



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

Be it remembered that on Monday the 28<sup>th</sup> day of June, 2021 at 9:01a.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;- **absent**  
Randy Prude, County Commissioner Precinct No. 4

Recorded by Alison Haley, County Clerk

**1. Call to Order.**

**2. Invocation given by Pastor Randy Sims, Midland Bible Church**

**3. Pledges of Allegiances.**

**4. Acknowledge I.M.P.A.C.T.S. of the Month Honoree, Nathan Hodges, from the Library.**

Melinda Terrier read her nomination for Nathan Hodges.

Motion to acknowledge I.M.P.A.C.T.S. of the Month Honoree, Nathan Hodges.

Motion by: Donnelly	Second by: Ramsey	Exhibit: 13
For: Johnson, Ramsey, Donnelly, Prude	Against:	Abstaining:

**5. Acknowledge Lexi Ruch as the new Agriculture & Natural Resources CEA.**

Presented by Steve Paz, Extension Agent.

Motion to acknowledge Lexi Ruch as the new Agriculture and Natural Resources CEA.

Motion by: Ramsey	Second by: Prude	Exhibit: 14
For: Johnson, Ramsey, Donnelly, Prude	Against:	Abstaining:

**6. Acknowledge the retirement of Cynthia Goyang from the Library.**

Presented by Robert Segura, HR Director. Megan Buck, Assistant Library Administrator stated how Cynthia Goyang will be missed.

Motion to acknowledge retirement of Cynthia Goyang from the Library.

Motion by: Prude	Second by: Donnelly	Exhibit: 15
For: Johnson, Ramsey, Donnelly, Prude	Against:	Abstaining:

**7. Acknowledge the retirement of Lieutenant Andy Acklin from Sheriff's Office/Courthouse Security.**

Presented by Robert Segura, HR Director. Sheriff Criner expressed how Lt. Acklin will be missed.

Motion to acknowledge Lieutenant Andy Acklin retirement from Sheriff's office and Courthouse security.

Motion by: Ramsey	Second by: Donnelly	Exhibit: 16
For: Johnson, Ramsey, Donnelly, Prude	Against:	Abstaining:

**8. Acknowledge May's Monthly Collections Report and Status Update for JP 1.**

Presented by Judge Terry Luck, Justice of the Peace Precinct 1.

Motion to acknowledge.

Motion by: Prude	Second by: Donnelly	Exhibit: 17-37
For: Johnson, Ramsey, Donnelly, Prude	Against:	Abstaining:

**9. Receive and acknowledge report on audit of the Financial Statements by Weaver.**

Presented by Veronica Morales, Auditor. David Duree, Weaver and Associates presented the report and audit to the Court.

Motion to acknowledge report on audit of the financial statements by Weaver.

Motion by: Donnelly	Second by: Ramsey	Exhibit: 38-68
For: Johnson, Ramsey, Donnelly, Prude	Against:	Abstaining:

**10. Discuss and take action re-appointing Terry Wilkinson to PermiaCare Board of Trustees.**

Presented by Chris Barnhill, CEO PermiaCare.

Motion to re-appoint Terry Wilkinson to PermiaCare Board of Trustees.

Motion by: Donnelly	Second by: Prude	Exhibit: 69-71
For: Johnson, Ramsey, Donnelly, Prude	Against:	Abstaining:

**11. Discuss and take action on court minutes from June 14 – 16, 2021.**

Presented by Alison Haley, County Clerk.

Motion to approve the minutes from June 14, 2021 and special meeting June 14 – 16, 2021.

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

**12. Discuss and take action on court fees from County and District Clerks' Offices.**

Alison Haley, County Clerk presented the court fees for May 2021.

Motion to acknowledge court fees.

Motion by: Prude	Second by: Ramsey	Exhibit: 72-86
For: Johnson, Ramsey, Donnelly, Prude	Against:	Abstaining:

**13. Discuss and take action on additional funds for preservation project for County Clerk's Office.**

Presented by Alison Haley, County Clerk. The previously approved project proposal did not include indexing. This has increased the amount of the project by \$74,050.35 for a total of \$140,579.10.

Motion to approve the extra funds needed for the preservation project for the County Clerks office.

