

**NOTICE OF MEETING
ELLIS COUNTY COMMISSIONERS COURT**

THE ELLIS COUNTY COMMISSIONERS COURT MET IN REGULAR SESSION ON TUESDAY, MARCH 14, 2017 AT 2:00 P.M., IN THE HISTORIC ELLIS COUNTY COURTHOUSE, COMMISSIONERS COURTROOM (2ND FLR), 101 W. MAIN STREET, WAXAHACHIE, TEXAS AT WHICH TIME THE FOLLOWING WAS DISCUSSED AND CONSIDERED, TO-WIT:

COUNTY JUDGE: CAROL BUSH

COUNTY CLERK: CINDY POLLEY

COMMISSIONERS:

RANDY STINSON, COMMISSIONER, PCT. 1
LANE GRAYSON, COMMISSIONER, PCT. 2
PAUL PERRY, COMMISSIONER, PCT. 3
KYLE BUTLER, COMMISSIONER, PCT. 4

ASSISTANT COUNTY ATTORNEYS:

VANCE HINDS
RAY RIKE

OPENING COURT

THE COUNTY JUDGE CALLS MEETING TO ORDER, DECLARES QUORUM AND DECLARES NOTICES WERE LEGALLY POSTED PURSUANT TO OPEN MEETINGS ACT.

MOTION TO OPEN COURT BY COMMISSIONER BUTLER, SECOND BY COMMISSIONER PERRY CARRIES UNANIMOUSLY

INVOCATION AND PLEDGE OF ALLEGIANCE – COMMISSIONER RANDY STINSON

PUBLIC COMMENT*- MEMBERS OF THE PUBLIC WILL HAVE THE OPPORTUNITY TO MAKE THEIR COMMENTS AT THE TIME THE AGENDA ITEM IS BEING ADDRESSED.

CONSENT AGENDA:

MINUTE ORDER NO 176.17 APPROVING CONSENT AGENDA

ADMINISTRATIVE:

- A1 APPROVING REGULAR BILLS, PAYROLL, AND OFFICERS' REPORTS.
- A2 ACCEPTING THE TRAINING HOURS OF JODI PLATT, PURCHASING AGENT.
- A3 APPROVING SALARY SUPPLEMENT FOR THE COUNTY ATTORNEY'S OFFICE TO BE PAID WITH FUNDS RECEIVED AND TRANSFERRED FROM THE COUNTY & DISTRICT ATTORNEY ASSET FORFEITURE FUNDS TO THE COUNTY ATTORNEY SALARY LINE ITEM FOR RICKY SIPES IN THE AMOUNT OF \$4,808.00 ANNUALLY. – PATRICK WILSON, COUNTY AND DISTRICT ATTORNEY

- A4 FEBRUARY 2017 TRAVEL REPORTS OF THE TEXAS AGRILIFE EXTENSION OFFICE
 -MARK ARNOLD, AGRICULTURE
 -RITA HODGES, FAMILY & CONSUMER SCIENCE
 -MEGAN PARR, 4H

FINANCIAL:

- F1 FROM 001-0612-40096 STATE LEOSE PAYMENT \$740.15 To 001-0612-50820 LEOSE TRAINING FUNDS \$740.15. – TERRY NAY, CONSTABLE, PCT. 2
- F2 FROM 011-0704-30302 FUND BALANCE \$200,000.00 To 011-0704-50911 GRAVEL \$150,000.00; 011-0704-50909 REPAIR AND PARTS \$50,000.00. – PAUL PERRY, COMMISSIONER, PCT. 3
- F3 FROM 010-0653-30302 FM2 FUND BALANCE CARRYOVER \$41,000.00 To 010-0653-50802 FM2 EQUIPMENT \$41,000.00. – LANE GRAYSON, COMMISSIONER, PCT. 2
- F4 APPROVING REFUND OF OVERPAYMENT TO THE FOLLOWING ACCOUNT FOR PAYMENT IN ERROR:

