

ELLIS COUNTY COMMISSIONERS COURT
OFFICIAL MINUTES – DECEMBER 1, 2020

THE ELLIS COUNTY COMMISSIONERS COURT MET ON TUESDAY, DECEMBER 1, 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 STINSON, SECOND BY COMMISSIONER GRAYSON, MOTION CARRIED

INVOCATION AND PLEDGE OF ALLEGIANCE – *COMMISSIONER RANDY STINSON*

COMMENDATION/RECOGNITION/PROCLAMATION:

PRESENTATION OF PROCLAMATION FOR DECEMBER 1, 2020 TO BE “*TESTICULAR CANCER AWARENESS DAY*” THROUGHOUT ELLIS COUNTY, TEXAS. – *COUNTY JUDGE, TODD LITTLE*

CONSENT AGENDA:

MINUTE ORDER 475.20 APPROVING CONSENT AGENDA

ADMINISTRATIVE:

- A1 APPROVING REGULAR BILLS, PAYROLL AND OFFICER’S REPORTS.
- A2 APPROVING COMMISSIONERS’ COURT SPECIAL MEETING MINUTES FROM NOVEMBER 17, 2020 AND REGULAR MEETING MINUTES FROM NOVEMBER 17, 2020. – *KRYSTAL VALDEZ, COUNTY CLERK*
- A3 ACCEPTING THE MONTHLY REPORTS FOR TEXAS A&M AGRILIFE COUNTY AGENTS ARNOLD, ESPIE, BISHOP AND EDGAR. – *MARK ARNOLD, AG EXTENSION OFFICE*

- A4 APPROVING TO DESTROY ONE (1) GLOCK MODEL 22 GEN. 4, .40 CALIBER HANDGUN SERIAL NO. YUY950 FOR THE ELLIS COUNTY SHERIFF'S OFFICE. – *E. J. HARBIN, PURCHASING*
- A5 ACCEPTING THE ELLIS COUNTY COMMISSIONER PRECINCT #3 SURETY BOND, EFFECTIVE JANUARY 1, 2021 FOR A PERIOD OF 4 YEARS. – *PAUL PERRY, COMMISSIONER, PRECINCT 3*

FINANCIAL:

- F1 ACCEPTING A TABULATED REPORT OF THE COUNTY'S RECEIPTS AND DISBURSEMENTS OF FUNDS FROM NOVEMBER 7, 2020 – NOVEMBER 20, 2020, PURSUANT TO LOCAL GOVERNMENT CODE §114.024. – *JANET MARTIN, COUNTY AUDITOR*
- F2 APPROVING AN INSURANCE PREMIUM PAYMENT OF \$1,156.00 TO BE PAID TO HIBBS HALLMARK & COMPANY DUE TO ADDING THE 2021 INTERNATIONAL TRUCK VIN 8423. – *AMBER WEST, COUNTY AUDITING DEPARTMENT*
- F3 ACCEPTING THE CONSTABLE PCT. #3 AUDIT REPORT FOR OCTOBER 2020, PURSUANT TO LOCAL GOVERNMENT CODE §115. – *DEVONDA SPURLOCK, COUNTY AUDITING DEPARTMENT*
- F4 ACCEPTING THE DEPARTMENT OF DEVELOPMENT AUDIT REPORT FOR OCTOBER 2020, PURSUANT TO LOCAL GOVERNMENT CODE §115. – *DEVONDA SPURLOCK, COUNTY AUDITING DEPARTMENT*
- F5 ACCEPTING THE TREASURER AUDIT REPORT FOR OCTOBER 2020, PURSUANT TO LOCAL GOVERNMENT CODE §115. – *DEVONDA SPURLOCK, COUNTY AUDITING DEPARTMENT*
- F6 ACCEPTING THE COUNTY CLERK AUDIT REPORT FOR OCTOBER 2020, PURSUANT TO LOCAL GOVERNMENT CODE §115. – *DEVONDA SPURLOCK, COUNTY AUDITING DEPARTMENT*
- F7 ACCEPTING THE JUSTICE OF THE PEACE PCT. #2 AUDIT REPORT FOR OCTOBER 2020, PURSUANT TO LOCAL GOVERNMENT CODE §115. – *DEVONDA SPURLOCK, COUNTY AUDITING DEPARTMENT*
- F8 REMOVED BY COUNTY JUDGE
- F9 ACCEPTING THE JUSTICE OF THE PEACE PCT. #4 AUDIT REPORT FOR OCTOBER 2020, PURSUANT TO LOCAL GOVERNMENT CODE §115. – *DEVONDA SPURLOCK, COUNTY AUDITING DEPARTMENT*
- F10 **FY2020-2021 LINE ITEM ADJUSTMENT:** DECREASE 042-0942-303020 BUDGETED FUND BALANCE BY \$211.12; INCREASE 042-0942-508020 EQUIPMENT BY \$211.12. – *CHUCK EDGE, COUNTY SHERIFF*
- F11 **FY2020-2021 LINE ITEM ADJUSTMENT:** DECREASE 001-0430-508020 EQUIPMENT BY \$322.00; INCREASE 001-0430-508110 AUTO INSURANCE BY \$322.00. – *SAMANTHA PICKETT, EMERGENCY MANAGEMENT*

