



MINUTES OF MEETING OF THE  
COMMISSIONERS COURT OF MIDLAND COUNTY, TEXAS

Be it remembered that on Monday the 25<sup>th</sup> day of January, 2021 at 9:02a.m a meeting of the Commissioners Court was called to order in the Commissioner Courtroom, located at the Midland County Courthouse, 500 North Loraine Street, Midland, Texas. The following members were present:

Terry Johnson, County Judge;  
Scott Ramsey, County Commissioner Precinct No. 1;  
Robin Donnelly, County Commissioner Precinct No. 2;  
Luis D. Sanchez, County Commissioner Precinct No. 3;  
Randy Prude, County Commissioner Precinct No. 4

Recorded by Alison Haley, County Clerk

**1. Call to Order.**

**2. Invocation given by Pastor Bob Pase, Grace Lutheran Church.**

**3. Pledges of Allegiances.**

*Call item 11*

**4. Discuss and take action on court minutes from December 29, 2020 and January 11, 2021.**

Presented by Alison Haley, County Clerk.

Motion to approve.

Motion by: Ramsey  
For: Johnson, Ramsey,  
Donnelly, Sanchez, Prude

Second by: Donnelly  
Against:

Exhibit:  
Abstaining:

**5. Discuss and take action on court fees for County and District Clerks' Offices.**

Presented by Alison Haley, County Clerk. The fees are from December 2020.

Motion to acknowledge.

Motion by: Prude  
For: Johnson, Ramsey,  
Donnelly, Sanchez, Prude

Second by: Donnelly  
Against:

Exhibit: 13-25  
Abstaining:

**6. Acknowledge Performance Quality Recognition Program Award for Tax Office.**

Presented by Karen Hood, Tax Assessor Collector. Commissioner Ramsey read the performance award acknowledgment in Court.

Motion to acknowledge.

Motion by: Prude  
For: Johnson, Ramsey,  
Donnelly, Sanchez, Prude

Second by: Donnelly  
Against:

Exhibit: 26-27  
Abstaining:

*Call item 15*

**7. Acknowledge monthly collections report and status update for Justice of the Peace, Precinct 1.**

Presented by Judge Terry Luck, Justice of the Peace Precinct 1. This is the report for December 2020.

Motion to acknowledge.

Motion by: Donnelly	Second by: Ramsey	Exhibit: 28-47
For: Johnson, Ramsey, Donnelly, Sanchez, Prude	Against:	Abstaining:

**8. Discuss and take action appointing board member replacement for PermiaCare Board of Trustees.**

Presented by Chris Barnhill, CEO of PermiaCare. Mr. Barnhill is requesting the Court to appoint Terry Wilkinson to the PermiaCare Board of Trustees.

I make that Motion.

Motion by: Donnelly	Second by: Sanchez	Exhibit: 48-49
For: Johnson, Ramsey, Donnelly, Sanchez, Prude	Against:	Abstaining:

**9. Discuss and take action on Jaz Land Subdivision Plat.**

Presented by Andrew Avis, Public Works Director.

Motion asking the County Judge to sign the signature on the Jaz land subdivision plat.

Motion by: Ramsey	Second by: Donnelly	Exhibit: 50-58
For: Johnson, Ramsey, Donnelly, Sanchez, Prude	Against:	Abstaining:

**10. Receive report from Northeast Volunteer Fire Department.**

Presented by Jimmy Evans, Chief NVFD and Zach Czelada, Assistant Chief NVFD. Thanked the Court for their support. They are focusing on educating the public. They joined 311 ministries during the holidays to help the public with clothing and food donations. Commissioner Prude asked them for their thoughts on the County burn ban.

**11. Discuss and take action on personnel memoranda.**

Presented by Mitzi Baker, Treasurer. There was one item brought to the Courts attention.

Motion to acknowledge.

Motion by: Prude	Second by: Ramsey	Exhibit: 59
For: Johnson, Ramsey, Donnelly, Sanchez, Prude	Against:	Abstaining:

**12. Discuss and take action on line item transfers.**

Presented by Veronica Morales, Auditor. There were a few exceptions brought to the Courts attention.

Motion to approve the line item transfers.

