

ELLIS COUNTY COMMISSIONERS COURT
OFFICIAL MINUTES – OCTOBER 20, 2020

THE ELLIS COUNTY COMMISSIONERS COURT MET ON MONDAY, OCTOBER 20, 2020 AT 2:00 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:

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, MOTION CARRIED

INVOCATION AND PLEDGE OF ALLEGIANCE – *COMMISSIONER PAUL PERRY*

RECOGNITION:

- AA RECOGNITION OF COMMISSIONER KYLE BUTLER RECEIVING HIS COMMISSIONERS' COURT ADVANCED CURRICULUM CERTIFICATE OF ACHIEVEMENT FROM TAYLOR COUNTY COMMISSIONER CHUCK STATLER, 2019-20 PRESIDENT OF THE COUNTY JUDGES AND COMMISSIONERS ASSOCIATION OF TEXAS.

CONSENT AGENDA:

MINUTE ORDER 419.20 APPROVING CONSENT AGENDA

ADMINISTRATIVE:

- A1 APPROVING OF REGULAR BILLS, PAYROLL, AND OFFICERS' REPORTS
- A2 APPROVING COMMISSIONERS' COURT SPECIAL MEETING MINUTES FROM OCTOBER 1, 2020 AND REGULAR MEETING MINUTES FROM OCTOBER 5, 2020. – *KRYSTAL VALDEZ, COUNTY CLERK*
- A3 ACCEPTING A DONATION FROM NEW EARTHLOK OF CSP MATERIAL. – *RANDY STINSON, COMMISSIONER, ROAD & BRIDGE PRECINCT 1*

- A4 AUTHORIZING PAYMENT 3 OF 4 TO TxDOT FOR THE ELLIS COUNTY PORTION OF LOOP 9 (ROW CSJ #2964-12-003) IN THE AMOUNT OF \$89,905.45. – *TED KANTOR, ENGINEERING*
- A5 AUTHORIZING PAYMENT 3 OF 4 TO TxDOT FOR THE ELLIS COUNTY PORTION OF LOOP 9 (ROW CSJ #2964-12-004) IN THE AMOUNT OF \$47,081.32. – *TED KANTOR, ENGINEERING*
- A6 AUTHORIZING THE PAYMENT OF FY2020-21 MEMBERSHIP DUES TO THE NORTH TEXAS COUNCIL OF GOVERNMENTS REGIONAL EMERGENCY PREPAREDNESS PROGRAM IN THE AMOUNT OF \$5,000.00, TO BE PAID OUT OF THE COMMUNITY SUPPORT LINE IN THE GENERAL FUND (001-0140-508660). – *TODD LITTLE, COUNTY JUDGE*
- A7 AUTHORIZING THE PAYMENT OF FY2020-21 MEMBERSHIP DUES TO NORTH TEXAS COUNCIL OF GOVERNMENTS REGIONAL PUBLIC WORKS PROGRAM IN THE AMOUNT OF \$1,500.00, TO BE PAID OUT OF THE COMMUNITY SUPPORT LINE IN THE GENERAL FUND (001-0140-508660). – *TODD LITTLE, COUNTY JUDGE*

FINANCIAL:

