

ELLIS COUNTY COMMISSIONERS COURT
OFFICIAL MINUTES – OCTOBER 5, 2021

THE ELLIS COUNTY COMMISSIONERS COURT MET ON TUESDAY, OCTOBER 5, 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 PERRY, SECOND BY COMMISSIONER BUTLER, MOTION CARRIED

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

RECOGNITION

AA HONORING AND RECOGNIZING CHERYL CHAMBERS, WHO RECEIVED TEXAS' OUTSTANDING TREASURER AWARD FOR 2021-2022. – *TODD LITTLE, COUNTY JUDGE*

AB HONORING TOM MANNING AND RECOGNIZING TWENTY (20) YEARS OF DEDICATED SERVICE FOR ESD #2. – *TIM BIRDWELL, FIRE MARSHAL*

CONSENT AGENDA:

MINUTE ORDER 448.21 APPROVING CONSENT AGENDA

ADMINISTRATIVE:

A1 APPROVING REGULAR BILLS, PAYROLL AND OFFICER'S REPORTS. – *CHERYL CHAMBERS, TREASURER*

A2 APPROVING REGULAR MEETING MINUTES FROM SEPTEMBER 21, 2021. – *KRYSTAL VALDEZ, COUNTY CLERK*

- A3 ACCEPTING THE RESIGNATION OF TOM MANNING FROM ESD #2, TERM TO END ON DECEMBER 31, 2021.
– *TIM BIRDWELL, FIRE MARSHAL*
- A4 APPROVING OF AN INTERLOCAL COOPERATION CONTRACT BETWEEN ELLIS COUNTY AND THE CITY OF GARRETT BEGINNING OCTOBER 1, 2021 TO SEPTEMBER 30, 2022. – *LANE GRAYSON, COMMISSIONER, PCT. #2*
- A5 APPROVING OF AN INTERLOCAL COOPERATION CONTRACT BETWEEN ELLIS COUNTY AND AVALON ISD BEGINNING OCTOBER 1, 2021 TO SEPTEMBER 30, 2022. – *LANE GRAYSON, COMMISSIONER, PCT. #2*
- A6 APPROVING OF AN INTERLOCAL COOPERATION CONTRACT BETWEEN ELLIS COUNTY AND THE CITY OF ENNIS BEGINNING OCTOBER 1, 2021 TO SEPTEMBER 30, 2022. – *LANE GRAYSON, COMMISSIONER, PCT. #2*
- A7 APPROVING OF AN INTERLOCAL COOPERATION CONTRACT BETWEEN ELLIS COUNTY AND ENNIS ISD BEGINNING OCTOBER 1, 2021 TO SEPTEMBER 30, 2022. – *LANE GRAYSON, COMMISSIONER, PCT. #2*
- A8 APPROVING OF AN INTERLOCAL COOPERATION CONTRACT BETWEEN ELLIS COUNTY AND THE CITY OF BARDWELL BEGINNING OCTOBER 1, 2021 TO SEPTEMBER 30, 2022. – *LANE GRAYSON, COMMISSIONER, PCT. #2*
- A9 APPROVING OF AN INTERLOCAL COOPERATION CONTRACT BETWEEN ELLIS COUNTY AND THE CITY OF ALMA BEGINNING OCTOBER 1, 2021 TO SEPTEMBER 30, 2022. – *LANE GRAYSON, COMMISSIONER, PCT. #2*
- A10 APPROVING PROPERTY TAX REFUNDS IN AN AMOUNT OF \$5,333.54 BY THE ELLIS COUNTY TAX ASSESSOR/COLLECTOR. – *RICHARD ROZIER, TAX ASSESSOR COLLECTOR*

FINANCIAL:

- F1 **FY2020-21 LINE ITEM TRANSFER – *SAMANTHA PICKETT, EMERGENCY MANAGEMENT***
DECREASE 001-0430-508150 UNIFORM BY \$107.00;
INCREASE 001-0430-508020 EQUIPMENT BY \$107.00.
- F2 **FY2020-21 LINE ITEM TRANSFER – *PAUL PERRY, COMMISSIONER, PRECINCT #3***
DECREASE 005-0703-508070 RB3 MISC. EXP. BY \$2,000.00;
INCREASE 005-0703-509070 RB3 TIRES BY \$2,000.00;
DECREASE 001-0704-509150 FM3 ASPHALT BY \$60,000.00;
INCREASE 001-0704-509110 FM3 GRAVEL BY \$60,000.00.
- F3 **FY2020-21 LINE ITEM TRANSFER – *KYLE BUTLER, COMMISSIONER, PRECINCT #4***
DECREASE 012-0755-570000 CONTINGENCY – SURPLUS BY \$57,500.00;
INCREASE 012-0755-509110 GRAVEL BY \$57,500.00.

