

On this the 10<sup>th</sup> day of November, 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 (via conference call)  
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 10:02 A. M. with a quorum of the court present. The invocation was led by Sheriff Griffis. Commissioner Elect Stringer 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 accept a donation of \$2,500 from Fraternal Order of Police Odessa Lodge #1 for the Ector County Sheriff's office.  
Mike Griffis – Sheriff

Commissioner Childers made a motion to accept a donation of \$2,500 from Fraternal Order of Police Odessa Lodge #1 for the Ector County Sheriff's office; a second was made by Commissioner Simmons.

#### **MOTION PASSED. 4-0**

Voting for Motion:

<u>✓</u> Judge Hays	<u>✓</u> Commissioner Simmons
<u>✓</u> Commissioner Childers	<u>✓</u> Commissioner Rodriguez

2. To declare surplus and approve sale by auction the items on the attached list and take any further discussion or action deemed necessary.  
LucySoto – Purchasing

A motion was made by Commissioner Simmons to approve sale by auction the items on the attached list and take any further discussion or action deemed necessary; Commissioner Childers 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

3. To consider, discuss, ratify, reject, and take any necessary action regarding purchases made by the Public Works Department from R.B. Everett and Kirby-Smith.  
Evans Kessey – Public Works

Commissioner Simmons made a motion to approve purchases made by the Public Works Department from R.B. Everett and Kirby-Smith; 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

4. To consider, discuss, and take any necessary action regarding a Burn Ban in Ector County and authorizing the County Judge and County Commissioners to sign Order.  
Dale Childers – Commissioner Pct. 3

A motion was made by Commissioner Childers to approve a Burn Ban in Ector County for 90 days and authorizing the County Judge and County Commissioners to sign Order; Commissioner Simmons 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

5. To consider, discuss, and take any necessary action to approve a resolution requesting the Texas Legislature to modify Section 43.137 of the Texas Local Government Code to add misdemeanor prosecution, juvenile prosecution, and CPS cases to the jurisdiction of the District Attorney’s Office and authorize the County Judge and County Commissioners to sign.  
Dusty Gallivan – County Attorney

Commissioner Simmons made a motion to approve a resolution requesting the Texas Legislature to modify Section 43.137 of the Texas Local Government Code to add misdemeanor prosecution, juvenile prosecution, and CPS cases to the jurisdiction of the District Attorney’s Office and authorize the County Judge and County Commissioners 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

## **CONTRACTS/AGREEMENTS/GRANTS**

6. To consider, discuss, and take any necessary action regarding the renewal for the Fleet Fuel Card Program and authorize the County Judge to sign.  
Lucy Soto – Purchasing  
Evans Kessey – Public Works

A motion was made by Commissioner Childers to renew the Fleet Fuel Card Program with Voyager Fleet Systems/US Bank awarded through the State of Texas, TxMAS, SmartBuy; Commissioner Simmons 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

## **PERSONNEL REQUESTS**

7. To consider, discuss, and take any necessary action to allow overtime pay for two employees in lieu of comp time on the weekend of October 30, 2020 through October 31, 2020 during an unexpected shortage of personnel due to the Corona Virus pandemic.  
Ron Inge – Medical Examiner

Commissioner Simmons made a motion to allow overtime pay for two employees in lieu of comp time on the weekend of October 30, 2020 through October 31, 2020 during an unexpected shortage of personnel due to the Corona Virus pandemic and for the overtime pay to be funded by the CARES Act; 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

## **PUBLIC WORKS**

8. To consider, discuss, and take any necessary action on Finca De Sanchez being a Replat of Lot 5, Block 4, Pleasant Farms Subdivision Ector County, Texas and authorize the County Judge to sign.  
David Peck – Project Manager

A motion was made by Commissioner Simmons to approve Finca De Sanchez being a Replat of Lot 5, Block 4, Pleasant Farms Subdivision 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 Shelton	<u>✓</u> Commissioner Childers
<u>✓</u> Commissioner Simmons	<u>✓</u> Commissioner Rodriguez

9. To consider, discuss, and take any necessary action on a Replat of the North 1.00 acre out of the East Half of Lot 8, Block 2, Pleasant Farms Subdivision, Ector County, Texas and authorize the County Judge to sign.  
David Peck – Project Manager

Commissioner Childers made a motion to approve a Replat of the North 1.00 acre out of the East Half of Lot 8, Block 2, Pleasant Farms Subdivision, Ector County, Texas and authorize the County Judge to sign; a second was made by Commissioner Shelton. **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

