

ELLIS COUNTY COMMISSIONERS COURT
OFFICIAL MINUTES – JANUARY 12, 2021

THE ELLIS COUNTY COMMISSIONERS COURT MET ON TUESDAY, JANUARY 12, 2021 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 BUTLER, SECOND BY COMMISSIONER PERRY, MOTION CARRIED

INVOCATION AND PLEDGE OF ALLEGIANCE – *PAUL PERRY, COMMISSIONER, PRECINCT 3*

CONSENT AGENDA:

MINUTE ORDER 102.21 APPROVING CONSENT AGENDA

ADMINISTRATIVE:

- A1 APPROVING REGULAR BILLS, PAYROLL AND OFFICER'S REPORTS. – *CHERYL CHAMBERS, COUNTY TREASURER*
- A2 APPROVING COMMISSIONERS' COURT REGULAR MEETING MINUTES FROM DECEMBER 29, 2020 AND SPECIAL MEETING MINUTES FROM JANUARY 4, 2021. – *KRYSTAL VALDEZ, COUNTY CLERK*
- A3 ACCEPTING THE ELLIS COUNTY CLERK SURETY BOND, EFFECTIVE JANUARY 1, 2021 FOR A PERIOD OF 1 YEAR. – *KRYSTAL VALDEZ, COUNTY CLERK*
- A4 APPROVING THE FIRE MARSHAL'S MONTHLY MANAGEMENT REPORT FOR NOVEMBER 2020, PURSUANT TO LOCAL GOVERNMENT CODE 114.044. – *TIM BIRDWELL, FIRE MARSHAL*
- A5 ACCEPTING 12.5 HOURS OF CONTINUED EDUCATION CREDIT HOURS. – *PAUL PERRY, COMMISSIONER, PRECINCT 3*

- A6 RE-APPOINTING BOARD MEMBER JAMES MORRISON TO THE EMERGENCY SERVICE DISTRICT #1 FOR A TWO-YEAR TERM BEGINNING JANUARY 1, 2021 THROUGH DECEMBER 31, 2022. – *TIM BIRDWELL, FIRE MARSHAL*

FINANCIAL:

- F1 ACCEPTING THE SECOND PAYMENT FROM THE TEXAS DIVISION OF EMERGENCY MANAGEMENT FOR CORONAVIRUS RELIEF FUND (CRF) PER LOCAL GOVERNMENT CODE §111.0106. – *JANET MARTIN, COUNTY AUDITOR*
- F2 ACCEPTING A TABULATED REPORT OF THE COUNTY'S RECEIPTS AND DISBURSEMENTS OF FUNDS FROM DECEMBER 21, 2020 – JANUARY 4, 2021 PURSUANT TO LOCAL GOVERNMENT CODE §114.024. – *JANET MARTIN, COUNTY AUDITOR*
- F3 **FY2020-21 LINE ITEM ADJUSTMENT:** DECREASE 001-0140-570010 CONTINGENCY-SHERIFF/JAIL BY \$56,561.00; INCREASE 001-0015-505020 SALARIES FULL TIME BY \$42,000.00; INCREASE 001-0015-505500 EMPLOYEE INSURANCE BY \$6,540.00; INCREASE 001-0015-505530 SOCIAL SECURITY BY \$3,213.00; INCREASE 001-0015-505540 RETIREMENT BY \$4,808.00. – *ELLIS COUNTY SHERIFF'S OFFICE*
- F4 **FY2020-21 LINE ITEM ADJUSTMENT:** DECREASE 001-0140-570010 CONTINGENCY-SHERIFF/JAIL BY \$238,085.00; INCREASE 001-0010-505020 SALARIES FULL TIME BY \$172,675.00; INCREASE 001-0010-505500 EMPLOYEE INSURANCE BY \$30,520.00; INCREASE 001-0010-505530 SOCIAL SECURITY BY \$13,271.00; INCREASE 001-0010-505540 RETIREMENT BY \$19,859.00; INCREASE 001-0010-508150 UNIFORM ALLOWANCE BY \$1,760.00. – *ELLIS COUNTY SHERIFF'S OFFICE*
- F5 **FY2020-2021 LINE ITEM ADJUSTMENT:** DECREASE 001-0140-570000 CONTINGENCY – SURPLUS BY \$3,352.00; INCREASE 001-0200-508020 EQUIPMENT BY \$2,518.00; INCREASE 001-0200-508880 COMPUTER SOFTWARE BY \$834.00. – *443RD DISTRICT COURT*
- F6 **FY2020-2021 LINE ITEM ADJUSTMENT:** DECREASE 012-0755-570000 CONTINGENCY – SURPLUS BY \$2,000.00; INCREASE 012-0755-509060 CULVERTS BY \$2,000.00. – *PRECINCT 4*
- F7 **FY2020-21 LINE ITEM ADJUSTMENT:** DECREASE 001-0430-508020 EQUIPMENT BY \$264.68; INCREASE 001-0430-509780 MASS NOTIFICATION SYSTEM BY \$264.68. – *EMERGENCY MANAGEMENT*
- F8 ACCEPTING THE CONSTABLE PRECINCT 1 AUDIT REPORT FOR NOVEMBER 2020, PURSUANT TO LOCAL GOVERNMENT CODE §115. – *DEVONDA SPURLOCK, COUNTY AUDITOR'S OFFICE*
- F9 ACCEPTING THE COUNTY CLERK AUDIT REPORT FOR NOVEMBER 2020, PURSUANT TO LOCAL GOVERNMENT CODE §115. – *DEVONDA SPURLOCK, COUNTY AUDITOR'S OFFICE*
- F10 ACCEPTING THE DISTRICT ATTORNEY AUDIT REPORT FOR NOVEMBER 2020, PURSUANT TO LOCAL GOVERNMENT CODE §115. – *DEVONDA SPURLOCK, COUNTY AUDITOR'S OFFICE*

