

ELLIS COUNTY COMMISSIONERS COURT
OFFICIAL MINUTES – NOVEMBER 3, 2020

THE ELLIS COUNTY COMMISSIONERS COURT MET ON MONDAY, NOVEMBER 3, 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 GRAYSON, SECOND BY COMMISSIONER BUTLER, MOTION CARRIED

INVOCATION AND PLEDGE OF ALLEGIANCE – *COMMISSIONER KYLE BUTLER*

RECOGNITION:

AA RESOLUTION IN HONOR OF VETERANS' DAY- *TODD LITTLE, COUNTY JUDGE*

CONSENT AGENDA:

MINUTE ORDER 435.20 APPROVING CONSENT AGENDA, WITHOUT F9

ADMINISTRATIVE:

- A1 APPROVING COMMISSIONERS' COURT REGULAR MEETING MINUTES FROM OCTOBER 20, 2020.
– *KRYSTAL VALDEZ, COUNTY CLERK*
- A2 ACCEPTING THE CONSTABLE PCT. #4 AUDIT REPORT FOR SEPTEMBER 2020, PURSUANT TO LOCAL GOVERNMENT CODE 115. – *DEVONDA SPURLOCK, AUDIT*
- A3 ACCEPTING THE COUNTY CLERK AUDIT REPORT FOR SEPTEMBER 2020, PURSUANT TO LOCAL GOVERNMENT CODE 115. – *DEVONDA SPURLOCK, AUDIT*
- A4 ACCEPTING THE DISTRICT CLERK AUDIT REPORT FOR SEPTEMBER 2020, PURSUANT TO LOCAL GOVERNMENT CODE 115. – *DEVONDA SPURLOCK, AUDIT*

- A5 ACCEPTING THE DEPARTMENT OF DEVELOPMENT AUDIT REPORT FOR SEPTEMBER 2020, PURSUANT TO LOCAL GOVERNMENT CODE 115. – *DEVONDA SPURLOCK, AUDIT*
- A6 ACCEPTING THE ELECTIONS AUDIT REPORT FOR SEPTEMBER 2020, PURSUANT TO LOCAL GOVERNMENT CODE 115. – *DEVONDA SPURLOCK, AUDIT*
- A7 ACCEPTING THE FIRE MARSHAL AUDIT REPORT FOR SEPTEMBER 2020, PURSUANT TO LOCAL GOVERNMENT CODE 115. – *DEVONDA SPURLOCK, AUDIT*
- A8 ACCEPTING THE JUSTICE OF THE PEACE PCT. 2 AUDIT REPORT FOR SEPTEMBER 2020, PURSUANT TO LOCAL GOVERNMENT CODE 115. – *DEVONDA SPURLOCK, AUDIT*
- A9 ACCEPTING THE JUSTICE OF THE PEACE PCT. 4 AUDIT REPORT FOR SEPTEMBER 2020, PURSUANT TO LOCAL GOVERNMENT CODE 115. – *DEVONDA SPURLOCK, AUDIT*
- A10 ACCEPTING THE LAW LIBRARY AUDIT REPORT FOR SEPTEMBER 2020, PURSUANT TO LOCAL GOVERNMENT CODE 115. – *DEVONDA SPURLOCK, AUDIT*
- A11 ACCEPTING THE SHERIFF'S OFFICE AUDIT REPORT FOR SEPTEMBER 2020, PURSUANT TO LOCAL GOVERNMENT CODE 115. – *DEVONDA SPURLOCK, AUDIT*
- A12 ACCEPTING THE SHERIFF'S OFFICE BAIL BOND AUDIT REPORT FOR SEPTEMBER 2020, PURSUANT TO LOCAL GOVERNMENT CODE 115. – *DEVONDA SPURLOCK, AUDIT*
- A13 ACCEPTING THE TREASURER'S AUDIT REPORT FOR SEPTEMBER 2020, PURSUANT TO LOCAL GOVERNMENT CODE 115. – *DEVONDA SPURLOCK, AUDIT*

