

ELLIS COUNTY COMMISSIONERS COURT
OFFICIAL MINUTES – SEPTEMBER 10, 2019

THE ELLIS COUNTY COMMISSIONERS COURT MET ON TUESDAY, SEPTEMBER 10, 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

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 GRAYSON, SECOND BY COMMISSIONER BUTLER, CARRIES UNANIMOUSLY

INVOCATION AND PLEDGE OF ALLEGIANCE – *COMMISSIONER RANDY STINSON*

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

COMMENDATIONS/RECOGNITIONS/AWARDS:

- AA PROCLAMATION IN HONOR OF ELLIS COUNTY EDUCATOR DR. THOMAS E. WILSON – *TODD LITTLE, COUNTY JUDGE*
- AB PROCLAMATION IN HONOR OF ELLIS COUNTY EDUCATOR EDITH FINLEY. – *TODD LITTLE, COUNTY JUDGE*
- AC RECOGNIZING CONSTITUTION DAY WITH STUDENTS AND STAFF OF NAVARRO COLLEGE. – *TODD LITTLE, COUNTY JUDGE*

MINUTE ORDER 381.19 APPROVING CONSENT AGENDA

ADMINISTRATIVE:

- A1 APPROVING OF REGULAR BILLS, PAYROLL, AND OFFICERS' REPORTS

- A2 APPROVING COMMISSIONERS COURT MINUTES FROM AUGUST 27, 2019 AND SPECIAL MEETING MINUTES FROM AUGUST 28, 2019 AND SEPTEMBER 3, 2019. – *KRYSTAL VALDEZ, COUNTY CLERK*
- A3 ACCEPTING THE 2019 CONTINUING EDUCATION HOURS REQUIRED BY SEC. 51.605, LOCAL GOVERNMENT CODE. CERTIFICATES FOR: CDCAT WINTER CONFERENCE, CDCAT SUMMER CONFERENCE, OPEN MEETINGS ACT, PUBLIC INFORMATION ACT, TAC PROBATE ACADEMY, LGS USERS CONFERENCE. – *KRYSTAL VALDEZ, COUNTY CLERK*
- A4 ACCEPTING A CHECK FROM TEXAS COMPTROLLER OF PUBLIC ACCOUNTS IN THE AMOUNT OF \$13,252.63 FOR 2018-2019 UNCLAIMED PROPERTY. – *TODD LITTLE, COUNTY JUDGE*
- A5 APPROVING THE ISSUANCE OF A CHECK IN THE AMOUNT OF \$8.00 PAYABLE TO TEXAS DEPARTMENT OF MOTOR VEHICLES FOR ISSUANCE OF A NON-REPAIRABLE VEHICLE TITLE FOR A PRECINCT 3 1998 FREIGHTLINER DUMP TRUCK. – *PAUL PERRY, COMMISSIONER, ROAD & BRIDGE PRECINCT 3*
- A6 APPROVING THE COUNTY JUDGE TO SIGN INTERLOCAL AGREEMENT BETWEEN THE NORTH CENTRAL TEXAS EMERGENCY COMMUNICATIONS DISTRICT AND ELLIS COUNTY FOR REGIONAL 9-1-1 SERVICE WITH EFFECTIVE DATES OCTOBER 1, 2019 THROUGH SEPTEMBER 30, 2021. – *TODD LITTLE, COUNTY JUDGE*
- A7 APPROVING THE COUNTY JUDGE TO SIGN AN INTERLOCAL AGREEMENT BETWEEN THE NORTH CENTRAL TEXAS EMERGENCY COMMUNICATIONS DISTRICT AND ELLIS COUNTY FOR LOCAL ADDRESSING AND GIS SERVICES WITH EFFECTIVE DATES OCTOBER 1, 2019 THROUGH SEPTEMBER 30, 2021. – *TODD LITTLE, COUNTY JUDGE*
- A8 APPROVING THE REIMBURSEMENT FOR THE DEPARTMENT OF DEVELOPMENT STAFF MEAL FOR TRAINING ON HB 3167 IN AN AMOUNT NOT TO EXCEED \$175.00 EXPENDITURES FOR THIS REQUEST WILL COME FROM THE DEPARTMENT OF DEVELOPMENT LINE ITEM 001-0060-508050 (CONFERENCE). – *ALBERTO MARES, DEPARTMENT OF DEVELOPMENT*
- A9 APPROVING THE INTERLOCAL COOPERATION CONTRACT BETWEEN COUNTY OF ELLIS AND CITY OF GARRETT BEGINNING OCTOBER 1, 2019 TO SEPTEMBER 30, 2020. – *LANE GRAYSON, ROAD & BRIDGE PRECINCT 2*
- A10 APPROVING THE INTERLOCAL COOPERATION CONTRACT BETWEEN COUNTY OF ELLIS AND AVALON ISD BEGINNING OCTOBER 1, 2019 TO SEPTEMBER 30, 2020. – *LANE GRAYSON, ROAD & BRIDGE PRECINCT 2*
- A11 APPROVING THE INTERLOCAL COOPERATION CONTRACT BETWEEN COUNTY OF ELLIS AND CITY OF ENNIS BEGINNING OCTOBER 1, 2019 TO SEPTEMBER 30, 2020. – *LANE GRAYSON, ROAD & BRIDGE PRECINCT 2*
- A12 APPROVING THE INTERLOCAL COOPERATION CONTRACT BETWEEN COUNTY OF ELLIS AND ENNIS ISD BEGINNING OCTOBER 1, 2019 TO SEPTEMBER 30, 2020. – *LANE GRAYSON, ROAD & BRIDGE PRECINCT 2*
- A13 APPROVING THE INTERLOCAL COOPERATION CONTRACT BETWEEN COUNTY OF ELLIS AND CITY OF BARDWELL BEGINNING OCTOBER 1, 2019 TO SEPTEMBER 30, 2020. – *LANE GRAYSON, ROAD & BRIDGE PRECINCT 2*

