



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

Be it remembered that on Monday the 25th day of April 2022 at 9:00 a.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;
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 Josh Bryant, Travis Baptist Church.

3. Pledges of Allegiances.

4. Acknowledge Monthly Collections Report/Status Update from JP 1.

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

Motion to acknowledge the monthly collection report for JP1.

Motion by: Ramsey
For: All (5)

Second by: Donnelly
Against: None

Exhibit: 15-39
Abstaining:

5. Acknowledge Quarterly Report from JP 3.

Presented by Judge Billy Johnson, Justice of the Peace Precinct 3.

Motion to acknowledge quarterly report from JP 3.

Motion by: Prude
For: All (5)

Second by: Sanchez
Against: None

Exhibit: 40-84
Abstaining:

6. Discuss and take action on replacement vehicle for Constable Precinct 1.

Hold for Constable Douglas Brown, Precinct 1 to appear.

Presented by Constable Douglas Brown, Precinct 1. The transmission is out on his vehicle and it is out of contract. The vehicle is a 2016. Kristy Engeldahl, Purchasing Agent answered the Courts questions. Currently using a loaner from Risk Management. Commissioner Ramsey suggested that we locate a new vehicle and investigate replacing the transmission. No Action taken.

7. Accept Audit of Midland County from Weaver.

Presented by Veronica Morales, Auditor and David Duree, CPA, CGMA Engagement Partner, Weaver. Veronica Morales thanked her staff for their hard work.

Motion to accept the audit of Midland County from Weaver.

Motion by: Prude
For: All (5)

Second by: Sanchez
Against: None

Exhibit: 85-112
Abstaining:

Recall item 6

8. Receive presentation on jail master plan.

Presented by Andrew Avis, Public Works Director and Ken Burns, Burns Architecture, LLC. Long term the County wants a 1200 bed facility. The current plan is for a 682-bed facility. 230,000 square feet. Would need 28 acres. There were several questions from the Court members. 14 months for design and development. 24 to 30 months for construction. Exhibit: 113-116

10:10am take a 10-minute break
10:22am back into Regular Session.

Call item 11

9. Discuss and take action on personnel matters.

Hold for Executive Session. Exhibit: 117

10. Discuss and take action on salary change for David Sapp at Fairview Cemetery.

Hold for Executive Session.

Motion to change David Sapp, Fairview Cemetery to a 15.12 effective immediately tentatively taking it from contingency.

Motion by: Ramsey Second by: Prude Exhibit: 118-119
For: All (5) Against: None Abstaining:

12:00pm break for lunch to return at 1:30pm
1:32pm back into Regular Session

Call item 32

11. Discuss and take action amending resolution for Rifle Resistant Vest Grant.

Presented by Investigator Dennis Morris. They would like to add language about matching funds. Commissioner Sanchez stated his concern for the added language. Veronica Morales, Auditor stated that this is simply the application process. The award process would be brought back to the Court. This is a standard procedure.

Motion that we approve the County Judge to sign an amended resolution including this language.

Motion by: Donnelly Second by: Ramsey Exhibit: 120-121
For: All (5) Against: None Abstaining:

12. Discuss and take action on additional funds for Non-Contract Vehicle Maintenance for Patrol.

Presented by Lt. Richard Hain. \$15,000.00 for 100-500-20.6420

Motion that we take \$15,000.00 out of contingency and cover 100-500-20.6420.

Motion by: Donnelly Second by: Ramsey Exhibit: 122
For: All (5) Against: None Abstaining:

13. Discuss and take action on additional funds for fuel for Patrol.

Presented by Lt. Richard Hain. \$100,000.00 100-500-20.6100

Motion to move \$100,000.00 out of contingency to cover the fuel for line item 100-500-20.6100.

Motion by: Ramsey Second by: Sanchez Exhibit: 123-125
For: All (5) Against: None Abstaining:

14. Discuss and take action on out-of-state travel for Deputy Juan Alcaraz to attend Hostage Negotiations and Crisis Intervention training in Rio Rancho, NM, May 2-6, 2022.