FINANCIAL:

- F1 SEPTEMBER 2020 MONTHLY TREASURERS' REPORT. – *CHERYL CHAMBERS, TREASURER*
- F2 **FY2020-21 LINE ITEM ADJUSTMENT:** DECREASE 024-0924-508020 EQUIPMENT BY \$9,739.00; INCREASE 024-0924-509270 PRINCIPAL PAYMENT BY \$8,503.00; INCREASE 024-0924-509280 INTEREST PAYMENT BY \$1,236.00. – *TIM BIRDWELL*
- F3 **FY2020-21 LINE ITEM ADJUSTMENT:** DECREASE 001-0140-505600 COMP/FRINGE LIABILITY BY \$358.00; INCREASE 001-0612-505030 CERTIFICATION PAY BY \$300.00; INCREASE 001-0612-505530 SOCIAL SECURITY BY \$23.00; INCREASE 001-0612-505540 RETIREMENT BY \$35.00. – *TERRY NAY, CONSTABLE PCT. 2*
- F4 **FY2020-21 LINE ITEM ADJUSTMENT:** DECREASE 001-0145-509271 ECSO VEHICLE LEASE – PRINCIPAL BY \$6,990.00; INCREASE 001-0145-509281 ECSO VEHICLE LEASE – INTEREST BY \$6,990.00. – *K.W. WINKLES, AUDIT*
- F5 **FY2019-20 LINE ITEM ADJUSTMENT:** INCREASE 001-0135-409610 CORONAVIRUS RELIEF FUND BY \$692,186.00; INCREASE 001-0135-505020 SHELTER STAFF COST BY \$300.00; INCREASE 001-0135-507240 LEASES BY \$8,500.00; INCREASE 001-0135-508010 SUPPLIES BY \$200,000.00; INCREASE 001-0135-508020 EQUIPMENT BY \$220,000.00; INCREASE 001-0135-508680 CONTRACT SERVICES BY \$100,000.00; INCREASE 001-0140-505580 CONTINGENCIES/RESERVE BY \$163,386.00. – *TODD LITTLE, COUNTY JUDGE*

- F6 RECEIVING TABULATED REPORT OF THE COUNTY'S RECEIPTS AND DISBURSEMENTS OF FUNDS FROM OCTOBER 10, 2020 – OCTOBER 26, 2020, PURSUANT TO LOCAL GOVERNMENT CODE §114.024. – *JANET MARTIN, COUNTY AUDITOR*
- F7 ADJUSTING AND APPROVING A SALARY SUPPLEMENT FOR THE COUNTY & DISTRICT ATTORNEY'S OFFICE EMPLOYEE, ALYSSA PATTERSON, TO BE PAID WITH FUNDS RECEIVED AND TRANSFERRED FROM THE COUNTY & DISTRICT ATTORNEY STATE APPORTIONMENT FUNDS TO THE COUNTY ATTORNEY SALARY LINE ITEMS (PLUS THE FICA, RETIREMENT, AND SOCIAL SECURITY LINE ITEMS) IN THE FOLLOWING MANNER RELATED BELOW. NO ELLIS COUNTY TAX REVENUE IS USED TO PAY THESE SUPPLEMENTS. – *PATRICK WILSON, COUNTY & DISTRICT ATTORNEY*

STATE APPORTIONMENT FUNDS

OCTOBER 2020	\$29.19
NOVEMBER 2020 – SEPTEMBER 2021	\$1,391.50

- F8 ADJUSTING AND APPROVING A SALARY SUPPLEMENT FOR THE COUNTY & DISTRICT ATTORNEY'S OFFICE EMPLOYEE, KATHY SAYLES, TO BE PAID WITH FUNDS RECEIVED AND TRANSFERRED FROM THE COUNTY & DISTRICT ATTORNEY STATE APPORTIONMENT FUNDS TO THE COUNTY ATTORNEY SALARY LINE ITEMS (PLUS THE FICA, RETIREMENT, AND SOCIAL SECURITY LINE ITEMS) IN THE FOLLOWING MANNER RELATED BELOW. NO ELLIS COUNTY TAX REVENUE IS USED TO PAY THESE SUPPLEMENTS. – *PATRICK WILSON, COUNTY & DISTRICT ATTORNEY*