- A14 APPROVING THE INTERLOCAL COOPERATION CONTRACT BETWEEN COUNTY OF ELLIS AND CITY OF ALMA BEGINNING OCTOBER 1, 2019 TO SEPTEMBER 30, 2020. – *LANE GRAYSON, ROAD & BRIDGE PRECINCT 2*
- A15 APPROVING THE AGREEMENT COOPERATION BETWEEN COUNTY OF ELLIS AND ENNIS GARDEN CLUB (REPRESENTED BY CHAIRMAN OF THE BLUEBONNET TRAIL ANNUAL EVENT) PURSUANT TO LOCAL GOVERNMENT CODE §319.003 (A) AND §319.004. TERMS OF THIS AGREEMENT SHALL BE FROM FY OCTOBER 1, 2019 TO SEPTEMBER 30, 2020. – *LANE GRAYSON, ROAD & BRIDGE PRECINCT 2*
- A16 APPROVING THE WORK ORDER UNDER AGREEMENT COOPERATION BETWEEN COUNTY OF ELLIS AND ENNIS GARDEN CLUB (REPRESENTED BY CHAIRMAN OF THE BLUEBONNET TRAIL ANNUAL EVENT) FOR FY OCTOBER 1, 2019 TO SEPTEMBER 30, 2020. PROJECT DESCRIPTION: PLACEMENT OF DIRECTIONAL SIGNS THAT ARE PROVIDED BY ENNIS GARDEN CLUB ON ELLIS COUNTY PRECINCTS 1 AND 2 COUNTY EASEMENTS ONLY (AS DESIGNATED) BY ENNIS GARDEN CLUB REPRESENTATIVES) FOR THE BLUEBONNET TRAIL ANNUAL EVENT. WORK ORDER SERVICES WILL BE PROVIDED BEFORE, DURING AND AFTER THE BLUEBONNET TRAIL ANNUAL EVENT (APPROXIMATELY THE END OF FEBRUARY, MARCH, APRIL AND THE MIDDLE OF MAY 2020). – *LANE GRAYSON, ROAD & BRIDGE PRECINCT 2*

FINANCIAL:

- F1 FROM 001-0030-505020 SALARY \$15,500.00 To 001-0030-508060 DUES \$500.00; 001-0030-508680 CONTRACT LABOR \$15,000.00 – *MIYKAEL REEVE, CGFO, CGFM, AUDIT*
- F2 FROM 042-0942-303020 FUND BALANCE \$3,299.00 To 042-0942-508020 EQUIPMENT \$3,299.00 – *CHUCK EDGE, SHERIFF*
- F3 FROM 001-0060-508080 AUTO GAS \$600.00 To 001-0060-508010 SUPPLIES \$100.00; 001-0060-508020 EQUIPMENT \$500.00 – *ALBERTO MARES, DEPARTMENT OF DEVELOPMENT*
- F4 FROM 001-0430-508080 GAS \$500.00 To 001-0430-508010 SUPPLIES \$400.00; 001-0430-508090 AUTO REPAIR \$100.00 – *SAMANTHA PICKETT, EMERGENCY MANAGEMENT*

SIMPLIFIED PLAT:

- SP1 APPROVING A SIMPLIFIED PLAT OF TELICO FARM ESTATES. THE PROPERTY CONTAINS ± 21.191 ACRES OF LAND IN THE A. GARZA SURVEY, ABSTRACT NO. 2, LOCATED ON THE NORTH SIDE OF OLD TELICO ROAD ± 1,442 FEET EAST OF THE INTERSECTION OF LONE OAK ROAD AND OLD TELICO ROAD, IN THE EXTRATERRITORIAL JURISDICTION (ETJ) OF THE CITY OF ENNIS, ROAD & BRIDGE PRECINCT NO. 2.