- F1 ACCEPTING THE TABULATED REPORT OF THE COUNTY'S RECEIPTS AND DISBURSEMENTS OF FUNDS FROM SEPTEMBER 29, 2020 – OCTOBER 9, 2020, PURSUANT TO LOCAL GOVERNMENT CODE §114.024. – *JANET MARTIN, AUDIT*
- F2 ACCEPTING OF \$86,424.00 FROM THE TECH AND CIVIC LIFE GRANT, PURSUANT TO LOCAL GOVERNMENT CODE §111.0106 . – *JANET MARTIN, AUDIT*
- F3 ACCEPTING THE JUSTICE OF THE PEACE PRECINCT 1 MONTHLY REPORT FOR SEPTEMBER 2020, PURSUANT TO LOCAL GOVERNMENT CODE §114.024. – *CHRIS MACON, JUSTICE OF THE PEACE PRECINCT 1*
- F4 ACCEPTING OF THE COMMUNITY SUPERVISION AND CORRECTIONS DEPARTMENT (CSCD) MONTHLY REPORT FOR AUGUST 2020, PURSUANT TO LOCAL GOVERNMENT CODE §114.024. – *KATHERINE KITCHENS, CSCD*
- F5 ACCEPTING OF THE DEPARTMENT OF DEVELOPMENT (DOD) MONTHLY REPORT FOR SEPTEMBER 2020, PURSUANT TO LOCAL GOVERNMENT CODE §114.024. – *ALBERTO MARES, DOD*
- F6 **FY2019-20 LINE ITEM ADJUSTMENT:** DECREASE 001-0015-508070 OPERATING EXP. BY \$260.00; INCREASE 001-0015-508060 OFFICIAL BOND/DUES BY \$260.00. – *CHUCK EDGE, SHERIFF*
- F7 **FY2019-20 LINE ITEM ADJUSTMENT:** DECREASE 001-0140-508020 MAINTENANCE/EQUIPMENT/REPAIRS BY \$7,252.87; INCREASE 001-0020-507020 REPAIRS BY \$7,252.87. – *TODD LITTLE, COUNTY JUDGE; KEITH ROBERTS, MAINTENANCE*
- F8 APPROVAL OF MASS GATHERING PERMIT APPLICATION REFUND TO WAXAHACHIE BOOSTER CLUB IN THE AMOUNT OF \$250.00. – *TODD LITTLE, COUNTY JUDGE*

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

DEPARTMENT OF DEVELOPMENT

MINUTE ORDER 420.20 (1.1) APPROVING WATKINS ADDITION LOTS 2R AND LOT 3, A REPLAT OF WATKINS ADDITION LOT 2. THE PROPERTY CONTAINS ± 6.67 ACRES OF LAND IN THE A. DE LA GARZA SURVEY, ABSTRACT NO. 2, ± 1,600 FEET EAST OF THE INTERSECTION OF E. STATE HWY. 34 AND OLD TELICO ROAD, IN THE EXTRA-TERRITORIAL JURISDICTION (ETJ) OF ENNIS, ROAD AND BRIDGE PRECINCT No. 2.

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

MINUTE ORDER 421.20 (1.2) APPROVING A REQUEST TO RELEASE THE MAINTENANCE BONDS AND ACCEPT INFRASTRUCTURE FOR BRYSON SPRINGS PHASE II. THE PROPERTY CONTAINS ± 88.609 ACRES OF LAND IN THE J.S. BERRY SURVEY ABSTRACT NO. 86, LOCATED AT THE SOUTHEAST INTERSECTION OF BRYSON LANE AND SPRINGER ROAD, IN THE EXTRATERRITORIAL JURISDICTION (ETJ) OF THE CITY OF MIDLOTHIAN, ROAD & BRIDGE PRECINCT No. 4.

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

MINUTE ORDER 422.20 (1.3) ESTABLISHING AND APPROVING THE "RULES FOR THE LOCATION AND OPERATION OF SLAUGHTERHOUSES WITHIN UNINCORPORATED ELLIS COUNTY."

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

PURCHASING

MINUTE ORDER 423.20 (2.1) APPROVING THE COUNTY JUDGE TO EXECUTE LEASE AGREEMENTS WITH AMERICAN NATIONAL LEASING FOR TWO (2) 2020 CHEVROLET TAHOES USED FOR POLICE PATROL. ONE WILL BE USED AS A SUPERVISOR PATROL VEHICLE AND THE OTHER WILL BE USED AS A STANDARD PATROL VEHICLE FOR THE SHERIFF'S DEPARTMENT. BOTH ARE THREE (3) YEAR LEASES. EQUIPMENT FOR ALL VEHICLES ARE FROM CAP FLEET.