- F11 ACCEPTING THE DISTRICT CLERK AUDIT REPORT FOR NOVEMBER 2020, PURSUANT TO LOCAL GOVERNMENT CODE §115. – *DEVONDA SPURLOCK, COUNTY AUDITOR'S OFFICE*
- F12 ACCEPTING THE JUSTICE OF THE PEACE PRECINCT 4 AUDIT REPORT FOR NOVEMBER 2020, PURSUANT TO LOCAL GOVERNMENT CODE §115. – *DEVONDA SPURLOCK, COUNTY AUDITOR'S OFFICE*
- F13 ACCEPTING THE JUSTICE OF THE PEACE PRECINCT 3 AUDIT REPORT FOR NOVEMBER 2020, PURSUANT TO LOCAL GOVERNMENT CODE §115. – *DEVONDA SPURLOCK, COUNTY AUDITOR'S OFFICE*
- F14 ACCEPTING THE JUSTICE OF THE PEACE PRECINCT 2 AUDIT REPORT FOR NOVEMBER 2020, PURSUANT TO LOCAL GOVERNMENT CODE §115. – *DEVONDA SPURLOCK, COUNTY AUDITOR'S OFFICE*
- F15 ACCEPTING THE FIRE MARSHAL AUDIT REPORT FOR NOVEMBER 2020, PURSUANT TO LOCAL GOVERNMENT CODE §115. – *DEVONDA SPURLOCK, COUNTY AUDITOR'S OFFICE*
- F16 ACCEPTING THE ELECTIONS AUDIT REPORT FOR NOVEMBER 2020, PURSUANT TO LOCAL GOVERNMENT CODE §115. – *DEVONDA SPURLOCK, COUNTY AUDITOR'S OFFICE*
- F17 ACCEPTING THE LAW LIBRARY AUDIT REPORT FOR NOVEMBER 2020, PURSUANT TO LOCAL GOVERNMENT CODE §115. – *DEVONDA SPURLOCK, COUNTY AUDITOR'S OFFICE*
- F18 ACCEPTING THE SHERIFF'S OFFICE BAIL BOND AUDIT REPORT FOR NOVEMBER 2020, PURSUANT TO LOCAL GOVERNMENT CODE §115. – *DEVONDA SPURLOCK, COUNTY AUDITOR'S OFFICE*
- F19 ACCEPTING THE TREASURER AUDIT REPORT FOR NOVEMBER 2020, PURSUANT TO LOCAL GOVERNMENT CODE §115. – *DEVONDA SPURLOCK, COUNTY AUDITOR'S OFFICE*
- F20 ACCEPTING THE JUSTICE OF THE PEACE PRECINCT 1 MONTHLY REPORT FOR DECEMBER 2020, PURSUANT TO LOCAL GOVERNMENT CODE §115. – *CHRIS MACON, JUSTICE OF THE PEACE, PCT. 1*
- F21 ACCEPTING THE COUNTY TREASURER'S REPORT FOR OCTOBER 2020, PURSUANT TO LOCAL GOVERNMENT CODE §114.026. – *CHERYL CHAMBERS, COUNTY TREASURER*
- F22 APPROVING AND CERTIFYING THE MONTHLY TREASURER REPORT FOR NOVEMBER 2020 AND ENTER FINDINGS THAT TOTAL CASH AND ASSETS ON HAND AS \$55,014,649.67 PURSUANT TO LOCAL GOVERNMENT CODE §114.026. – *CHERYL CHAMBERS, COUNTY TREASURER*
- F23 APPROVING TO PURCHASE EQUIPMENT, SUPPLIES, AND SERVICES ON AN AS-NEEDED BASIS USING THE FOLLOWING COOPERATIVE CONTRACTS:

TEXAS ASSOCIATION OF SCHOOL BOARDS BUY BOARD COOPERATIVE CONTRACTS

- R. B. EVERETTE & COMPANY – CONTRACT 597-19 EQUIPMENT REPAIR, PARTS & ACCESSORIES
- HOLT CAT – CONTRACT 597-19 EQUIPMENT REPAIR, PARTS & ACCESSORIES
- KIRBY SMITH MACHINERY, INC. – CONTRACT 597-19 EQUIPMENT REPAIR, PARTS AND ACCESSORIES
- JOHN DEERE – CONTRACT 597-17 EQUIPMENT REPAIR, PARTS & ACCESSORIES
- R.B. EVERETTE COMPANY – CONTRACT 565-18 EQUIPMENT RENTAL

- HOLT CAT – CONTRACT 565-18 EQUIPMENT RENTAL
- DARR EQUIPMENT – CONTRACT 565-18 EQUIPMENT RENTAL
- STAPLES – CONTRACT 576-18 OFFICE SUPPLIES & EQUIPMENT
- STAPES – CONTRACT 579-19 TECHNOLOGY EQUIPMENT, PRODUCTS, SERVICES & SOFTWARE

THE INTERLOCAL PURCHASING SYSTEM (TIPS) COOPERATIVE CONTRACTS

- BOSWORTH PAPERS WESTERN BRW PAPER – CONTRACT 181202 PAPER FOR PRINTING & COPYING
- OFFICE DEPOT – CONTRACT 180403 OFFICE SUPPLIES AND EQUIPMENT
- OCOP EXPRESS – CONTRACT 200301 OFFICE SUPPLIES AND EQUIPMENT

TEXAS DEPARTMENT OF INFORMATION RESOURCES (DIR)

- DB COMPUTER SOLUTIONS, INC. – CONTRACT DIR-TSO-4159 COMPUTER EQUIPMENT, ACCESSORIES

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

REGULAR AGENDA

DEPARTMENT OF DEVELOPMENT

MINUTE ORDER 103.21 (1.1) APPROVING A PLAT OF HARPER ESTATES. THE PROPERTY CONTAINS ± 6.849 ACRES OF LAND IN THE THOMAS SHOCKLEY SURVEY ABSTRACT NO. 1020, LOCATED ± 1,325 FEET SOUTH FROM THE INTERSECTION OF GREATHOUSE ROAD & DUNAWAY ROAD, WAXAHACHIE, ROAD & BRIDGE PRECINCT NO. 3.

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

MINUTE ORDER 104.21 (1.2) APPROVING A PLAT OF HERITAGE GLEN. THE PROPERTY CONTAINS ± 3.879 ACRES OF LAND IN THE J. BILLINGSLEY SURVEY ABSTRACT NO. 76, LOCATED ON THE EAST SIDE OF OVILLA ROAD (FM 664), ± 995 FEET SOUTH OF THE INTERSECTION OF OVILLA ROAD AND E. HIGHLAND ROAD, IN THE EXTRATERRITORIAL JURISDICTION (ETJ) OF OVILLA, ROAD & BRIDGE PRECINCT NO. 4.

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

MINUTE ORDER 105.21 (1.3) APPROVING A REPLAT OF PIONEER POINT PHASE 1, LOTS 1A & 1B. THE PROPERTY CONTAINS ± 2.472 ACRES OF LAND LOCATED AT THE NORTHWEST CORNER OF FM 66 AND EVENING FIRE DRIVE, WAXAHACHIE, ROAD AND BRIDGE PRECINCT No. 3.

