

F1

ELLIS COUNTY BUDGET
2016/2017 LINE ITEM ADJUSTMENT

I am requesting that the Ellis County Commissioners' Court make necessary Line Item adjustments to my 2016/2017 Budget as follows:

TRANSFER FROM:

ACCOUNT NO.	ACCOUNT TITLE	AMOUNT
001-0060-50802	Equipment	\$98.18
	TOTAL	\$98.18

TRANSFER TO:

ACCOUNT NO.	ACCOUNT TITLE	AMOUNT
001-0060-50801	Supplies	\$98.18
	TOTAL	\$98.18

Digitally signed by Alberto Mares, AICP, DR
Date: 2017.10.23 16:37:42 -05'00'

10/23/2017

Signature of Department Head

Date Signed

Department of Development
Department

ELLIS COUNTY COMMISSIONERS' COURT FINDS THAT THIS TRANSFER OF FUNDS IS FOR COUNTY PURPOSES AND IS AN APPROPRIATE REQUEST.

APPROVED THIS _____ DAY OF _____, 2016/2017

- County Judge
- Commissioner Precinct #1
- Commissioner Precinct #2
- Commissioner Precinct #3
- Commissioner Precinct #4

Approved by County Auditor's Office:

Commissioner approval needed

ELLIS COUNTY BUDGET
2017/2018 LINE ITEM ADJUSTMENT

I am requesting that the Ellis County Commissioners' Court make necessary Line Item adjustments to my 2017/2018 Budget as follows:

TRANSFER FROM:

ACCOUNT NO.	ACCOUNT TITLE	AMOUNT
024-0924-50802	Equipment	\$2,000.00

TRANSFER TO:

ACCOUNT NO.	ACCOUNT TITLE	AMOUNT
024-0924-50831	Uniform	\$2,000.00

Tim Birdwell

Signature of Department Head

10/30/2017
Date Signed

Ellis County Fire Marshal
Department

ELLIS COUNTY COMMISSIONERS' COURT FINDS THAT THIS TRANSFER OF FUNDS IS FOR COUNTY PURPOSES AND IS AN APPROPRIATE REQUEST.

APPROVED THIS _____ DAY OF _____, 2017/2018

- County Judge
- Commissioner Precinct #1
- Commissioner Precinct #2
- Commissioner Precinct #3
- Commissioner Precinct #4

Approved by County Auditor's Office: 

Court approval needed.

F3

ELLIS COUNTY BUDGET
2017/2018 LINE ITEM ADJUSTMENT

I am requesting that the Ellis County Commissioners' Court make necessary Line Item adjustments to my 2017/2018 Budget as follows:

TRANSFER FROM:

ACCOUNT NO.	ACCOUNT TITLE	AMOUNT
001-0210-40964	Contracting Elections	(\$31,300.00)

TRANSFER TO:

ACCOUNT NO.	ACCOUNT TITLE	AMOUNT
001-0210-50942	Election Expenses	\$27,000.00
001-0210-50848	Holding Salary	\$4,300.00


Signature of Department Head

10-23-17
Date Signed

Elections
Department

ELLIS COUNTY COMMISSIONERS' COURT FINDS THAT THIS TRANSFER OF FUNDS IS FOR COUNTY PURPOSES AND IS AN APPROPRIATE REQUEST.

County Judge

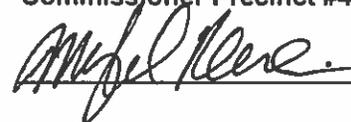
Commissioner Precinct #1

Commissioner Precinct #2

Commissioner Precinct #3

Commissioner Precinct #4

Approved by County Auditor's Office:



Court approval needed



CERTIFICATION OF ADDITIONAL REVENUE

**Ellis County
Auditors Department**

DATE: 10/23/17.

The undersigned hereby certify to the commissioners court the receipt of revenue from a new source of revenue not anticipated before the adoption of the budget and not included in the budget for the fiscal year.

Additional Revenue Received

001-0210-40964-00000-000 - \$ 31,301.21

The Exemption is being claimed by Ellis County, Texas, as a Governmental Organization in accordance with Texas Local Government Code Chapter 111.0108.

Failure to comply with this local government code results in an offense Sec. 111.012 Penalty. An offense under this section is a misdemeanor punishable by a fine of not less than \$100 or more than \$1,000, confinement in the county jail for not less than one month or more than one year, or by both fine and confinement.

The undersigned hereby certifies that she is the County Auditor of the Ellis County, Texas.

Signed Miykael Reeve
Miykael Reeve, CGFO
County Auditor

ELLIS COUNTY, TEXAS
 Account History
 10/01/17 - 09/30/18

Account # / Name Vendor/Whse Addr # Stock/Invoice #	PO Stock Known by	Type	Date	Bank Check #	Description/Vendor Name Ref # Revised Budget/Encumbered	Debit Amount	Credit Amount
001-0210-40964-00000-000 CONTRACTING ELECTIONS					Beginning Balance		
					Beginning Budget		
					O/S Encumbrances		
		CR	10/11/17		NOV17 CITY OF MIDLOTHIAN 33155		\$5,475.70
		CR	10/11/17		NOV17 CITY OF GLENN HEIGHTS 33156		\$5,422.45
		CR	10/11/17		NOV17 CEDAR HILL CITY RC1545 33161		\$900.00
		CR	10/23/17		10/19/17 WAXAHACHIE ISD 33263		\$19,503.06
					Account Total		\$31,301.21
					Ending Balance		\$31,301.21CR
					Ending Budget		
					Available Balance	\$31,301.21	
					Total		\$31,301.21
					Ending Balance		\$31,301.21CR
					Ending Budget		
					Available Balance	\$31,301.21	

F4

ELLIS COUNTY BUDGET
2017/2018 LINE ITEM ADJUSTMENT

I am requesting that the Ellis County Commissioners' Court make necessary Line Item adjustments to my 2017/2018 Budget as follows:

TRANSFER FROM:

ACCOUNT NO.	ACCOUNT TITLE	AMOUNT
001-0000-30302-00000-000	FUND BALANCE	\$ 104,000.00

TRANSFER TO:

ACCOUNT NO.	ACCOUNT TITLE	AMOUNT
001-0140-50802-00000-000	EQUIPMENT/MAINT/REPAIRS	\$ 104,000.00

Signature of Department Head

Date Signed

Department

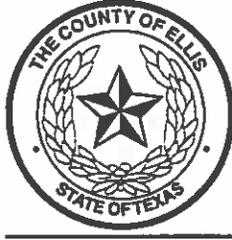
ELLIS COUNTY COMMISSIONERS' COURT FINDS THAT THIS TRANSFER OF FUNDS IS FOR COUNTY PURPOSES AND IS AN APPROPRIATE REQUEST.

APPROVED THIS _____ DAY OF _____, 2017/2018

- County Judge
- Commissioner Precinct #1
- Commissioner Precinct #2
- Commissioner Precinct #3
- Commissioner Precinct #4

Approved by County Auditor's Office:

on behalf of Miykael Reeve County Auditor for Precinct Approval Needed!



**CERTIFICATION OF
BUDGET TRANSFER**

Ellis County

DATE: _____

The commissioners court certifies that the expenditure is necessary, due to grave public necessity, to meet and unusual and unforeseen condition which could not have been included in the original adopted budget through the use of reasonable diligent thought and attention.

The court shall file a copy of its order amending the budget with the county clerk and the clerk shall attach the copy to the original budget.

The Exemption is being claimed by Ellis County, Texas, as a Governmental Organization in accordance with Texas Local Government Code Chapter 111.010.

