Texas and authorize the County Judge to sign.
David Peck – Project Manager

A motion was made by Commissioner Simmons with a second by Commissioner Childers for approval of Ector County (Berryhill) MHRC Development to serve 5344 W. Nectarine Street in Pleasant Farms Subdivision Block 3, Lot 8 Ector County, Texas and authorize the County Judge to sign.

MOTION PASSED. 4-1

Voting for Motion:

✓ Judge Hays

✓ Commissioner Simmons

Voting against Motion:

✓ Commissioner Rodriguez

✓ Commissioner Shelton

✓ Commissioner Childers

16. To consider, discuss, and take any necessary action on a proposed Ector County MHRC Development to serve 12304 University Avenue in Western Hills Subdivision Block 23, Lot 18 Ector County, Texas and authorize the County Judge to sign.
David Peck – Projects Manager

Commissioner Shelton made a motion to approve Ector County (Gomez) MHRC Development to serve 12304 University Avenue in Western Hills Subdivision Block 23, Lot 18 Ector County, Texas and authorize the County Judge to sign; Commissioner Childers seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

✓ Judge Hays

✓ Commissioner Shelton

✓ Commissioner Childers

✓ Commissioner Simmons

✓ Commissioner Rodriguez

17. To consider, discuss, and take any necessary action on a proposed Ector County MHRC Development to serve 6831 N. Moss Avenue Chaparral Estates Subdivision, Block 50, Lot 13 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 to approve Ector County (Hernandez) MHRC Development to serve 6831 N. Moss Avenue Chaparral Estates Subdivision, Block 50, Lot 13 Ector County, Texas and authorize the County Judge to sign.

21. To consider, discuss, approve, reject and take any necessary action regarding a proposed budget amendment to JP #1, Workers Compensation, 001-201-5371 in the amount of \$190, to JP #2, Workers Compensation, 001-202-5371 in the amount of \$95, to JP #3, Workers Compensation, 001-203-5371 in the amount of \$185, to JP #4, Workers Compensation, 001-204-5371 in the amount of \$185 and to Workers Compensation Refunds, 001-4195 in the amount of \$655.
David R. Austin – County Auditor

A motion was made by Commissioner Shelton with a second by Commissioner Simmons to approve a budget amendment to JP #1, Workers Compensation, 001-201-5371 in the amount of \$190, to JP #2, Workers Compensation, 001-202-5371 in the amount of \$95, to JP #3, Workers Compensation, 001-203-5371 in the amount of \$185, to JP #4, Workers Compensation, 001-204-5371 in the amount of \$185 and to Workers Compensation Refunds, 001-4195 in the amount of \$655. **MOTION PASSED. 5-0**

Voting for Motion:

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

22. To consider, discuss, approve, reject, and take any necessary action regarding a proposed budget amendment to General Fund, Medical Examiner, Autopsy Services, 001-215-5305 from General Fund, Unreserved Fund Balance, 001-3310 for \$100,000.
Chuck Moad – Medical Examiner

Commissioner Childers made a motion to approve a budget amendment to General Fund, Medical Examiner, Autopsy Services, 001-215-5305 from General Fund, Unreserved Fund Balance, 001-3310 for \$100,000; Commissioner Simmons seconded the motion. **MOTION PASSED. 5-0**

Voting for Motion:

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

23. To consider, discuss, approve, reject and take any necessary action regarding a proposed budget amendment to General Fund, Non Departmental Judicial, Court Reporter Fees, 001-220-5323 from Unreserved Fund Balance, 001-3310 in the amount of \$45,000.
David R. Austin – County Auditor

A motion was made by Commissioner Childers with a second by Commissioner Shelton for approval of a budget amendment to General Fund, Non Departmental Judicial, Court Reporter Fees, 001-220-5323 from Unreserved Fund Balance, 001-3310 in the amount of \$45,000. **MOTION PASSED. 5-0**

Voting for Motion:

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

24. To consider and approve the Accounts Payable Fund Requirements Report for July 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 July 9, 2018, to review County financial statements and Reports. **MOTION PASSED. 5-0**

Voting for Motion:

✓ Judge Hays

✓ Commissioner Shelton
✓ Commissioner Childers

✓ Commissioner Simmons
✓ Commissioner Rodriguez

The court did not meet in Executive Session.

EXECUTIVE SESSION

25. 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.

26. 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.

27. 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.

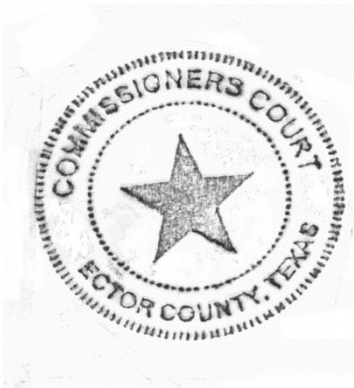
10:46 A.M

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**

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 July 9, 2018.



Linda Haney

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