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

DEPARTMENT OF DEVELOPMENT

MINUTE ORDER 449.21 (1.1) APPROVING A PLAT OF MARIA’S ADDITION. THE PROPERTY CONTAINS ± 13.981 ACRES OF LAND IN THE A. GONZABA SURVEY, ABSTRACT NO. 381, LOCATED ON THE EAST SIDE

OF ENSIGN ROAD, ± 3,540 FEET SOUTH OF THE INTERSECTION OF ENSIGN ROAD AND BRAZIER ROAD, ENNIS, ROAD & BRIDGE PRECINCT #2.

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

NO ACTION (1.2) DISCUSSION, CONSIDERATION & ACTION ON A PLAT OF KEATHLY ADDITION. THE PROPERTY CONTAINS ± 3.452 ACRES OF LAND IN THE RAPHAEL DE LA PENA SURVEY, ABSTRACT NO. 3, LOCATED ON THE NORTH SIDE OF ALSDORF ROAD, ± 2,475 FEET WEST OF THE INTERSECTION OF UNION HILL ROAD AND ALSDORF ROAD, ENNIS, ROAD & BRIDGE PRECINCT #1.

MINUTE ORDER 450.21 (1.3) APPROVING WITH CONDITIONS, A ONE-TIME VARIANCE FOR PARCEL NO. 151740 FROM VOLUME I, SECTION IV (A) (2) (RESIDENTIAL LOTS) OF THE SUBDIVISION & DEVELOPMENT STANDARDS TO ALLOW TWO (2) LOTS WITHOUT MEETING THE MINIMUM LOT SIZE REQUIREMENT. THE PROPERTY CONTAINS ± 1.85 ACRES OF LAND LOCATED ON THE NORTH SIDE OF KASPAR LANE, ± 620 FEET WEST OF THE INTERSECTION OF LAKE SAWYER ROAD AND KASPAR LANE, ENNIS, ROAD & BRIDGE PRECINCT #2.

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

MINUTE ORDER 451.21 (1.4) **TABLING** A REQUEST FOR A ONE-TIME VARIANCE FOR THE PROPOSED CUNNINGHAM ESTATES (PARCEL NO. 187067 & 183334) FROM VOLUME III, SECTION II (B)(2)(ACCESS) OF THE STANDARD CONSTRUCTION DETAILS TO ALLOW ± 23 LOTS WITHOUT INTERIOR ACCESS. THE PROPERTY CONTAINS ± 338.434 ACRES OF LAND LOCATED SOUTHWEST OF THE INTERSECTION OF OLD MAYPEARL ROAD AND CUNNINGHAM MEADOWS, ± 1,870 FEET SOUTH OF THE INTERSECTION OF FM 66 AND CUNNINGHAM MEADOWS ROAD, IN THE EXTRA-TERRITORIAL JURISDICTION (ETJ) OF WAXAHACHIE, ROAD & BRIDGE PRECINCT #3.

PUBLIC PARTICIPANTS: SUZANNE CALVERT; MELISSA JONES; MIKE & MARLA LYLE; LANCE RUST; TODD WINTERS

MOTION TO TABLE BY COMMISSIONER PERRY, SECOND BY JUDGE LITTLE, MOTION CARRIED

MINUTE ORDER 452.21 (1.5) APPROVING A REQUEST TO ACCEPT A PERFORMANCE BOND FOR THE PROPOSED THUNDER RIDGE, PHASE ONE (PARCEL ID NO. 284809). THIS PROPERTY CONTAINS ± 16.984 ACRES OF LAND IN THE M.D. BULLION SURVEY, ABSTRACT NO. 164, LOCATED AT THE SOUTHWEST INTERSECTION OF OLD MAYPEARL ROAD AND FALLING LEAVES DRIVE, WAXAHACHIE, ROAD & BRIDGE PRECINCT #3.