Presented by Lt. Richard Hain. This is a budgeted item.

Motion to approve out-of-state travel for Deputy Juan Alcaraz for the Hostage negotiation training.

Motion by: Ramsey
For: All (5)

Second by: Prude
Against: None

Exhibit: 126-133
Abstaining:

15. Discuss and take action reimbursing Benny Matlock for test and evaluation of Honor Guard uniform.

Presented by Chief Deputy, Benny Matlock. These can be purchased from the US military. This will save the County time and money. Asking for reimbursement for test purchase of \$299.89.

Motion that we reimburse Benny Matlock for the test and evaluation of honor guard uniform in the amount of \$300.00.

Motion by: Sanchez
For: All (5)

Second by: Prude
Against: None

Exhibit: 134-135
Abstaining:

16. Discuss and take action on purchase of Honor Guard uniforms with the Midland County Sheriff's Office credit card.

Presented by Chief Deputy, Benny Matlock.

Motion to approve the purchase of Honor Guard uniforms using the Sheriff's Office credit card.

Motion by: Prude
For: All (5)

Second by: Sanchez
Against: None

Exhibit: 136
Abstaining:

17. Discuss and take action on donation in the amount of \$6,000.00 from EOG Resources to Midland County Sheriff's Office donation account.

Presented by Sheriff Criner.

Motion to acknowledge the donation by EOG (Resources) of \$6,000.00.

Motion by: Ramsey
For: All (5)

Second by: Donnelly
Against: None

Exhibit: 137-140
Abstaining:

18. Discuss and take action on budget amendment of \$6,000.00 for law enforcement supplies.

Presented by Sheriff Criner.

Motion to authorize the budget amendment of \$6,000.00.

Motion by: Ramsey
For: All (5)

Second by: Donnelly
Against: None

Exhibit: 141-142
Abstaining:

19. Discuss and take action on donation in the amount of \$250.00 from MHS Softball Booster Club to Midland County Sheriff's Office donation account.

Presented by Sheriff Criner.

Motion to approve the donation in the amount of \$250.00 from Midland High School Softball Booster Club to Midland County Sheriff's Office donation account.

Motion by: Sanchez
For: All (5)

Second by: Prude
Against: None

Exhibit: 143-146
Abstaining:

20. Discuss and take action on cashier's check of \$5,300.00 from fundraiser to Eastland Volunteer Fire Department.

Presented by Sheriff Criner. The proceeds were to be split with the Eastland County Volunteer Fire Department.

Motion to approve cashier's check of \$5,300.00 from fundraiser to Eastland Volunteer Fire Department.

Motion by: Sanchez
For: All (5)

Second by: Donnelly
Against: None

Exhibit: 147-148
Abstaining:

21. Discuss and take action on cashier's check of \$5,300.00 from fundraiser to Mounted Patrol.

Presented by Sheriff Criner.

Motion to accept the donation for Mounted Patrol in the amount of \$5,300.00.

Motion by: Ramsey
For: All (5)

Second by: Donnelly
Against: None

Exhibit: 149-152
Abstaining:

22. Discuss and take action on donation of \$100.00 from Lewallen Garcia Partners, LLC.

Presented by Sheriff Criner.

Motion to approve the donation of \$100.00 from Lewallen Garcia partners, LLC. to be accepted for Mounted Patrol.

Motion by: Sanchez
For: All (5)

Second by: Prude
Against: None

Exhibit: 153-156
Abstaining:

23. Discuss and take action on donation of \$250.00 from Terry Johnson for Mounted Patrol.

Presented by Sheriff Criner.

Motion to accept the donation of \$250.00 from Terry Johnson for the Mounted Patrol.

Motion by: Sanchez
For: All (5)

Second by: Prude
Against: None

Exhibit: 157-162
Abstaining:

24. Discuss and take action on donation of \$50.00 from James L. Upham for Mounted Patrol.

Presented by Sheriff Criner.

