

**ELLIS COUNTY COMMISSIONERS COURT  
OFFICIAL MINUTES // FEBRUARY 13, 2018**

A MEETING OF THE ELLIS COUNTY COMMISSIONERS' COURT WAS HELD ON TUESDAY, FEBRUARY 13, 2018, 10:00 AM IN THE HISTORIC ELLIS COUNTY COURTHOUSE, COMMISSIONERS COURTROOM (2ND FLR), 101 W. MAIN STREET, WAXAHACHIE, TEXAS AT WHICH TIME THE FOLLOWING WILL BE DISCUSSED AND CONSIDERED, TO-WIT.

**MEMBERS PRESENT:**

**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 ATTORNEY:** VANCE HINDS

**OPENING COURT**

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

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

INVOCATION AND PLEDGE OF ALLEGIANCE – COMMISSIONER LANE GRAYSON

PUBLIC COMMENT\* - MEMBERS OF THE PUBLIC WILL HAVE THE OPPORTUNITY TO MAKE THEIR COMMENTS AT THE TIME THE AGENDA ITEM IS BEING ADDRESSED. NO PUBLIC PARTICIPANTS

**MINUTE ORDER NO 136.18 APPROVING CONSENT AGENDA**

**ADMINISTRATIVE:**

A1 APPROVAL OF REGULAR BILLS, PAYROLL, AND OFFICERS' REPORTS

**FINANCIAL:**

F1 FROM 001-0510-50805 CONFERENCE \$500.00; 001-0510-50819 COMPUTER \$2,000.00; 001-0510-50873 MAINT/RPS OFC EQUIP \$4,500.00 To 001-0510-50502 CLERK'S SALARY \$7,000.00. – JOYCE LINDAUER, JUSTICE OF THE PEACE, PCT. 1

F2 FROM 001-0000-30302 FUND BALANCE \$8,033.03 To 001-0015-50702 REPAIRS \$8,033.03

**SIMPLIFIED PLAT:**

SP1 CONSIDER AND ACT ON A REQUEST FOR A SIMPLIFIED PLAT OF MCKEEVER FARMS, LOTS 1 & 2. THE PROPERTY CONTAINS ± 11.04 ACRES OF LAND IN THE A. McDONALD SURVEY, ABSTRACT NO. 727 LOCATED ON THE EAST SIDE OF MCKEEVER ROAD AND ± 500 FEET NORTH OF FM 813, ROAD & BRIDGE PCT NO. 1.

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

**RECESSING REGULAR SESSION TO CONVENE INTO PUBLIC HEARING 10:13 AM**

MOTION BY COMMISSIONER BUTLER, SECOND BY COMMISSIONER GRAYSON CARRIES UNANIMOUSLY

**PUBLIC HEARING**

PUBLIC HEARING REGARDING A REQUEST TO INSTALL ONE (1) STOP SIGN ON AT THE INTERSECTION OF AMANDA LANE AND JAYCEE DRIVE IN JORDAN RUN ESTATES, II, ROAD & BRIDGE PCT No. 3.

PUBLIC HEARING REGARDING ABANDONMENT AND VACATION OF A PORTION OF AN ALLEYWAY LOCATED BETWEEN LOTS 15 & 16 AND 32 & 33, BLOCK 8, SKYLINE ACRES. THE AREA CONTAINS ± 0.08 ACRES (± 2,615 SQUARE FEET) OF LAND LOCATED BETWEEN CECILIA AVENUE AND CHARLES AVENUE ± 80 FEET SOUTH OF SKYLINE DRIVE, IN THE EXTRATERRITORIAL JURISDICTION (ETJ) OF THE CITY OF MIDLOTHIAN, ROAD & BRIDGE PCT No. 4.

**ADJOURNING PUBLIC HEARING TO RECONVENE IN REGULAR SESSION 10:14 AM**

MOTION BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER PERRY CARRIES UNANIMOUSLY

**DEPARTMENT OF COUNTY DEVELOPMENT**

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

**MINUTE ORDER NO 137.18** (1.1) APPROVING INSTALLATION OF ONE (1) STOP SIGN ON AT THE INTERSECTION OF AMANDA LANE AND JAYCEE DRIVE IN JORDAN RUN ESTATES, II, ROAD & BRIDGE PCT 3.