STATE APPORTIONMENT FUNDS

OCTOBER 2020	\$29.19
NOVEMBER 2020 – SEPTEMBER 2021	\$1,391.50

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

MINUTE ORDER 436.20 (F9) APPROVING THE TRANSFER OF FUNDS FROM SHERIFF VACANT SALARY CONTINGENCY TO THE SHERIFF BUDGET (0010-505020). THE REQUESTED AMOUNT IS FOR ONE (1) STEP 1 DISPATCHER - \$42,070. ADDITIONALLY, REQUEST THE TRANSFER OF ALL PERTINENT FUNDS FOR INSURANCES, RETIREMENT, AND TAXES FOR THE POSITION. – *CHUCK EDGE, ELLIS COUNTY SHERIFF'S OFFICE*

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

DEPARTMENT OF DEVELOPMENT

MINUTE ORDER 437.20 (1.1) APPROVING A FINAL PLAT OF ADDY ACRES. THE PROPERTY CONTAINS ± 13.458 ACRES OF LAND IN THE ASENCION GONSABA SURVEY, ABSTRACT NO. 381, LOCATED AT THE INTERSECTION OF CENTRAL HIGH ROAD AND FM 1183, IN THE EXTRA-TERRITORIAL JURISDICTION (ETJ) OF THE CITY OF ENNIS, ROAD & BRIDGE PRECINCT NO. 2.

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

MINUTE ORDER 438.20 (1.2) GRANTING A ONE-TIME VARIANCE WITH CONDITIONS, FOR PROPERTY LOCATED FOR PARCEL NO. 197072 (PROPOSED ALEXANDER ESTATE) FROM SECTION IV (B)(2) (RESIDENTIAL LOTS) OF THE SUBDIVISION DEVELOPMENT STANDARDS TO ALLOW ONE (1) LOT WITHOUT MEETING THE MINIMUM LOT SIZE REQUIREMENT. THE PROPERTY CONTAINS ± 0.964 ACRES OF LAND IN THE J.S. BERRY SURVEY, ABSTRACT NO. 86, LOCATED AT THE INTERSECTION OF GERRY LANE (A PRIVATE ROAD) AND FM 664, IN THE EXTRA-TERRITORIAL JURISDICTION (ETJ) OF THE CITY OF OVILLA, ROAD & BRIDGE PRECINCT NO. 4.

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

MINUTE ORDER 439.20 (1.3) APPROVING A PLAT OF ALEXANDER ESTATE. THE PROPERTY CONTAINS ± 0.964 ACRES OF LAND IN THE J.S. BERRY SURVEY, ABSTRACT NO. 86, LOCATED AT THE INTERSECTION OF GERRY LANE (A PRIVATE ROAD) AND FM 664, IN THE EXTRA-TERRITORIAL JURISDICTION (ETJ) OF THE CITY OF OVILLA, ROAD & BRIDGE PRECINCT NO. 4.

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

MINUTE ORDER 440.20 (1.4) APPROVING A PLAT OF DVD ESTATES. THE PROPERTY CONTAINS ± 6.176 ACRES OF LAND IN THE BBB & CRR SURVEY, ABSTRACT NO. 175, AND THE B. WILSON SURVEY, ABSTRACT NO. 1141 LOCATED ON THE NORTH SIDE OF YOUNGBLOOD ROAD, ± 2,450 FEET WEST OF FM 878, IN THE EXTRA-TERRITORIAL JURISDICTION (ETJ) OF THE CITY OF WAXAHACHIE, ROAD & BRIDGE PRECINCT NO. 1.