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

REGULAR AGENDA

DEPARTMENT OF DEVELOPMENT

MINUTE ORDER 476.20 (1.1) APPROVING A REPLAT OF BEAR CREEK PARK LOTS 3R AND 3R-1. THE PROPERTY CONTAINS ± 16.122 ACRES OF LAND LOCATED ON THE SOUTH SIDE OF FM 983, ± 4,000 FEET NORTH OF BLUFF SPRINGS ROAD, SITUATED IN THE J.W. BAKER SURVEY, ABSTRACT NO. 35, IN THE EXTRA-TERRITORIAL JURISDICTION (ETJ) OF FERRIS, ROAD AND BRIDGE PRECINCT NO. 1.

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

MINUTE ORDER 477.20 (1.2) APPROVING A REPLAT OF SIMMONS FARM ADDITION, A REPLAT OF LOT 10B, MEADOWCREEK FARMS NO. 2. THE PROPERTY CONTAINS ± 6.251 ACRES OF LAND IN THE F.D. ROBERTSON SURVEY, ABSTRACT NUMBER 895, ON THE EAST SIDE OF MALONEY ROAD, ± 1,290 FEET SOUTHEAST OF THE INTERSECTION OF FEASTER ROAD AND MALONEY ROAD, AVALON, ROAD AND BRIDGE PRECINCT NO. 2.

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

MINUTE ORDER 478.20 (1.3) APPROVING A FINAL PLAT OF BUJNOVSKY ESTATES. THE PROPERTY CONTAINS ± 10.410 ACRES OF LAND IN THE ELLIS COUNTY SCHOOL LAND SURVEY, ABSTRACT NO 328, LOCATED ON THE EAST SIDE OF BLAIR ROAD, ± 1,574 FEET SOUTH OF THE INTERSECTION OF EDNA ROAD AND BLAIR ROAD, WAXAHACHIE, ROAD AND BRIDGE PRECINCT NO. 3.

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

MINUTE ORDER 479.20 (1.4) APPROVING A PLAT OF STEWARD ADDITION. THE PROPERTY CONTAINS ± 1.124 ACRES OF LAND IN THE H. HARRIS SURVEY, ABSTRACT NO. 480, LOCATED ON THE WEST SIDE OF BUD RUN ROAD, ± 1,943 FEET NORTHWEST OF THE INTERSECTION OF BUD RUN ROAD AND HOLDER ROAD, WAXAHACHIE, ROAD AND BRIDGE PRECINCT NO. 3.

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

MINUTE ORDER 480.20 (1.5) APPROVING A PLAT OF HONEY J ADDITION. THE PROPERTY CONTAINS ± 4.357 ACRES OF LAND IN THE RAFAEL DE LA PENNA SURVEY, ABSTRACT NO. 3, LOCATED ON THE NORTHWEST SIDE OF FM 660, ± 3,500 FEET NORTHEAST OF THE INTERSECTION OF FM 660 AND FM 813, ENNIS, ROAD AND BRIDGE PRECINCT NO. 1.