MOTION TO APPROVE BY COMMISSIONER PERRY, SECOND BY COMMISSIONER BUTLER CARRIES UNANIMOUSLY

**MINUTE ORDER NO 138.18** (1.2) ABANDONING AND VACATING OF A PORTION OF AN ALLEYWAY LOCATED BETWEEN LOTS 15 & 16 AND 32 & 33, BLOCK 8, SKYLINE ACRES. THE AREA CONTAINS ± 0.08 ACRES (± 2,615 SQUARE FEET) OF LAND LOCATED BETWEEN CECILIA AVENUE AND CHARLES AVENUE ± 80 FEET SOUTH OF SKYLINE DRIVE, IN THE EXTRATERRITORIAL JURISDICTION (ETJ) OF THE CITY OF MIDLOTHIAN, ROAD & BRIDGE PCT 4

MOTION TO APPROVE BY COMMISSIONER BUTLER, SECOND BY COMMISSIONER PERRY CARRIES UNANIMOUSLY

**MINUTE ORDER NO 139.18** (1.3) GRANTING A ONE-TIME VARIANCE FROM SECTION VIII (A) (RESIDENTIAL LOTS) OF THE COUNTY OF ELLIS RULES, REGULATIONS AND SPECIFICATIONS FOR SUBDIVISIONS AND MANUFACTURED HOMES TO ALLOW ONE (1) SINGLE-FAMILY RESIDENCE WITHOUT MEETING THE MINIMUM ROAD FRONTAGE REQUIREMENT. THE PROPERTY CONTAINS ± 3.71 ACRES OF LAND IN THE JOHN ESTES SURVEY, ABSTRACT NO. 336, COMMONLY KNOWN AS 234 GREENBARK COURT, WAXAHACHIE, ROAD & BRIDGE PCT NO. 3

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

**MINUTE ORDER NO 140.18** (1.4) GRANTING A ONE-TIME VARIANCE FROM SECTION II (H) OF THE COUNTY OF ELLIS RULES, REGULATIONS AND SPECIFICATIONS FOR SUBDIVISIONS AND MANUFACTURED HOMES TO ALLOW A FOUR (4) LOTS WITHOUT MEETING THE FIRE HYDRANT REQUIREMENT. THE PROPERTY CONTAINS ± 18 ACRES OF THE A. GONZABA

LEAGUE SURVEY, ABSTRACT NO. 381, IN THE EXTRATERRITORIAL JURISDICTION (ETJ) OF  
THE CITY OF ENNIS, ROAD & BRIDGE PCT 2

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

**PURCHASING**

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

**MINUTE ORDER NO 141.18** (2.1) ACCEPTING THE SOLE SOURCE PURCHASE AFFIDAVIT FROM  
MARTIN MARIETTA FOR SUPER SLURRY.

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

**MINUTE ORDER NO 142.18** (2.2) APPROVING NEW PRICING FROM MARTIN MARIETTA SUPER  
SLURRY AT \$195 PER DRY TON.

MOTION TO APPROVE BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER STINSON CARRIES UNANIMOUSLY

**MINUTE ORDER NO 143.18** (2.3) APPROVING PAYMENT AND PERFORMANCE BONDS FROM D&G  
QUALITY ROOFING.

MOTION TO APPROVE BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER STINSON CARRIES UNANIMOUSLY

**MINUTE ORDER NO 144.18** (2.4) DECLARING THE FOLLOWING VEHICLES AS SURPLUS AND TO BE  
DISPOSED IN ACCORDANCE OF THE LOCAL GOVERNMENT CODE 263.

|      |                     |                   |
|------|---------------------|-------------------|
| 1985 | CHEVROLET C70 TRUCK | 1GBL7D1B4FV103664 |
| 1999 | FORD F-250          | 1FTRF27L1XKA71921 |

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

**MINUTE ORDER NO 145.18** (2.5) APPROVING PURCHASE OF A 2018 PJ 32FT TRAILER FROM  
HAPPY TRAILER SALES FOR ROAD AND BRIDGE PCT 3.

MOTION TO APPROVE BY COMMISSIONER PERRY, SECOND BY COMMISSIONER BUTLER CARRIES UNANIMOUSLY

**MINUTE ORDER NO 146.18** (2.6) APPROVING PURCHASE OF RHINO HYDRAULIC POST DRIVER  
AND ATTACHMENTS FOR ROAD AND BRIDGE PCT 3.

