

**NOTICE OF REGULAR MEETING OF THE
ECTOR COUNTY UTILITY DISTRICT**

Notice is hereby given that on the 13th day of July 2022; the Board of Directors of the Ector County Utility District of Ector County will hold a Regular Board Meeting with a Directors' Workshop beginning at 1:30 P.M., until 2:30 P.M. The Board Meeting will commence at 2:30 P.M., in the District's Board Room located at 1039 N. Moss Avenue, Odessa, Ector County, Texas 79763. The subjects to be discussed are listed on the July 13th, 2022 regular meeting agenda. Public comment on individual agenda items is considered (limit 5 minutes per person).

AGENDA

1. Call to Order.
2. Discuss and approve a district policy establishing time limits for public comments during open meetings.
3. Consider and approve an order establishing new rates for the sale of water and services, including monthly bills and volumetric water charges, adoption of a purchased water adjustment clause, and water tap fees and other fees and charges in Ector County, Texas effective October 1, 2022.
4. Discuss and approve dental and vision insurance benefits for employees.
5. Discuss and approve Employee Handbook as written.
6. Discuss and approve a policy on new accounts with arrears owed.
7. Discuss and approve staff request for 10% cost of living salary increase.
8. Discuss and approve setting a date for 2022-2023 Budget Workshop.
9. Discuss activation of West Odessa Volunteer Fire Department donation program.
10. Consider and approve the use of an agenda item request form.
11. Discuss AVR processing of payments by customers check.
12. Approval of Financial Reports.
13. Approval of Board Minutes.
14. Discussion Items: Treasurer's Report.
 - (i) AR Reconciliation Update
 - (ii) County Attorney
 - (iii) Billed revenue report
 - (iv) Agenda processing streamlining
15. Discussion Items: President's Report
 - (i) Provided 24" valve, fitting and pipe to City of Odessa during Odessa's recent water line break and invoice to City.
 - (ii) Update on request for ARPA grant funds to Ector County.
 - (iii) Ector County Appraisal District Report on 2022 property tax valuations.
16. Recess for a public hearing scheduled at 6:00p.m., at Kellus Turner Community Center, 2230 Sycamore Street, Odessa, Texas to conduct hearing to consider annexing those portions of Sections 13, 14, 15, 16, 17 and 18, Block 43, T-2-S, T&P Ry. Co. Survey, Ector County, Texas into the District's boundaries that are not already in the District.
17. Reconvene after public hearing to discuss and approve adding properties in Sections 13, 14, 15, 16, 17 and 18, Block 43, T-2-S, T&P Ry. Co. Survey, Ector County, Texas into the District's boundaries and calling an election on November 8, 2022 to include those properties not in the District as new properties subject to the Operation Maintenance Tax.
18. Public comments and input on non-agenda items within the jurisdiction and responsibilities of the District (limit 5 minutes per person).

The Ector County Utility District Board of Directors reserves the right to change the agenda item order.

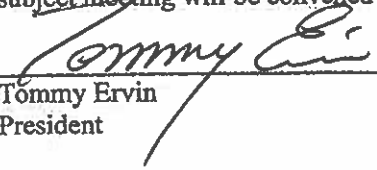
If, during the course of the meeting covered by this notice, the Board of Directors is required, then such closed or executive meeting of session as Title 5, Chapter 551, Government Code of Texas will be held by the Board of Directors at the date, hour, and place given in this notice or as soon after the commencement of the meeting covered by this notice as the Board of Directors may conveniently meet in such closed or executive meeting or session concerning any and all subjects and for any and all purposes permitted by Section 551 of said Government Code, including, but not limited to:

- § 551.071 For the purpose of a private consultation with the board's attorney.
- § 551.072 For the purpose of discussing the purchase, exchange, lease, or value of real property.
- § 551.073 For the purpose of discussing negotiated contracts for prospective gifts, or donations.
- § 551.074 For the purpose of considering the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee.
- § 551.076 To consider the deployment, or specific occasions for implementation, of security personnel or devices.
- § 551.084 For the purpose of excluding any witnesses from a hearing during examination of another witness.
- § 551.087 For the purpose of discussing economic development information received from a business seeking to locate in or near the District.


