

ELLIS COUNTY COMMISSIONERS COURT  
OFFICIAL MINUTES – DECEMBER 30, 2019

Minute Order 101.20  
January 14, 2020  
Consent Agenda A2

THE ELLIS COUNTY COMMISSIONERS COURT MET ON TUESDAY, DECEMBER 30, 2019 AT 2:02 P.M., IN THE HISTORIC ELLIS COUNTY COURTHOUSE, COMMISSIONERS COURTROOM (2<sup>ND</sup> FLOOR) 101 W. MAIN STREET, WAXAHACHIE, TEXAS AT WHICH TIME THE FOLLOWING WAS DISCUSSED AND CONSIDERED, TO-WIT:

**MEMBERS PRESENT:**

COUNTY JUDGE: TODD LITTLE

ASSISTANT COUNTY CLERK: TINA CHAMBERS

COMMISSIONERS:

ASSISTANT COUNTY ATTORNEY: ANN MONTGOMERY

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 THE OPEN MEETINGS ACT.

MOTION TO OPEN COURT BY COMMISSIONER BUTLER, SECOND BY COMMISSIONER PERRY, MOTION CARRIED

INVOCATION AND PLEDGE OF ALLEGIANCE – *KYLE BUTLER, COMMISSIONER, PRECINCT 4*

**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 536.19      APPROVING CONSENT AGENDA**

**ADMINISTRATIVE:**

- A1      APPROVING OF REGULAR BILLS, PAYROLL, AND OFFICERS' REPORTS
- A2      APPROVING COMMISSIONERS' COURT REGULAR MEETING MINUTES FROM DECEMBER 17, 2019.  
          – *KRYSTAL VALDEZ, COUNTY CLERK*
- A3      APPROVING OFFICIAL BOND FOR COUNTY CLERK. – *KRYSTAL VALDEZ, COUNTY CLERK*
- A4      APPROVING INTERLOCAL COOPERATION CONTRACT BETWEEN ELLIS COUNTY AND THE CITY OF OAK LEAF FOR TERM AGREEMENT JANUARY 1, 2020 THROUGH DECEMBER 31, 2020. – *KYLE BUTLER, COMMISSIONER, ROAD & BRIDGE PRECINCT 4*
- A5      APPROVING AN INTERLOCAL COOPERATION CONTRACT BETWEEN ELLIS COUNTY AND THE CITY OF OVILLA FOR TERM AGREEMENT JANUARY 1, 2020 THROUGH DECEMBER 31, 2020. – *KYLE BUTLER, COMMISSIONER, ROAD & BRIDGE PRECINCT 4*

- A6 APPROVING AN INTERLOCAL COOPERATION CONTRACT BETWEEN ELLIS COUNTY AND RED OAK ISD FOR TERM AGREEMENT JANUARY 1, 2020 THROUGH DECEMBER 31, 2020. – *KYLE BUTLER, COMMISSIONER, ROAD & BRIDGE PRECINCT 4*
- A7 APPROVING AN INTERLOCAL COOPERATION CONTRACT BETWEEN ELLIS COUNTY AND WAXAHACHIE ISD FOR TERM AGREEMENT JANUARY 1, 2020 THROUGH DECEMBER 31, 2020. – *KYLE BUTLER, COMMISSIONER, ROAD & BRIDGE PRECINCT 4*

**FINANCIAL:**

- F1 **FY 2018-19 LINE ITEM ADJUSTMENT:** DECREASE 001-0030-508620 FISCAL SERVICE FEE BY \$1,188.00; INCREASE 001-0030-508190 COMPUTER BY \$1,188.00– *K.W. WINKLES, AUDIT*
- F2 **FY 2019-20 LINE ITEM ADJUSTMENT:** DECREASE 001-0010-509380 DWI WARRANT REVIEW BY \$729.89; INCREASE 001-0010-509460 DISPATCH EQUIPMENT BY \$729.89. – *CHUCK EDGE, SHERIFF*