Motion by: Prude	Second by: Ramsey	Exhibit: 87-96
For: Johnson, Ramsey, Donnelly, Prude	Against:	Abstaining:

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

Presented by Kelly O'Brien, Payroll Administrator. Donnelly mentioned patrol cadets going to patrol deputies.

Motion to acknowledge personnel memoranda.

Motion by: Ramsey	Second by: Donnelly	Exhibit: 97
For: Johnson, Ramsey, Donnelly, Prude	Against:	Abstaining:

**15. Discuss and take action on line-item transfers.**

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

Motion to approve line-item transfers.

Motion by: Donnelly	Second by: Prude	Exhibit: 98-114
For: Johnson, Ramsey, Donnelly, Prude	Against:	Abstaining:

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

Presented by Veronica Morales, Auditor. There were a few exceptions discussed. A few additional bills were discussed. Reimbursement for Robert Segura, HR Director for \$125.97 for training. Basin Electric Technologies \$10,020.00 for the elevator repairs.

Motion to pay all bills and wire transfers and exceptions.

Motion by: Ramsey	Second by: Donnelly	Exhibit: 115-123
For: Johnson, Ramsey, Donnelly, Prude	Against:	Abstaining:

**17. Discuss and take action on reclassification and requirements for Death Investigators.**

Presented by County Judge Terry Johnson. Judge Johnson asked the Court if they would like to bring the Death Investigators under the Commissioners Court control. Commissioner Donnelly stated that he believes they need to leave them under the JP's. Judge John Barton, Justice of the Peace Precinct 4 explained that the death investigator are commissioned officers for a reason. They can assist the law enforcement officers on the scene. A civilian would not be able to do that. Commissioner Donnelly stated that Ector County has a coroner's office, and they use civilian death investigators. Judge Barton stated this is what we have determined that we need for Midland County. Judge Terry Luck stated that some of the death investigators in Ector County are peace officers. Commissioner Prude stated he is happy with the way the JP's are handling their responsibility. The Death Investigators report to the JP that is on call. There is not a chief death investigator they all three report to the JP's. They are fine with 3 death investigators. No action taken. Exhibits: 124-125

**18. Discuss and take action on proposed salaries for Elected Officials.**

Presented by Commissioner Donnelly. Due to the need to post these he would like to discuss this now. Commissioner Donnelly stated that he believes they should consider a 4% cost of living raise for the Elected officials. Russell Malm, County Attorney joined the conversation explaining why they are discussing this now. Commissioner Prude stated that he would like to give raises to everyone not just our Elected Officials. Commissioner Ramsey reminded the Court that a few years ago the Elected officials did not receive a raise when the employees got a 8 to 12% raise. The Elected officials received a onetime stipend. Judge Johnson stated that he is against the optics of raises. The citizens of Midland have suffered this past year. He is hesitant to support any sort of raise. No Action taken Exhibits: 126-128

**19. Discuss and take action on use of Horseshoe for Midland County Bash 2021 for Sheriff's Office on August 14, 2021.**

Presented by Sheriff Criner. This will be an inside event.

Motion that we allow the use of the Horseshoe for the Midland County Bash for Sheriff's Office on August 14 of this year.

Motion by: Prude	Second by: Ramsey	Exhibit: 129
For: Johnson, Ramsey, Donnelly, Prude	Against:	Abstaining:

**20. Discuss and take action applying for Interlibrary Loan Lending Reimbursement Grant Program.**

Presented by Megan Buck, Library Assistant Director II.

Motion to approve applying for the Interlibrary loan lending reimbursement grant program.

Motion by: Prude	Second by: Donnelly	Exhibit: 130
For: Johnson, Ramsey, Donnelly, Prude	Against:	Abstaining:

**21. Discuss and take action authorizing County Judge to sign Interlibrary Loan Lending Reimbursement Grant Program application.**

Presented by Megan Buck, Library Assistant Director II.

Motion to authorize the County Judge to sign the afore mentioned program.

Motion by: Prude	Second by: Donnelly	Exhibit: 131-139
For: Johnson, Ramsey, Donnelly, Prude	Against:	Abstaining:

**22. Acknowledge Tiffany London as Adult Services Coordinator for Midland County Public Libraries.**

Megan Buck, Library Assistant Director II introduced Tiffany London to the Court.