Failure to comply with this local government code results in an offense Sec. 111.012 Penalty. An offense under this section is a misdemeanor punishable by a fine of not less than \$100 or more than \$1,000, confinement in the county jail for not less than one month or more than one year, or by both fine and confinement.

Approved this _____ day of _____, 2017/2018

_____ County Judge

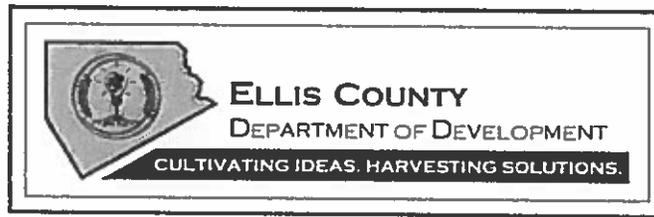
_____ Commissioner Precinct #1

_____ Commissioner Precinct #2

_____ Commissioner Precinct #3

_____ Commissioner Precinct #3

County Clerk: _____



AGENDA ITEM NO. SP1

AGENDA CAPTION:

Consider and act on a request for a simplified plat of West Road Subdivision. The property contains ± 5.0072 acres of land in the Ellis County School Land Survey, Abstract No. 328 located on the north side of West Road ± 500 feet east of FM 55 in the extraterritorial jurisdiction (ETJ) of the City of Waxahachie, Road & Bridge Precinct No. 2.

BACKGROUND INFORMATION:

Purpose:

The applicant, Ospirio Hernandez, is requesting approval of this simplified plat on this property for two (2) residential lots. Each lot will have approximately ± 2.450 acres of land each.

History:

This property is located within the extraterritorial jurisdiction of the City of Waxahachie. The City of Waxahachie approved the plat on October 2, 2017.

Thoroughfare Plan:

Although there are no thoroughfares adjacent to this property, this plat shows a total right-of-way dedication of 30 feet for West Road. This dedication will convert this portion of this road from prescriptive right-of-way to an official right-of-way dedication.

RECOMMENDATION:

Staff recommends **approval** of this request, as presented.

ATTACHMENTS:

1. Location Map
2. Simplified Plat

ELLIS COUNTY COMMISSIONERS' COURT
TUESDAY, NOVEMBER 7, 2017

SUBMITTED BY:

Lisa Yates
Subdivision Coordinator

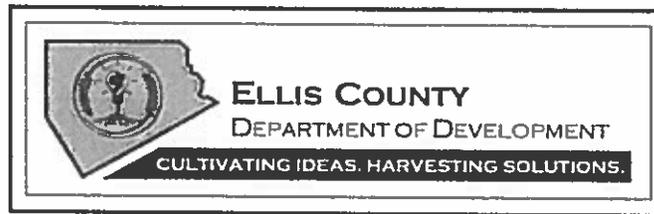
REVIEWED AND PRESENTED BY:

A handwritten signature in black ink, appearing to read "Alberto Mares". The signature is written in a cursive style with a horizontal line underneath.

Alberto Mares, AICP, DR
Director
Ellis County Department of Development



Subject Property



AGENDA ITEM NO. SP2

AGENDA CAPTION:

Consider and act on a request for a simplified plat of Tucker Estates. The property contains \pm 6.440 acres of land in the Isaac Hurst Survey, Abstract No. 457 located on east side of Westmoreland Road \pm 850 feet south of Southridge Dr., in the extraterritorial jurisdiction (ETJ) of the City of Ovilla, Road & Bridge Precinct No.4.

BACKGROUND INFORMATION:

Purpose:

The applicants, William & Marsha Tucker, are requesting approval of this simplified plat on this property for a total of three (3) residential lots. Two (2) lots will have approximately \pm 2.001 and one (1) lot will have approximately \pm 1.361 acres of land.

History:

The property is located in the extraterritorial jurisdiction (ETJ) of the City of Ovilla. The City of Ovilla approved the plat October 10, 2017.

Thoroughfare Plan:

The Thoroughfare Plan classifies Westmoreland Road as a principal arterial requiring a total right-of-way dedication of 100-130 feet. The plat is showing a dedication of 30 feet along Westmoreland Road (not including the 20 feet to the centerline of the road) to satisfy meeting the requirements of the Thoroughfare Plan.

RECOMMENDATION:

Staff recommends approval of this request, as presented.

ATTACHMENTS:

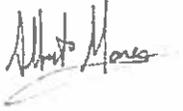
1. Location Map
2. Simplified Plat

ELLIS COUNTY COMMISSIONERS' COURT
TUESDAY, NOVEMBER 7, 2017

SUBMITTED BY:

Lisa Yates
Subdivision Coordinator

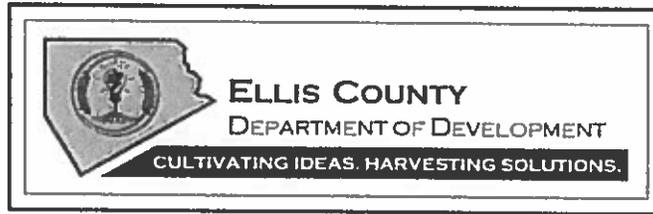
REVIEWED AND PRESENTED BY:

A handwritten signature in black ink, appearing to read "Alberto Mares". The signature is written in a cursive style with a horizontal line underneath.

Alberto Mares, AICP, DR
Director
Ellis County Department of Development



 Subject Property



AGENDA ITEM NO. SP3

AGENDA CAPTION:

Consider and act on a request for a simplified plat of Colin Kiser Addition. The property contains \pm 7.013 acres of land in the David Mitchell Survey, Abstract No. 703, located on the south side of Becky Lane \pm 860 feet east of Carlton Parkway, in the extraterritorial jurisdiction (ETJ) of the City of Waxahachie, Road & Bridge Precinct No. 4.

BACKGROUND INFORMATION:

Purpose:

The applicant, Colin Kiser, is requesting approval of this simplified plat on this property for two (2) residential lots. Each lot will have approximately \pm 3.00 acres of land.

History:

This property is located in the extraterritorial jurisdiction of the City of Waxahachie. The City of Waxahachie approved the plat on September 18, 2017.

Thoroughfare Plan:

There are no thoroughfares adjacent to this property and no right-of-way dedication required for Becky Lane.

RECOMMENDATION:

Staff recommends approval of this request, as presented.

ATTACHMENTS:

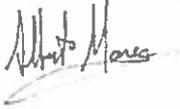
1. Location Map
2. Simplified Plat

ELLIS COUNTY COMMISSIONERS' COURT
TUESDAY, NOVEMBER 7, 2017

SUBMITTED BY:

Lisa Yates
Subdivision Coordinator

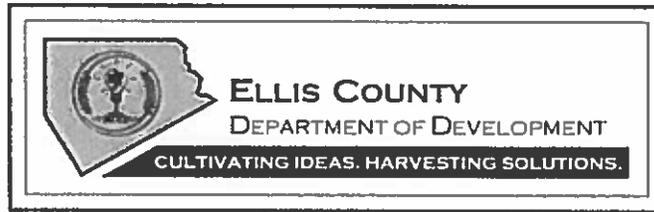
REVIEWED AND PRESENTED BY:

Handwritten signature of Alberto Mares in black ink.

Alberto Mares, AICP, DR
Director
Ellis County Department of Development



Subject Property



AGENDA ITEM NO. SP4

AGENDA CAPTION:

Consider and act on a request for a simplified plat of Cottongame Addition. The property contains ± 7.168 acres of land in the R de la Pena Eleven League Grant Survey, Abstract No. 3 located on the north side of Crisp Road $\pm 1,535$ feet east of Eason Road, in the extraterritorial jurisdiction (ETJ) of the City of Ennis, Road & Bridge Precinct No.1.