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

RECESS REGULAR SESSION TO CONVENE TO PUBLIC HEARING

PUBLIC HEARINGS:

MOTION TO OPEN PUBLIC HEARINGS BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER BUTLER, CARRIES UNANIMOUSLY

P1 SECOND PUBLIC HEARING ON FY 2019-2020 PROPOSED TAX RATE, PURSUANT TO TEXAS TAX CODE §26.06.

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

P2 PUBLIC HEARING ON FY 2019-2020 PROPOSED ELLIS COUNTY BUDGET, PURSUANT TO LOCAL GOVERNMENT CODE §111.007.

PUBLIC COMMENT: JAMES PARKS, WAXAHACHIE

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

ADJOURN PUBLIC HEARING TO RECONVENE TO REGULAR SESSION

DEPARTMENT OF DEVELOPMENT

MINUTE ORDER 382.19 (1.1) APPROVING A REQUEST TO REPLAT BROOKS ESTATES LOTS 2A & 2B TO SUBDIVIDE THE PROPERTY INTO TWO (2) LOTS FOR RESIDENTIAL USE. THE PROPERTY CONTAINS A TOTAL OF ± 2.987 ACRES LOCATED ON THE SOUTH SIDE OF EAST INDIA ROAD ± 880 EAST OF FM 660, FERRIS, ROAD & BRIDGE PCT. No. 1

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

PURCHASING

MINUTE ORDER 383.19 (2.1) APPROVING THE RENEWAL AGREEMENT FOR HVAC MAINTENANCE WITH AMERICAN MECHANICAL SERVICES OF TEXAS, LLC FOR THE SHERIFF'S OFFICE AND JAIL USING THE BUY BOARD COOPERATIVE CONTRACT #558-18.

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

MINUTE ORDER 384.19 (2.2) APPROVING THE RENEWAL AGREEMENT FOR BOILER MAINTENANCE WITH AMERICAN MECHANICAL SERVICES OF TEXAS, LLC FOR THE SHERIFF'S OFFICE AND JAIL USING THE BUY BOARD COOPERATIVE CONTRACT #558-18.

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

MINUTE ORDER 385.19 (2.3) REJECTING ALL BIDS FOR THE ANNUAL CONTRACT FOR FLEX BASE, TYPE A, GRADE 1-2.

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

MINUTE ORDER 386.19 (2.4) AUTHORIZING TO ADVERTISE AND SOLICIT BIDS FOR CONTRACT FOR FLEX BASE, TYPE A, GRADE 1-2 COMBINATION MIX.

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

ADMINISTRATIVE

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

MINUTE ORDER 387.19 (3.2) APPROVING THE FY 2019-2020 HOLIDAY SCHEDULE. – *TODD LITTLE, COUNTY JUDGE*

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

MINUTE ORDER 388.19 (3.3) APPROVING FY 2019-2020 PAYROLL SCHEDULE – *TODD LITTLE, COUNTY JUDGE*

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

MINUTE ORDER 389.19 (3.4) APPROVING THE 2019-2020 COMMISSIONERS' COURT MEETING SCHEDULE AND MOVING THE 12/31/19 MEETING TO 12/30/19. – *TODD LITTLE, COUNTY JUDGE*

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

MINUTE ORDER 390.19 (3.5) APPROVING CONSULTATION SERVICES FOR THE AUDIT DEPARTMENT FOR A TEMPORARY CPA, NOT TO EXCEED \$15,000.00 – *MIYKAEL REEVE, CGFO, CGFM, AUDIT*

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

MINUTE ORDER 391.19 (3.6) APPROVING THE COUNTY JUDGE TO SIGN RENEWAL OF THE TEXAS DEPARTMENT OF FAMILY AND PROTECTIVE SERVICES CONTRACT TITLE IV-E. – *MIYKAEL REEVE, CGFO, CGFM, AUDIT*

