

ELLIS COUNTY COMMISSIONERS COURT
OFFICIAL MINUTES // AUGUST 27, 2019

THE ELLIS COUNTY COMMISSIONERS COURT MET ON TUESDAY, AUGUST 27, 2019 AT 2:04 P.M., IN THE HISTORIC ELLIS COUNTY COURTHOUSE, COMMISSIONERS COURTROOM (2ND FLOOR) 101 W. MAIN STREET, WAXAHACHIE, TEXAS AT WHICH TIME THE FOLLOWING WAS DISCUSSED AND CONSIDERED, TO-WIT:

MEMBERS PRESENT:

COUNTY JUDGE: TODD LITTLE

COUNTY CLERK: KRYSTAL VALDEZ, COUNTY CLERK

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

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

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

INVOCATION AND PLEDGE OF ALLEGIANCE – *COUNTY JUDGE TODD LITTLE*

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

RECOGNITION/COMMENDATIONS/AWARDS

AA HONORING MS. EVELYN PACE – *TODD LITTLE, COUNTY JUDGE*

MINUTE ORDER 358.19 (AB) PROCLAIMING SEPTEMBER 13, 2019 AS 1/77 SCOUT PLATOON REMEMBRANCE DAY IN ELLIS COUNTY, TEXAS. – *TODD LITTLE COUNTY JUDGE*

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

TO CONSENT AGENDA

CONSENT AGENDA

MINUTE ORDER 359.19 APPROVING CONSENT AGENDA, EXCLUDING A5

ADMINISTRATIVE:

- A1 APPROVING OF REGULAR BILLS, PAYROLL, AND OFFICERS' REPORTS
- A2 APPROVING COMMISSIONERS COURT MINUTES FROM AUGUST 13, 2019. – *KRYSTAL VALDEZ, COUNTY CLERK*
- A3 APPROVING COMPLETION OF HOURS FOR TODD LITTLE, COUNTY JUDGE – 2019 ANNUAL COUNTY INVESTMENT ACADEMY EDUCATION. – *TODD LITTLE, COUNTY JUDGE*
- A4 ACCEPTING HOURS FOR CHERYL CHAMBERS, COUNTY TREASURER – 2019 ANNUAL COUNTY INVESTMENT ACADEMY EDUCATION REQUIREMENT, 2019 ANNUAL COUNTY TREASURERS' ASSOCIATION OF TEXAS EDUCATION REQUIREMENT, AND 2019-2020 PUBLIC FUNDS INVESTMENT ACT EDUCATION REQUIREMENT. – *CHERYL CHAMBERS, TREASURER*
- A6 ACCEPTING REGULAR MONTHLY REPORTS FOR TEXAS AGRILIFE EXTENSION AGENTS. – *MARK ARNOLD, TEXAS AGRILIFE EXTENSION*
- A7 APPROVING INTERGOVERNMENTAL TRANSFER (IGT) OF LOCAL PROVIDER PARTICIPATION FUNDS (LPPF) FOR BAYLOR SCOTT & WHITE WAXAHACHIE AND ENNIS REGIONAL HOSPITAL FOR THE FINAL DY8 UNCOMPENSATED CARE (UC) PAYMENT TO THE STATE OF TEXAS IN AN AMOUNT NOT TO EXCEED THE LPPF ACCOUNT BALANCE. – *CHERYL CHAMBERS, TREASURER*
- A8 ACCEPTING 2019 SURPLUS DISTRIBUTION FROM TEXAS ASSOCIATION OF COUNTIES HEALTH AND EMPLOYEE BENEFITS POOL IN THE AMOUNT OF \$36,129.84 – *TODD LITTLE, COUNTY JUDGE*

FINANCIAL:

- F1 FROM 009-0602-400080 FM1 – INTERLOCAL \$53,717.20 To 009-0602-508020 FM- PURCHASE OF EQUIPMENT \$53,717.20 – *RANDY STINSON, COMMISSIONER, PCT. 1*
- F2 FROM 009-0602-508070 FM1- GEN MISC. \$40,000.00 To 009-0602-509110 FM1- GRAVEL \$40,000.00 – *RANDY STINSON, COMMISSIONER, PCT. 1*
- F3 FROM 009-0602-509080 FM1 – LUMBER \$10,000.00 To 009-0602-509060 FM1 – CULVERTS \$10,000.00 – *RANDY STINSON, COMMISSIONER, PCT. 1*
- F4 FROM 009-0602-509130 FM1 – CHEMICALS \$2,000.00 To 009-0602-509070 FM1 – TIRES \$2,000.00 – *RANDY STINSON, COMMISSIONER, PCT. 1*
- F5 FROM 003-0601-508070 RB1- GEN MISC. \$1,000.00 To 003-0601-508050 RB. – CONF/DUES \$1,000.00 – *RANDY STINSON, COMMISSIONER, PCT. 1*
- F6 FROM 001-0614-508110 AUTO INSURANCE \$220.00; 001-0614-508060 BONDS \$350.00; 001-0614-508050 CONFERENCE \$700.00; 001-0614-508020 EQUIPMENT \$940.00 To 001-0614-508190 COMPUTER \$2,090.00; 001-0614-508100 AUTO TIRES \$20.00; 001-0614-507030 TELEPHONE \$100.0 – *MIKE JONES, CONSTABLE, PCT. 4*