BACKGROUND INFORMATION:

Purpose:

The applicants, Kerry & Emily Cottongame, are requesting approval of this simplified plat on this property for two (2) residential lots. Each lot will have approximately ± 3.8583 acres of land.

History:

This property is located within the extraterritorial jurisdiction of the City of Ennis. The City of Ennis approved the plat on October 11, 2017. No other subdivision history exists for this property.

Thoroughfare Plan:

The Thoroughfare Plan classifies Crisp Road as an Minor arterial requiring a total right-of-way dedication of 80-100 feet, this plat shows a total right-of-way dedication of 30 feet for Crisp Road.

RECOMMENDATION:

Staff recommends approval of this request, as presented.

ATTACHMENTS:

1. Location Map
2. Simplified Plat

ELLIS COUNTY COMMISSIONERS' COURT
TUESDAY, NOVEMBER 7, 2017

SUBMITTED BY:

Lisa Yates
Subdivision Coordinator

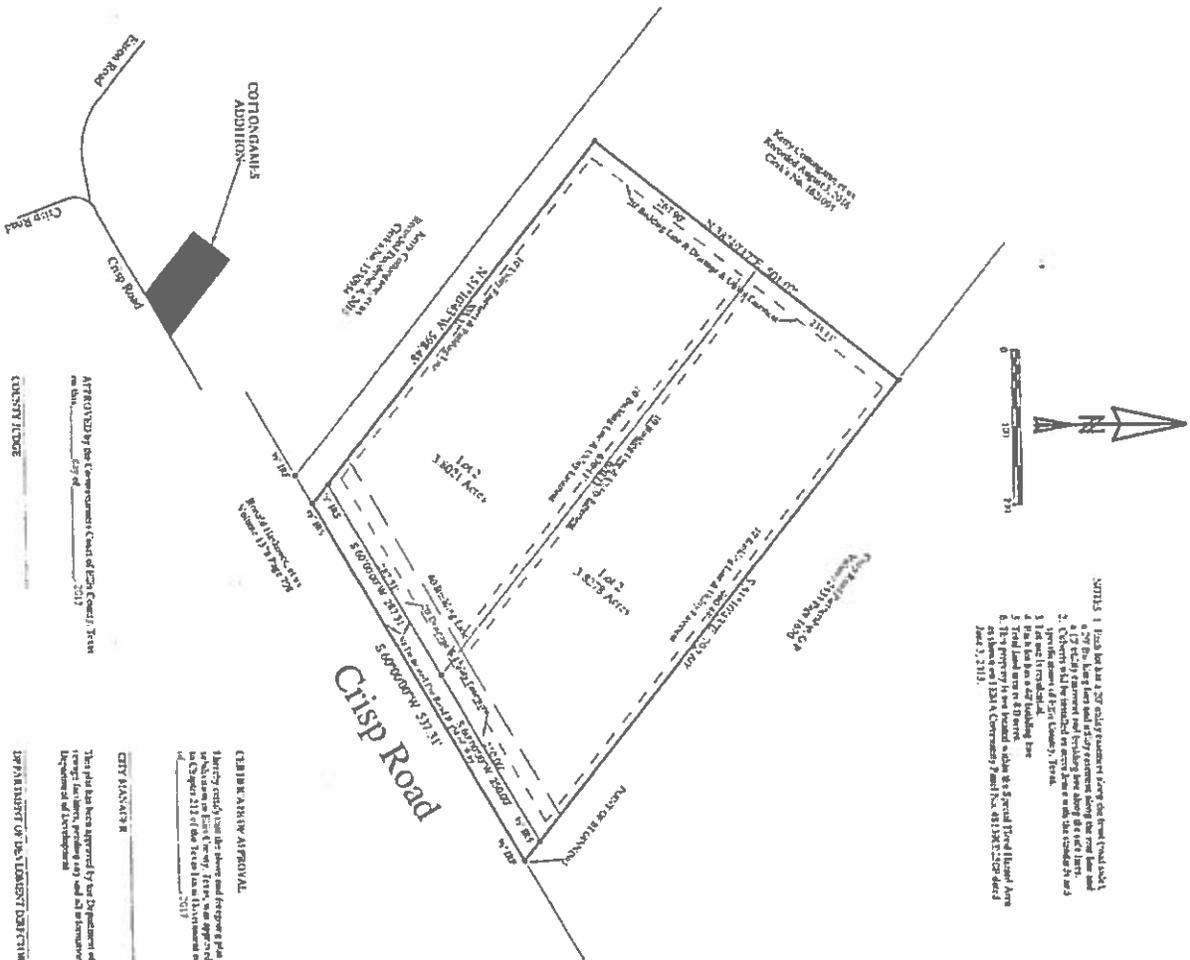
REVIEWED AND PRESENTED BY:

A handwritten signature in black ink, appearing to read "Alberto Mares". The signature is written in a cursive style with a prominent initial "A" and "M".

Alberto Mares, AICP, DR
Director
Ellis County Department of Development



 Subject Property



- NOTES:
1. This lot has a 20' utility easement along the front (road) side of the lot.
 2. The lot has a 20' utility easement along the front (road) side of the lot.
 3. The lot has a 20' utility easement along the front (road) side of the lot.
 4. The lot has a 20' utility easement along the front (road) side of the lot.
 5. The lot has a 20' utility easement along the front (road) side of the lot.
 6. The lot has a 20' utility easement along the front (road) side of the lot.

APPROVED by the Development Council of City of San Antonio, Texas on this _____ day of _____, 2017

CITY MANAGER

DEPARTMENT OF DEVELOPMENT DIRECTOR

DATE

CITY MANAGER APPROVAL

I hereby certify that the above and foregoing plan of subdivision is a subdivision of land in San Antonio, Texas, and that the same has been approved by the City of San Antonio, Texas, according to Chapter 212 of the Texas Local Government Code, as amended.

DATE

CITY MANAGER

Kerry C. Conroy, Mayor

City of San Antonio

150 N. Nueces Street

San Antonio, Texas 78202

Phone: 210.204.4000

DEPARTMENT OF DEVELOPMENT DIRECTOR

John W. Krieger, Jr.

City of San Antonio

150 N. Nueces Street

San Antonio, Texas 78202

Phone: 210.204.4000

STATE OF TEXAS

COUNTY OF BELL

UNINCORPORATED AREA

SECTION 1

THIS INSTRUMENT was duly executed and acknowledged by the grantor and the grantee on the 15th day of August, 2017, at San Antonio, Texas, and the same was duly recorded in the Public Records of the County of Bell, Texas, in Volume 14, Page 101. The instrument is hereby confirmed and the same is hereby made a part of this instrument.

IN WITNESS WHEREOF, the grantor and the grantee have hereunto set their hands and seals on the 15th day of August, 2017, at San Antonio, Texas.

GRANTOR:

Kerry C. Conroy, Mayor

City of San Antonio

150 N. Nueces Street

San Antonio, Texas 78202

Phone: 210.204.4000

GRANTEE:

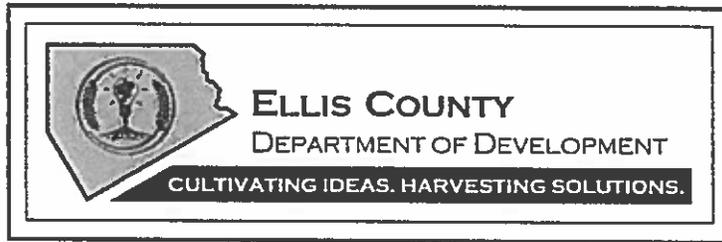
John W. Krieger, Jr.