MOTION TO APPROVE BY COMMISSIONER PERRY, SECOND BY COMMISSIONER GRAYSON, MOTION CARRIED

**REGULAR AGENDA**

**DEPARTMENT OF DEVELOPMENT**

**MINUTE ORDER 537.19** (1.1) APPROVING A FINAL PLAT OF CISNEROS SIMON ADDITION. THE PROPERTY CONTAINS ± 5.44 ACRES OF LAND IN THE R. PENA SURVEY, ABSTRACT NO. 3, LOCATED ON EASON ROAD, ± 1,580 FEET NORTHWEST OF CHEMLAR LANE, IN THE EXTRATERRITORIAL JURISDICTION (ETJ) OF ENNIS, ROAD & BRIDGE PRECINCT NO. 1.

MOTION TO APPROVE BY COMMISSIONER BUTLER, SECOND BY COMMISSIONER GRAYSON, MOTION CARRIED

**MINUTE ORDER 538.19** (1.2) APPROVING A REQUEST TO RELEASE A PERFORMANCE BOND AND ACCEPT A MAINTENANCE BOND FOR MURRAY ESTATES. THE PROPERTY CONTAINS A TOTAL OF ± 39.60 ACRES OF LAND LOCATED ON THE NORTH SIDE OF FM 879 ± 1,120 FEET WEST OF BOYCE FIRST STREET IN THE EXTRATERRITORIAL JURISDICTION (ETJ) OF THE CITY OF WAXAHACHIE, ROAD & BRIDGE PRECINCT NO. 1.

MOTION TO APPROVE BY COMMISSIONER BUTLER, SECOND BY COMMISSIONER PERRY, MOTION CARRIED

**PURCHASING**

**MINUTE ORDER 539.19** (2.1) AUTHORIZING TO ADVERTISE AND SOLICIT BIDS FOR A CONTRACT FOR RENTAL EQUIPMENT ON AN AS-NEEDED BASIS FOR ROAD & BRIDGE PRECINCTS 1, 2, 3 AND 4.

MOTION TO APPROVE BY COMMISSIONER BUTLER, SECOND BY COMMISSIONER GRAYSON, MOTION CARRIED

**MINUTE ORDER 540.19** (2.2) APPROVING A UNIFORM AND SUPPLIES RENTAL PROGRAM WITH CINTAS CORPORATION USING THE OMNIA COOPERATIVE CONTRACT NUMBER R-BB-19002 IN ACCORDANCE WITH THE COOPERATIVE PURCHASING PROGRAM, CHAPTER 271 OF THE TEXAS GOVERNMENT CODE.

MOTION TO APPROVE BY COMMISSIONER BUTLER, SECOND BY COMMISSIONER GRAYSON, MOTION CARRIED

**MINUTE ORDER 541.19** (2.3) AUTHORIZING THE COUNTY JUDGE TO EXECUTE A LEASE AGREEMENT WITH AMERICAN NATIONAL LEASING FOR A FORD F-150 PICKUP FOR THE ENGINEERING DEPARTMENT. THIS WILL BE A THREE (3) YEAR LEASE TO PURCHASE.

MOTION TO APPROVE, SUBJECT TO LEGAL APPROVAL, BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER PERRY, MOTION CARRIED

**MINUTE ORDER 542.19** (2.4) AUTHORIZING TO ADVERTISE AND SOLICIT FOR REQUEST FOR STATEMENT OF QUALIFICATIONS (RFSQ) FOR PROFESSIONAL LAND SURVEYING SERVICES, FOR A 5 YEAR CONTRACT, AND USABLE ON AN AS NEEDED BASIS.

MOTION TO APPROVE BY COMMISSIONER BUTLER SECOND BY COMMISSIONER PERRY, MOTION CARRIED

**MINUTE ORDER 543.19** (2.5) AUTHORIZING TO ADVERTISE AND SOLICIT FOR REQUEST FOR STATEMENT OF QUALIFICATIONS (RFSQ) FOR PROFESSIONAL REAL ESTATE APPRAISAL SERVICES, FOR A 5-YEAR CONTRACT, AND USABLE ON AN AS NEEDED BASIS.