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

MINUTE ORDER 441.20 (1.5) APPROVING A PLAT OF KEMP ESTATES. THE PROPERTY CONTAINS ± 10.315 ACRES OF LAND IN THE R. DE LA PENNA SURVEY, ABSTRACT NO. 3, LOCATED ON THE SOUTH EAST SIDE OF HAMPEL ROAD, ± 7,750 FEET EAST OF I-45 IN PALMER, ROAD & BRIDGE PRECINCT NO. 1.

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

MINUTE ORDER 442.20 (1.6) APPROVING A PLAT OF MILLER ESTATES. THE PROPERTY CONTAINS ± 1.710 ACRES OF LAND IN THE W. FERRELL SURVEY, ABSTRACT NO. 348, AND THE J. FIFER SURVEY, ABSTRACT NO. 352, LOCATED ON THE WEST SIDE OF S. OAK BRANCH ROAD, ± 300 FEET SOUTH OF HIDDEN HILLS BLVD., IN THE EXTRA-TERRITORIAL JURISDICTION (ETJ) OF THE CITY OF MAYPEARL, ROAD & BRIDGE PRECINCT NO. 3.

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

MINUTE ORDER 443.20 (1.7) APPROVING A FINAL PLAT OF NOWELS ADDITION. THE PROPERTY CONTAINS ± 3.594 ACRES OF LAND IN THE W. BROWN SURVEY, ABSTRACT NO. 176, LOCATED ± 2,750 FEET SOUTH OF THE INTERSECTION OF LONGBRANCH ROAD AND BLACK CHAMP ROAD, IN THE EXTRA-TERRITORIAL JURISDICTION (ETJ) OF THE CITY OF WAXAHACHIE, ROAD & BRIDGE PCT. NO. 3.

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

MINUTE ORDER 444.20 (1.8) APPROVING A PLAT OF SINGLETON ESTATES. THE PROPERTY CONTAINS ± 6.968 ACRES OF LAND IN THE H. HARRIS SURVEY, ABSTRACT NO. 480, LOCATED ON THE WEST SIDE OF BUD RUN ROAD, ± 1,945 FEET NORTH OF THE INTERSECTION OF HOLDER AND BUD RUN ROAD, FORRESTON, ROAD & BRIDGE PRECINCT NO. 3.

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

To AGENDA ITEM 2.1

PURCHASING

MINUTE ORDER 445.20 (2.1) APPROVING THE RENEWAL OF THE FOLLOWING CONTRACT FOR ROAD MATERIALS (2019-002) WITH MARTIN MARIETTA MATERIALS FOR A ONE (1) YEAR PERIOD. THERE WILL BE A PRICE INCREASE OF \$2.00 PER TON FOR RIP RAP MATERIALS. PLANT PICK UP PER UNIT OF MEASURE \$20.00 PER TON AND FOB PRECINCT/JOB SITE: \$3.80 PER TON EFFECTIVE JANUARY 2, 2021 THROUGH JANUARY 1, 2022.

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

TABLED (2.2) CONSIDERATION AND APPROVAL TO RENEW THE AGREEMENT WITH BRINK'S INC., FOR A ONE (1) YEAR RENEWAL PERIOD: ARMORED CAR SERVICES FOR ELLIS COUNTY USING CHOICE PARTNERS COOPERATIVE CONTRACT # 18/068MR.

MINUTE ORDER 446.20 (2.3) DECLARING THE LISTED EQUIPMENT & SUPPLIES AS SURPLUS FOR THE ELLIS COUNTY & DISTRICT ATTORNEY'S OFFICE AND TO BE DISPOSED OF IN ACCORDANCE WITH THE LOCAL GOVERNMENT CODE CHAPTER 262:

1. A LOT OF APPROXIMATELY 5 CELL PHONES
2. A LOT OF APPROXIMATELY 37 KEYBOARDS
3. A LOT OF APPROXIMATELY 19 HP PRO-DESK 405 G1 MT's
4. A LOT OF APPROXIMATELY 22 MICE
5. A LOT OF APPROXIMATELY 8 PRINTERS
6. A LOT OF APPROXIMATELY 3 SHREDDERS
7. A LOT OF APPROXIMATELY 3 CALCULATORS