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

MINUTE ORDER 106.21 (1.4) APPROVING A REQUEST TO ACCEPT A PERFORMANCE BOND FOR THE PROPOSED JORDAN RUN ESTATES PHASE IV (PARCEL ID NO. 180563). THIS PROPERTY CONTAINS ± 98.218 ACRES OF LAND IN THE E. BALLARD SURVEY, ABSTRACT No. 119, THE E. A. MOORE SURVEY, ABSTRACT No. 773, THE J. JOHNSON SURVEY, ABSTRACT No. 558, LOCATED ± 2,330 FEET SOUTHEAST OF THE INTERSECTION OF FM 875 AND NORRELL ROAD, IN THE EXTRATERRITORIAL JURISDICTION (ETJ) OF THE CITY OF MIDLOTHIAN, ROAD & BRIDGE PRECINCT No. 3.

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

PURCHASING

MINUTE ORDER 107.21 (2.1) APPROVING TO PURCHASE DRAINAGE CULVERTS FROM HAMILTON SUPPLY AND WILSON CULVERTS USING THE SMITH COUNTY, TEXAS INTERLOCAL AGREEMENT.

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

MINUTE ORDER 108.21 (2.2) APPROVING TO ADVERTISE AND SOLICIT BIDS FOR "EQUIPMENT AND AUTOMOTIVE REPAIR" FOR ALL ROAD AND BRIDGE PRECINCTS AND DEPARTMENTS.

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

MINUTE ORDER 109.21 (2.3) APPROVING TO AWARD BID NUMBER RFB 2020-020 – CONTRACT FOR CONVENIENCE STORE FUEL – TO PEARMAN OIL & LP GAS, INC.

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

MINUTE ORDER 110.21 (2.4) APPROVING TO RENEW THE AGREEMENT WITH MARTIN MARIETTA FOR A ONE-YEAR PERIOD FOR SUPERSLURRY USING THE APPROVED SOLE SOURCE EXEMPTION (MINUTE ORDER 156.20).

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

ADMINISTRATIVE

MINUTE ORDER 111.21 (3.1) APPROVING THE REQUEST OF RETIRED CONSTABLE TERRY L NAY TO PURCHASE HIS PATROL RIFLE FROM ELLIS COUNTY, BEING ONE SINGLE ROCK RIVER ARMS LAR-15, CALIBER 5.56MM SERIAL # AC 2024025, AS CUSTOMARY FOR RETIRING OFFICERS. CONSTABLE NAY IS WILLING TO PAY THE EXACT PRICE ELLIS COUNTY PAID FOR THE RIFLE, BEING \$462.85 ON 01/26/2010 FROM GL# 001-0612-50802-00000 PURCHASED FROM GT DISTRIBUTERS, INC. – *TERRY NAY, CONSTABLE, PRECINCT 2*

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

MINUTE ORDER 112.21 (3.2) APPROVING THE ABILITY TO KEEP AS A RETIREMENT MEMENTO, TWO (2) ELLIS COUNTY CONSTABLE PRECINCT 2 BADGES (ONE WALLET, ONE PIN-ON), BOTH OF WHICH CONTAIN THE ENGRAVED NAME AND ID # OF CONSTABLE NAY. CONSTABLE NAY WOULD LIKE TO KEEP THE PERSONALIZED BADGES, ONE FOR HIS RETIRED TEXAS PEACE OFFICER IDENTIFICATION AND ONE FOR A SHADOWBOX KEEPSAKE. – *TERRY NAY, CONSTABLE, PRECINCT 2*

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

MINUTE ORDER 113.21 (3.3) AUTHORIZING A PAYMENT IN THE AMOUNT OF \$50,000.00 TO THE ELLIS COUNTY CHILDREN'S ADVOCACY CENTER. – *TODD LITTLE, COUNTY JUDGE*

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

MINUTE ORDER 114.21 (3.4) APPROVING A RESOLUTION TO NOMINATE BARRY KITCHENS AS CANDIDATE FOR THE ELLIS COUNTY APPRAISAL DISTRICT BOARD OF DIRECTORS. – *TODD LITTLE, COUNTY JUDGE*

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

MINUTE ORDER 115.21 (3.5) ACCEPTING A LETTER OF RESIGNATION FROM ELLIS COUNTY TAX ASSESSOR AND COLLECTOR, JOHN BRIDGES, TO BE EFFECTIVE FEBRUARY 5, 2021. – *TODD LITTLE, COUNTY JUDGE*

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

ADJOURNMENT 2:29 P.M.

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

THE OFFICIAL MINUTES OF THE ELLIS COUNTY COMMISSIONERS' COURT OF JANUARY 12, 2021 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 26TH DAY OF JANUARY 2021.



KRYSTAL VALDEZ, COUNTY CLERK