MOTION TO APPROVE BY COMMISSIONER PERRY, SECOND BY COMMISSIONER BUTLER, MOTION CARRIED

**MINUTE ORDER 544.19** (2.6) AUTHORIZING TO EXERCISE THE LEASE RENEWAL OPTION FOR YEAR 4 WITH LEASING IMPRESSIONS COMMERCIAL, LLC FOR A PORTION OF THE BUILDING DESIGNATED AS 330 NORTH 8<sup>TH</sup> STREET AT THE AMOUNT OF \$3,500.00 PER MONTH. ONLY ONE RENEWAL AVAILABLE AFTER THIS ONE.

MOTION TO APPROVE BY COMMISSIONER PERRY, SECOND BY COMMISSIONER BUTLER, MOTION CARRIED

## **ADMINISTRATIVE**

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

**MINUTE ORDER 545.19** (3.2) APPROVING THE RE-APPOINTMENT OF THE FOLLOWING EMERGENCY SERVICE DISTRICT BOARD MEMBERS FOR TWO YEAR TERMS BEGINNING ON JANUARY 1, 2020 AND ENDING ON DECEMBER 31, 2022:

**ESD #1**

ANDY MULVANY, GENEVA MULLINS, NORQUIST WADE

**ESD #2**

TIMOTHY R. RAVEN, DANNY LONG, TOM MANNING

**ESD #3**

MURRIE WAINSCOTT, JOHN V. ALLEN, CLAY SPARKS

**ESD #4**

RAY BRINDLE, ANTHONY MODESTO JR.

**ESD #5**

BILLY THOMPSON, RAYMOND MINER

**ESD #6**

JAMES MALONE

**ESD #7**

GARY SPORTSMAN, JAMES PHARR, CECIL HAMMONDS

**ESD #8**

TEANER JOHNSON

**ESD #9**

KENNY CALDWELL, RICK DAVIS

- *TIM BIRDWELL, FIRE MARSHAL*

MOTION TO APPROVE BY COMMISSIONER PERRY, SECOND BY COMMISSIONER BUTLER, MOTION CARRIED

**MINUTE ORDER 546.19** (3.3) ACCEPTING THE RESIGNATIONS OF THE FOLLOWING ESD BOARD MEMBERS EFFECTIVE DECEMBER 31, 2019: RANDY JOHNSTON (ESD #6), JOE BOND (ESD #4). – *TIM BIRDWELL, FIRE MARSHAL*

MOTION TO APPROVE BY COMMISSIONER BUTLER, SECOND BY COMMISSIONER PERRY, MOTION CARRIED

**MINUTE ORDER 547.19** (3.4) ACCEPTING THE APPLICATION OF STEVEN WAKELAND AND APPOINTING HIM TO REPLACE JOE BOND FOR A TERM ENDING DECEMBER 30, 2020. – *TIM BIRDWELL, FIRE MARSHAL*

MOTION TO APPROVE BY COMMISSIONER BUTLER, SECOND BY COMMISSIONER GRAYSON, MOTION CARRIED

**MINUTE ORDER 548.19** (3.5) APPROVING A NEW TAXING UNIT FOR 2019, KNOWN AS A PUBLIC IMPROVEMENT DISTRICT, ESTABLISHED BY THE CITY OF FERRIS, PURSUANT TO LOCAL GOVERNMENT CODE §372. – *JOHN BRIDGES, TAX ASSESSOR/COLLECTOR*

MOTION TO ACCEPT BY COMMISSIONER BUTLER, SECOND BY COMMISSIONER GRAYSON, MOTION CARRIED

**MINUTE ORDER 549.19** (3.6) APPROVING A PAYMENT IN THE AMOUNT OF \$25,000 TO THE ELLIS COUNTY CHILD PROTECTIVE SERVICES BOARD (AKA ELLIS COUNTY CHILD WELFARE BOARD). THE PAYMENT WILL BE MADE AFTER THE CONTRACT IS CREATED AND APPROVED. – *TODD LITTLE, COUNTY JUDGE*