- 8. A LOT OF APPROXIMATELY 1 HP DOCKING STATION
- 9. A LOT OF APPROXIMATELY 98 LAW BOOKS

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

MINUTE ORDER 447.20 (2.4) APPROVING THE RENEWAL OF THE FOLLOWING CONTRACT FOR ROAD MATERIALS (2019-002) WITH RATTLER ROCK FOR A ONE (1) YEAR PERIOD. THERE WILL BE A PRICE INCREASE OF .25 CENTS PER TON ON ALL MATERIAL. EFFECTIVE JANUARY 2, 2021 THROUGH JANUARY 1, 2022.

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

MINUTE ORDER 448.20 (2.5) APPROVING THE PURCHASE OF AN ETNYRE 7000-GALLON EMULSION TANK IN THE AMOUNT OF \$71,146.00 FOR ROAD & BRIDGE PRECINCT 2, USING TEXAS ASSOCIATION OF SCHOOL BOARDS BUY BOARD COOPERATIVE CONTRACT # 597-19 FROM R. B. EVERETT & CO.

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

MINUTE ORDER 449.20 (2.6) APPROVING THE AWARD OF PROPOSAL NO. RFP 2020-016 CONTRACT FOR ANIMAL SHELTER & MAINTENANCE TO THE SPCA OF TEXAS.

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

MINUTE ORDER 450.20 (2.7) APPROVING AN AGREEMENT WITH LEXISNEXIS RISK SOLUTIONS, INC. FOR THE ELLIS COUNTY CLERK USING DIR COOPERATIVE CONTRACT NUMBER DIR-LGLCALIR-01B FOR A ONE (1) YEAR PERIOD BEGINNING NOVEMBER 3, 2020 TO NOVEMBER 2, 2021.

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

MINUTE ORDER 451.20 (2.8) AUTHORIZING TO USE FORT WORTH BID NO. 13P-16-0161 "REMODELING SERVICES BB PMD" FOR CONTRACT WITH LOOKUP PROPERTIES, INC. PURSUANT TO SECTION 271.102 OF THE LOCAL GOVERNMENT CODE: CITY OF FT. WORTH INTERLOCAL AGREEMENT WITH ELLIS COUNTY, MO# 280.11.

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

MINUTE ORDER 452.20 (2.9) APPROVING RELOCATION AND MOVING EXPENSES FOR COUNTY OFFICES AND DEPARTMENTS, INCLUDING BUT NOT LIMITED TO, THE COUNTY TREASURER, THE PURCHASING DEPARTMENT, EMERGENCY MANAGEMENT, AND CONSTABLE PRECINCT 3 WITH ELLIS COUNTY BLUE LINE MOVING CO., NOT TO EXCEED THE AMOUNT THE \$7,500.00.

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

ADMINISTRATIVE

MINUTE ORDER 453.20 (3.1) APPROVING THE COUNTY JUDGE TO SIGN THE UT SOUTHWESTERN MEDICAL CENTER MOBILE MAMMOGRAPHY SERVICE AGREEMENT. – *THERESA TAYLOR, HUMAN RESOURCES*

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

NO ACTION (3.2) COMPENSATORY TIME REPORT. - *THERESA TAYLOR, HUMAN RESOURCES*

MINUTE ORDER 454.20 (3.3) AUTHORIZING THE ECSO EXPLORER POST TO PLACE A 20' LONG SHIPPING CONTAINER AT THE LEC. – *CHUCK EDGE, ELLIS COUNTY SHERIFF'S OFFICE*

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

MINUTE ORDER 455.20 (3.4) AUTHORIZING TO SCHEDULE A PUBLIC HEARING AND AUTHORIZING THE POSTING/ADVERTISEMENT OF PUBLIC NOTICE OF THE INTENT TO CHANGE THE NAME OF BUD RUN ROAD TO CARR ROAD. – *TED KANTOR, ENGINEERING*