REFUND TO BE ISSUED TO:	ACCOUNT	AMOUNT DUE
WELLS FARGO REAL ESTATE TAX SERVICES	142040	\$5,960.50
KENNETH BULL	149065	\$2,678.95
SETERUS C/O LERETA LLC	153895	\$3,527.52
SELECT PORTFOLIO C/O LERETA LLC	154629	\$4,218.16
JANET BURNS	181575	\$2,644.97
ANNA MELTON	216634	\$5,302.61
CORELOGIC REFUND DEPARTMENT	216812	\$2,690.27
JENNY DRUMMOND	233763	\$4,919.94
DOVENMUEHLE	235802	\$5,758.08
SUMEER HOMES, INC.	262452	\$5,016.94
LESLIE LINSCHIED, TRUSTEE	149566	\$2,870.90
MIDLAND MORTGAGE	169996	\$2,594.64
BRAD YATES	171423	\$3,612.78
CORELOGIC	173928	\$3,244.42
CITIMORTGAGE	187897	\$3,715.74
BB&T MORTGAGE C/O CORELOGIC	199084	\$2,814.15
FREEDOM MORTGAGE	216111	\$3,977.49
CORELOGIC	216812	\$2,690.27
JOHN C. HARRELL	241204	\$4,077.62
MORITZ INTERESTS, LTD	262135	\$6,314.20

SIMPLIFIED PLAT:

SP1 APPROVING A SIMPLIFIED PLAT OF THOMPSON FARM. PROPERTY CONTAINS ± 3.942 ACRES OF LAND IN THE F.M. WOODARD SURVEY, ABSTRACT NO. 1120, LOCATED AT THE SOUTHWEST CORNER OF WILSON ROAD AND BOYCE ROAD, IN THE EXTRATERRITORIAL JURISDICTION (ETJ) OF THE CITY OF WAXAHACHIE, ROAD & BRIDGE PRECINCT NO. 1, AS REQUESTED BY DAVID THOMPSON.

MOTION BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER BUTLER TO APPROVE CONSENT AGENDA CARRIES UNANIMOUSLY

DEPARTMENT OF COUNTY DEVELOPMENT

CONSIDERATION AND ACTION AS MAY BE APPROPRIATE REGARDING THE FOLLOWING MATTERS:

MINUTE ORDER NO 177.17 (1.1) APPROVING FINAL PLAT OF HENRY ESTATES. PROPERTY CONTAINS ± 3.522 ACRES OF LAND IN THE HENRY BINGHAM SURVEY, ABSTRACT NO. 154, LOCATED ON THE SOUTH SIDE OF HONEYSUCKLE ROAD AND ± 5,500 FEET EAST OF SUNRISE LANE, IN THE EXTRATERRITORIAL JURISDICTION (ETJ) OF THE CITY OF WAXAHACHIE, ROAD & BRIDGE PRECINCT NO. 4, AS REQUESTED BY MARK SHELTON.

MOTION BY COMMISSIONER BUTLER, SECOND BY COMMISSIONER PERRY CARRIES UNANIMOUSLY

MINUTE ORDER NO 178.17 (1.2) APPROVING FINAL PLAT OF THE SANCTUARY. PROPERTY CONTAINS ± 7.245 ACRES OF LAND IN THE DANIEL WEAVER SURVEY, ABSTRACT NO. 1138, LOCATED ON THE NORTH SIDE OF HONEYSUCKLE ROAD AND ± 4,300 FEET EAST OF SUNRISE LANE, IN THE EXTRATERRITORIAL JURISDICTION (ETJ) OF THE CITY OF WAXAHACHIE, ROAD & BRIDGE PRECINCT NO. 4, AS REQUESTED BY MARK SHELTON.