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

NO ACTION (3.7) DISCUSSION REGARDING THE CREATION OF AN ANIMAL ADVISORY COMMITTEE. – *TODD LITTLE, COUNTY JUDGE*

RECESS TO CONVENE TO EXECUTIVE SESSION **4:19 P.M.**

MOTION BY COMMISSIONER Perry, SECOND BY COMMISSIONER Grayson, CARRIES UNANIMOUSLY

EXECUTIVE SESSION

THE COMMISSIONERS COURT OF ELLIS COUNTY RESERVES THE RIGHT TO ADJOURN INTO EXECUTIVE SESSION AT ANY TIME DURING THE COURSE OF THIS MEETING TO DISCUSS ANY OF THE MATTERS LISTED IN THIS AGENDA, IN THE ORDER DEEMED APPROPRIATE, AS AUTHORIZED BY TEXAS GOVERNMENT CODE 551, OR TO SEEK THE ADVICE OF ITS ATTORNEY AND/OR OTHER ATTORNEYS REPRESENTING ELLIS COUNTY ON ANY MATTER IN WHICH THE DUTY OF THE ATTORNEY TO THE COMMISSIONERS COURT UNDER THE TEXAS DISCIPLINARY RULES OF PROFESSIONAL CONDUCT OF THE STATE BAR OF TEXAS CLEARLY CONFLICTS WITH TEXAS GOVERNMENT CODE CHAPTER 551 OR AS OTHERWISE MAY BE PERMITTED UNDER 551.

- 4.1 PURSUANT TO SECTION 551.074 OF THE GOVERNMENT CODE, CONSULTATION REGARDING PERSONNEL MATTERS.
- 4.2 PURSUANT TO SECTION 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.

ADJOURNMENT OF EXECUTIVE SESSION AND RECONVENE TO REGULAR SESSION **4:59 P.M.**

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

(To 3.8)

MINUTE ORDER 392.19 (3.8) ADOPTING THE FY 2019-2020 BUDGET PURSUANT TO LOCAL GOVERNMENT CODE §111.008 INCLUDING THE AMENDMENTS TITLED "EXHIBIT A" WITH THE MODIFICATION TO DECREASE THE AD VALOREM TAXES PULLING THE DIFFERENCE FROM FUND BALANCE IN THE AMOUNT OF \$479,500; AND ALL NON-ELECTED EMPLOYEES WILL RECEIVE 5% SALARY RAISE EXCLUDING DA INVESTIGATORS AND THE JUVENILE CHIEF. – *TODD LITTLE, COUNTY JUDGE*

RECORD VOTE:

MOTION BY COMMISSIONER PERRY
SECOND BY COMMISSIONER GRAYSON
COMMISSIONER BUTLER – YES
COMMISSIONER STINSON – YES
COUNTY JUDGE LITTLE - YES

NO ACTION (3.9) DISCUSSION AND POSSIBLE ACTION REGARDING THE DISPOSITION OF THE 1STEL POLE ON GREATHOUSE ROAD. – PAUL PERRY, COMMISSIONER, ROAD & BRIDGE PRECINCT 3

DEPARTMENTAL REPORTS – NO DELIBERATION OR ACTION TO BE TAKEN

- D1 RESPONSIBILITIES OF THE MAINTENANCE DIRECTOR, EXPENDITURES THROUGH JULY 2019, MAJOR PROJECTS FOR THE HISTORIC COURTHOUSE DURING THE NEXT FISCAL YEAR. – KEITH ROBERT, MAINTENANCE
- D2 CHEMICAL RISK ANALYSIS, ACTIVE SHOOTER EXERCISE, RECENT GRANT APPLICATIONS. – SAMANTHA PICKETT, EMERGENCY MANAGEMENT
- D3 INSPECTIONS, FIRE INVESTIGATIONS, ENVIRONMENTAL CRIMES. – TIM BIRDWELL, FIRE MARSHAL

ADJOURNMENT 5:48 P.M.

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

THE OFFICIAL MINUTES OF THE ELLIS COUNTY COMMISSIONERS' COURT OF SEPTEMBER 10, 2019 ARE HEREBY APPROVED.

PRESIDING OFFICER:



TODD LITTLE, COUNTY JUDGE



RANDY STINSON, COMMISSIONER, PCT 1



LANE GRAYSON, COMMISSIONER, PCT 2

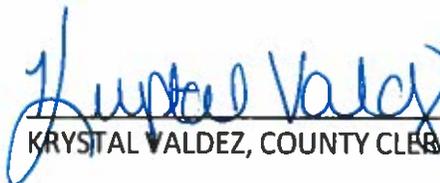


PAUL PERRY, COMMISSIONER, PCT 3



KYLE BUTLER, COMMISSIONER, PCT 4

WITNESS MY HAND AND OFFICIAL SEAL OF OFFICE THIS 24TH DAY OF SEPTEMBER 2019.



KRISTAL VALDEZ, COUNTY CLERK