City of San Antonio

150 N. Nueces Street

San Antonio, Texas 78202

Phone: 210.204.4000



AGENDA ITEM NO. 1.1

AGENDA CAPTION:

Consider and act upon a replat of Lot 6, of Morgan Creek into Lot 6A & 6B. The property contains \pm 4.1818 acres of land located at the northeast corner of Norrell Road and Marion Road, Venus, Road & Bridge Precinct No. 4.

BACKGROUND INFORMATION:

Purpose:

The applicant, Betty Batchelor, is requesting this replat to create two (2) residential lots on this property. Each proposed lot will contain \pm 2.0909 acres each.

History:

The Commissioners' Court initially approved a final plat on this property at its meeting on June 10, 1991. No other history exists regarding this property.

Thoroughfare Plan:

The original plat shows a total right-of-way dedication of 40 feet along Marion Road and 20 feet along V.V. Jones, complying with the Thoroughfare Plan by dedicating one-half of the necessary right-of-way dedication.

Utilities:

Mountain Peak Water currently provides water service in this area.

Advertisement:

This replat was advertised on the County's website on Friday, October 25, 2017, and the Waxahachie Daily Light on October 27 and October 29, 2017, and The Ennis News on October 29, 2017. A total of nine (9) property owner notifications were sent, with seven (7) certified signed receipts returned. To date, staff has not received any inquiries regarding this request.

RECOMMENDATION:

Staff recommends approval of this replat, as presented.

ATTACHMENTS:

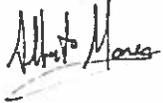
1. Location Map
2. Proposed Replat
3. News Notice

ELLIS COUNTY COMMISSIONERS' COURT
TUESDAY, NOVEMBER 7, 2017

SUBMITTED BY:

Lisa Yates
Subdivision Coordinator

REVIEWED AND PRESENTED BY:



Alberto Mares, AICP, DR
Director
Ellis County Department of Development



 Subject Property

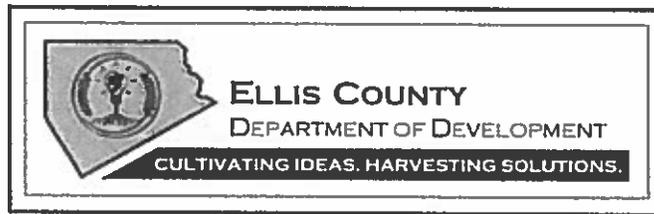
Ellis County Department of Development

109 South Jackson Street, Waxahachie, Texas 75165. 972-825-5200, 972-825-5205 fax

ATTENTION!

PUBLIC NOTICE

An application has been filed with the Ellis County Department of Development to re-plat, lot 6, located in Morgan Creek Estates, a subdivision in Ellis County, Texas., the replat will create lot 6A (2.09 acres) and lot 6B (2.09 acres). The address is on 713 Marion Road, Venus. The application will be presented to the Ellis County Commissioner's Court located at the Ellis County Courthouse, 101 W. Main St., Waxahachie, Texas at 10:00 A.M., November 7, 2017.



AGENDA ITEM NO. 1.2

CAPTION:

Consider and act upon a request to grant a one-time variance from Section III (E) (Lot and Street Layout) of the County of Ellis Rules, Regulations and Specifications for Subdivisions and Manufactured Homes to allow one (1) structure to encroach into the building line/utility easement. The property contains \pm 1.033 acres of land in Lot 11, Block B of Oxford Ranch Two, commonly known as 137 Cardiff Lane, and located on the north side of Cardiff Lane \pm 985 feet east of Westmoreland Road in the extraterritorial jurisdiction (ETJ) of the City of Waxahachie, Road & Bridge Precinct No. 4.

BACKGROUND INFORMATION:

Purpose:

The applicants, Lawrence and Jacquetta Kemp, are requesting a variance to Section III (E) of the Rules and Regulations to allow one (1) metal building of approximately 800 square feet to encroach three (3) feet onto the established 10-foot side building line and utility easement. This structure was completed and built without a permit.

Rockett Special Utility District and Hilco Electric Coop, Inc. have issued letters not to release the utility easement, but they do not have issues with the structure.

History:

The final plat for Oxford Ranch Two was approved on May 11, 2015. No other subdivision or variance history exists on this property.

Excerpts from the County of Ellis Rules, Regulations and Specifications for Subdivisions and Manufactured Homes:

Section III (E) reads as follows:

LOT AND STREET LAYOUT:

Building setback lines shall be shown on all lots, and shall be as follows:

- (1) Lots abutting any internal road located within a subdivision shall require a minimum front setback distance of thirty (30) feet from the property line.
- (2) Lots abutting any existing County/State road or any other road not classified as an internal subdivision road shall require a minimum front setback distance of forty (40) feet from the property line
- (3) Side and rear yard setbacks shall be a minimum distance of ten (10) feet from the property line.

- (i) The setback lines for a structure that is less than 300 square feet in area may be reduced to a minimum distance of five (5) feet from the property line if at the time of permitting a release of easement letter is obtained from the applicable utility providers and any other easement holder.
 - (ii) This reduction in setback shall only apply to one (1) structure on the property.
- (4) If there is a discrepancy in determining these setbacks or its application, the Department of Development Director shall make a determination. Any appeal to the Director's decision may be forwarded to the Ellis County Commissioners' Court.

Section XI (A) allows the Court to authorize relief from the regulations as stated below: *“The Commissioners’ Court may authorize relief from these rules, regulations, and specifications in an open session when it is clearly shown that the granting of relief in the form of a lesser standard will not impact adversely on public health, safety, general welfare, traffic conditions, and not alter the nature, character, and quality of the subdivision.”*

Section XI (B) outlines some criteria for granting relief from the rules and regulations. It states, *“No relief shall be authorized unless the Commissioners’ Court finds:*

1. *That there are special circumstances or conditions affecting the land involved such that the strict application of the provisions of this Order would deprive the applicant of the reasonable use of his land; and,*
2. *That the relief is necessary for the preservation and enjoyment of a substantial property right of the applicant; and,*
3. *That the granting of the relief will not be detrimental to the public finances, health, safety or welfare, or injurious to other property in the area; and,*
4. *That the granting of the relief will not affect preventing the orderly subdivision of another land in the area by the provisions of the Order.*

Such findings of the County Commissioners’ Court together with the specific facts, upon which such findings are based, shall be incorporated into the official minutes of the County Commissioners’ Court meeting at which such relief is granted. Relief may be granted only when in harmony with the general purposes and intent of this Order, and does not alter the nature, character, and quality of the subdivision so that the public health, safety, and welfare are secured. Pecuniary hardship to the developer shall not be the basis for any relief from these regulations.

Analysis:

On October 10, 2017, the Commissioners’ Court adopted new regulations for allowing accessory buildings less than 300 square feet to encroach up to five (5) feet if a release of the easement was obtained. As this building is 720 square feet, this request does not meet the new criteria established by the new regulations, and therefore a variance is required.

The applicant has gotten the letters from the utility companies allowing the structures to encroach onto it but did not release easement.

Analysis:

As this structure is located towards the rear of the property and is hardly visible from the street, it poses a minimal, if any, negative impact on the surrounding property owners and onto this site.