MOTION TO APPROVE BY COMMISSIONER PERRY, SECOND BY COMMISSIONER BUTLER CARRIES UNANIMOUSLY

**MINUTE ORDER NO 147.18** (2.7) APPROVING PURCHASE OF A 2015 CHEVROLET SILVERADO 1500  
FOR ROAD AND BRIDGE PCT 2.

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

**ADMINISTRATIVE**

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

**MINUTE ORDER NO 148.18** (3.1) APPROVING RESOLUTION TO CONVEY "STRUCK OFF" PROPERTIES  
TO J. BERNABE SERRANO. – CHARLES BRADY, LINEBARGER, GOGGAN, BLAIR & SAMPSON,  
LLP

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

**NO ACTION** 3.2 BURN BAN FOR ELLIS COUNTY. – TIM BIRDWELL, FIRE MARSHAL

**NO ACTION** 3.3 COMPENSATORY TIME REPORTING. – THERESA TAYLOR, DIRECTOR OF HUMAN RESOURCES

**MINUTE ORDER NO 149.18** (3.4) APPROVING CONTINUATION OF DISCLOSURE SERVICES AGREEMENT FROM HILLTOP SECURITIES. – MIYKAEL REEVE, AUDITOR

MOTION TO APPROVE BY JUDGE BUSH, SECOND BY COMMISSIONER GRAYSON CARRIES UNANIMOUSLY

**MINUTE ORDER NO 150.18** (3.5) EXPANDING THE “SANDRA BLAND ACT” UPGRADES MADE AT THE WAYNE MCCULLUM DETENTION CENTER TO INCLUDE ALL PARTS OF THE JAIL – CHUCK EDGE, SHERIFF

MOTION TO APPROVE BY COMMISSIONER PERRY, SECOND BY COMMISSIONER STINSON CARRIES UNANIMOUSLY

**MINUTE ORDER NO 151.18** (3.6) CHANGING TITLE FOR THE POSITION OF CIVILIAN CRIME SCENE TECHNICIAN TO CIVILIAN CRIME SCENE INVESTIGATOR. THERE IS NO SALARY CHANGE, OR CHANGES IN DUTIES. THE TITLE MORE REFLECTS THE DUTIES, AND AFFORDS OUR EMPLOYEE GREATER INVOLVEMENT IN PROFESSIONAL ORGANIZATIONS. – CHUCK EDGE, SHERIFF *(PAID FROM COMMISSARY FUNDS)*

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

**RECESS TO CONVENE TO EXECUTIVE SESSION** **10:36 AM**

MOTION BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER PERRY 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 §551.076 OF THE GOVERNMENT CODE, CONSULTATION TO DELIBERATE THE DEPLOYMENT, OR SPECIFIC OCCASIONS FOR IMPLEMENTATION, OF SECURITY PERSONNEL OR DEVICES.

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

**ADJOURNMENT OF EXECUTIVE SESSION** **11:39 AM**

MOTION BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER BUTLER CARRIES UNANIMOUSLY

**MINUTE ORDER NO 152.18 (2.8) APPROVAL TO UTILIZE HGACBUY COOPERATIVE PURCHASING PROGRAM FOR THE PURCHASE OF RADIO COMMUNICATIONS EQUIPMENT FROM MOTOROLA.**

MOTION TO APPROVE BY JUDGE BUSH, SECOND BY COMMISSIONER BUTLER CARRIES UNANIMOUSLY

**ADJOURNMENT**

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

THE OFFICIAL MINUTES OF THE ELLIS COUNTY COMMISSIONERS' COURT FEBRUARY 13, 2018 ARE HEREBY APPROVED.

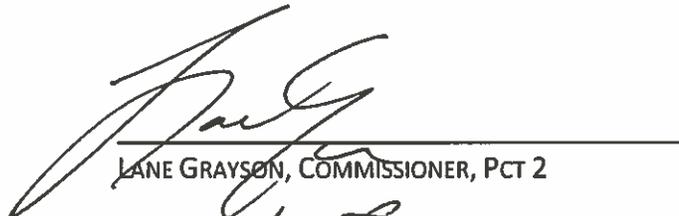
PRESIDING OFFICER:



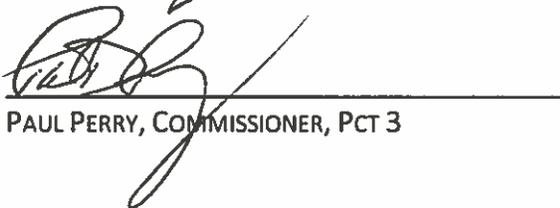
CAROL BUSH, COUNTY JUDGE



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 24, 2018



CINDY POLLEY, COUNTY CLERK

