



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

Be it remembered that on Monday the 13<sup>th</sup> day of February, 2023 at 9:00a.m a meeting of the Midland County Commissioners Court was called to order in the Commissioners 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;  
Jeff Somers, County Commissioner Precinct No. 2; - **absent**  
Luis D. Sanchez, County Commissioner Precinct No. 3; - **absent**  
Dianne Anderson, County Commissioner Precinct No. 4

Recorded by Alison Haley, County Clerk

**1. Call to Order.**

**2. Invocation given by Pastor Walter Thompson, First Presbyterian Church.**

**3. Pledges of Allegiances.**

**4. Acknowledge I.M.P.A.C.T.S. of the Month, Richard Hain, from the Sheriff's Office.**

Presented by Robert Segura, HR Director. Lt. Richard Hain from Sheriff's Office.  
No action taken. Exhibit: 14

**5. Discuss and take action on proclamation for Midland Retired & Senior Volunteer Program (RSVP).**

Judge Johnson read the proclamation aloud in Court. Tracy Renton, Senior Life Midland addressed the Court.

Motion to acknowledge the proclamation for Senior Life.

Motion by: Ramsey                      Second by: Anderson                      Exhibit: 15-16  
For: All (3)                                  Against: None                                  Abstaining:

**6. Discuss and take action on PermiaCare Memorandum of Understanding (MOU) for Veterans Treatment Court.**

Presented by Judge Leah Robertson, 385<sup>th</sup> District Court.

Motion to approve the MOU with PermiaCare for Veterans Treatment Court.

Motion by: Anderson                      Second by: Ramsey                      Exhibit: 17-20  
For: All (3)                                  Against: None                                  Abstaining:

**7. Discuss and take action on additional funds for Non-Contract Vehicle Maintenance for Constable Precinct 4.**

Presented by Constable Jamie Hall, Precinct 4. This is not a budgeted item. Need an additional \$1,300.52.

Motion to put \$1,310.00 into Constable Hall's non-contract vehicle maintenance line coming from the fleet maintenance fund.

Motion by: Ramsey                      Second by: Anderson                      Exhibit: 21-22  
For: All (3)                                  Against: None                                  Abstaining:

**8. Discuss and take action on additional funds for ammunition for JP 2 & 4.**

Presented by Judge John Barton, Justice of the Peace Precinct 4. Requesting additional funds for ammunition. Need \$701.80.

Motion to put \$710.00 into JP's 2 and 4 ammunition budget from contingency.

Motion by: Ramsey                      Second by: Anderson                      Exhibit: 23-24  
For: All (3)                                  Against: None                                  Abstaining:

**9. Discuss and take action on uniforms and embroidery costs for new Death Investigator.**

Presented by Judge John Barton, Justice of the Peace Precinct 4. Need additional funds for uniforms for new Death Investigator. \$1,500.00.

Motion to add an extra \$1,500.00 from contingency again, for uniforms for the new Death Investigator.

Motion by: Ramsey                      Second by: Anderson                      Exhibit: 25  
For: All (3)                                  Against: None                                  Abstaining:

**10. Discuss and take action on National Police Officer Selection Test (POST) Purchase and Test Security Agreement.**

Presented by Sheriff Criner.

Motion to approve the purchase of the National Police Officer Selection Test and the Test Security Agreement.

Motion by: Ramsey                      Second by: Anderson                      Exhibit: 26-28  
For: All (3)                                  Against: None                                  Abstaining:

**11. Discuss and take action on Micro Market Agreement for food services for Sheriff's staff.**

Presented by Sheriff Criner. Mr. Martin Holguin, Micro Market addressed the Court. Lt. Rebecca Thompson joined the conversation. This is for the staff.

Motion that we approve the Micro Market Agreement.

Motion by: Anderson                      Second by: Ramsey                      Exhibit: 29-37  
For: All (3)                                  Against: None                                  Abstaining:

**12. Acknowledge Sheriff's Office Report for January 2023.**

Presented by Sheriff Criner.

Motion to acknowledge the Midland County Sheriff's Office report for January 2023.

Motion by: Ramsey                      Second by: Anderson                      Exhibit: 38-41  
For: All (3)                                  Against: None                                  Abstaining:

**13. Acknowledge Monthly Civil & Warrants Fee Collection Report for January 2023.**

Presented by Sheriff Criner.