RECOMMENDATION:

Staff recommends approval of this request, subject to the following conditions:

- 1) A building permit shall be submitted for review to the Department of Development to legitimize this one structure.
- 2) If approved, the building permit shall carry a note stating "Placement of these structures is at the sole discretion of the property owner. The County nor the utility companies shall be responsible for any damage to these structures when operating within the easement."
- 3) These structures shall not increase in any manner. These structures shall not be rebuilt with the easements should they be destroyed in any way.
- 4) These structures shall not be used as a residence.

ATTACHMENTS:

1. Location Map
2. Applicant's letter
3. Utility letters

ELLIS COUNTY COMMISSIONERS' COURT
TUESDAY, NOVEMBER 7, 2017

SUBMITTED BY:

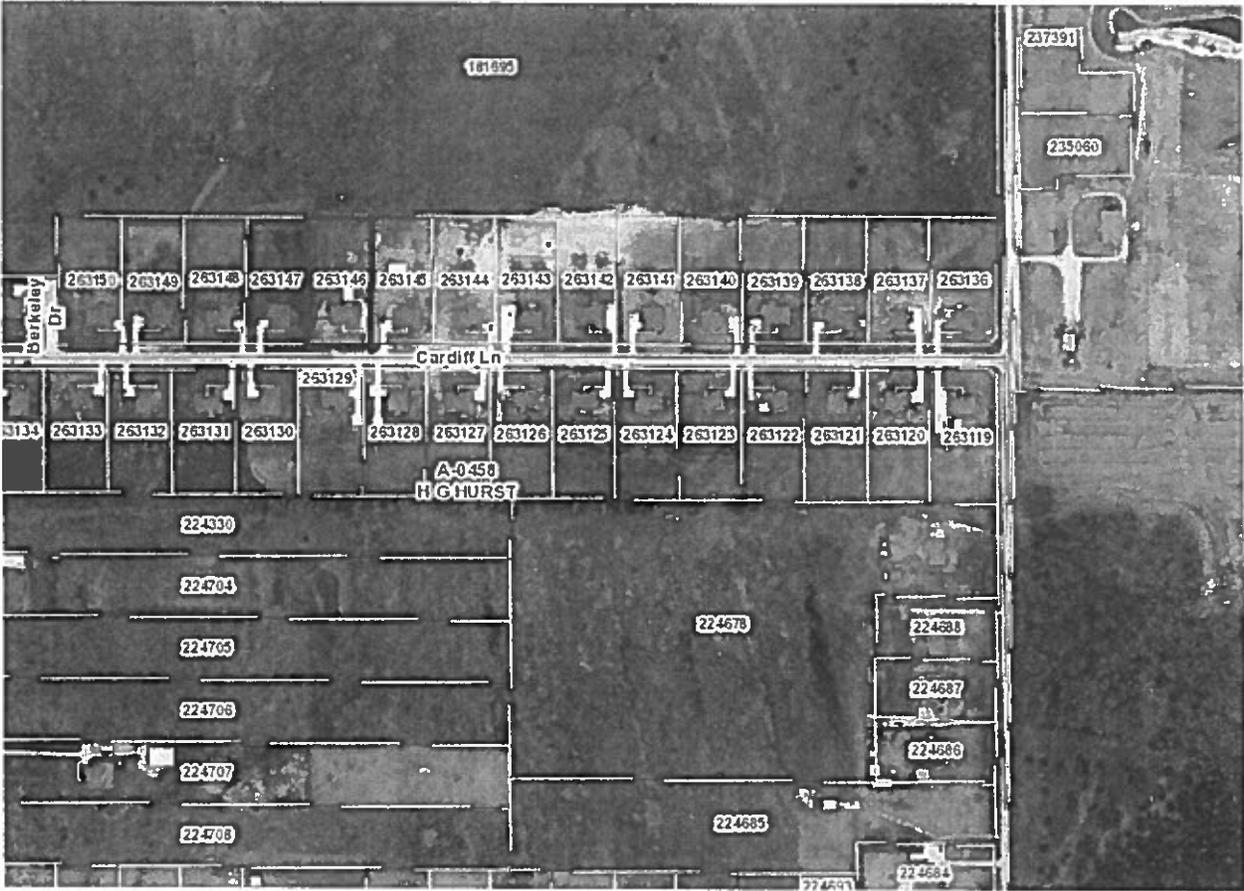
Lisa Yates
Subdivision Coordinator

REVIEWED AND PRESENTED BY:



Alberto Mares, AICP, DR
Director
Ellis County Department of Development

ATTACHMENT NO. 1



Subject Property

Lisa Yates

From: Jacquie Kemp <jkemp1069@yahoo.com>
Sent: Monday, October 16, 2017 8:27 AM
To: lisa.yates@co.ellis.tx.us
Cc: Daniel Huskins, Lawrence Kemp
Subject: 137 Cardiff Court Letter
Attachments: Rickett water 137 CARDIFF (2).pdf; Hillec easement conflict 137 cardiff In.docx

We are respectfully requesting the Ellis County Commissioners Court allow a Variance for 137 Cardiff Lane due to unfortunately building a storage building 3 feet into platted utility easement. We have contacted the Electric company regarding this matter and they have evaluated the location of the building and state all Electrical goes toward street and the building does not affect any electrical components, and the Water company also states that their lines runs adjacent to the road right of way across street to front of property.

We plead the courts forgiveness in the matter and request a Variance and understand that at anytime requested by either company we must comply in allowing them this easement back if needed.

Thanks for you consideration in this matter

Lawrence and Jacquetta Kemp
137 Cardiff Lane
Waxahatchie, TX 75167
972-570-8055

Jacquie Kemp 

God Loves you, speak to him and he will speak to you

2017 OCT 16 AM 9:44
DEPT. OF HEALTH & HUMAN SERVICES



June 19, 2017

Jacquetta C. Kemp
137 Cardiff Lane
Waxahachie, TX 75167

Ms. Kemp-

In regards to your property located at 137 Cardiff Lane in Waxahachie, Texas, Rockett Special Utility District will NOT relinquish or abandon any easement to the property. The infrastructure we have on Cardiff Lane is an 8" line that runs adjacent to the road right-of-way along Cardiff Lane across the street from the front of your property. Please see attached map as reference.

If you need any further information or assistance, please do not hesitate to contact me.

Thank you,

A handwritten signature in black ink, appearing to read "Morgan Massey", is written over a faint circular stamp.

Morgan Massey, CSR

To: whom it may concern

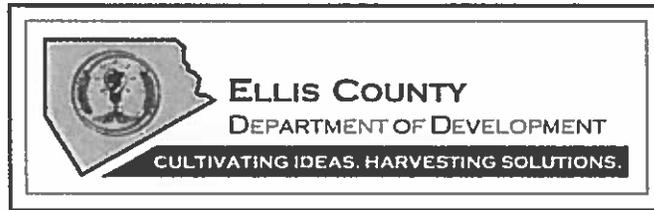
The 10' utility Easement that has been identified to HILCO in question, at the address of 137 Cardiff Ln. on the east side of property adjoining with lot 10. The conflict does not have any direct interference with HILCO. The utilities are established for both lots #11 & #10. Future construction will be established off existing electric service and would not require the use of the utility easement in the area that is conflicted. HILCO does not release the right to use this easement in the future but the structure would not conflict with any future use of easement.

Thank you

Shane Edwards

ENGINEERING TECH.

HILCO ELECTRIC COOP INC.