Motion by: Ramsey	Second by: Donnelly	Exhibit: 60-74
For: Johnson, Ramsey, Donnelly, Sanchez, Prude	Against:	Abstaining:

**13. Discuss and take action on bills and wire transfers.**

Presented by Veronica Morales, Auditor. There were two wire transfers, and the Auditor mentioned a few exceptions. Kristy Engeldahl Purchasing Agent addressed some of the Courts questions about the janitorial service.

Motion to approve all bills and wire transfers.

Motion by: Sanchez	Second by: Prude	Exhibit: 75-85
For: Johnson, Ramsey, Donnelly, Sanchez, Prude	Against:	Abstaining:

**14. Discuss and take action authorizing County Judge to sign New World RFS Authorization Form.**

Presented by Veronica Morales, Auditor.

Motion to authorize the County Judge to sign New World RFS authorization form.

Motion by: Donnelly	Second by: Ramsey	Exhibit: 86-87
For: Johnson, Ramsey, Donnelly, Sanchez, Prude	Against:	Abstaining:

**15. Acknowledge Summary of All Collections for December 2020 for Tax Office.**

Presented by Karen Hood, Tax Assessor Collector.

Motion to acknowledge.

Motion by: Prude	Second by: Sanchez	Exhibit: 88-89
For: Johnson, Ramsey, Donnelly, Sanchez, Prude	Against:	Abstaining:

**16. Discuss and take action on Library donations.**

Presented by Debbie Garza, Library Director.

Motion to acknowledge the library donations.

Motion by: Ramsey	Second by: Donnelly	Exhibit: 90-93
For: Johnson, Ramsey, Donnelly, Sanchez, Prude	Against:	Abstaining:

**17. Discuss and take action on donation check in the amount of \$2,000.00 from Rachel Lyman Trust.**

Presented by Debbie Garza, Library Director.

Motion to accept the donation check in the amount of \$2,000.00 from Rachel Lyman Trust.

Motion by: Donnelly	Second by: Sanchez	Exhibit: 94-95
For: Johnson, Ramsey, Donnelly, Sanchez, Prude	Against:	Abstaining:

**18. Discuss and take action on donation check in the amount of \$1,000.00 from W. Burgess & Margaret G. Wade.**

Presented by Debbie Garza, Library Director.

Motion to accept the check from W. Burgess and Margret G. Wade in the amount of \$1,000.00.

Motion by: Ramsey  
For: Johnson, Ramsey,  
Donnelly, Sanchez, Prude

Second by: Sanchez  
Against:

Exhibit: 96-97  
Abstaining:

**19. Discuss and take action on cash donation in the amount of \$10.42 from anonymous donor.**

Presented by Debbie Garza, Library Director.

Motion to approve the cash donation in the amount of \$10.42 from an anonymous donor.

Motion by: Sanchez  
For: Johnson, Ramsey,  
Donnelly, Sanchez, Prude

Second by: Prude  
Against:

Exhibit: 98  
Abstaining:

*Call item 24*

**20. Discuss and take action on cybersecurity training for all Elected Officials, Department Heads, and Employees per Texas Government Code 2054.5191.**

Tabled.

**21. Discuss and take action on Policy 6.07 Exemptions from FLSA.**

Presented by Robert Segura, HR Director. To provide clarification. Must be in increments of 8 hours.

Tabled.

**22. Discuss and take action on bond renewals for Sheriff and Road & Bridge Administrator.**

Presented by Robert Segura, HR Director.

Motion to approve the bond renewals.

Motion by: Ramsey  
For: Johnson, Ramsey,  
Donnelly, Sanchez, Prude

Second by: Sanchez  
Against:

Exhibit: 99-100  
Abstaining:

**23. Discuss and take action on gift bags for Midland County Employees.**

Presented by Robert Segura, HR Director. Looking forward to 2021 promotion for employees. Russell Malm, County Attorney and Veronica Morales, Auditor joined the conversation. They are under the \$35 cap.

Motion authorizing the purchase of the gift bags for Midland County Employees.

Motion by: Ramsey  
For: Johnson, Ramsey,  
Donnelly, Sanchez, Prude

Second by: Sanchez  
Against:

Exhibit: 101-105  
Abstaining:



**29. Discuss and take action on fleet accidents and damage reports for December 2020.**

Presented by Ken Colston, Risk Management.

Motion to approve the fleet accidents and damage reports for December 2020.