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

MINUTE ORDER 456.20 (3.5) APPROVING TO SCHEDULE A PUBLIC HEARING AND AUTHORIZING THE POSTING/ADVERTISEMENT OF PUBLIC NOTICE OF THE INTENT TO INSTALL FOUR-WAY STOP SIGNS AT THE INTERSECTION OF EBENEZER ROAD AND WILSON ROAD. – *TED KANTOR, ENGINEERING*

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

MINUTE ORDER 457.20 (3.6) APPROVING A CONTRACT WITH THE TEXAS STATE SOIL AND WATER CONSERVATION BOARD FOR STRUCTURAL REPAIRS TO THE MOUNTAIN CREEK FLOOD CONTROL STRUCTURE #11. – *TED KANTOR, ENGINEERING*

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

MINUTE ORDER 458.20 (3.7) APPROVING THE RELOCATION OF COUNTY OFFICES AND DEPARTMENTS, INCLUDING BUT NOT LIMITED TO THE COUNTY TREASURER, THE PURCHASING DEPARTMENT, THE EMERGENCY MANAGEMENT DEPARTMENT, AND ELLIS COUNTY CONSTABLE PRECINCT #3.

PUBLIC PARTICIPATION: JAMES PARKS - WAXAHACHIE

MOTION TO APPROVE "PLAN A" BY COMMISSIONER PERRY, SECOND BY COMMISSIONER GRAYSON, MOTION CARRIED WITH COMMISSIONER STINSON VOTING NO

RECESS TO CONVENE TO EXECUTIVE SESSION 4:11 P.M.

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

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, TO RECEIVE ADVICE AND CONSULTATION FROM ATTORNEY CONCERNING SUBDIVISION PLAT DENIAL AND ETJ INTERLOCAL AGREEMENTS

ADJOURNMENT OF EXECUTIVE SESSION AND RECONVENE TO REGULAR SESSION 5:03 P.M.

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

TO AGENDA ITEM 1.9

TABLED (1.9) CONSIDERATION AND APPROVAL OF A PLAT OF SUNSET MEADOWS VIA OPERATION OF LAW PURSUANT TO TEX. LOCAL GOVERNMENT CODE 232.0025. THE PROPERTY CONTAINS ± 99.965 ACRES OF LAND IN THE PLACIDO OLIVARI SURVEY, ABSTRACT NO. 812, LOCATED SOUTHEAST OF THE INTERSECTION OF RICHARD ROAD AND FM 1446, IN THE EXTRATERRITORIAL JURISDICTION (ETJ) OF THE CITY OF WAXAHACHIE, ROAD & BRIDGE PRECINCT NO. 3.

PUBLIC PARTICIPATION: LANCE HALL – WAXAHACHIE; MIKE HASTINGS – WAXAHACHIE

MOTION TO TABLE BY COMMISSIONER PERRY, SECOND BY COMMISSIONER BUTLER, MOTION CARRIED WITH COMMISSIONER STINSON VOTING NO

MINUTE ORDER 459.20 (1.10) APPROVING WITH CONDITIONS, A FINAL PLAT OF ESTATES OF HIDDEN CREEK. THE PROPERTY CONTAINS ± 99.170 ACRES OF LAND IN THE D. MITCHELL SURVEY, ABSTRACT NO. 703, J. STEELE SURVEY, ABSTRACT NO. 91, AND THE J. STARRETT SURVEY, ABSTRACT NO. 1026 LOCATED ON THE NORTH SIDE OF FM 387 ± 1,111 FEET WEST OF THE INTERSECTION OF FM 387 AND SOUTH RING ROAD, IN THE EXTRATERRITORIAL JURISDICTION (ETJ) OF THE CITY OF WAXAHACHIE, ROAD & BRIDGE PRECINCT NO. 4.