Motion accepting the donation for Mounted Patrol in the amount of \$50.00 from James L. Upham.

Motion by: Ramsey
For: All (5)

Second by: Donnelly
Against: None

Exhibit: 163-166
Abstaining:

25. Discuss and take action on donation of \$400.00 from 40 Something Cowgirls for Mounted Patrol.

Presented by Sheriff Criner.

Motion to accept \$400.00 from 40 something cowgirls for Mounted Patrol.

Motion by: Donnelly
For: All (5)

Second by: Sanchez
Against: None

Exhibit: 167-170
Abstaining:

26. Acknowledge the Midland County Sheriff's Office March 2022 Report.

Presented by Sheriff Criner.

Motion to acknowledge the Midland County Sheriff's Office report for March 2022.

Motion by: Ramsey
For: All (5)

Second by: Sanchez
Against: None

Exhibit: 171-173
Abstaining:

27. Acknowledge Detention Fees for March 2022.

Presented by Sheriff Criner.

Motion to acknowledge Midland County Sheriff's report.

Motion by: Donnelly
For: All (5)

Second by: Ramsey
Against: None

Exhibit: 174-175
Abstaining:

28. Acknowledge the C&W Fee Collection Report for March 2022.

Presented by Sheriff Criner.

Motion to acknowledge the monthly Civil and Warrants fee collection report.

Motion by: Ramsey
For: All (5)

Second by: Donnelly
Against: None

Exhibit: 176-177
Abstaining:

Call Executive Session items. 55-57

29. Discuss and take action on court minutes from April 11, 2022.

Presented by Alison Haley, County Clerk.

Motion to approve the minutes from April 11, 2022.

Motion by: Ramsey
For: All (5)

Second by: Prude
Against: None

Exhibit: 178
Abstaining:

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

Alison Haley, County Clerk presented the County and District Clerks' fees for March 2022.

Motion to approve court fees for March 2022.

Motion by: Prude
For: All (5)

Second by: Sanchez
Against: None

Exhibit: 179-192
Abstaining:

31. Discuss and take action on personnel memoranda.

Presented by Mitzi Baker, Treasurer.

Motion to approve the personnel memoranda for April 25, 2022.

Motion by: Ramsey
For: All (5)

Second by: Donnelly
Against: None

Exhibit: 193
Abstaining:

32. Discuss and take action on line item transfers.

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

Motion to approve all line-item transfers.

Motion by: Donnelly
For: All (5)

Second by: Ramsey
Against: None

Exhibit: 194-203
Abstaining:

33. Discuss and take action on bills and wire transfers.

Presented by Veronica Morales, Auditor. No wire transfers. There were a few exceptions to the bills brought to the Courts attention. Additional bills for the Greenwood Volunteer Fire Department for \$8,333.33 and The Northeast Volunteer Fire Department for \$8,333.33. Benny Matlock, reimbursement for uniforms.

Motion to pay all bills.

Motion by: Ramsey
For: All (5)

Second by: Donnelly
Against: None

Exhibit: 204-211
Abstaining:

34. Discuss and take action on New World approval authorization for Information Technology Department.

Presented by Veronica Morales, Auditor.

Motion that we have Javier Chacon do the requisitions, invoices, and line-item transfers.

Motion by: Donnelly
For: All (5)

Second by: Ramsey
Against: None

Exhibit: 212
Abstaining:

35. Discuss and take action on ARPA funds revenue loss options.

Presented by Veronica Morales, Auditor. There are 2 options for ARPA revenue loss designation. Russell Malm answered the Courts questions.

Motion that we do the calculated loss revenue option on the ARPA funds.

Motion by: Donnelly
For: All (5)

Second by: Ramsey
Against: None

Exhibit: 213
Abstaining:

Call item 29

36. Discuss and take action on use of Horseshoe for Project Graduation.

Motion to waive the rent and miscellaneous fees for Project Graduation at the Horseshoe.