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

MINUTE ORDER 424.20 (2.2) APPROVING TO RENEW THE FOLLOWING CONTRACTS:

- A. 2019-003 EMULSIFIED ASPHALTS WITH CLEVELAND ASPHALT PRODUCTS, INC. FOR A ONE (1) YEAR PERIOD EFFECTIVE DECEMBER 19, 2020 TO DECEMBER 18, 2021.
- B. 2019-002 ROAD MATERIALS WITH ARCOSA AGGREGATES FOR A ONE (1) YEAR PERIOD EFFECTIVE JANUARY 2, 2021 TO JANUARY 1, 2022.

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

MINUTE ORDER 425.20 (2.3) APPROVING THE COUNTY JUDGE TO EXECUTE CONSTRUCTION AGREEMENTS WITH NORTHRIDGE CONSTRUCTION GROUP, LLC REGARDING COURTROOM NO. 6:

- A. STANDARD FORM OF AGREEMENT BETWEEN OWNER AND CONTRACTOR; \$670,000.00; AIA101-2017.
- B. GENERAL CONDITIONS OF THE CONTRACT FOR CONSTRUCTION; AIA201-2017.

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

MINUTE ORDER 426.20 (2.4) APPROVING OF AMENDMENT NO. 1 TO THE FOOD SERVICE MANAGEMENT AGREEMENT.

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

ADMINISTRATIVE

To 3.3

NO ACTION (3.3) TEXAS A&M INTERPRETATION BY DR. DONALD KELM, DISTRICT EXTENSION ADMINISTRATOR. – *MARK ARNOLD, TEXAS A&M AGRILIFE EXTENSION OFFICE*

To 3.1

MINUTE ORDER 427.20 (3.1) APPROVING THE APPOINTMENT OF THE REVISED LISTING OF PRESIDING, ALTERNATE JUDGES, AND CENTRAL COUNTING STATION PERSONNEL FOR THE UPCOMING TWO-YEAR TERM (SEPTEMBER 1, 2020 THROUGH AUGUST 31, 2022), AS SUBMITTED BY THE DEMOCRATIC AND REPUBLICAN PARTIES WITH THE ADDITION OF PETER PINON, FIRST UNITED METHODIST, BARDWELL. – *JANA ONYON, ELECTIONS*

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

NO ACTION (3.2) PRESENTATION REGARDING THE ELLIS COUNTY MUSEUM. – *DAVID HUDGINS, ELLIS COUNTY MUSEUM*

To 3.4

MINUTE ORDER 428.20 (3.4) AUTHORIZING THE COUNTY JUDGE TO SIGN A MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN ELLIS COUNTY AND INDIGENT HEALTHCARE SOLUTIONS, INTENDED TO DOCUMENT THAT BOTH PARTIES INTEND TO EXTEND FOR A PERIOD OF TWO (2) YEARS. – *TERRI KLEIN, INDIGENT HEALTH COORDINATOR*

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

MINUTE ORDER 429.20 (3.5) APPROVING A RESOLUTION FOR THE FY2021 TEXAS INDIGENT DEFENSE FORMULA GRANT. – *TODD LITTLE, COUNTY JUDGE*

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

MINUTE ORDER 430.20 (3.6) AUTHORIZING THE ACCEPTANCE OF ENGINEERING COST PROPOSAL AND SCOPE OF WORK, AND ENTER INTO A CONTRACT WITH SCHAUMBURG & POLK, INC. FOR ROADWAY CONDITION ASSESSMENT AND ANALYSIS FOR ROAD AND BRIDGE PRECINCT 2. – *TED KANTOR, ENGINEERING*

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

MINUTE ORDER 431.20 (3.7) AUTHORIZING THE COUNTY JUDGE TO SIGN “AGREEMENT TO CONTRIBUTE RIGHT OF WAY FUNDS (FIXED PRICE)” FOR THE ELLIS COUNTY PORTION OF FM 664 FROM WEST OF FERRIS ROAD TO IH 45 (RCSJ 1051-03-002). PAYMENT SCHEDULE FOR THE FUNDS SHALL BE:

1. \$82,580.02 ON OR BEFORE DECEMBER 1, 2020;
2. \$82,580.02 ON OR BEFORE DECEMBER 1, 2021;
3. \$82,580.03 ON OR BEFORE DECEMBER 1, 2022;
4. \$82,580.03 ON OR BEFORE DECEMBER 1, 2023;

- *TED KANTOR, ENGINEERING*

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

MINUTE ORDER 432.20 (3.8) AUTHORIZING THE COUNTY JUDGE TO SIGN “AGREEMENT TO CONTRIBUTE RIGHT OF WAY FUNDS (FIXED PRICE)” FOR THE ELLIS COUNTY PORTION OF FM 664 FROM IH 35 TO WEST OF FERRIS ROAD (RCSJ 1051-01-054). PAYMENT SCHEDULE FOR THE FUNDS SHALL BE:

1. \$65,239.80 ON OR BEFORE DECEMBER 1, 2020;
2. \$65,239.80 ON OR BEFORE DECEMBER 1, 2021;
3. \$65,239.80 ON OR BEFORE DECEMBER 1, 2022;

4. \$65,239.80 ON OR BEFORE DECEMBER 1, 2023;
- TED KANTOR, ENGINEERING

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

MINUTE ORDER 433.20 (3.9) APPROVING A REQUEST FOR FUNDS TO BE TRANSFERRED FROM SHERIFF VACANT SALARY CONTINGENCY TO THE JAIL BUDGET (0015-505020). THE REQUESTED AMOUNT IS FOR TWO (2) STEP 1 DETENTION OFFICERS – \$84,000. THIS INCLUDES A REQUEST OF THE TRANSFER OF ALL PERTINENT FUNDS FOR INSURANCE, RETIREMENT, AND TAXES FOR THE TWO POSITIONS. - *CHUCK EDGE, SHERIFF*

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

MINUTE ORDER 434.20 (3.10) APPROVING A RESOLUTION ENCOURAGING THE STATE LEGISLATURE TO INCREASE PUBLIC PARTICIPATION IN SELECTION OF COUNTY TAX APPRAISAL BOARDS. - *PAUL PERRY, COMMISSIONER, ROAD & BRIDGE PRECINCT 3*

PUBLIC PARTICIPATION: RANDY BELLOMY - OVILLA

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

NO ACTION (3.11) AUDITOR INFORMED THE COMMISSIONERS' COURT OF CASH MISHANDLING BY AN EMPLOYEE IN THE TAX ASSESSOR COLLECTOR'S OFFICE. - *JANET MARTIN, AUDIT*

ADJOURNMENT **3:09 P.M.**

MOTION TO ADJOURN BY COMMISSIONER PERRY, SECOND BY COMMISSIONER STINSON, MOTION CARRIED

THE OFFICIAL MINUTES OF THE ELLIS COUNTY COMMISSIONERS' COURT OF OCTOBER 20, 2020
ARE HEREBY APPROVED.

PRESIDING OFFICER:


TODD LITTLE, COUNTY JUDGE

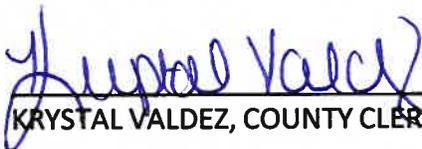

RANDY STINSON, COMMISSIONER, PCT 1


LANE GRAYSON, COMMISSIONER, PCT 2


PAUL PERRY, COMMISSIONER, PCT 3


KYLE BUTLER, COMMISSIONER, PCT 4

WITNESS MY HAND AND OFFICIAL SEAL OF OFFICE THIS 3RD DAY OF NOVEMBER 2020.


KRYSTAL VALDEZ, COUNTY CLERK