Motion to acknowledge the Monthly Civil & Warrants Fee Collection Report.

Motion by: Ramsey                      Second by: Anderson                      Exhibit: 42-43  
For: All (3)                                  Against: None                                  Abstaining:

**14. Acknowledge Monthly Detention Fees Report.**

Presented by Sheriff Criner.

Motion to acknowledge the monthly Detention Center report.

Motion by: Ramsey                      Second by: Anderson                      Exhibit: 44-45  
For: All (3)                                  Against: None                                  Abstaining:

**15. Discuss and take action amending HR Policy 6.08 to include Booking/Bonding Specialists and Records Specialists to be eligible for Overtime Pay.**

Presented by Robert Segura, HR Director. Sheriff Criner joined the conversation.

Motion to approve the request to add Booking/Bonding Specialists and Records Specialists to be eligible for Overtime.

Motion by: Anderson                      Second by: Ramsey                      Exhibit: 46-48  
For: All (3)                                  Against: None                                  Abstaining:

**16. Discuss and take action on court minutes from January 23, 2023.**

Presented by Alison Haley, County Clerk.

Motion to approve the minutes from the January 23, 2023 Commissioners Court meeting.

Motion by: Ramsey                      Second by: Anderson                      Exhibit: 49  
For: All (3)                                  Against: None                                  Abstaining:

**17. Discuss and take action on Merchant Agreement for County and District Courts' records.**

Presented by Alison Haley, County Clerk and Javier Chacon, IT Director.

Motion to sign the merchant agreements for the County and District Courts' records.

Motion by: Ramsey                      Second by: Anderson                      Exhibit: 50-64  
For: All (3)                                  Against: None                                  Abstaining:

**18. Discuss and take action on New York Life Agreement for guaranteed issuance of payroll deducted policies.**

Presented by Sara Gray, Treasurer. Dianna Jimenez, New York Life addressed the Court. This is 100% portable.

Motion to sign the agreement with New York Life for guaranteed issuance of life insurance.

Motion by: Ramsey                      Second by: Anderson                      Exhibit: 65-74  
For: All (3)                                  Against: None                                  Abstaining:

**19. Acknowledge Investment Report for 4<sup>th</sup> quarter of 2022.**

Presented by Sara Gray, Treasurer.

Motion to acknowledge the 4<sup>th</sup> quarter Investment Report.

Motion by: Ramsey                      Second by: Anderson                      Exhibit: 75-81  
For: All (3)                                  Against: None                                  Abstaining:

**20. Acknowledge Treasurer’s Monthly Reports for November and December 2022.**

Presented by Sara Gray, Treasurer.

Motion to approve the report on the status of the present report with the correction of Commissioner Andersons name.

Motion by: Anderson                      Second by: Ramsey                      Exhibit: 82-90  
For: All (3)                                      Against: None                                      Abstaining:

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

Presented by Sara Gray, Treasurer. A correction was noted. Yvette Tyler is not a new hire.

Motion to acknowledge the payroll change summary.

Motion by: Ramsey                      Second by: Anderson                      Exhibit: 91-93  
For: All (3)                                      Against: None                                      Abstaining:

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

Presented by Lisa Sessions, 1<sup>st</sup> Assistant Auditor. There were a few exceptions.

Motion we approve the line-item transfers.

Motion by: Anderson                      Second by: Ramsey                      Exhibit: 94-113  
For: All (3)                                      Against: None                                      Abstaining:

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

Presented by Lisa Sessions, 1<sup>st</sup> Assistant Auditor. There were several exceptions. There were three wire transfers.

Motion to pay all bills and wire transfers.

Motion by: Ramsey                      Second by: Anderson                      Exhibit: 114-126  
For: All (3)                                      Against: None                                      Abstaining:

**24. Discuss and take action on out-of-state travel for Jessica Saenz and Stephanie Martinez to attend National Grant Management Association (NGMA) Conference in Washington, D.C., April 10 – 13, 2023.**

Presented by Lisa Sessions, 1<sup>st</sup> Assistant Auditor.

Motion we approve both ladies to attend grant training in Washington, D.C.

Motion by: Anderson                      Second by: Ramsey                      Exhibit: 127-131  
For: All (3)                                      Against: None                                      Abstaining:

**25. Acknowledge Summary of All Collections for December 2022.**

Presented by Mary Helen Bowers, Chief Deputy Tax Assessor Collector.