MOTION BY COMMISSIONER BUTLER, SECOND BY COMMISSIONER STINSON CARRIES UNANIMOUSLY

PURCHASING

CONSIDERATION AND ACTION AS MAY BE APPROPRIATE REGARDING THE FOLLOWING MATTERS:

MINUTE ORDER NO 179.17 (2.1) APPROVING LEASE AGREEMENT WITH WELCH STATE BANK FOR TRUCK AND DISTRIBUTOR FOR ROAD & BRIDGE PCT. 2. (FIVE YEAR LEASE AGREEMENT)

MOTION BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER PERRY CARRIES UNANIMOUSLY

MINUTE ORDER NO 180.17 (2.2) APPROVING AGREEMENT WITH BAT SECURITY FOR INSTALLATION AND MONITORING THE MIDLOTHIAN TAX OFFICE.

MOTION BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER PERRY CARRIES UNANIMOUSLY

MINUTE ORDER NO 181.17 (2.3) APPROVING AFFIDAVIT OF MOTOR VEHICLE SALVAGE RETENTION FROM TRIDENT INSURANCE FOR CLAIM NUMBER TNT-0137982 INVOLVING 2012 CHEVROLET TAHOE, VIN 1GNLC2E03CR185483. SALVAGE OF \$1,150.00 DEDUCTED FROM SHERIFF'S MAINTENANCE BUDGET

MOTION BY COMMISSIONER PERRY, SECOND BY COMMISSIONER GRAYSON CARRIES UNANIMOUSLY

ADMINISTRATIVE:

CONSIDERATION AND ACTION AS MAY BE APPROPRIATE REGARDING THE FOLLOWING MATTERS:

NO ACTION 3.1 BURN BAN FOR ELLIS COUNTY. – TIM BIRDWELL, FIRE MARSHAL

MINUTE ORDER NO 182.17 (3.2) APPOINTING ALBERTO MARES TO THE MANSFIELD TIRZ (TAX INCREMENT REINVESTMENT ZONE) BOARD TO REPLACE KEVIN LASHER PREVIOUSLY WITH CITY OF MIDLOTHIAN

MOTION BY JUDGE BUSH, SECOND BY COMMISSIONER GRAYSON CARRIES UNANIMOUSLY

MINUTE ORDER NO 183.17 (3.3) APPROVING WORK ORDER UNDER INTERLOCAL AGREEMENT WITH PALMER ISD. – RANDY STINSON, COMMISSIONER, PCT. 1

MOTION BY COMMISSIONER STINSON, SECOND BY COMMISSIONER PERRY CARRIES UNANIMOUSLY

MINUTE ORDER NO 184.17 (3.4) AUTHORIZING COUNTY JUDGE TO SIGN PREVIOUSLY APPROVED ENNIS TIRZ (TAX INCREMENT REINVESTMENT ZONE) #1 PARTICIPATION AGREEMENT.

MOTION BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER BUTLER CARRIES UNANIMOUSLY

MINUTE ORDER NO 185.17 (3.5) APPROVING INTERLOCAL AGREEMENT BETWEEN THE CITY OF MILFORD AND THE COUNTY OF ELLIS. – PAUL PERRY, COMMISSIONER, PCT. 3

MOTION BY COMMISSIONER PERRY, SECOND BY COMMISSIONER BUTLER CARRIES UNANIMOUSLY

MINUTE ORDER NO 186.17 (3.6) APPROVING CONTRACT WITH THE DEPARTMENT OF THE ARMY CORP OF ENGINEERS TO PROVIDE LAW ENFORCEMENT SERVICES TO THE LAKE BARDWELL PROJECT. – CHUCK LAUBACH, ELLIS COUNTY SHERIFF'S OFFICE

MOTION BY COMMISSIONER BUTLER, SECOND BY COMMISSIONER GRAYSON CARRIES UNANIMOUSLY

MINUTE ORDER NO 187.17 (3.7) ACCEPTING DONATION OF UP TO 60,000 TONS OF EXCAVATED CRUSHED WHITE ROCK FROM TRWDA (TARRANT REGIONAL WATER DISTRICT) – KYLE BUTLER, COMMISSIONER, PCT. 4

MOTION BY COMMISSIONER BUTLER, SECOND BY COMMISSIONER STINSON CARRIES UNANIMOUSLY

MINUTE ORDER NO 188.17 (3.8) AUTHORIZING THE COUNTY JUDGE TO SIGN THE FY 2016 AUDIT ENGAGEMENT LETTER WITH PATTILLO, BROWN AND HILL, L.L.P.