Motion by: Ramsey
For: All (5)

Second by: Donnelly
Against: None

Exhibit: 214-215
Abstaining:

37. Discuss and take action on Midland County Public Libraries annual accreditation from the Texas State Library and Archives Commission.

Presented by Debbie, Garza, Library Director.

Motion that we authorize the County Judge to sign the Midland County Public Libraries annual accreditation from the Texas State Library and Archives Commission.

Motion by: Donnelly
For: All (5)

Second by: Ramsey
Against: None

Exhibit: 216-219
Abstaining:

38. Discuss and take action allowing Midland County Public Libraries to close for staff development day on June 1, 2022.

Presented by Debbie, Garza, Library Director. Staff development and training.

Motion authorizing the Midland County Public Libraries to close for staff development day on June 1, 2022.

Motion by: Ramsey
For: All (5)

Second by: Donnelly
Against: None

Exhibit: 220
Abstaining:

39. Acknowledge Library donations.

Presented by Debbie, Garza, Library Director. Material donations only.

Motion to accept the donated material to the library.

Motion by: Ramsey
For: All (5)

Second by: Donnelly
Against: None

Exhibit: 221-222
Abstaining:

40. Discuss and take action on vehicle policy.

Presented by Robert Segura, HR Director. Russell Malm, County Attorney answered the Courts questions. They discussed re-wording item 5. The GPS portion was discussed. Russell Malm, County Attorney joined the conversation. Eddie Melendez, Facilities Director joined the conversation. Mitzi Baker, Treasurer joined the conversation. They discussed a driver summary to replace the quarterly report. No action taken. Exhibit: 223-227

41. Acknowledge rebate check from TexBuy Cooperative Purchasing.

Presented by Kristy Engeldahl, Purchasing Agent. We received an annual rebate check for using this coop. This year we received \$864.44.

Motion to acknowledge rebate check from TexBuy.

Motion by: Ramsey
For: All (5)

Second by: Donnelly
Against: None

Exhibit: 228-234
Abstaining:

42. Discuss and take action on RFP for Abatement Consulting and Removal Services.

Presented by Kristy Engeldahl, Purchasing Agent. This would be for the Salvation Army building. We would like to publish and RFP and ask for a number for turnkey service of this abatement.

Motion that we put out an RFP for abatement consulting and removal services.

Motion by: Donnelly
For: All (5)

Second by: Sanchez
Against: None

Exhibit: 235
Abstaining:

43. Discuss and take action on award for RFP 22MCO589 Reconstruction of SCR 1180.

Presented by Kristy Engeldahl, Purchasing Agent. We received 4 responses. After evaluations, we recommend award to Danny’s Paving in the amount of \$1,129,083.65.

Motion that we award RFP 22MCO589 reconstruction of SCR 1180 to Danny’s Paving in the amount of \$1,129,083.65.

Motion by: Donnelly Second by: Ramsey Exhibit: 236-238
For: All (5) Against: None Abstaining:

44. Discuss and take action on corrective deed for property at Yukon Road Right of Way.

Presented by Andrew Avis, Public Works Director.

Motion that we authorize the County Judge to sign the corrective deed for Yukon.

Motion by: Donnelly Second by: Ramsey Exhibit: 239-249
For: All (5) Against: None Abstaining:

45. Discuss and take action on change order for Salinas Construction for additional traffic control devices.

Presented by Andrew Avis, Public Works Director.

Motion to approve the change order for Salinas Construction for the additional traffic control devices.

Motion by: Sanchez Second by: Donnelly Exhibit: 250-251
For: All (5) Against: None Abstaining:

46. Discuss and take action on Subdivision Regulation variances for Riverside Plat.

Presented by Andrew Avis, Public Works Director.

Motion to approve the variance of 50’ right-of-way for Riverside plat.