Motion to acknowledge the summary of all collections for December 2022.

Motion by: Ramsey                      Second by: Anderson                      Exhibit: 132-133  
For: All (3)                                      Against: None                                      Abstaining:

**26. Discuss and take action on payment of invoice for Granicus Software for Short Term Rentals.**

Presented by Mary Helen, Bowers Chief Deputy Tax Assessor Collector. This is a budgeted item.

Motion to pay the \$23,000.00 invoice for Granicus software.

Motion by: Ramsey  
For: All (3)

Second by: Anderson  
Against: None

Exhibit: 134  
Abstaining:

**27. Discuss and take action on Memorandum of Understanding (MOU) between Midland County Drug Court and Midland Community Supervision & Corrections Department (CSCD).**

Presented by Allen Bell, CSCD Director. Russell Malm, County Attorney answered the Courts questions.

Motion to approve the updated MOU between the Midland County Drug Court and Midland County CSCD.

Motion by: Ramsey  
For: All (3)

Second by: Anderson  
Against: None

Exhibit: 135-140  
Abstaining:

**28. Discuss and take action on ARPA contract between Midland County and Midland Community Supervision & Corrections Department (CSCD).**

Presented by Allen Bell, CSCD Director.

Motion to sign the ARPA contract between Midland County and Midland CSCD.

Motion by: Ramsey  
For: All (3)

Second by: Anderson  
Against: None

Exhibit: 141-146  
Abstaining:

**29. Discuss and take action on Baker & Taylor DVD Lease Renewal Agreement for Library.**

Presented by Debbie Garza, Library Director. This is a budgeted item.

Move to approve the Baker & Taylor DVD Lease plan.

Motion by: Anderson  
For: All (3)

Second by: Ramsey  
Against: None

Exhibit: 147-150  
Abstaining:

**30. Discuss and take action allowing Libraries to close for staff development/training on March 1, 2023.**

Presented by Debbie Garza, Library Director.

Motion allowing all the libraries to close for staff development on March 1, 2023.

Motion by: Ramsey  
For: All (3)

Second by: Anderson  
Against: None

Exhibit: 151  
Abstaining:

**31. Discuss and take action on Museum of Discovery Exhibit Loan Agreement for Magnificent Me.**

Presented by Debbie Garza, Library Director. Russell Malm, County Attorney has made some changes to the contract.

Motion to sign the exhibit agreement for the Museum of Discovery Exhibit Loan Agreement.

Motion by: Ramsey  
For: All (3)

Second by: Anderson  
Against: None

Exhibit: 152-167  
Abstaining:

**32. Discuss and take action on Global Language of Headwear: Cultural identity, Rites of Passage, and Spirituality venue contract.**

Presented by Debbie Garza, Library Director. This is for 2024. Russell Malm, County Attorney stated that he has submitted some changes to the contract. They have not heard back from Global Language of Headwear. Tabled.

**33. Acknowledge Library donations.**

Presented by Debbie Garza, Library Director. These are material donations. Commissioner Anderson would like time to review the list of books. No action taken.

Exhibit: 168-173

**34. Discuss and take action on bond renewal for Elections Administrator.**

Presented by Ken Colston, Risk Manager.

Motion to approve the annual bond for the Elections Administrator.

Motion by: Ramsey  
For: All (3)

Second by: Anderson  
Against: None

Exhibit: 174-179  
Abstaining:

**35. Discuss and take action on Chem-Aqua Agreement.**

Presented by Eddie Melendez, Facilities Director. The price has increased.

Motion to sign the agreement with Chem-Aqua.

Motion by: Ramsey  
For: All (3)

Second by: Anderson  
Against: None

Exhibit: 180-182  
Abstaining:

**36. Discuss and take action on remodel of offices for Facilities on the 11<sup>th</sup> Floor of Courthouse.**

Presented by Eddie Melendez, Facilities Director.

Motion to approve the remodel of the Facility offices on the 11<sup>th</sup> floor.

Motion by: Ramsey  
For: All (3)

Second by: Anderson  
Against: None

Exhibit: 183-184  
Abstaining:

**37. Discuss and take action on purchase of drapes and accessories for the Horseshoe.**

Presented by Eddie Melendez, Facilities Director. This is a budgeted item. Commissioner Anderson mentioned the price of the shipping and handling being 1/3 of the cost. Commissioner Ramsey spoke on the use for the drapes.

