

ELLIS COUNTY COMMISSIONERS COURT
OFFICIAL MINUTES // APRIL 24, 2018

THE ELLIS COUNTY COMMISSIONERS COURT MET ON TUESDAY, APRIL 24, 2018, 10:00 A.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:

ASSISTANT COUNTY ATTORNEY: VANCE HINDS

RANDY STINSON, COMMISSIONER, PCT 1

LANE GRAYSON, COMMISSIONER, PCT 2

PAUL PERRY, COMMISSIONER, PCT 3

KYLE BUTLER, COMMISSIONER, PCT 4

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 – ELLSWORTH HULING, VETERANS SERVICE OFFICER

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

MINUTE ORDER NO 204.18 APPROVING CONSENT AGENDA

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

ADMINISTRATIVE:

A1 APPROVING REGULAR BILLS, PAYROLL, AND OFFICERS' REPORTS

A2 1ST QUARTER 2018 INVESTMENT REPORT. – CHERYL CHAMBERS, TREASURER

A3 MARCH 2018 TRAVEL REPORTS OF THE TEXAS AGRILIFE EXTENSION OFFICE

-MARK ARNOLD, AGRICULTURE

-RITA HODGES, FAMILY & CONSUMER SCIENCE

-MEGAN PARR, 4H

A4 RECOGNITION EXPENSES FROM LINE ITEM 001-0140-50694 NOT TO EXCEED \$100.00.

A5 APPROVING OFFICIAL MINUTES OF THE ELLIS COUNTY COMMISSIONERS' COURT: FEBRUARY 5, 2018 AND FEBRUARY 13, 2018. – CINDY POLLEY, COUNTY CLERK

FINANCIAL:

F1 FROM 042-0942-30302 FUND BALANCE \$768.00 TO 042-0942-50802 EQUIPMENT \$768.00. – CHUCK EDGE, SHERIFF

F2 FROM 001-0430-50802 EQUIPMENT \$1,000.00 TO 001-0430-50809 AUTO REPAIR \$1,000.00. – RALPH MULVANY, EM ADMIN PLANNER

F3 FROM 001-0140-50560 COMPENSATORY/FRINGE LIABILITY \$16,064.00 TO 001-0180-50502 SALARY \$16,064.00. -40TH DISTRICT COURT

F4 APPROVING REFUND OF OVERPAYMENT TO THE FOLLOWING ACCOUNT FOR PAYMENT IN ERROR:

<u>REFUND TO BE ISSUED TO:</u>	<u>ACCOUNT</u>	<u>AMOUNT DUE</u>
CORELOGIC	175390	\$2,815.91
CORELOGIC	195759	\$2,928.79

(TO ADMIN 3.1)

ADMINISTRATIVE

MINUTE ORDER 205.18 (3.1) PROCLAIMING ELLIS COUNTY, TEXAS A PURPLE HEART COUNTY AND DESIGNATING APRIL 24, 2018 IN ELLIS COUNTY, TEXAS, A DAY TO REMEMBER AND RECOGNIZE VETERANS WHO ARE RECIPIENTS OF THE PURPLE HEART MEDAL

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

(To 3.4)

MINUTE ORDER 206.18 (3.4) APPROVING 2019 INDIGENT DEFENSE DISCRETIONARY GRANT PROGRAM RESOLUTION DESIGNATING CINDY ERMATINGER, JUDGE 443RD DISTRICT COURT, AS THE AUTHORIZED OFFICIAL TO APPLY, ACCEPT, DECLINE, MODIFY OR CANCEL GRANT APPLICATION AND ALL OTHER NECESSARY DOCUMENTS; AND DESIGNATING JUDGE ERMATINGER AS THE PROGRAM DIRECTOR AND CONTACT PERSON FOR GRANT AND DESIGNATION THE COUNTY AUDITOR AS FINANCIAL OFFICER FOR GRANT -MIYKAEL REEVE, AUDITOR