Motion to acknowledge Tiffany London as Adult Services Coordinator for Midland County Public Libraries.

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

Second by: Donnelly  
Against:

Exhibit: 140-141  
Abstaining:

**23. Discuss and take action authorizing County Judge to sign letter of intent to transfer content purchased through Overdrive to Bibliotheca's Cloudlibrary program.**

Presented by Megan Buck, Library Assistant Director II. They would like to move what we currently have through overdrive to Cloudlibrary.

Motion to authorize the County Judge to sign letter of intent to transfer content purchased through Overdrive to Bibliotheca's Cloudlibrary program.

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

Second by: Ramsey  
Against:

Exhibit: 142-143  
Abstaining:

**24. Discuss and take action authorizing County Judge to sign contract with Vandergriff Group Architects.**

Presented by Kristy Engeldahl, Purchasing Agent. Commissioner Ramsey stated he thinks it might be a little bit of an overkill. There are some funds available. \$200,000.00 available. Andrew Avis, Public Works Director answered some of the Courts questions. They want to protect the space and open it up to pedestrians. Commissioner Prude mentioned a \$50,000.00 grant for another mural. Veronica Morales, Auditor mentioned that the remainder of the funds was for paving the parking lot.

Motion to procure design services through Vandergriff Architects for Library at the Plaza parking lot.

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

Second by: Prude  
Against:

Exhibit: 144-157  
Abstaining:

**25. Discuss and take action on Compensation Plan, Comp Time, and Overtime Plan.**

Presented by Robert Segura, HR Director. Retention, recruiting and moral are three reasons for changing to 86 hours every 14 days. This will help Warrant Services and the Juvenile Department. This would be for all departments, not just the Sheriff's office. Commissioner Ramsey asked for the benefits of paying down to 60 hours vs paying down to 0. Mr. Segura believes that paying down to 0 would be the better choice. Veronica Morales, Auditor stated they have \$720,000.00 in the salary contingency line. Karen Hood, Tax Assessor Collector commented on how it might affect her employees.

Motion that we pay down the comp time to all employees to the tune of approximately \$260,000.00 to come out of salary contingency within those departments. Adjust the payroll cycle for law enforcement from 28 days 171 hours to 86 hours every 14 days effective as soon as possible or the last payroll of this fiscal year.

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

Second by: Donnelly  
Against:

Exhibit: 158-161  
Abstaining:

**26. Discuss and take action renewing contract for AWP Employee Assistance Program.**

Presented by Robert Segura, HR Director. This is a renewal.

Motion to renew contract for AWP Employee Assistance Program.

Motion by: Prude	Second by: Donnelly	Exhibit: 162
For: Johnson, Ramsey, Donnelly, Prude	Against:	Abstaining:

**27. Acknowledge Summary of All Collections for May 2021 for the Tax Office.**

Presented by Karen Hood, Tax Assessor Collector.

Motion to acknowledge the summary of all collections for May 2021

Motion by: Ramsey	Second by: Prude	Exhibit: 163-164
For: Johnson, Ramsey, Donnelly, Prude	Against:	Abstaining:

**28. Receive and discuss the Nuisance Abatement Hearing Determination and Order for the property located at 5206 SCR 1226, Midland, TX.**

Presented by Laura Nodolf, District Attorney. ET2210003

Motion to acknowledge receipt of the nuisance abatement hearing determination order for the property 5206 SCR 1226.

Motion by: Prude	Second by: Donnelly	Exhibit: 165--166
For: Johnson, Ramsey, Donnelly, Prude	Against:	Abstaining:

**29. Discuss and take action on Elections staff attending Elections Law Seminar in Austin, Texas, August 1-4, 2021.**

Presented by Carolyn Graves, Elections Administrator. Only 3 will be attending this year.

Motion that we approve the travel to Austin for Elections Law Seminar for 3.

Motion by: Donnelly	Second by: Ramsey	Exhibit: 167
For: Johnson, Ramsey, Donnelly, Prude	Against:	Abstaining:

*10:42am take a 10-minute break.  
11:03am back into Regular Session*

**30. Discuss and take action allowing Emergency Management use of County Credit Card for purchase of radios.**

Presented by Justin Bunch, Emergency Management. We have the funds. Would like to get them from Sams.