Motion to purchase the drapes and accessories for the Horseshoe.

Motion by: Ramsey  
For: All (3)

Second by: Anderson  
Against: None

Exhibit: 185-187  
Abstaining:

**38. Discuss and take action on Purchase of Services from Pivot Technology for Call Manager Phone System Update.**

Presented by Javier Chacon, IT Director. Updating to version 14.

Motion that we approve purchase of Services from Pivot Technology for Call Manager.

Motion by: Anderson	Second by: Ramsey	Exhibit: 188-193
For: All (3)	Against: None	Abstaining:

**39. Discuss and take action on Fiber Circuit at TxDOT Tower for Radio Project.**

Presented by Javier Chacon, IT Director.

Motion that we approve the Fiber Circuit at TxDOT tower for radio project.

Motion by: Anderson	Second by: Ramsey	Exhibit: 194-198
For: All (3)	Against: None	Abstaining

**40. Discuss and take action on agreement with AT&T to sever data and telephone services and lines at 301 S. Main and 300 Baird St. for purposes of demolition.**

Presented by Andrew Avis, Public Works Director. Tabled for more information.

**41. Discuss and take action on contract for reconstruction of ECR 120 Phase 2.**

Presented by Jesse Ferguson, Public Works Capital Project Manager.

Motion authorizing the County Judge to execute the contract for the reconstruction of ECR 120 phase 2.

Motion by: Ramsey	Second by: Anderson	Exhibit: 199-240
For: All (3)	Against: None	Abstaining:

**42. Discuss and take action on Deed for a portion of Right-of-Way (ROW) for future CR 130.**

Presented by Andrew Avis, Public Works Director. \$64,400.00 from 604-015-00.7080.

Motion authorizing the County Judge to sign the deed for right of way for the future CR 130.

Motion by: Ramsey	Second by: Anderson	Exhibit: 241-246
For: All (3)	Against: None	Abstaining:

**43. Discuss and take action on permit for environmental and archaeological survey at future CR 160.**

Presented by Andrew Avis, Public Works Director.

Motion authorizing the County Judge to sign the permit for archaeological survey at CR 160.

Motion by: Ramsey	Second by: Anderson	Exhibit: 247-264
For: All (3)	Against: None	Abstaining:

**44. Discuss and take action on letters to property owner for Right-of-Way (ROW) donation associated with CR 120 and CR 130.**

Presented by Andrew Avis, Public Works Director.

Motion authorizing the County Judge to sign the two evaluation letters for the property donated in conjunction with CR 120 and CR 130.

Motion by: Ramsey  
For: All (3)

Second by: Anderson  
Against: None

Exhibit: 265-271  
Abstaining:

**45. Discuss and take action on purchase agreement for Parsley Building.**

Presented by Andrew Avis, Public Works Director. Russell Malm, County Attorney addressed the purchase agreement. Any contractor that needs to go onto the property will need to sign an indemnification agreement.

Commissioner Anderson made a motion to authorize the County Judge to enter into a purchase agreement for the Parsley building. There was not a second. No action taken.

**46. Discuss and take action on deed for Right-of-Way (ROW) purchase on CR 1090.**

Presented by Andrew Avis, Public Works Director. \$10,000.00 from 604-015-00.7080.

Motion to authorizing the County Judge to execute the deed for right of way purchase on CR 1090.

Motion by: Anderson  
For: All (3)

Second by: Ramsey  
Against: None

Exhibit: 272-279  
Abstaining:

**47. Discuss and take action on change order with Jones Bros. for two gates on Diamondback's lease roads.**

Presented by Jesse Ferguson, Public Works Capital Project Manager.

Motion that we accept the change order to Jones Brothers for two more gates on Diamondbacks lease roads.

Motion by: Anderson  
For: All (3)

Second by: Ramsey  
Against: None

Exhibit: 280-281  
Abstaining:

**48. Discuss and take action on change order with Jones Bros. for reconstruction of intersection at Yukon Rd. and WCR 100 with a concrete intersection.**

Presented by Jesse Ferguson, Public Works Capital Project Manager.

Motion that we authorize the change order to Jones Brothers at Yukon to reconstruct the intersection at Yukon Road and WCR 100 with a concrete intersection.