- F7 FROM 001-0360-508880 COMPUTER SERVICE \$2,500.00 To 001-0360-508330 COURT REPORTING \$2,500.00 – VANCE HINDS, COUNTY & DISTRICT ATTORNEY'S OFFICE
- F8 FROM 010-0653-509120 FM2 BRIDGE REPAIRS \$2,000.00 To 010-0653-509090 FM2 REPAIRS PARTS \$2,000.00 – LANE GRAYSON, COMMISSIONER, PCT. 2
- F9 FROM 001-0060-508080 AUTO GAS \$900.00; 001-0060-508090 AUTO REPAIR \$600.00; 001-0060-508100 AUTO TIRES \$300.00; 001-0060-508730 OFFICE EQUIP MAINT. RPS. \$300.0 To 001-0060-508010 SUPPLIES \$150.00; 001-0060-508190 COMPUTER \$1,950.00 – ALBERTO MARES, DEPARTMENT OF DEVELOPMENT
- F10 FROM 001-0230-508900 Co SUPPLY ROOM \$1,700.00 To 001-0230-508880 COMPUTER SERVICE \$1,700.00 – EJ HARBIN, PURCHASING
- F11 FROM 001-0430-508080 GAS \$400.00 To 001-0430-508680 EMC CONTRACT SERVICES (COPIER) \$400.00 – SAMANTHA PICKETT, EMERGENCY MANAGEMENT
- F12 FROM 001-0370-508010 SUPPLIES \$3,000.00 To 001-0370-508020 EQUIPMENT \$3,000.00 – JOHN BRIDGES, TAX ASSESSOR & COLLECTOR
- F13 FROM 042-0942-303020 FUND BALANCE \$727.83 To 042-0942-508020 EQUIPMENT \$727.83 – CHUCK EDGE, SHERIFF
- F14 FROM 001-0010-506030 AMMUNITION \$49.50; 001-0010-508030 FURNITURE \$176.60; 001-0010-508190 COMPUTER \$32.12; 001-0010-508650 PRE-EMPL. SCREENING \$866.29; 001-0010-508700 ESTRAY \$1,000.00; 001-0010-509010 K9 SUPPLIES & EXPENSES \$4,000.00; 001-0010-509040 ANIMAL CONTROL \$1,000.00; 001-0010-509380 WARRANT REVIEWS \$2,000.00 To 001-0010-507040 PEST CONTROL \$115.00; 001-0010-508010 SUPPLIES \$3,208.72; 001-0010-508070 GEN MISC. \$49.50; 001-0010-508090 AUTO REPAIRS \$4,000.00; 001-0010-508100 AUTO TIRES \$751.29; 001-0010-508890 TRANSPORT EXPENSE \$1,000.00 – CHUCK EDGE, SHERIFF
- F15 FROM 001-0015-508650 PRE-EMPL. SCREENING \$265.27 To 001-0015-508020 EQUIPMENT \$265.27 – CHUCK EDGE, SHERIFF
- F16 FROM 001-0540-508050 CONFERENCE \$600.00; 001-0540-506020 STAFF TRAVEL \$600.00; 001-0540-507030 TELEPHONE \$1,000.00; 001-0540-508030 OFFICE FURNITURE/FIXTURE \$350.00; 001-0540-508060 OFFICIAL BOND \$200.00; 001-0540-508730 MAINT./RPS. OFC EQUIP \$600.00 To 001-0540-506010 TRAVEL REIMBURSEMENT \$600.00; 001-0540-508020 EQUIPMENT \$2,400.00; 001-0540-508010 SUPPLIES \$350.00 – STEVE EGAN, JUSTICE OF THE PEACE, PRECINCT 4
- F17 FROM 001-0035-508080 AUTO GAS/OIL \$100.00; 001-0035-506010 TRAVEL REIMBURSEMENT \$500.00; 001-0035-508010 SUPPLIES \$10,000.00; 001-0035-508050 CONFERENCE \$3,500.00; 001-0035-508680 CONTRACT SERVICES \$4,500.00 To 001-0035-508840 AUTO INSURANCE \$100.00; 001-0035-508190 COMPUTER \$18,500.00 – TERAL CRAWFORD, INFORMATION TECHNOLOGY