Should any final action, final decision, or final vote be required in the opinion of the Board of Directors with regard to any matter considered in such closed or executive meeting or session, then such final action, final decision, or final vote shall be at either:

- (a) The open meeting covered by the notice upon the reconvening of this public meeting; or
- (b) At a subsequent public meeting of the Board upon notice thereof; as the Board of Directors shall determine.

This notice was telephoned or mailed to all members of the news media who had previously requested such notice; and an original copy was posted on the bulletin boards at the first floor of Ector County Courtroom and the Ector County Utility District office on the 8 day of July, 2022, at 12:36 P. M., said time being more than seventy-two (72) hours prior to the time at which the subject meeting will be convened and called to order.


Tommy Ervin
President

Posted: July 8, 2022 at Ector County Courthouse

By: 
Deputy County Clerk
Jennifer Martin, County Clerk
Ector County, Texas

#20

MINUTES OF THE BOARD OF DIRECTORS SPECIAL MEETING

July 13, 2022

The Board of Directors of the Ector County Utility District met in Special Meeting session on July 13, 2022, at 1039 N. Moss Avenue.

Members Present: President Tommy Ervin, Director Margaret Burton, Director Will Kappauf, Director Stephanie Shaw, Director Troy Walker

Members Absent: N/A

Non-Board Members Present:

Lee McClendon – County Attorney

John Kelley- Guest

Shirley Kelley – Guest

Patti Kappauf- Guest

Malvin Mosley- Guest

Bill Fowler – Legal Counsel

Johanna Lozano – ECUD

Perla Flores – ECUD

John Lee - ECUD

1. **Call to Order.** President Ervin introduced those in attendance and with a quorum present called the meeting to order at 2:49 p.m.
2. **Discuss and approve a district policy establishing time limits for public comments during open meetings.**

Motion: After further discussion among the board members Director Walker made a motion to approve a 5 min time limit for agenda and non-agenda items at the end of the meetings seconded by Director Burton, motion carries.

3. **Consider and approve an order establishing new rates for the sale of water and services, including monthly bills and volumetric water charges, adoption of a purchased water adjustment clause, and water tap fees and other fees and charges in Ector County, Texas effective October 1,2022.**

Motion: After further discussion among the board members new base meter rates will be effective August 27, 2022, Director Walker made a motion to table the adoption of a purchased water adjustment clause and water tap fees and other fess and charges. Seconded by Director Shaw, motion carries.

4. **Discuss and approve dental and vision insurance benefits for employees.**

Motion: After further discussion among the board members Director Walker made a motion to table dental and vision insurance benefits for employees until there is a budget, seconded by Director Kappauf, motion carries.

5. **Discuss and approve Employee Handbook as written.**

Motion: After a long discussion among the board members Director Kappauf made a motion to withdraw the Employee Handbook as written seconded by Director Walker.

Second motion: Director Shaw made a motion to schedule a workshop on July 19,2022 at 6:00 pm for a 2hr maximum to take place at the ECUD building to discuss Employee Handbook seconded by Director Kappauf.

6. **Discuss and approve a policy on new accounts with arrears owed.**

Motion: After further discussion among the board members Director Walker made a motion to table a policy on new accounts with arrears owed and instructed John to get Director Shaw's input to amend policy seconded by Director Shaw, motion carries.

7. **Discuss and approve staff request for 10% cost of living salary increase.**

Motion: After further discussion among the board members Director Shaw made a motion to approve 8% cost of living salary increase to be effective as of October 1,2022 seconded by Director Burton. Director Kappauf and Director Walker voted against the motion, President Ervin broke the tie by voting for the motion, motion carries.

Public comments:

Malvin Mosley commented about the budget and suggested doing a bonus type deal effective October 1st, 2022, and then reconsider the living increase salary after a budget has been set.

Patti Kappauf made a comment about the way ECUD is handling money and the budget. She mentioned the refusal of the Board hiring 3 employees because the board does not know where they are on the budget, and today the board approved the living increase salary for current employees, she also stated that ECUD spent over \$450,000 dollars to have stock in the warehouse, she stated that the was unacceptable and needs to stop.