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

MINUTE ORDER 481.20 (1.6) APPROVING A PLAT OF LOTS 1 AND 2, BLOCK 1 OF WILLBORN ESTATES. THE PROPERTY CONTAINS ± 5.00 ACRES OF LAND IN THE J.P. LAUGHLIN SURVEY, ABSTRACT NO. 627, LOCATED ON THE NORTH SIDE OF SPRINGER ROAD, ± 2,850 FEET EAST OF THE INTERSECTION OF SPRINGER ROAD AND BRYSON LANE, IN THE EXTRA-TERRITORIAL JURISDICTION (ETJ) OF MIDLOTHIAN, ROAD AND BRIDGE PRECINCT NO. 4.

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

TABLED (1.7) CONSIDERATION AND ACTION OF A PLAT OF LOT 1 AND LOT 2, VAN CARTER ADDITION FINAL PLAT. THE PROPERTY CONTAINS ± 4.397 ACRES OF LAND IN THE H.H. SWISHER SURVEY, ABSTRACT NO. 955, LOCATED AT THE NORTHEAST INTERSECTION OF SHAW ROAD AND COOKE ROAD, IN THE EXTRA-TERRITORIAL JURISDICTION (ETJ) OF ENNIS, ROAD AND BRIDGE PRECINCT NO. 2.

PURCHASING

MINUTE ORDER 482.20 (2.1) APPROVING AND AUTHORIZING TO ADVERTISE AND SOLICIT BIDS FOR VARIOUS COLD WEATHER AND SPECIALTY EMULSION MIXES. – *E. J. HARBIN, PURCHASING*

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

MINUTE ORDER 483.20 (2.2) APPROVING ADDITIONAL FUNDING NOT TO EXCEED \$84,000.00 AS AN AMENDMENT TO THE HDR ARCHITECTS AGREEMENT. – *JANET MARTIN, COUNTY AUDITOR*

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

ADMINISTRATIVE

PUBLIC HEARING

MOTION TO OPEN 3.1 BY COMMISSIONER PERRY, SECOND BY COMMISSIONER GRAYSON, MOTION CARRIED

(3.1) PUBLIC HEARING FOR THE PROPOSED NAME-CHANGE OF BUD RUN ROAD TO CARR ROAD. – *TED KANTOR, ENGINEERING*

PUBLIC PARTICIPATION: PAUL GIETZEN – WAXAHACHIE; CAROLYN MALONE – WAXAHACHIE; JAMES MALONE – WAXAHACHIE; CLAYTON BAGGERLY – WAXAHACHIE; WALTER & CHAD REYNOLDS – WAXAHACHIE

MOTION TO CLOSE 3.1 BY COMMISSIONER PERRY, SECOND BY COMMISSIONER GRAYSON, MOTION CARRIED

MOTION TO OPEN 3.2 BY COMMISSIONER PERRY, SECOND BY COMMISSIONER GRAYSON, MOTION CARRIED

(3.2) PUBLIC HEARING FOR THE PROPOSED INSTALLATION OF FOUR-WAY STOP SIGNS AT THE INTERSECTION OF EBENEZER ROAD AND WILSON ROAD. – *TED KANTOR, ENGINEERING*

PUBLIC PARTICIPATION: LEANN BRAKE - PALMER

MOTION TO CLOSE 3.2 BY COMMISSIONER STINSON, SECOND BY COMMISSIONER BUTLER, MOTION CARRIED

MINUTE ORDER 484.20 (3.3) **TAKING NO ACTION** ON THE PROPOSED NAME-CHANGE FOR BUD RUN ROAD TO CARR ROAD. – *TED KANTOR, ENGINEERING*