MOTION TO APPROVE BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER PERRY, MOTION CARRIED

**MINUTE ORDER 550.19** (3.7) APPROVING THE USE OF THE UNCLAIMED MONEY RECEIVED ANNUALLY UNDER PROPERTY CODE CHAPTER 74. TEXAS LOCAL GOVERNMENT CODE § 381.004(F) AUTHORIZES THE COUNTY TO USE THE MONEY TO BENEFIT THE CHILDREN'S ADVOCACY CENTER. – *JANET MARTIN, AUDITOR*

MOTION TO APPROVE BY COMMISSIONER PERRY, SECOND BY COMMISSIONER BUTLER, MOTION CARRIED

**MINUTE ORDER 551.19** (3.8) ACCEPTING THE COMPENSATORY TIME REPORT. – *THERESA TAYLOR, HUMAN RESOURCES*

MOTION TO APPROVE BY COMMISSIONER BUTLER, SECOND BY COMMISSIONER GRAYSON, MOTION CARRIED

**NO ACTION** (3.9) ACCEPTANCE OF SUBMISSIONS FROM THE COMMISSIONERS' COURT FOR VOLUNTEERS TO SERVE ON THE ELLIS COUNTY COMPLETE COUNT COMMITTEE. – *TODD LITTLE, COUNTY JUDGE*  
**COMMISSIONER BUTLER:** JASON BANKHEAD (WAXAHACHIE) & BRAD PIELAND (OVILLA)

**MINUTE ORDER 552.19** (3.10) APPROVING AN AMENDED ORDER RESOLUTION ADOPTED BY MINUTE ORDER 268.08 AMENDING AND RESTATING RESOLUTION CONCERNING UTILITY AND COMMUNICATION LINES IN COUNTY RIGHT-OF-WAY. – *ROBERT SCHELL, COUNTY & DISTRICT ATTORNEY'S OFFICE*

MOTION FOR A FINDING BY COMMISSIONER PERRY, SECOND BY COMMISSIONER GRAYSON, MOTION CARRIED

**CITIZENS TO BE HEARD ON NON-RELATED AGENDA ITEMS – NO ACTION TO BE TAKEN**  
MAXIMUM FIVE (5) MINUTES PER INDIVIDUAL OR FIVE (5) MINUTES FOR GROUP REPRESENTATIVES – *TODD LITTLE, COUNTY JUDGE*

**PUBLIC PARTICIPATION:** JAMES PARKS – WAXAHACHIE

NO ACTION (3.11) END OF FIRST YEAR OF SERVICE AS COUNTY JUDGE; YEAR-END RECAP; SUMMARY OF COMMISSIONERS' COURT ACHIEVEMENTS; VIEW TOWARDS 2020; EXPRESSION OF THANKS AND APPRECIATION TO THE EMPLOYEES, ELECTED OFFICIALS, COUNTY COMMISSIONERS, AND THE CITIZENS OF ELLIS COUNTY. – *TODD LITTLE, COUNTY JUDGE*

ADJOURNMENT 2:48 P.M.

MOTION TO ADJOURN BY COMMISSIONER BUTLER, SECOND BY COMMISSIONER GRAYSON, MOTION CARRIED

THE OFFICIAL MINUTES OF THE ELLIS COUNTY COMMISSIONERS' COURT OF DECEMBER 30, 2019 ARE HEREBY APPROVED.

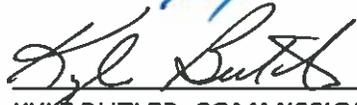
PRESIDING OFFICER:

  
\_\_\_\_\_  
TODD LITTLE, COUNTY JUDGE

*absent*  
\_\_\_\_\_  
RANDY STINSON, COMMISSIONER, PCT 1

  
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LANE GRAYSON, COMMISSIONER, PCT 2

  
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PAUL PERRY, COMMISSIONER, PCT 3

  
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KYLE BUTLER, COMMISSIONER, PCT 4

WITNESS MY HAND AND OFFICIAL SEAL OF OFFICE THIS 14<sup>TH</sup> DAY OF JANUARY 2020.

  
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KRYSTAL VALDEZ, COUNTY CLERK