8. **Discuss and approve setting a date for 2022-2023 Budget Workshop.**

Motion: After a long discussion among the board members Director Shaw made a motion to schedule the 1st budget workshop on July 28,2022 from 3:00 p.m. to 5:00 p.m. at ECUD and a 2nd Budget Workshop on August 6,2022 from 9:00 am to 12:00 pm seconded by Director Kappauf. Motion carries.

9. **Discuss activation of West Odessa Volunteer Fire Department donation program.**

Motion: After further discussion among the board members Director Walker made a motion to table the activation of West Odessa Volunteer Fire Department donation program seconded by Director Shaw. Motion carries.

10. Consider and approve the use of an agenda item request form.

Motion: After further discussion among the board members Director Kappauf made a motion to approve the use of an agenda item request form as written by Director Shaw, Director Walker seconded the motion, motion carries.

Director Walker left the board meeting at 4:24 p.m.

11. Discuss AVR processing of payments by customers check.

Motion: After further discussion among the board members Director Shaw made a motion to close discussion on agenda item # 11 to welcome public comments, seconded by Director Kappauf

Public comment made by John Kelley, Shirley Kelley, Lee McClendon, and Mr. Fowler

12. Approval of Financial Reports.

Motion: After further discussion among the board member Director Shaw made a motion to approve the financial reports seconded by Director Burton, motion carries

13. Approval of Board Minutes.

Motion: Director Kappauf made a motion to approve Board Meeting Minutes from June 8,2022 seconded by Director Shaw, motion carries.

Motion: Director Kappauf made a motion to approve the Special Board Meeting Minutes from June 21,2022 seconded by Director Shaw, motion carries.

14. Discussion Items: Treasurer's Report

- i. AVR Reconciliation Update
- ii. County Attorney
- iii. Billed revenue report
- iv. Agenda processing streamlining

15. Discussion Items: President's Report

- i. Provided 24" valve fitting and pipe to City of Odessa during Odessa's recent water line break and invoice to City.
- ii. Update and request for ARPA grant funds to Ector County.
- iii. Ector County Appraisal District Report on 2022 property tax valuations.

16. Recess for a public hearing scheduled at 6:00 p.m. at Kellus Turner Community Center, 2230 Sycamore Street, Odessa, TX to conduct hearing to consider annexing those

portions of Sections 13, 14,15,16,17 and 18, Block 43, T-2-S, T&P Ry. Co. Survey, Ector County, Texas into the District's boundaries that are not already in the District.

Motion: Director Kappauf made a motion to recess the Regular Board Meeting at 5:24 p.m. seconded by Director Shaw, Motion carries.

17. Reconvene after public hearing to discuss and approve adding properties in Section 13,14,15, 16, 17 and 18, Block 43, T-2-S, T&P Ry. Co Survey, Ector County, Texas into the District's boundaries and calling an election on November 8, 2022, to include those properties not in the District as new properties subject to the Operation Maintenance Tax.

There were no comments from the public on non-agenda items. President Ervin thanked all the guests for attending and providing input and offered to stay later if anyone wanted to discuss ECUD matters.

President Ervin opened the public hearing at 6:11 p.m. at the Kellus Turner Community Center located 2230 Sycamore Street, Odessa, TX to conduct a hearing to consider annexing those portions of Sections 13,14,15,16,17 and 18, Block 43, T-2-S, T&P Ry. Co. Survey, Ector County, Texas into the district boundaries that are not already in the District.

Public comment made by Bill Fowler (Legal Counsel), Patti Kappauf, Shirley Kelley, Lee McClendon (County Attorney).

After further discussion among board members and public a motion is taken to conclude the public hearing at Kellus Turner a conversation at 7:14 p.m. no votes were taking at the public hearing.

Reconvened Regular Board Meeting at Kellus Turner at 7:16 pm

Director Shaw made a motion to approve adding properties to Sections 13, 14, 15, and 17, T&P Ry, Co. Survey, Ector County, Texas into the district boundaries and calling an election on November 8,2022 to include these properties not in the district as new properties subject to the operation maintenance tax, seconded by Director Burton, motion carries.

1. Public comments and input on non-agenda items within the jurisdiction and responsible of the district (limit 5 minutes per person).

John Lee made a public comment about personnel

Director Shaw made a motion to adjourn the board meeting at 7:20 pm. seconded by Director Kappauf