AGENDA ITEM NO. 1.3

CAPTION:

Consider and act upon a request to grant a one-time variance from Section III (E) (Lot and Street Layout) of the County of Ellis Rules, Regulations and Specifications for Subdivisions and Manufactured Homes to allow a carport structure to encroach into the front building line/utility easement. The property contains \pm 0.771 acres of land in Lot 8A, Block 2 of Hillview Revised, commonly known as 128 Tracy Drive, and located south of Tracy Lane and \pm 1,575 feet east of U.S. Highway 77 in the extraterritorial jurisdiction (ETJ) of the City of Waxahachie, Road & Bridge Precinct No. 4.

BACKGROUND INFORMATION:

Purpose:

The applicant, Celia Irisson, is requesting a variance to Section III (E) of the Rules and Regulations to allow the carport to encroach 16 feet into the established 30-foot front building line.

The applicant built this carport without any permit and made it encroach halfway into the established setback line. According to Ellis CAD, an existing carport was built next door in 1984. Although staff could not find any records of a permit issued for that carport, it meets the established setback requirements.

History:

The Commissioners' Court approved the final plat of this subdivision on April 21, 1981.

Excerpts from the County of Ellis Rules, Regulations and Specifications for Subdivisions and Manufactured Homes:

Section III (E) reads as follows: "*Front building setback lines shall be shown on all lots, and shall provide for a minimum setback distance of at least thirty (30) feet on roads located within the subdivision and forty (40) feet on lots bordering existing county roads or farm-to-market roads. Corner lots will have a forty (40) setback on the sides, which border any road. Building setback lines, sides, and rear lot lines shall be at least ten (10) feet. If lots within subdivision are larger, a greater setback distance shall be considered.*"

Section XI (A) allows the Court to authorize relief from the regulations as stated below: "*The Commissioners' Court may authorize relief from these rules, regulations, and specifications in an open session when it is clearly shown that the granting of relief in the form of a lesser standard will not impact adversely on public health, safety, general welfare, traffic conditions, and not alter the nature, character, and quality of the subdivision.*"

Section XI (B) outlines some criteria for granting relief from the rules and regulations. It states, "No relief shall be authorized unless the Commissioners' Court finds:

1. *That there are special circumstances or conditions affecting the land involved such that the strict application of the provisions of this Order would deprive the applicant of the reasonable use of his land; and,*
2. *That the relief is necessary for the preservation and enjoyment of a substantial property right of the applicant; and,*
3. *That the granting of the relief will not be detrimental to the public finances, health, safety or welfare, or injurious to other property in the area; and,*
4. *That the granting of the relief will not affect preventing the orderly subdivision of another land in the area by the provisions of the Order.*

Such findings of the County Commissioners' Court together with the specific facts, upon which such findings are based, shall be incorporated into the official minutes of the County Commissioners' Court meeting at which such relief is granted. Relief may be granted only when in harmony with the general purposes and intent of this Order, and does not alter the nature, character, and quality of the subdivision so that the public health, safety, and welfare are secured. Pecuniary hardship to the developer shall not be the basis for any relief from these regulations.

Analysis:

As this structure is located towards the front of the property and visible from the street, it poses significant adverse impacts on the surrounding property owners and onto this site.

RECOMMENDATION:

Staff recommends denial of this request for a variance. However, should the Commissioners' Court approve this relief from these regulations, staff recommends it be subject to the following conditions:

- 1) A permit shall be submitted for review to the Department of Development to legitimize this one (1) structure.
- 2) If approved, the permit shall be issued with the following caveat: "Placement of this structure is at the sole discretion of the property owner. The County nor the utility companies shall be responsible for any damage to these structures when operating within the easement."
- 3) These structures shall not increase in any manner. These structures shall not be rebuilt with the easements should they be destroyed in any way.
- 4) These structures shall not be converted into any living space.

ATTACHMENTS:

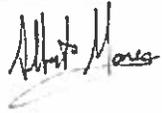
1. Location Map
2. Applicant's letter
3. Picture

**ELLIS COUNTY COMMISSIONERS' COURT
TUESDAY, NOVEMBER 7, 2017**

SUBMITTED BY:

Lisa Yates
Subdivision Coordinator

REVIEWED AND PRESENTED BY:



Alberto Mares, AICP, DR
Director
Ellis County Department of Development

10/05/2017

To Commissioners Count

My name is Celia Irsson. I live in 128 Tracy Dr. Waxahachie TX 75165

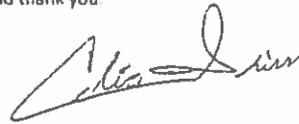
I would like to request a variance to the building line requirement. We built a car port on

The front of our house and it goes over the front build line 16. My husband and I own three vehicles,

One is in the garage, the other two are in the driveway. We would like to continue building the porch

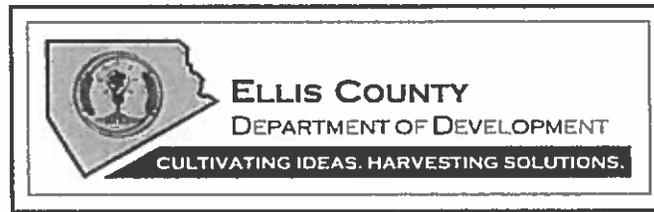
So the vehicles won't be damaged. One of them is damage because of the sun. That is why

I would like the permit to build my front porch. Please and thank you.



2017 OCT -6 PM 3:51
CITY DEVELOPMENT
FILED





AGENDA ITEM NO. 1.4

AGENDA CAPTION:

Consider and act on a request to approve a final plat of Bluestem Hills. The property contains ± 81.10 acres of land in the Leeman Kelsey Survey, Abstract No. 594 located near the northeast corner of FM 157 and Marion Road, in the extraterritorial jurisdiction (ETJ) of the City of Venus, Road & Bridge Precinct No. 4.

BACKGROUND INFORMATION:

Purpose:

The applicant is requesting approval of this final plat on this property for fifty (50) lots.

History:

The Commissioners' Court approved the final plat for this property on September 26, 2017.

The City of Venus expanded their extraterritorial jurisdiction (ETJ) onto this property at its City Council meeting on September 11, 2017. The applicant filed a replat application with the County on August 23, 2017. As this plat application came to the County before the Venus ETJ expansion, the County still has exclusive jurisdiction of this plat. Staff sent a proposed Interlocal Agreement for Subdivision Review to the Venus City Administrator on July 14, 2017, for his review with a follow-up email sent to their Economic Development Director on October 10, 2017. To date, staff has not received any communication regarding this proposed agreement.

Thoroughfare Plan:

The Master Thoroughfare Plan designates FM 157 as a proposed freeway requiring a total right-of-way dedication of 400 - 500 feet. This plat shows a total right-of-way dedication of sixty (60) feet for this road. Tx-DOT will secure any additional right-of-way in the future as their needs arise.

Utility Service:

Mountain Peak Water provides service to this area.

RECOMMENDATION:

Staff recommends approval of this request, as presented.