10. To consider, discuss, and take any necessary action on a Replat of E. ½ of Lot 6 and Lot7, Block 36, Pleasant Farms Subdivision, 4<sup>th</sup> Filing, Ector County, Texas and authorize the County Judge to sign.  
David Peck – Project Manager

A motion was made by Commissioner Simmons to approve a Replat of E. ½ of Lot 6 and Lot7, Block 36, Pleasant Farms Subdivision, 4<sup>th</sup> Filing, 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 Shelton	<u>✓</u> Commissioner Childers
<u>✓</u> Commissioner Simmons	<u>✓</u> Commissioner Rodriguez

11. To consider, discuss, and take any necessary action on High Performance West I-20 South Subdivision being a Plat of a 15.737 & 6.423 acre tract located in Section 48, Block 44, T-2-S Texas and Pacific Railroad survey, Ector County, Texas and authorize the County Judge to sign.  
David Peck – Project Manager

Commissioner Childers made a motion to approve High Performance West I-20 South Subdivision being a Plat of a 15.737 & 6.423 acre tract located in Section 48, Block 44, T-2-S Texas and Pacific Railroad survey, Ector County, Texas and authorize the County Judge to sign; a second was made by Commissioner Simmons. **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, discuss, and take any necessary action on Grey Eagle Subdivision being a 26.10 acre tract of land out of the Southeast Quarter of Section 37, A-312, Block 44, T-2-S, T&P RR. Co. Survey Ector County, Texas and authorize the County Judge to sign.  
David Peck – Project Manager

A motion was made by Commissioner Simmons to approve Grey Eagle Subdivision being a 26.10 acre tract of land out of the Southeast Quarter of Section 37, A-312, Block 44, T-2-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 Shelton	<u>✓</u> Commissioner Childers
<u>✓</u> Commissioner Simmons	<u>✓</u> Commissioner Rodriguez

## **BUDGET/FINANCIAL**

13. To consider, discuss, and approve a 2021 budget adjustment to General Fund, Building Maintenance, Building Materials, 001-710-5241 from Unreserved Fund Balance, 001-3310 for \$59,770.  
Randy Donner – County Auditor

Commissioner Simmons made a motion to approve a 2021 budget adjustment to General Fund, Building Maintenance, Building Materials, 001-710-5510 from Unreserved Fund Balance, 001-3310 for \$59,770; 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

14. To consider, discuss, and take any necessary action regarding the Ector County Monthly Treasurer's Report for July and August 2020 and authorize the County Judge and County Commissioners to sign.  
Cleopatra Callaway

A motion was made by Commissioner Childers to approve the Ector County Monthly Treasurer's Report for July and August 2020 and authorize the County Judge and County Commissioners to sign; Commissioner Rodriguez 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

15. To consider and approve the Accounts Payable Fund Requirements Report for November 10, 2020 to review County financial statements and reports.  
Randy Donner – County Auditor

Commissioner Rodriguez made a motion to approve but to hold the check payable to Danny's Paving; Commissioner Rodriguez withdrew the motion.

Commissioner Rodriguez made a motion to approve the Accounts Payable Fund Requirements Report for November 10, 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

16. To consider, discuss and take any necessary action to discuss any and all issues related to COVID-19.  
Debi Hays – County Judge

Commissioner Simmons made a motion to approve funding requested by ECISD for COVID-19 relief in the amount of \$270,523.00; a second was made by Judge Hays. **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

A motion was made by Commissioner Simmons to divide the funds remaining from the CARES Act into 5 equal amounts of \$140,000 for allocation to a non-profit organization of each Commissioner and the County Judge's choosing; 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

## **EXECUTIVE SESSION**

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

DID NOT MEET IN EXECUTIVE SESSION

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

Debi Hays – County Judge

DID NOT MEET IN EXECUTIVE SESSION

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

Debi Hays – County Judge

DID NOT MEET IN EXECUTIVE SESSION

**10:24 AM**

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

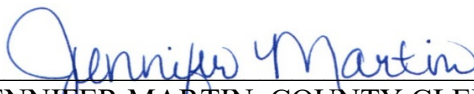
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THE STATE OF TEXAS

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 November 10, 2020.



  
JENNIFER MARTIN, COUNTY CLERK  
ECTOR COUNTY, TEXAS