Motion by: Anderson  
For: All (3)

Second by: Ramsey  
Against: None

Exhibit: 282-283  
Abstaining:

**49. Discuss and take action on change order with Reece Albert for two course surface treatment (2-CST) on WCR 170 from SCR 1270 to Midland County Line.**

Presented by Jesse Ferguson, Public Works Capital Project Manager.

Motion authorizing the change order for two course surface treatment on WCR 170.

Motion by: Ramsey  
For: All (3)

Second by: Anderson  
Against: None

Exhibit: 284-285  
Abstaining:



**50. Discuss and take action on change order with Reece Albert for clearing & grubbing trees at Monahans Draw as it crosses CR 170.**

Presented by Jesse Ferguson, Public Works Capital Project Manager.

Motion that we authorize the change order to Reece Albert for clearing and grubbing trees at Monahans Draw as it crosses CR 170.

Motion by: Anderson  
For: All (3)

Second by: Ramsey  
Against: None

Exhibit: 286-287  
Abstaining:

**51. Discuss and take action on settlement agreement with Jerry Fuentes.**

Presented by Andrew Avis, Public Works Director. Russell Malm, County Attorney joined the conversation.

Motion authorizing the County Judge to execute the settlement agreement with Jerry Fuentes and the issuance of the check for \$18,167.50 coming out of risk management claims.

Motion by: Ramsey  
For: Ramsey, Anderson

Second by: Anderson  
Against: Johnson

Exhibit: 288-291  
Abstaining:

**52. Discuss and take action on agreement with Targa Pipeline Mid-Continent WesTex, LLC for Release of Receipt for Damages.**

Presented by Jessica Buchanan, Public Works Regulations Manager.

Motion authorizing the County Judge to sign the Release agreement and Receipt for damages with Targa Pipeline.

Motion by: Ramsey  
For: All (3)

Second by: Anderson  
Against: None

Exhibit: 292-298  
Abstaining:

**53. Discuss and take action on replat of Hillside, Section 2 Addition.**

Presented by Jessica Buchanan, Public Works Regulations Manager.

Motion authorizing the County Judge to sign the replat of the Hillside, section 2 addition.

Motion by: Ramsey  
For: All (3)

Second by: Anderson  
Against: None

Exhibit: 299-300  
Abstaining:

**54. Discuss and take action on Work Authorization #WTC2023-001.**

Presented by Jessica Buchanan, Public Works Regulations Manager. West Texas Consultants will draw up construction documents.

Motion that we accept the work authorization #WTC2023-001.

Motion by: Anderson  
For: All (3)

Second by: Ramsey  
Against: None

Exhibit: 301-303  
Abstaining:

**55. 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. Willa Villa, LLC on SCR 1232.

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

1. Pioneer Natural Resources USA, Inc.
2. Oncor Power on CR 1160
3. Chevron U.S.A. Inc. on CR 1160
4. Optimum on SCR 1200

Motion to approve.

Motion by: Anderson  
For: All (3)

Second by: Ramsey  
Against: None

Exhibit: 304-318  
Abstaining:

**56. Discuss and take action on per diem travel rates during Legislative Session.**

Presented by Commissioner Ramsey. The rates are higher that what is allowed.

Motion to approve the rates outside the state guidelines for court members who may go to Austin in 2023 Legislative Session.

Motion by: Ramsey  
For: All (3)

Second by: Anderson  
Against: None

Exhibit: 319  
Abstaining:

**57. Discuss and take action on grade and step for newly hired Grant Writer.**

Presented by Robert Segura, HR Director. This is to get the person in line with market salary.

Motion to increase the salary to grade 20 step 2 for Grant Writer.

Motion by: Johnson  
For: All (3)

Second by: Ramsey  
Against: None

Exhibit: 320  
Abstaining:

**58. Adjourn.**

Motion to adjourn.

Motion by: Ramsey  
For: All (3)

Second by: Anderson  
Against: None

Exhibit:  
Abstaining:

Adjourn at 10:44a.m.

**A Meeting of the Midland County Commissioners Court will be held on Monday, February 27, 2023 on or after 9:00a.m., in the Commissioners Courtroom, located at the Midland County Courthouse, 500 North Loraine Street, Midland, Texas.**

**I, Alison Haley, County Clerk certify that this is an accurate accounting of the proceedings of the Commissioners Court meeting on February 13, 2023.**



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