MOTION TO TAKE NO ACTION BY COMMISSIONER PERRY, SECOND BY COMMISSIONER BUTLER, MOTION CARRIED

MINUTE ORDER 485.20 (3.4) **APPROVING** THE INSTALLATION OF 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 486.20 (3.5) **APPROVING** A RESOLUTION FOR THE COUNTY TRANSPORTATION INFRASTRUCTURE FUND GRANT. – *TED KANTOR, ENGINEERING*

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

MINUTE ORDER 487.20 (3.6) **APPROVING** TO ENTER INTO AN INTERLOCAL COOPERATION CONTRACT BETWEEN COUNTY OF ELLIS AND FERRIS ISD BEGINNING JANUARY 1, 2021 TO DECEMBER 31, 2021. – *RANDY STINSON, COMMISSIONER PRECINCT 1*

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

MINUTE ORDER 488.20 (3.7) **APPROVING** TO ENTER INTO AN INTERLOCAL COOPERATION CONTRACT BETWEEN COUNTY OF ELLIS AND PALMER ISD BEGINNING JANUARY 1, 2021 TO DECEMBER 31, 2021. – *RANDY STINSON, COMMISSIONER PRECINCT 1*

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

MINUTE ORDER 489.20 (3.8) APPROVING TO ENTER INTO AN INTERLOCAL COOPERATION CONTRACT BETWEEN COUNTY OF ELLIS AND CITY OF FERRIS BEGINNING JANUARY 1, 2021 TO DECEMBER 31, 2021. – *RANDY STINSON, COMMISSIONER PRECINCT 1*

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

MINUTE ORDER 490.20 (3.9) APPROVING TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT BETWEEN ELLIS COUNTY CSCD AND CORRECTIONS SOFTWARE SOLUTIONS, LP; FOR A TERM OF THREE (3) YEARS AT THE MONTHLY SUM OF \$2,388.00. – *KATY KITCHENS, CSCD*

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

MINUTE ORDER 491.20 (3.10) APPROVING THE TEMPORARY USE OF THE MULTI-PURPOSE ROOM, THE INDIGENT DEFENSE OFFICE AND THE LAW LIBRARY CONFERENCE ROOM FOR THE OFFICES OF COUNTY COURT AT LAW #3. – *ELLIS COUNTY JUDGE, TODD LITTLE*

PUBLIC PARTICIPATION: JOE GALLO – WAXAHACHIE; JAMES JENKINS – WAXAHACHIE; JUDGE CINDY ERMATINGER – WAXAHACHIE; CHAD HUGHES – WAXAHACHIE; ANN MONTGOMERY - WAXAHACHIE

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

RECESS TO CONVENE TO EXECUTIVE SESSION 3:30 P.M.

MOTION BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER BUTLER, 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 AND §551.072 OF THE GOVERNMENT CODE, CONSULTATION WITH LEGAL COUNSEL/STAFF REGARDING THE PURCHASE, SALE OR LEASE OF REAL PROPERTY.

ADJOURNMENT OF EXECUTIVE SESSION AND RECONVENE TO REGULAR SESSION 4:39 P.M.

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

ADJOURNMENT 4:40 P.M.

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

THE OFFICIAL MINUTES OF THE ELLIS COUNTY COMMISSIONERS' COURT OF DECEMBER 1, 2020
ARE HEREBY APPROVED.

PRESIDING OFFICER:



TODD LITTLE, COUNTY JUDGE



RANDY STINSON, COMMISSIONER, PCT 1



PAUL PERRY, COMMISSIONER, PCT 3

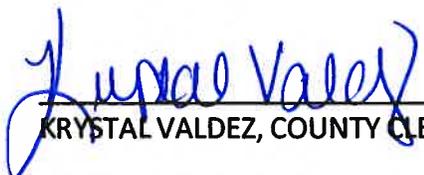


LANE GRAYSON, COMMISSIONER, PCT 2



KYLE BUTLER, COMMISSIONER, PCT 4

WITNESS MY HAND AND OFFICIAL SEAL OF OFFICE THIS 15TH DAY OF DECEMBER 2020.



KRYSTAL VALDEZ, COUNTY CLERK