MOTION TO APPROVE BY COMMISSIONER BUTLER, SECOND BY COMMISSIONER GRAYSON, MOTION CARRIED WITH THE FOLLOWING CONDITIONS:

1. A SUBSEQUENT REPLAT OF LOT 3, BLOCK A, AND LOT 1, BLOCK B SHALL BE SUBMITTED BEFORE THE BEGINNING OF THE INFRASTRUCTURE CONSTRUCTION ON ESTATES OF HIDDEN CREEK TO REMOVE HILLVIEW DRIVE FROM THE PLAT SO THAT THE ROADWAYS TO BE ACCEPTED AND MAINTAINED BY COUNTY ARE ACCURATELY REFLECTED. SEE LOCAL GOV'T CODE SEC. 232.002 AND 232.003 – 232.0033; ELLIS COUNTY QGI VOLUME I – SECTION III (G), SECTION III (K) (4); ELLIS COUNTY QGI VOLUME III – SECTION II (C) (5)
2. THE 2.85-ACRE RIGHT-OF-WAY DEDICATION OF THE FUTURE RING ROAD EXTENSION MAY BE DEDICATED WITH THIS PLAT; HOWEVER, THE COUNTY SHALL NOT MAINTAIN IT AT THIS TIME. THIS PROPERTY SHALL BE MAINTAINED BY THE DEVELOPER, ADJACENT PROPERTY OWNERS, HOMEOWNER'S ASSOCIATION, OR SIMILAR UNTIL SUCH TIME IT IS ACCEPTED BY THE COMMISSIONERS' COURT INTO THE COUNTY'S MAINTENANCE SYSTEM. FUTURE RING ROAD EXTENSION IS NOT ON COUNTY'S THOROUGHFARE PLAN, THUS DEDICATION IS NOT REQUIRED BY THE COUNTY. SEE THOROUGHFARE REQUIREMENT LOCAL GOV'T CODE SEC. 232.102; ELLIS COUNTY QGI VOLUME I – SECTION III (E) (1) & (5); SECTION III (K) (4)
3. PROVIDE CORRECT SIGNATORIES ON THE PLAT FOR EACH PROPERTY OWNER. SEE LOCAL GOV'T CODE SEC. 232.002 AND 232.003; ELLIS COUNTY QGI VOLUME I – SECTION II (B) (2), (4) & (5); SECTION III (C)
4. REMOVE THE LABELING OF BUCHANAN DRIVE. SEE LOCAL GOV'T CODE SEC. 232.002 AND 232.003; ELLIS COUNTY QGI VOLUME I – SECTION I (C) (2); SECTION II (D) (3).

5. PROVIDE AN UPDATED AND ACCURATE AREA CHART FOR PROPOSED LOTS WITHIN THIS SUBDIVISION. SEE LOCAL GOV'T CODE SEC. 232.002 AND 232.003; ELLIS COUNTY QGI VOLUME I – SECTION IV (A) (2)

6. PROVIDE A CONSTRUCTION BOND PRIOR AND ROAD INSPECTION FEE AND HAVE COMMISSIONERS' COURT PASS IT PRIOR TO THE COMMENCEMENT OF ANY CONSTRUCTION. SEE LOCAL GOV'T CODE SEC. 232.002 AND 232.003; ELLIS COUNTY QGI VOLUME I – SECTION III (E) (5); SECTION VII

ADJOURNMENT 5:55 P.M.

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

THE OFFICIAL MINUTES OF THE ELLIS COUNTY COMMISSIONERS' COURT OF NOVEMBER 3, 2020 ARE HEREBY APPROVED.

PRESIDING OFFICER:



TODD LITTLE, COUNTY JUDGE



RANDY STINSON, COMMISSIONER, PCT 1



LANE GRAYSON, COMMISSIONER, PCT 2

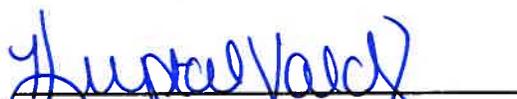


PAUL PERRY, COMMISSIONER, PCT 3



KYLE BUTLER, COMMISSIONER, PCT 4

WITNESS MY HAND AND OFFICIAL SEAL OF OFFICE THIS 17TH DAY OF NOVEMBER 2020.



KRYSTAL VALDEZ, COUNTY CLERK