- F18 FROM 001-0190-508020 EQUIPMENT \$750.00; 001-0190-508730 MAINT/Rps OFc EQUIP \$750.00 To 001-0190-508050 CONFERENCE \$1,500.00. – *WILLIAM WALLACE, 378TH DISTRICT COURT*
- F19 FROM 001-0375-509330 CONSULTANT \$4,050.00 To 001-0375-508190 COMPUTER \$1,750.0; 001-0375-506010 TRAVEL REIMBURSEMENT \$1,000.00; 001-0375-508010 SUPPLIES \$1,300.00 – *TED KANTOR, ENGINEERING*
- F20 FROM 001-0520-508020 EQUIPMENT \$1,300.00; 001-0520-508050 CONFERENCE \$500.00; 001-0520-508740 DOCKET BOOKS/PRINTING \$200.00; 001-0520-506020 STAFF TRAVEL \$400.00 To 001-0520-508010 SUPPLIES \$1,970.00; 001-0520-508730 MAINT/RPS OFFICE EQUIP \$430.00 – *JACKIE MILLER, JR., JUSTICE OF THE PEACE, PCT. 2*
- F21 FROM 001-0320-506010 TRAVEL REIMBURSEMENT \$600.00; 001-0320-507030 TELEPHONE \$3,500.00; 001-0320-508050 CONFERENCE \$760.00; 001-0320-508060 OFFICIAL BOND/DUES \$1,000.00; 001-0320-508730 MAINT/Rps OFc EQUIP \$800.00 To 001-0320-508010 SUPPLIES \$6,660.00 – *KRYSTAL VALDEZ, COUNTY CLERK*
- F22 FROM 001-0180-508020 EQUIPMENT \$543.17 To 001-0180-506980 LAW BOOKS/DUES \$343.17; 001-0180-506010 TRAVEL REIMBURSEMENT \$200.00 – *BOB CARROLL, 40TH DISTRICT JUDGE*
- F23 FROM 001-0420-508940 SECURE RESIDENTIAL \$85,100.00 To 001-0420-508720 AUDIT \$100.00; 001-0420-508780 JUV. RESIDENTIAL \$75,000.00; 001-0420-508750 JUV. PSYCHOLOGICAL \$10,000.00 – *MIYKAEL REEVE, CGFO, AUDIT, ON BEHALF OF JUVENILE BOARD*
- F24 FROM 001-0390-508730 MAINT. - REP OFc EQUIP \$1,475.00; 001-0390-508050 CONFERENCE \$175.00; 001-0390-506060 OFFICIAL BOND/DUES \$600.00 To 001-0390-506010 TRAVEL REIMBURSEMENT \$1,000.00; 001-0390-508190 COMPUTER \$1,250.00 – *TODD LITTLE, COUNTY JUDGE*

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

To P1

PUBLIC HEARINGS:

MOTION TO OPEN P1 BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER BUTLER, CARRIES UNANIMOUSLY

P1 PUBLIC HEARING ON PROPOSED INCREASE OF THE FOLLOWING EXPENSES OF ELECTED OFFICIALS FOR BUDGET FY 2019-2020, PURSUANT TO TEXAS LOCAL GOVERNMENT CODE §152.013.

PUBLIC COMMENT: PENNY STORY, RED OAK

CONSTABLE, PRECINCT 1, ROY CALLENDAR, JR.

- PROPOSED INCREASE OF \$4,500 TO SALARY. INCREASE FROM \$61,732 TO \$\$66,233.
- PROPOSED INCREASE OF \$2,000 TO CONFERENCE. INCREASE FROM \$1,000 TO \$3,000

CONSTABLE, PRECINCT 2, TERRY NAY

- PROPOSED INCREASE OF \$4,500 TO SALARY. INCREASE FROM \$61,732 TO \$\$66,233.
- PROPOSED INCREASE OF \$2,000 TO CONFERENCE. INCREASE FROM \$1,000 TO \$3,000

CONSTABLE, PRECINCT 3, CURTIS POLK, JR.