Motion by: Sanchez	Second by: Donnelly	Exhibit: 176-179
For: Johnson, Ramsey, Donnelly, Sanchez, Prude	Against:	Abstaining:

**30. Discuss and take action adding Sheriff's Office robot to current insurance policy.**

Presented by Ken Colston, Risk Management. \$343.00 per year.

Motion to approve adding the Sheriff's office robot to current insurance policy for \$343.00 per year.

Motion by: Prude	Second by: Sanchez	Exhibit: 180-185
For: Johnson, Donnelly Sanchez, Prude	Against:	Abstaining: Ramsey

**31. Receive COVID-19 Response update.**

Presented by Ken Colston, Risk Management. The COVID Vaccines are happening right now.

Motion to acknowledge report.

Motion by: Prude	Second by: Donnelly	Exhibit: 186
For: Johnson, Ramsey, Donnelly, Sanchez, Prude	Against:	Abstaining:

**32. Discuss and take action revising Field PO portion of the Purchasing Policy.**

Presented by Kristy Engeldahl, Purchasing Agent. As of right now, "Field Purchase Orders are limited to Facilities Management, Detention Facilities, Road & Bridge, Emergency Management, Courthouse Security, and Juvenile Detention."; because sometimes Emergency vehicles need repair after normal business hours and Vector needs a purchase order before doing those repairs, we would like to add the language "Departments that need emergency repairs during non-business hours to emergency vehicles, may write Field Purchase Orders to the vendor." Veronica Morales, Auditor joined the conversation.

Motion revising the Field PO portion of the Purchasing Policy.

Motion by: Ramsey	Second by: Donnelly	Exhibit: 187-189
For: Johnson, Ramsey, Donnelly, Sanchez, Prude	Against:	Abstaining:

**33. Discuss and take action on RFP for Gym Equipment for the Sheriff's Office.**

Presented by Kristy Engeldahl, Purchasing Agent. The SO is looking to purchase new gym equipment using their donation funds. They anticipate that this purchase will be over \$50,000. We will need to go out for RFP for this equipment, focusing on price as well as buying the Basin.

Motion to take action on RFP for gym equipment for the Sheriff's office.

Motion by: Donnelly	Second by: Sanchez	Exhibit: 190
For: Johnson, Ramsey, Donnelly, Sanchez, Prude	Against:	Abstaining:

**34. Discuss and take action authorizing County Judge to sign Trane Service Agreement for Library at the Plaza Chiller.**

Presented by Kristy Engeldahl, Purchasing Agent. This is an annual agreement for \$3,804.00 using the US Communities cooperative purchasing contract. The address needs to be changed and the new Facilities Director needs to be updated.

Motion authorizing County Judge to sign the Trane service agreement for Library at the Plaza Chiller.

Motion by: Donnelly	Second by: Ramsey	Exhibit: 191-198
For: Johnson, Ramsey, Donnelly, Sanchez, Prude	Against:	Abstaining:

**35. Discuss and take action on purchase of new oil tank for Road & Bridge.**

Presented by Kristy Engeldahl, Purchasing Agent. This is a budgeted item. We have a quote from Cimline, using the BuyBoard cooperative purchasing contract, in the amount of \$63,400.00. There is an item on the quote for extended legs, but we are not buying those. This comes in as budgeted. Ruben Mata, Road and Bridge Administrator answered some of the Courts questions.

Motion to purchase the new oil tank for Road and Bridge.

Motion by: Donnelly	Second by: Sanchez	Exhibit: 199-200
For: Johnson, Ramsey, Donnelly, Sanchez, Prude	Against:	Abstaining:

**36. Discuss and take action on purchase of extension of the Road & Bridge building.**

Presented by Kristy Engeldahl, Purchasing Agent. This is a budgeted item and will be extending the northwest corner, against the sign shop. We have a quote from Young's Building Systems in the amount of \$31,482.00. Budgeted \$28,620, the price of metal has increased LIT should have been submitted.

Motion to approve.

Motion by: Sanchez	Second by: Donnelly	Exhibit: 201-203
For: Johnson, Ramsey, Donnelly, Sanchez, Prude	Against:	Abstaining:

**37. Discuss and take action on purchase of metal building shed for Road & Bridge.**

Presented by Kristy Engeldahl, Purchasing Agent. This is a budgeted item. We have a quote from Young's Building Systems in the amount of \$17,920.00. Budgeted \$15,720, the price of metal has increased LIT should have be submitted. Ruben Mata, Road and Bridge Administrator answered the courts questions.