JUDGE BOB CARROLL, 40TH DISTRICT COURT ... JUDGE CINDY ERMATINGER, 443RD DISTRICT COURT

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

(To DOD 1.1)

DEPARTMENT OF COUNTY DEVELOPMENT

MINUTE ORDER 207.18 (1.1) APPROVING FINAL PLAT OF FORRESTON FARMS PHASE 2. THE PROPERTY CONTAINS ± 52.626 ACRES OF LAND IN THE H. HARRIS SURVEY, ABSTRACT NO 480 AND THE W. J. JEFFERS SURVEY, ABSTRACT NO 572 LOCATED AT THE NORTHWEST CORNER OF HOLDER ROAD AND BOB RUN ROAD, WAXAHACHIE, ROAD & BRIDGE PCT No 3.

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

CONTINUED (1.2) CONSIDER & ACT UPON A REPLAT OF LOTS 2R, 3 AND 4, DAWN ESTATES, INTO LOTS 2R-A, 3R-A, 3R-B, AND 4R. THE PROPERTY CONTAINS ± 45.336 ACRES OF LAND LOCATED ± 570 FEET EAST FROM THE CORNER OF BROADHEAD ROAD AND JACOBS BRIDGE LANE (A PRIVATE ROAD) IN THE EXTRATERRITORIAL JURISDICTION (ETJ) OF THE CITY OF WAXAHACHIE, ROAD & BRIDGE PCT No 1.

MOTION TO CONTINUE TO MAY 8, 2018 BY COMMISSIONER BUTLER, SECOND BY COMMISSIONER STINSON CARRIES UNANIMOUSLY

MINUTE ORDER 208.18 (1.3) APPROVING REPLAT OF LOT 8, OAK BRANCH RANCH ESTATES, SECTION 1 INTO LOTS 8R-1, 8R-2 AND LOT 8R-3. THE PROPERTY CONTAINS ± 5.582 ACRES OF LAND LOCATED ON THE SOUTH SIDE OF NORTH OAK BRANCH ROAD AND ± 800 FEET EAST OF OAK BRANCH COURT, IN THE EXTRATERRITORIAL JURISDICTION (ETJ) OF THE CITY OF WAXAHACHIE, ROAD & BRIDGE PCT No 3.

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

MINUTE ORDER 209.18 (1.4) GRANTING A ONE-TIME VARIANCE FROM SECTION VIII-A (RESIDENTIAL LOTS) OF THE ADOPTED RULES & REGULATIONS TO ALLOW CONSTRUCTION OF A THIRD SINGLE-FAMILY RESIDENCE ON ±11.82 ACRES ALONG NANCY ROAD (A PRIVATE ROAD). THE PROPERTY IS IN THE J. BIELMAS SURVEY, ABSTRACT NO 144 LOCATED ON THE NORTH SIDE OF NANCY AND ± 1,331 FEET WEST OF JOE WILSON ROAD, IN THE EXTRATERRITORIAL JURISDICTION (ETJ) OF THE CITY OF MIDLOTHIAN, ROAD & BRIDGE PCT No 4

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

MINUTE ORDER 210.18 (1.5) GRANTING A ONE-TIME VARIANCE FROM SECTION VIII-A (RESIDENTIAL LOTS) OF THE ADOPTED RULES & REGULATIONS TO ALLOW CONSTRUCTION OF A THIRD SINGLE-FAMILY RESIDENCE ON ± 10.001 ACRES OF LAND IN THE J. CHAPMAN SURVEY, ABSTRACT NO 209 ON SLIPPERY ELM DRIVE. THE PROPERTY IS LOCATED EAST OF SLIPPERY ELM DRIVE ± 600 FEET NORTH OF SLIPPERY ELM COURT, IN THE EXTRATERRITORIAL JURISDICTION (ETJ) OF THE CITY OF OVILLA, ROAD & BRIDGE PCT No 4

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

(To 3.2)