- PROPOSED INCREASE OF \$4,500 TO SALARY. INCREASE FROM \$61,732 TO \$\$66,233.
- PROPOSED INCREASE OF \$2,000 TO CONFERENCE. INCREASE FROM \$1,000 TO \$3,000

CONSTABLE, PRECINCT 4, MIKE JONES

- PROPOSED INCREASE OF \$4,500 TO SALARY. INCREASE FROM \$61,732 TO \$\$66,233.
- PROPOSED INCREASE OF \$2,000 TO CONFERENCE. INCREASE FROM \$1,000 TO \$3,000

JUSTICE OF THE PEACE, PRECINCT 1, CHRIS MACON

- PROPOSED INCREASE OF \$4,500 TO SALARY. INCREASE FROM \$67,698 TO \$72,468
- PROPOSED INCREASE OF \$500 TO CONFERENCE. INCREASE FROM \$2,500 TO \$3,000
- PROPOSED INCREASE OF \$700 FROM TRAVEL REIMBURSEMENT TO AUTO ALLOWANCE. INCREASE FROM \$6,500 TO \$7,200.

JUSTICE OF THE PEACE, PRECINCT 2, JACKIE MILLER, JR.

- PROPOSED INCREASE OF \$4,500 TO SALARY. INCREASE FROM \$67,698 TO \$72,468
- PROPOSED INCREASE OF \$700 FROM TRAVEL REIMBURSEMENT TO AUTO ALLOWANCE. INCREASE FROM \$6,500 TO \$7,200.

JUSTICE OF THE PEACE, PRECINCT 3, DAN COX

- PROPOSED INCREASE OF \$4,500 TO SALARY. INCREASE FROM \$67,698 TO \$72,468
- PROPOSED INCREASE OF \$700 FROM TRAVEL REIMBURSEMENT TO AUTO ALLOWANCE. INCREASE FROM \$6,500 TO \$7,200.

JUSTICE OF THE PEACE, PRECINCT 4, STEVE EGAN

- PROPOSED INCREASE OF \$4,500 TO SALARY. INCREASE FROM \$67,698 TO \$72,468
- PROPOSED INCREASE OF \$500 TO CONFERENCE. INCREASE FROM \$2,500 TO \$3,000
- PROPOSED INCREASE OF \$700 FROM TRAVEL REIMBURSEMENT TO AUTO ALLOWANCE. INCREASE FROM \$6,500 TO \$7,200.

COUNTY CLERK, KRYSTAL VALDEZ

- PROPOSED INCREASE OF \$4,500 TO SALARY. INCREASE FROM \$74,630 TO \$79,130.

DISTRICT CLERK, MELANIE REED

- PROPOSED INCREASE OF \$4,500 TO SALARY. INCREASE FROM \$74,630 TO \$79,130.
- PROPOSED INCREASE OF \$1,000 TO CONFERENCE. INCREASE FROM \$2,000 TO \$3,000

COUNTY TAX ASSESSOR/COLLECTOR, JOHN BRIDGES

- PROPOSED INCREASE OF \$4,500 TO SALARY. INCREASE FROM \$74,630 TO \$79,130.

COUNTY TREASURER, CHERYL CHAMBERS

- PROPOSED INCREASE OF \$4,500 TO SALARY. INCREASE FROM \$74,630 TO \$79,130.

COMMISSIONER, PRECINCT 1, RANDY STINSON

- PROPOSED INCREASE OF \$4,500 TO SALARY. INCREASE FROM \$84,960 TO \$89,460.

- PROPOSED INCREASE OF \$500 TO CONFERENCE. INCREASE FROM \$2,500 TO \$3,000

COMMISSIONER, PRECINCT 2, LANE GRAYSON

- PROPOSED INCREASE OF \$4,500 TO SALARY. INCREASE FROM \$84,960 TO \$89,460.

- PROPOSED INCREASE OF \$500 TO CONFERENCE. INCREASE FROM \$2,500 TO \$3,000

COMMISSIONER, PRECINCT 3, PAUL PERRY

- PROPOSED INCREASE OF \$4,500 TO SALARY. INCREASE FROM \$84,960 TO \$89,460.

COMMISSIONER, PRECINCT 4, KYLE BUTLER

- PROPOSED INCREASE OF \$4,500 TO SALARY. INCREASE FROM \$84,960 TO \$89,460.

- PROPOSED INCREASE OF \$500 TO CONFERENCE. INCREASE FROM \$2,500 TO \$3,000

SHERIFF, CHARLES EDGE

- PROPOSED INCREASE OF \$4,500 TO SALARY. INCREASE FROM \$92,596 TO \$97,096.