Motion to allow Emergency Management to use the County Credit card.

Motion by: Ramsey	Second by: Donnelly	Exhibit: 168
For: Johnson, Ramsey, Donnelly, Prude	Against:	Abstaining:

**31. Discuss and take action on damage estimate for fence repair.**

Presented by Ken Colston, Risk Management. Mr. Colston would like to replace the fence now. The damage was caused by a vehicle chase. We have a quote for \$4,800.00.

Motion that we repair the fence in the amount of \$4,800.00.

Motion by: Donnelly	Second by: Ramsey	Exhibit: 169-178
For: Johnson, Ramsey, Donnelly, Prude	Against:	Abstaining:

**32. Discuss and take action on facility assessment and recommendations.**

Hold for executive session. No action.

**33. Acknowledge the Midland County Sheriff’s Office Report for May 2021.**

Presented by Sheriff Criner.

Motion to acknowledge.

Motion by: Donnelly	Second by: Ramsey	Exhibit: 179-181
For: Johnson, Ramsey, Donnelly, Prude	Against:	Abstaining:

**34. Discuss and take action on hotel rate above per diem.**

Presented by Sheriff Criner. We went to Del Rio for a seminar.

Motion to approve the per diem rate over the allowed rate for hotels in Del Rio, Texas.

Motion by: Ramsey	Second by: Prude	Exhibit: 182-189
For: Johnson, Ramsey, Donnelly, Prude	Against:	Abstaining:

**35. Discuss and take action allowing officer to purchase county-issued duty weapon per Texas State House Bill No. 1379 upon retirement.**

Presented by Sheriff Criner. Lt. Andy Acklin would like to purchase his duty weapon. \$434.00.

Motion to approve action on Lt. Andy Acklin to keep duty gun upon retirement.

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

**36. Discuss and take action going out for RFP for GPS Monitor System.**

Presented by Kristy Engeldahl, Purchasing Agent. This is used by Pretrial to track any people that they have on bond and require to wear a GPS monitor. Allen Bell, CSCD Director joined the conversation. CSCD defenders pay. Russell Malm, County Attorney joined the conversation and discussed the defendant paying the vendor directly.

Motion to approve the RFP for the GPS monitor system as you have described it.

Motion by: Prude	Second by: Ramsey	Exhibit: 191-192
For: Johnson, Ramsey, Donnelly, Prude	Against:	Abstaining:





**42. Discuss and take action on Humane Coalition MOU Amendment.**

Presented by Commissioner Donnelly and Vanesa Medina, Humane Coalition recommends that you only require a rabies vaccine to redeem the voucher.

Motion to amend MOU with Humane Coalition as follows, paragraph 3 second line "dogs: rabies and for cats: rabies, other vaccinations can be provided at pet owners expense.

Motion by: Donnelly                      Second by: Prude                      Exhibit: 206-208  
For: Johnson, Ramsey,              Against:                      Abstaining:  
Donnelly, Prude

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

Permit to Construct Driveway Facilities on County Right of way:

- 1. Brett Construction Company on SCR 1130
- 2. Magnum Services, LP on ECR 130

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

- 1. Pioneer Natural Resources c/o Gesch Contracting on SCR 1020
- 2. Endeavor energy on CR118
- 3. Oncor Electric Delivery on SCR 1090
- 4. Pioneer Natural Resources c/o Gesch Contracting on NCR 1040
- 5. Medallion Crude Oil Logistics, LLC on ECR 200

Motion to pass these.

Motion by: Prude                      Second by: Donnelly                      Exhibit: 209-232  
For: Johnson, Ramsey,              Against:                      Abstaining:  
Donnelly, Prude

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

*Go into Executive session at 11:27am.  
11:56am back into Regular Session.*

**45. Adjourn.**

Motion to adjourn.

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

Adjourn at 11:56am.

**A Meeting of the Commissioners Court will be held on Monday, July 12, 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 June 28, 2021.**



*Alison Haley*  
\_\_\_\_\_  
Alison Haley, County Clerk