ATTACHMENTS:

1. Location Map
2. Final Plat

**ELLIS COUNTY COMMISSIONERS' COURT
TUESDAY, NOVEMBER 7, 2017**

SUBMITTED BY:

Lisa Yates
Subdivision Coordinator

REVIEWED AND PRESENTED BY:

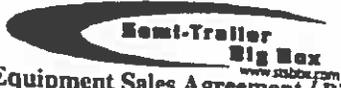


Alberto Mares, AICP, DR
Director
Ellis County Department of Development

ATTACHMENT NO. 1



 **Subject Property**



972-505-3061

Equipment Sales Agreement / Bill of Sale

Date 8/30/17

(972) 525-3061 Fax: (972) 525-6827

QBE Ref#

6301 S. Interstate Highway 45 Wilmer TX 75172

Buyer: Ellis Co. Recent #2
Address: 1400 S Oak Grove Rd.
Ennis TX 75119
Contact: Lance Grayson
Phone/Fax: 972-825-5333

Ship To: _____
Address: _____
CPU
Contact: _____
Phone/Fax: _____

SEMI TRAILER BIG BOX (SELLER) WARRANTS THAT THE FOLLOWING PROPERTY IS BEING TRANSFERRED TO BUYER FREE AND CLEAR OF ANY LIENS AND ENCUMBRANCES. THE FOLLOWING PROPERTY IS BEING SOLD ON AN "AS IS, WHERE IS BASIS". THE SELLER MAKES NO WARRANTIES, EXPRESSED OR IMPLIED. (EXCEPTIONS SPECIFICALLY STATED IN SPECIAL AGREEMENTS SECTION)

SPECIAL AGREEMENTS: (Delivery Information)

- 1. _____
- 2. Customer pu
- 3. _____

Deliver By: 1/1

UNITS: 2

EQUIPMENT DATA:

- 1. Stock # _____ Yr _____ Make HC' Size 40'HC QB _____
Unit # 76A Serial # _____ DEL DD 1/1 Amt \$ 2550⁰⁰
- 2. Stock # _____ Yr _____ Make HC' Size 40'HC QB _____
Unit # 76A Serial # _____ DEL DD 1/1 Amt \$ 2550⁰⁰
- 3. Stock # _____ Yr _____ Make _____ Size _____ QB _____
Unit # _____ Serial # _____ DEL DD 1/1 Amt \$ _____
- 4. Stock # _____ Yr _____ Make _____ Size _____ QB _____
Unit # _____ Serial # _____ DEL DD 1/1 Amt \$ _____

Subtotal from Attachment \$ _____

Modifications: Labor hours: _____ x \$40 = \$ _____ + Parts: \$ _____ (Taxable) Modifications \$ _____

Freight Qty _____ x Rate _____ = \$ _____ (Taxable) Freight \$ _____

Subtotal \$ 5100⁰⁰

Sales Tax: County _____ Sales Tax Rate: _____ % Sales Tax \$ _____

Exempt Status: _____ (Must have certificate or tax will be charged)

Temp Tag Fee: Qty _____ x \$5 _____ Temp Tag Fee \$ _____

3% Credit Card Convenience Fee \$ _____

Financed - Finance Source _____ Total \$ 5100⁰⁰

PAYMENT AGREEMENTS: CHECK Check #: _____

Cash: _____

Credit Card: _____

Wire: _____

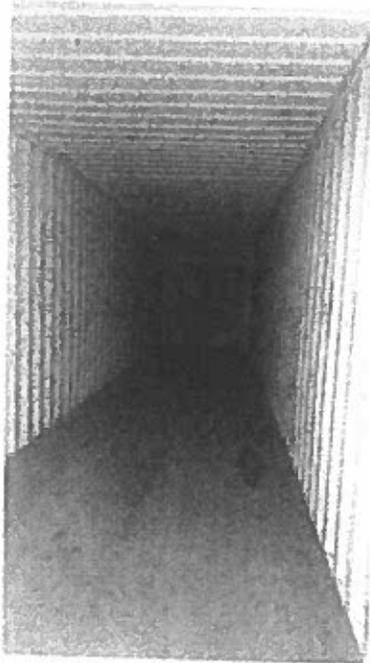
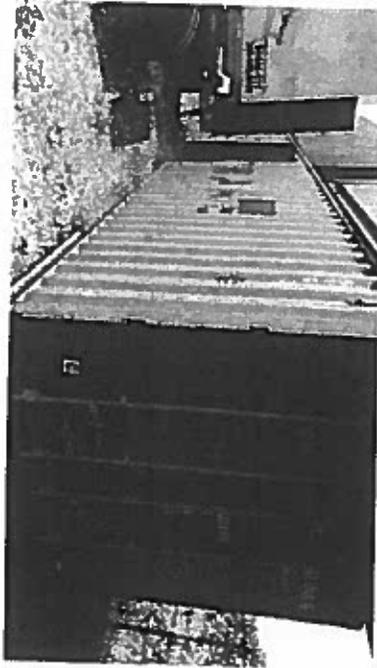
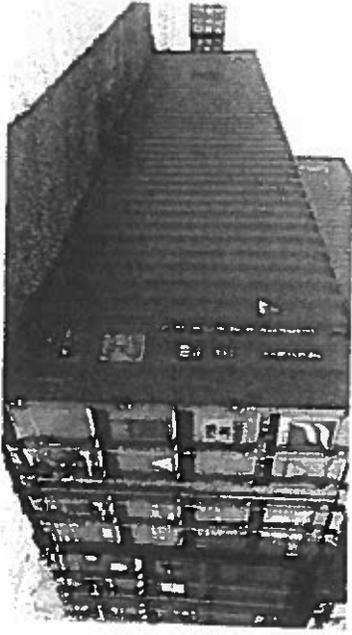
Make Checks Payable to: Semi-Trailer Services, Inc.

Mail To: PO Box 1324, Lawrenceville, GA 30046 Branch Closed: 1/1 Corp. Closed: 1/1

Buyer _____ accepted this 30 Day of Aug 2017

STS/BBX SM MS STS/BBX ROM _____

White=Branch File Copy Yellow=Customer Copy Pink=Corp Billing Copy



2.3

Lease Agreement



Customer: ELLIS, COUNTY OF

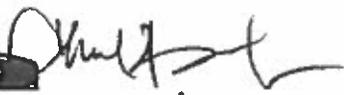
Bill To: ELLIS COUNTY
ADULT PROBATION
202 CLIFT ST
WAXAHACHIE, TX 75165-3734

Install: COUNTY OF ELLIS
ADULT PROBATION
OFFICE 225
109 S JACKSON ST
WAXAHACHIE, TX 75165-3745

State or Local Government Negotiated Contract : 072719100

Solution			
Item	Product Description	Agreement Information	Trade Information
1. WC3655X	(WORKCENTRE 3655X) - Carrier Deliv/Instal - Wireless Print Adapt - Customer Ed - Analyst Services	Lease Term: 48 months Purchase Option: FMV	- Xerox MFP3635 S/N BB1491264 Trade-In as of Payment 55
			Requested Install Date: 1/27/2017

Monthly Pricing					
Item	Lease Minimum Payment	Print Charges			Maintenance Plan Features
		Meter	Volume Band	Per Print Rate	
1. WC3655X	\$94.21	1: BW	1 - 20,000 20,001+	Included \$0.0045	- Consumable Supplies Included for all prints - Pricing Fixed for Term
Total	\$94.21	Minimum Payments (Excluding Applicable Taxes)			

Authorized Signature 

Customer acknowledges receipt of the terms of this agreement which consists of 2 pages including this face page.

Signer: Carol Bush Phone: (972)825-5135

Signature: _____ Date: **SEP 26 2017**

Thank You for your business!
This Agreement is proudly presented by Xerox and
Amiee Bilberry
(817)558-9656

For information on your Xerox Account, go to
www.xerox.com/AccountManagement



INTRODUCTION:

1. NEGOTIATED CONTRACT. The Products are subject solely to the terms in the Negotiated Contract identified on the face of this Agreement, and, for any option you have selected that is not addressed in the Negotiated Contract, the then-current standard Xerox terms for such option.