- PROPOSED INCREASE OF \$1,300 TO CONFERENCE. INCREASE FROM \$1,700 TO \$3,000

COUNTY AND DISTRICT ATTORNEY, PATRICK WILSON

- PROPOSED INCREASE OF \$607, FOR JUVENILE BOARD SUPPLEMENT, TO SALARY. INCREASE FROM \$12,132 TO \$12,739 AS FOLLOWS:

STATE FUNDED BASE SALARY: \$168,000

COUNTY ATTY SUPPLEMENT: \$12,739

TOTAL SALARY: \$180,739

40TH DISTRICT JUDGE, BOB CARROLL

- PROPOSED INCREASE OF \$607, FOR JUVENILE BOARD SUPPLEMENT, TO SALARY. INCREASE FROM \$12,132 TO \$12,739 AS FOLLOWS:

STATE FUNDED BASE SALARY: \$168,000

JUVENILE BOARD SUPPLEMENT: \$12,739

TOTAL SALARY: \$180,739

443RD DISTRICT JUDGE, CINDY ERMATINGER

- PROPOSED INCREASE OF \$607, FOR JUVENILE BOARD SUPPLEMENT, TO SALARY. INCREASE FROM \$12,132 TO \$12,739 AS FOLLOWS:

STATE FUNDED BASE SALARY: \$154,000

JUVENILE BOARD SUPPLEMENT: \$12,739

TOTAL SALARY: \$166,739

378TH DISTRICT JUDGE, WILLIAM D. WALLACE

- PROPOSED INCREASE OF \$607, FOR JUVENILE BOARD SUPPLEMENT, TO SALARY. INCREASE FROM \$12,132 TO \$12,739 AS FOLLOWS:

STATE FUNDED BASE SALARY: \$140,000

JUVENILE BOARD SUPPLEMENT: \$12,739

TOTAL SALARY: \$152,739

COUNTY COURT AT LAW #1 JUDGE, JIM CHAPMAN

- PROPOSED INCREASE OF \$607, FOR JUVENILE BOARD SUPPLEMENT, TO SALARY. INCREASE FROM \$12,132 TO \$12,739 AS FOLLOWS:

COUNTY FUNDED BASE SALARY: \$167,000 (PARTIALLY FUNDED BY THE STATE)

JUVENILE BOARD SUPPLEMENT: \$12,739

TOTAL SALARY: \$179,739

COUNTY COURT AT LAW #2 JUDGE, GENE CALVERT

- PROPOSED INCREASE OF \$607, FOR JUVENILE BOARD SUPPLEMENT, TO SALARY. INCREASE FROM \$12,132 TO \$12,739 AS FOLLOWS:

COUNTY FUNDED BASE SALARY: \$167,000 (PARTIALLY FUNDED BY THE STATE)

JUVENILE BOARD SUPPLEMENT: \$12,739

TOTAL SALARY: \$179,739

COUNTY JUDGE, TODD LITTLE

- PROPOSED INCREASE OF \$607, FOR JUVENILE BOARD SUPPLEMENT, FOR A TOTAL SUPPLEMENT OF \$12,739. PROPOSED INCREASE OF \$13,121 TO THE COUNTY JUDGE BASE SALARY FOR A TOTAL BASE SALARY OF \$96,573. THE PROPOSED INCREASE OF \$13,121 IS COMPRISED OF A \$4,500 INCREASE APPLICABLE TO ELECTED OFFICIALS, AND AN \$8,621 INCREASE REPRESENTING THE DIFFERENCE BETWEEN THE PRIOR ADMINISTRATION'S PRE-GRIEVANCE SALARY (APPROXIMATELY \$92,073) AND THE REDUCED SALARY (\$83,452) RESULTING FROM ACTION TAKEN BY THE PRIOR ADMINISTRATION SUBSEQUENT TO THE 2018/2019 BUDGETARY PROCESS, PRIOR TO LEAVING OFFICE.