MOTION BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER PERRY CARRIES UNANIMOUSLY

MINUTE ORDER NO 189.17 (3.9) APPROVING MODIFICATIONS TO JOE WHITE TOWER

MOTION BY COMMISSIONER PERRY, SECOND BY COMMISSIONER BUTLER CARRIES UNANIMOUSLY

NO ACTION 3.10 ACKNOWLEDGMENT OF THE SHERIFF'S RESIGNATION AND DISCUSSION OF THE APPOINTMENT PROCESS.

PARTICIPANTS: BYRON GENTRY

GARY WITHERSPOON

RECESS TO CONVENE TO EXECUTIVE SESSION 2:26 PM

MOTION BY COMMISSIONER BUTLER, SECOND BY COMMISSIONER GRAYSON CARRIES UNANIMOUSLY

EXECUTIVE SESSION

THE COMMISSIONERS COURT OF ELLIS COUNTY RESERVES THE RIGHT TO ADJOURN INTO EXECUTIVE SESSION AT ANY TIME DURING THE COURSE OF THIS MEETING TO DISCUSS ANY OF THE MATTERS LISTED IN THIS AGENDA, IN THE ORDER DEEMED APPROPRIATE, AS AUTHORIZED BY TEXAS GOVERNMENT CODE 551, OR TO SEEK THE ADVICE OF ITS

ATTORNEY AND/OR OTHER ATTORNEYS REPRESENTING ELLIS COUNTY ON ANY MATTER IN WHICH THE DUTY OF THE ATTORNEY TO THE COMMISSIONERS COURT UNDER THE TEXAS DISCIPLINARY RULES OF PROFESSIONAL CONDUCT OF THE STATE BAR OF TEXAS CLEARLY CONFLICTS WITH TEXAS GOVERNMENT CODE CHAPTER 551 OR AS OTHERWISE MAY BE PERMITTED UNDER 551.

4.1 PURSUANT TO §551.074 OF THE GOVERNMENT CODE, CONSULTATION REGARDING PERSONNEL MATTERS.

4.2 PURSUANT TO §551.076 OF THE GOVERNMENT CODE, CONSULTATION TO DELIBERATE THE DEPLOYMENT OR SPECIFIC OCCASIONS FOR IMPLEMENTATION, OF SECURITY PERSONNEL OR DEVICES.

ADJOURN EXECUTIVE SESSION TO RECONVENE IN REGULAR SESSION 3:37 PM

MOTION BY COMMISSIONER PERRY, SECOND BY COMMISSIONER BUTLER CARRIES UNANIMOUSLY

ADJOURN

MOTION TO ADJOURN BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER PERRY CARRIES UNANIMOUSLY

THE OFFICIAL MINUTES OF THE ELLIS COUNTY COMMISSIONERS' COURT REGULAR MEETING OF MARCH 14, 2017 ARE HEREBY APPROVED

PRESIDING OFFICER:



CAROL BUSH, COUNTY JUDGE



RANDY STINSON, COMMISSIONER, PCT 1



LANE GRAYSON, COMMISSIONER, PCT 2



PAUL PERRY, COMMISSIONER, PCT 3



KYLE BUTLER, COMMISSIONER, PCT 4

WITNESS MY HAND AND OFFICIAL SEAL OF OFFICE THIS APRIL 25, 2017.



Cindy Polley, County Clerk