GOVERNMENT TERMS:

2. REPRESENTATIONS & WARRANTIES. This provision is applicable to governmental entities only. You represent and warrant, as of the date of this Agreement, that: (1) you are a State or a fully constituted political subdivision or agency of the State in which you are located and are authorized to enter into, and carry out, your obligations under this Agreement and any other documents required to be delivered in connection with this Agreement (collectively, the "Documents"); (2) the Documents have been duly authorized, executed and delivered by you in accordance with all applicable laws, rules, ordinances and regulations (including all applicable laws governing open meetings, public bidding and appropriations required in connection with this Agreement and the acquisition of the Products) and are valid, legal, binding agreements, enforceable in accordance with their terms; (3) the person(s) signing the Documents have the authority to do so, are acting with the full authorization of your governing body and hold the offices indicated below their signatures, each of which are genuine; (4) the Products are essential to the immediate performance of a governmental or proprietary function by you within the scope of your authority and will be used during the Term only by you and only to perform such function; and (5) your payment obligations under this Agreement constitute a current expense and not a debt under applicable state law and no provision of this Agreement constitutes a pledge of your tax or general revenues, and any provision that is so construed by a court of competent jurisdiction is void from the inception of this Agreement.

3. FUNDING. This provision is applicable to governmental entities only. You represent and warrant that all payments due and to become due during your current fiscal year are within the fiscal budget of such year and are included within an unrestricted and unencumbered appropriation currently available for the Products, and it is your intent to use the Products for the entire term of this Agreement and make all payments required under this Agreement. If your legislative body does not appropriate funds for the continuation of this Agreement for any fiscal year after the first fiscal year and has no funds to do so from other sources, this Agreement may be terminated. To effect this termination, you must, at least 30 days prior to the beginning of the fiscal year for which

your legislative body does not appropriate funds, notify Xerox in writing that your legislative body failed to appropriate funds. Your notice must be accompanied by payment of all sums then owed through the current fiscal year under this Agreement. You will return the Equipment, at your expense, to a location designated by Xerox and, when returned, the Equipment will be in good condition and free of all liens and encumbrances. You will then be released from any further payment obligations beyond those payments due for the current fiscal year (with Xerox retaining all sums paid to date).

PRICING PLAN/OFFERING SELECTED:

4. FIXED PRICING. If "Pricing Fixed for Term" is identified in Maintenance Plan Features, the maintenance component of the Minimum Payment and Print Charges will not increase during the initial Term of this Agreement.

GENERAL TERMS & CONDITIONS:

5. REMOTE SERVICES. Certain models of Equipment are supported and serviced using data that is automatically collected by Xerox or transmitted to or from Xerox by the Equipment connected to your network ("Remote Data") via electronic transmission to a secure off-site location ("Remote Data Access"). Remote Data Access also enables Xerox to transmit Releases of Software to you and to remotely diagnose and modify Equipment to repair and correct malfunctions. Examples of Remote Data include product registration, meter read, supply level, Equipment configuration and settings, software version, and problem/fault code data. Remote Data may be used by Xerox for billing, report generation, supplies replenishment, support services, recommending additional products and services, and product improvement/development purposes. Remote Data will be transmitted to and from you in a secure manner specified by Xerox. Remote Data Access will not allow Xerox to read, view or download the content of any of your documents or other information residing on or passing through the Equipment or your information management systems. You grant the right to Xerox, without charge, to conduct Remote Data Access for the purposes described above. Upon Xerox's request, you will provide contact information for Equipment such as name and address of your contact and IP and physical addresses/locations of Equipment. You will enable Remote Data Access via a method prescribed by Xerox, and you will provide reasonable assistance to allow Xerox to provide Remote Data Access. Unless Xerox deems Equipment incapable of Remote Data Access, you will ensure that Remote Data Access is maintained at all times Maintenance Services are being performed.



2121 Irving Boulevard
Dallas, TX 75207
Phone: (214) 741-3531

PROPOSAL AND CONTRACT
(Ellis County Interlocal Agreement)

To: Ellis County PCT 2

Effective Date: Oct.20, 2017

TexasBit, Inc. TexasBit offers to furnish all material, labor and equipment required for the performance of the following described work subject to the terms and conditions of the Ellis County Interlocal Agreement.

Description of Work and Price: Cement Stabilization - 24lbs.per square yard – Only;
Minimum of 500 S/Y per move in.

<u>Location</u>	<u>Limits</u>	<u>S/Y</u>	<u>Unit Price</u>	<u>Approx. Total</u>
Ensign Road	Various	11147	\$7.82	\$87,159.54

*"See Attached Sheet"

Unless the words "Lump Sum" appear next to an item of work, it is understood and agreed that the quantities referred to above are estimates only and that payment shall be made at the stated unit prices for actual quantities of work performed by TexasBit.

This estimate expires thirty (30) days from the above date.

TEXASBIT, INC.

ACCEPTED: Ellis County PCT 2

W. L. Warner
Account Manager

Date _____

WORK ORDER UNDER INTERLOCAL AGREEMENT

Service Provider: Ellis County Texas

Department to Provide Service: Road and Bridge, Pct. 1

Basis of Authority to Provide Service:

Interlocal Agreement dated September 12, 2017

Per Commissioner's Court Minute Order No. 375.17

Local Government Requesting Services: City of Garrett

Description of Project to be undertaken: Repairs of pot holes along a 450' long section of Sleepy Hollow Rd. Using hot mix asphalt and also adding new base material where needed to repair erosion along north edge of road.

Location of Project to be undertaken: Sleepy Hollow Road

Requested by: Randy Stinson, County Commissioner Pct. 1

Department: Road & Bridge Pct. 1

APPROVED in Open Commissioner's Court per Minute Order No. _____

On the _____ **day of** _____, 2017.

County Judge
Ellis County, Texas

ACCEPTED AND AGREED TO this _____ **day of** _____, 2017.

Signature:

Title:

On Behalf of:

[Handwritten Signature]
Mayor
City of GARRETT

WORK ORDER UNDER INTERLOCAL AGREEMENT

Service Provider: Ellis County Texas

Department to Provide Service: Road and Bridge, Pct. 1

Basis of Authority to Provide Service:

Interlocal Agreement dated October 30, 2017

Per Commissioner's Court Minute Order No. 375.17

Local Government Requesting Services: City of Garrett

Description of Project to be undertaken: potholes repairs not to exceed 8 hours of work.

Location of Project to be undertaken: various roads throughout the City of Garrett.

Requested by: Randy Stinson, County Commissioner, Pct. 1

Department: Road and Bridge Pct. 1

APPROVED in Open Commissioner's Court per Minute Order No. _____

On the _____ **day of** _____.

County Judge
Ellis County, Texas

ACCEPTED AND AGREED TO this _____ **day of** _____, 2017.

Signature: _____

Title: Mayor

On Behalf of: City of Garrett

**2018 Ellis County Resolution
Indigent Defense Grant Program**

WHEREAS, under the provisions of the Texas Government Code Section 79.037 and Texas Administrative Code Chapter 173, counties are eligible to receive grants from the Texas Indigent Defense Commission to provide improvements in indigent defense services in the county; and

WHEREAS, this grant program will assist the county in the implementation and the improvement of the indigent criminal defense services in this county; and

WHEREAS, Ellis County Commissioners Court has agreed that in the event of loss or misuse of the funds, Ellis County Commissioners assures that the funds will be returned in full to the Texas Indigent Defense Commission.

NOW THEREFORE, BE IT RESOLVED and ordered that the County Judge of this county is designated as the Authorized Official to apply for, accept, decline, modify, or cancel the grant application for the Indigent Defense Formula Grant Program and all other necessary documents to accept said grant; and

BE IT FURTHER RESOLVED that the County Auditor is designated as the Financial Officer for this grant.

Adopted this _____ day of _____, 2017.

Carol L. Bush
County Judge

Attest:

County Clerk