COUNTY FUNDED BASE SALARY: \$96,573

JUVENILE BOARD SUPPLEMENT: \$12,739

TOTAL SALARY: \$109,312

- PROPOSED INCREASE OF \$500 TO CONFERENCE. INCREASE FROM \$2,500 TO \$3,000

- PROPOSED INCREASE OF \$1,000 TO TRAVEL REIMBURSEMENT. INCREASE FROM \$2,000 TO \$3,000

MOTION TO CLOSE P1 BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER BUTLER, CARRIES UNANIMOUSLY

MOTION TO OPEN P2 BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER BUTLER, CARRIES UNANIMOUSLY

P2 REQUEST TO AMEND ORDERS 489.18, 490.18 AND 491.18, THE EXISTING SET OF DEVELOPMENT REGULATIONS ENTITLED ELLIS COUNTY QUALITY GROWTH INITIATIVES – VOLUME I (SUBDIVISION AND DEVELOPMENT

STANDARDS), VOLUME II (DRAINAGE DESIGN MANUAL), AND VOLUME III (STANDARD CONSTRUCTION DETAILS). THESE AMENDMENTS ARE PRIMARILY DESIGNED TO COMPLY WITH RECENT CHANGES IN STATE LAW ADOPTED UNDER HOUSE BILL 3167 ALONG WITH OTHER RELATED ARTICLES, SECTION AND PARAGRAPHS; PROVIDING A CONFLICTS CLAUSE; PROVIDING A SEVERABILITY CLAUSE, AND AN EFFECTIVE DATE.

NO PUBLIC PARTICIPATION

MOTION TO CLOSE P2 BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER BUTLER, CARRIES UNANIMOUSLY

MOTION TO OPEN P3 BY COMMISSIONER BUTLER, SECOND BY COMMISSIONER PERRY, CARRIES UNANIMOUSLY

P3 REQUEST TO AMEND MINUTE ORDER NO. 429.17, AS AMENDED, THE MASTER FEE SCHEDULE FOR THE DEPARTMENT OF DEVELOPMENT.

NO PUBLIC PARTICIPATION

MOTION TO CLOSE P3 BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER BUTLER, CARRIES UNANIMOUSLY

REGULAR AGENDA

MINUTE ORDER 360.19 (A5) ACCEPTING THE SUBMISSION OF THE CSCD 2020-2021 BIENNIUM BUDGET. – *MIYKAEL REEVE, CGFO, AUDIT*

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

RECESS TO CONVENE TO EXECUTIVE SESSION **2:57 P.M.**

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

- 4.2 PURSUANT TO §551.071 OF THE GOVERNMENT CODE, CONSULTATION WITH COUNSEL REGARDING PENDING OR CONTEMPLATED LITIGATION CONCERNING 1STEL INC PLACING TELECOMMUNICATION POLES IN THE COUNTY'S RIGHT OF WAY.
- 4.3 PURSUANT TO §551.072 OF THE GOVERNMENT CODE, CONSULTATION REGARDING THE VALUE OF REAL PROPERTY IF DELIBERATION IN AN OPEN MEETING WOULD HAVE A DETRIMENTAL EFFECT ON THE POSITION OF THE GOVERNMENTAL BODY IN NEGOTIATIONS WITH A THIRD PERSON.
- 4.4 PURSUANT TO §551.071 OF THE GOVERNMENT CODE, CONSULTATION REGARDING NO. 3:17-CV-00067-S, KIPP V. LAUBACH AND ELLIS COUNTY.

ADJOURNMENT OF EXECUTIVE SESSION AND RECONVENE TO REGULAR SESSION 3:26 P.M.

MOTION TO ADJOURN AND RECONVENE BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER BUTLER, CARRIES UNANIMOUSLY

To 3.10

MINUTE ORDER 361.19 (3.10) APPROVING CONSENT TO SETTLEMENT IN NO. 3:17-CV-00067-S, KIPP V. LAUBACH AND ELLIS COUNTY. – ANN MONTGOMERY, COUNTY & DISTRICT ATTORNEY'S OFFICE

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

To 1.1

DEPARTMENT OF DEVELOPMENT

MINUTE ORDER 362.19 (1.1) APPROVING A REQUEST TO REPLAT TRACT 9A WHISPERING MEADOWS ADDITION TO SUBDIVIDE THE PROPERTY INTO TWO (2) LOTS FOR RESIDENTIAL USE. THE PROPERTY CONTAINS A TOTAL OF ± 4.997 ACRES LOCATED ON THE NORTHEAST CORNER OF BOYCE AND WILSON ROAD, IN THE EXTRATERRITORIAL JURISDICTION (ETJ) OF THE CITY OF WAXAHACHIE, ROAD AND BRIDGE PRECINCT NO. 1.