Motion to approve.

Motion by: Sanchez	Second by: Donnelly	Exhibit: 204-206
For: Johnson, Ramsey, Donnelly, Sanchez, Prude	Against:	Abstaining:

**38. Discuss and take action on purchase of car wash for county issued vehicles.**

Presented by Kristy Engeldahl, Purchasing Agent. Right now, the inmate car wash is closed and will remain closed indefinitely. My idea is to allow folks to take a tax-exempt form to a local car wash and they pay out of pocket, then seek reimbursement from the Auditors office. There was a discussion about mobile car wash. Veronica Morales, Auditor joined the conversation. The Purchasing Agent stated why a stationary car wash is better.

Motion that we approve the tax exempt to a local car wash as the person pays out of pocket they seek reimbursement from the Auditors office and it has to be a location that has reclamation water a standalone place where water can be recycled.

Motion by: Sanchez	Second by: Donnelly	Exhibit: 207
For: Johnson, Ramsey, Donnelly, Sanchez, Prude	Against:	Abstaining:

**39. Discuss and take action on costs associated with additional sleeves at CR 1232 Phase II.**

Presented by Andrew Avis, Public Works Director. This is an existing utility crossing.

Motion that we take action on cost associated with additional sleeves at CR 1232 Phase II to accommodate oil and gas operations.

Motion by: Donnelly	Second by: Ramsey	Exhibit: 208-209
For: Johnson, Ramsey, Donnelly, Sanchez, Prude	Against:	Abstaining:

**40. Discuss and take action appointing Midland County Justices of the Peace as hearing officers for purposes of Chapter 343 Public Nuisance Abatements.**

Presented by Tim Telck, DA Environmental Investigator. Justice of the Peace Precinct 1, Judge Terry Luck joined the conversation.

Motion to appoint the Midland County Justices of the Peace as hearing officers per Precinct for the purposes of Chapter 343 Public Nuisance Abatements.

Motion by: Sanchez	Second by: Donnelly	Exhibit: 210
For: Johnson, Ramsey, Donnelly, Sanchez, Prude	Against:	Abstaining:

**41. Discuss and take action on check in the amount of \$21,944.35 from TechShare Local Government Corporation.**

Presented by Commissioner Donnelly. This is a dividend payment from TechShare.

Motion that we accept the check in the amount of \$21,944.35 from TechShare Local Government Corporation.

Motion by: Donnelly	Second by: Ramsey	Exhibit: 211-212
For: Johnson, Ramsey, Donnelly, Sanchez, Prude	Against:	Abstaining:

**42. Discuss and take action on use of Horseshoe for Midland County Utility District.**

Tabled



**43. Take action on submitted applications for permits to use county right-of-way for utility and line installations, driveway construction and mailbox construction.**

Request for designation of location for crossing of a Midland County Texas road:

1. Targa Pipeline Mid-Continent Westtex, LLC on SCR 1160

Motion to pass this one.

Motion by: Prude  
For: Johnson, Ramsey,  
Donnelly, Sanchez, Prude

Second by: Donnelly  
Against:

Exhibit: 213-215  
Abstaining:

**44. Conduct Executive session pursuant to Texas Government Code Section 551.074 to discuss personnel matters.**

No Action.

**45. Conduct Executive session pursuant to Texas Government Code Section 551.071 to consult with County Attorney regarding pending and prospective litigation and other matters.**

No Action.

*10:06am take a 5 minute break and then go into Executive Session.  
10:25am back into Regular Session.*

*Call item 21.*

**46. Adjourn.**

Motion to adjourn.

Motion by: Ramsey  
For: Johnson, Ramsey,  
Donnelly, Sanchez, Prude

Second by: Sanchez  
Against:

Exhibit:  
Abstaining:

Adjourn at 11:13a.m.

**A Meeting of the Commissioners Court will be held on Monday, February 8, 2021 at 9:00a.m., in the Commissioners Courtroom, 500 North Loraine Street, Midland County Courthouse Commissioners Courtroom.**

**I, Alison Haley, County Clerk certify that this is an accurate accounting of the proceedings of the Commissioners Court meeting on January 25, 2021.**



*Alison Haley*  
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Alison Haley, County Clerk