ADMINISTRATIVE

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

MINUTE ORDER 211.18 (3.3) APPROVING GRS CONSULTING TO PROVIDE ACTUARIAL VALUATION AND CONSULTING SERVICES FOR THE NEW OPEB ACCOUNTING STANDARDS GASB STATEMENTS NO 74 AND NO 75. AND APPROVE THE FOLLOWING DOCUMENTS RELATED TO THE COUNTY'S NEXT OPEB VALUATION:

A MASTER AGREEMENT BASED ON THE NCTCOG SHARED SERVICES CONTRACT WHICH WAS AWARDED TO GRS IN APRIL OF 2017 AND APPROVED BY COMMISSIONER COURT APRIL 27TH. THE MASTER AGREEMENT DOESN'T EXPIRE UNTIL JUNE 30, 2023 AND WILL COVER SEVERAL VALUATION CYCLES.

AN ENGAGEMENT LETTER FOR THE COUNTY'S FIRST GASB 75 REPORT. THE ENGAGEMENT LETTER ASSUMES THE VALUATION WILL BE RELIED ON FOR FYE18 AND FYE19 AND

A BUSINESS ASSOCIATES AGREEMENT (BAA) WHICH SPECIFIES OUR RESPONSIBILITIES UNDER HIPAA.
MOTION BY JUDGE BUSH TO APPROVE SUBJECT TO LEGAL REVIEW, SECOND BY COMMISSIONER GRAYSON CARRIES UNANIMOUSLY

REPORT: 3.5 COMPENSATORY TIME REPORTING. – THERESA TAYLOR, DIRECTOR OF HUMAN RESOURCES

MINUTE ORDER 212.18 (3.6) AUTHORIZING HIRING OF TEMPORARY MAINTENANCE PERSONNEL
MOTION TO APPROVE BY JUDGE BUSH, SECOND BY COMMISSIONER GRAYSON CARRIES UNANIMOUSLY

RECESS TO CONVENE TO EXECUTIVE SESSION 10:57 AM

MOTION BY COMMISSIONER STINSON, SECOND BY COMMISSIONER BUTLER 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 §551.071 OF THE GOVERNMENT CODE, CONSULTATION WITH COUNSEL CONCERNING A SETTLEMENT OFFER INVOLVING KIRK INGRAM FOR DAMAGES RESULTING FROM THE DEATH OF HIS DOG.

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

ADJOURN EXECUTIVE SESSION 11:27 AM

MOTION BY COMMISSIONER PERRY, SECOND BY COMMISSIONER STINSON CARRIES UNANIMOUSLY

MINUTE ORDER 213.18 (3.7) AUTHORIZING THE COUNTY ATTORNEY TO SETTLE A CLAIM ON BEHALF OF ELLIS COUNTY INVOLVING KIRK INGRAM FOR DAMAGES IN THE AMOUNT OF \$5,000.00 RESULTING FROM THE DEATH OF HIS DOG, INCLUDING OBTAINING A RELEASE OF ALL CLAIMS. – VANCE HINDS, ASSISTANT COUNTY & DISTRICT ATTORNEY

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

ADJOURN

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

THE OFFICIAL MINUTES OF THE ELLIS COUNTY COMMISSIONERS' COURT APRIL 24, 2018 ARE HEREBY APPROVED.

PRESIDING OFFICER:

Absent
CAROL BUSH, COUNTY JUDGE

Ranby Stinson
RANBY STINSON, COMMISSIONER, PCT 1

Lane Grayson Presiding
LANE GRAYSON, COMMISSIONER, PCT 2

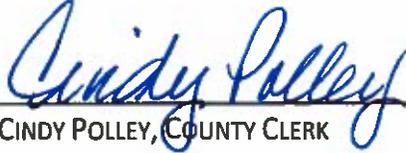


PAUL PERRY, COMMISSIONER, PCT 3



KYLE BUTLER, COMMISSIONER, PCT 4

WITNESS MY HAND AND OFFICIAL SEAL OF OFFICE THIS JUNE 5, 2018



CINDY POLLEY, COUNTY CLERK