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

MINUTE ORDER 363.19 (1.2) APPROVING A REQUEST TO GRANT A ONE-TIME VARIANCE FOR PARCEL ID NO. 147329 FROM SECTION IV (B) (4-RESIDENTIAL LOTS) OF THE SUBDIVISION DEVELOPMENT STANDARDS TO ALLOW UP TO TWO (2) LOTS WITHOUT MEETING THE 150-FOOT ROAD FRONTAGE MINIMUM REQUIREMENT. THE OVERALL PROPERTY CONTAINS ±4.83 ACRES OF LAND LOCATED AT 2431 PATRICK ROAD, IN THE EXTRATERRITORIAL JURISDICTION (ETJ) OF THE CITY OF WAXAHACHIE, ROAD & BRIDGE PRECINCT NO. 4. ONE LOT WILL HAVE A 110-FOOT VARIANCE, THE SECOND WILL HAVE A 130-FOOT VARIANCE, WITH CONDITIONS INCLUDED FROM STAFF.

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

MINUTE ORDER 364.19 (1.3) RESCINDING MINUTE ORDER 84.02, AN INTERLOCAL AGREEMENT BETWEEN ELLIS COUNTY AND THE CITY OF CEDAR HILL, TEXAS ON PLATTING AUTHORITY IN THEIR EXTRATERRITORIAL JURISDICTION (ETJ), AS THERE IS NO RECORD OF AN ETJ IN ELLIS COUNTY.

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

MINUTE ORDER 365.19 (1.4) REPEALING MINUTE ORDER 120.02, AN INTERLOCAL AGREEMENT BETWEEN ELLIS COUNTY AND THE CITY OF COCKRELL HILL, TEXAS ON PLATTING AUTHORITY IN THEIR EXTRATERRITORIAL JURISDICTION (ETJ), AS THERE IS NO RECORD OF AN ETJ IN ELLIS COUNTY.

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

MINUTE ORDER 366.19 (1.5) REPEALING MINUTE ORDER 118.02, AN INTERLOCAL AGREEMENT BETWEEN ELLIS COUNTY AND THE CITY OF GLENN HEIGHTS, TEXAS ON PLATTING AUTHORITY IN THEIR EXTRATERRITORIAL JURISDICTION (ETJ), AS THERE IS NO RECORD OF AN ETJ IN ELLIS COUNTY.

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

MINUTE ORDER 367.19 (1.6) REPEALING MINUTE ORDER 45.04, AN INTERLOCAL AGREEMENT BETWEEN ELLIS COUNTY AND HOWARD, TEXAS ON PLATTING AUTHORITY IN THEIR EXTRATERRITRIAL JURISDICTION (ETJ), AS THERE IS NO OFFICIAL INCORPORATED CITY OF HOWARD IN ELLIS COUNTY.

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

MINUTE ORDER 368.19 (1.7) REPEALING MINUTE ORDER 89.02, AN INTERLOCAL AGREEMENT BETWEEN ELLIS COUNTY AND THE CITY OF LANCASTER, TEXAS ON PLATTING AUTHORITY IN THEIR EXTRATERRITORIAL JURISDICTION (ETJ), AS THERE IS NO RECORD OF AN ETJ IN ELLIS COUNTY.

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

MINUTE ORDER 369.19 (1.8) REPEALING MINUTE ORDER 126.02, AN INTERLOCAL AGREEMENT BETWEEN ELLIS COUNTY AND THE CITY OF RICE, TEXAS ON PLATTING AUTHORITY IN THEIR EXTRATERRITORIAL JURISDICTION (ETJ), AS THERE IS NO RECORD OF AN ETJ IN ELLIS COUNTY.

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

PURCHASING

MINUTE ORDER 370.19 (2.1) APPROVING THE PURCHASE OF A 7X16X3, 16K, GOOSE NECK TRAILER FROM TEXAS PRIDE TRAILER IN THE AMOUNT OF \$9,760.25 FOR ROAD & BRIDGE PRECINCT 1.

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

ADMINISTRATIVE

NO ACTION (3.1) ELLIS COUNTY BURN BAN. – *TIM BIRDWELL, FIRE MARSHALL*

NO ACTION (3.2) CONSIDERATION AND POSSIBLE ACTION CONCERNING THE DISPOSITION OF THE 1STEL POLE ON GREATHOUSE ROAD. – *PAUL PERRY, COMMISSIONER, PCT. 3*

MINUTE ORDER 371.19 (3.3) APPROVING THE COUNTY JUDGE TO SIGN A LETTER OF INTENT TO PURCHASE TXDOT PROPERTY, SUBJECT TO LEGAL APPROVAL. – *TODD LITTLE, COUNTY JUDGE*