Motion by: Ramsey Second by: Donnelly Exhibit: 252-254
For: All (5) Against: None Abstaining:

47. Discuss and take action on change order for Reece Albert for SH 158 LOSA project.

Presented by Andrew Avis, Public Works Director. New rumble strips.

Motion that we authorize the change order of \$27,468.00 be made to the LOSA interchange at 1232 and SH 158.

Motion by: Donnelly Second by: Ramsey Exhibit: 255-256
For: All (5) Against: None Abstaining:

48. Discuss and take action on variances for Pecan Grove Subdivision, Section 3.

Presented by Andrew Avis, Public Works Director. This is right outside the ETJ.

Motion that we approve the request of the variances at Pecan Grove subdivision.

Motion by: Donnelly Second by: Sanchez Exhibit: 257-260
For: All (5) Against: None Abstaining:

49. Discuss and take action on change order to Danny’s Paving for Precinct 4, Cluster 1 for payment and performance bond.

Presented by Andrew Avis, Public Works Director.

Motion that we approve the \$80,637.00 payment of the bond for Danny’s Paving for Precinct 4, Cluster 1 and 2 projects.

Motion by: Prude	Second by: Ramsey	Exhibit: 261-262
For: All (5)	Against: None	Abstaining:

50. Discuss and take action on agreement and payment of invoice for Star-Spangled Salute event.

Presented by County Judge Johnson. \$50,000.00 was budgeted for the Star-Spangled Salute event.

Motion that we approve the agreement and payment of invoices for the Star-spangled salute event.

Motion by: Sanchez	Second by: Donnelly	Exhibit: 263-268
For: All (5)	Against: None	Abstaining:

51. Discuss and take action on agreement providing ARPA funds to Midland Memorial Hospital as a beneficiary.

Presented by Russell Malm, County Attorney. How to provide the \$2.3 million to the Hospital. Not to limit the use of the funds to salary.

I recommend making the payment of \$2.3 million to the Hospital contingent on that there not be any substantial changes made by Grant Works.

Motion by: Prude	Second by: Johnson	Exhibit: 269-274
For: Johnson, Sanchez Prude	Against: None	Abstaining: Ramsey Donnelly

52. Discuss and take action on plat for Pecan Grove Addition, Section 3.

Presented by Jessica Buchanan, Public Works Regulations Manager.

Motion that we authorize the County Judge to sign the plat for recording in the Clerk’s office.

Motion by: Donnelly	Second by: Sanchez	Exhibit: 275-276
For: All (5)	Against: None	Abstaining:

53. Receive report from Public Information Officer.

Tabled.

**ADDENDUM
MIDLAND COUNTY COMMISSIONERS COURT MEETING
April 25, 2022 on or after 10:30 a.m.**

1. Discuss and take action on agreement switching from PiWik analytics solutions to Google analytics.

Not called.

54. 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.

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

1. Pinnacle Dos Picos, LLC on ECR 200
2. Bangl Pipeline, LLC on ECR 120
3. Bangl Pipeline, LLC on ECR 160
4. Bangl Pipeline, LLC on ECR 200
5. Whistler Pipeline, LLC on ECR 120
6. Whistler Pipeline, LLC on ECR 160
7. Whistler Pipeline, LLC on ECR 200
8. Endeavor Energy Resources, LP on CR 140

Motion to pass those.

Motion by: Prude
For: All (5)

Second by: Sanchez
Against: None

Exhibit: 277-293
Abstaining:

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

56. Conduct Executive session pursuant to Texas Government Code Section 551.072 to deliberate the purchase, exchange, lease, or value of real property.

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

*10:56am go into Executive Session
11:59am back into Regular Session*

Call item 8

58. Adjourn.

Motion to adjourn.

Motion by: Ramsey
For: All (5)

Second by: Sanchez
Against: None

Exhibit:
Abstaining:

Adjourn at 2:21p.m.

A Meeting of the Midland County Commissioners Court will be held on Monday, May 9, 2022 on or after 9:00 a.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 April 25, 2022.



Alison Haley

Alison Haley, County Clerk