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

MINUTE ORDER 372.19 (3.4) APPROVING THE SALARIES, EXPENSES, AND ALLOWANCES OF ELECTED OFFICIALS FOR BUDGET FY 2019-2020, PURSUANT TO TEXAS LOCAL GOVERNMENT CODE §152.011. – *TODD LITTLE, COUNTY JUDGE*

PUBLIC COMMENT: SYLVIA COULSON, WAXAHACHIE

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

MINUTE ORDER 373.19 (3.5) APPROVING THE CREATION OF A CENSUS COMMITTEE FOR UPCOMING 2020 CENSUS. – *TODD LITTLE, COUNTY JUDGE*

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

MINUTE ORDER 374.19 (3.6) ACCEPTING A CHECK IN THE AMOUNT OF \$13,500.00 FROM TOWN SQUARE TITLE FOR EARNST MONEY RELATING TO THE PROPOSED SALE OF 114 SOUTH ROGERS STREET, WAXAHACHIE, TEXAS, IN 2011 – *ANN MONTGOMERY, COUNTY & DISTRICT ATTORNEY'S OFFICE*

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

MINUTE ORDER 375.19 (3.7) ACCEPTING AN ORDER OF THE COMMISSIONERS COURT OF ELLIS COUNTY, TEXAS, AUTHORIZING THE ISSUANCE AND SALE OF ELLIS COUNTY, TEXAS, TAX NOTES, SERIES 2019, IN THE AGGREGATE PRINCIPAL AMOUNT OF \$5,100,000.00; AT A RATE OF 1.3%; LEVYING A TAX IN PAYMENT THEREOF; PRESCRIBING THE TERMS AND PROVISION OF SAID NOTES; APPROVING A PURCHASE AGREEMENT AND A BOND COUNSEL ENGAGEMENT LETTER; AND ENACTING OTHER PROVISIONS RELATING TO THE SUBJECT. – *MIYKAEL REEVE, CGFO, AUDIT*

PUBLIC COMMENT: JAMES PARKS, WAXAHACHIE; KATHY PONCE, MAYPEARL

COMMISSIONER PERRY FILED ABSTENTION AFFIDAVIT PRIOR TO COURT

MOTION TO APPROVE BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER BUTLER, WITH COMMISSIONER STINSON AND COUNTY JUDGE LITTLE, VOTING YES

MINUTE ORDER 376.19 (3.8) APPROVING THE ARBITRAGE REBATE CONTRACT WITH HILLTOP SECURITIES AND AUTHORIZATION FOR COUNTY JUDGE TO SIGN THE AGREEMENT. – *MIYKAEL REEVE, CGFO, AUDIT*

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

MINUTE ORDER 377.19 (3.9) ACCEPTING AN AGREEMENT WITH JOSEPH A. WHITE, TEXAS P.E. #626387, WORKING AS WHITE DIVERSIFIED ENGINEERING, INCORPORATED, TEXAS FIRM #F-4020 TO PROVIDE HOURLY SERVICES TO ELLIS COUNTY, TEXAS. - *TODD LITTLE, COUNTY JUDGE*

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

DEPARTMENTAL REPORTS – POSTPONED TO 9/10/19 MEETING

CITIZENS TO BE HEARD ON NON-RELATED AGENDA ITEMS – NO ACTION TO BE TAKEN

(MAXIMUM THREE (3) MINUTES PER INDIVIDUAL OR FIVE (5) MINUTES FOR GROUP REPRESENTATIVES)

– *COUNTY JUDGE TODD LITTLE*

PUBLIC PARTICIPATION: RANDY BELLAMY - OVILLA

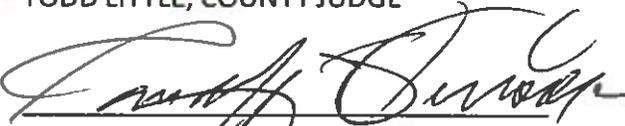
ADJOURNMENT 5:24 P.M.

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

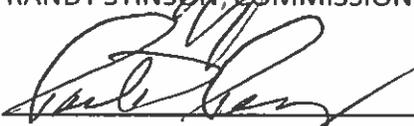
THE OFFICIAL MINUTES OF THE ELLIS COUNTY COMMISSIONERS' COURT OF AUGUST 27, 2019 ARE HEREBY APPROVED.

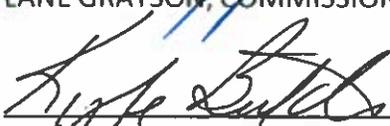
PRESIDING OFFICER:


TODD LITTLE, 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 10TH DAY OF SEPTEMBER 2019.


KRYSTAL VALDEZ, COUNTY CLERK