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

ADMINISTRATIVE

MINUTE ORDER 453.21 (3.1) APPROVING A COOPERATIVE AGREEMENT BETWEEN TEXAS A&M AGRILIFE EXTENSION SERVICE AND ELLIS COUNTY. – *MARK ARNOLD, EXTENSION OFFICE*

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

MINUTE ORDER 454.21 (3.2) CANVASSING THE RESULTS OF THE SPECIAL RUNOFF ELECTION HELD ON SEPTEMBER 28, 2021 IN ELLIS COUNTY, TEXAS, FOR THE PURPOSE OF ELECTING A TEXAS STATE HOUSE REPRESENTATIVE, DISTRICT 10, UNEXPIRED TERM. – *JANA ONYON, ELECTIONS ADMINISTRATOR*

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

MINUTE ORDER 455.21 (3.3) APPROVING THE APPOINTMENT OF A CITIZEN COMPRISED ADVISORY COMMITTEE TO ASSIST WITH DECISIONS REGARDING COUNTY-WIDE REDISTRICTING. - *TODD LITTLE, COUNTY JUDGE*

COMMITTEE: COUNTY JUDGE: ASHLEY COLLINS, ALT: TOM MOORE; COMM. STINSON: DENNIS ROBINSON, ALT: ERIK TEST; COMM. GRAYSON: JOE BARTON; COMM. PERRY: HUD HARTSON, ALT: KATHY PONCE; COMM. BUTLER: RON APPLETON

PUBLIC PARTICIPANTS: PAULA ANZ; SYLVIA COULSON

MOTION TO APPROVE BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER BUTLER, MOTION CARRIED WITH COMMISSIONER PERRY VOTING NO

MINUTE ORDER 456.21 (3.4) APPROVING A COOPERATIVE AGREEMENT BETWEEN ELLIS COUNTY AND ENNIS GARDEN CLUB (REPRESENTED BY CHAIRMAN OF THE BLUEBONNET TRAIL ANNUAL EVENT), PURSUANT TO LOCAL GOVERNMENT CODE 319.003 (A) AND 319.004. TERMS OF THIS AGREEMENT SHALL BE FROM OCTOBER 1, 2021 TO SEPTEMBER 30, 2022. – *LANE GRAYSON, COMMISSIONER, PCT. #2*

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

MINUTE ORDER 457.21 (3.5) APPROVING A WORK ORDER UNDER THE COOPERATIVE AGREEMENT BETWEEN ELLIS COUNTY AND ENNIS GARDEN CLUB (REPRESENTED BY CHAIRMAN OF THE BLUEBONNET TRAIL ANNUAL EVENT), FOR OCTOBER 1, 2021 TO SEPTEMBER 30, 2022. DESCRIPTION OF PROJECT IS PLACEMENT OF DIRECTIONAL SIGNS THAT ARE PROVIDED BY ENNIS GARDEN CLUB ON ELLIS COUNTY PRECINCTS 1 AND 2 COUNTY EASEMENTS ONLY (AS DESIGNATED BY ENNIS GARDEN CLUB REPRESENTATIVES) FOR THE BLUEBONNET TRAIL ANNUAL EVENT. WORK ORDER SERVICES WILL BE

PROVIDED BEFORE, DURING AND AFTER THE BLUEBONNET TRAIL ANNUAL EVENT (APPROXIMATELY THE END OF FEBRUARY, MARCH, APRIL AND MIDDLE OF MAY, 2022). – LANE GRAYSON, COMMISSIONER, PCT. #2

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

ADJOURN TO EXECUTIVE SESSION 3:18 P.M.

MOTION TO ADJOURN BY COMMISSIONER BUTLER, 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 §551 OR AS OTHERWISE MAY BE PERMITTED UNDER §551.

4.1 PURSUANT TO §551.089 AND §551.076 OF THE GOVERNMENT CODE, TO DELIBERATE REGARDING SECURITY ASSESSMENTS RELATING TO INFORMATION RESOURCES TECHNOLOGY OR SECURITY AUDITS.

RECONVENE TO REGULAR SESSION 4:25 P.M.

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

ADJOURNMENT 4:26 P.M.

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

THE OFFICIAL MINUTES OF THE ELLIS COUNTY COMMISSIONERS' COURT ON OCTOBER 5, 2021,
ARE HEREBY APPROVED.

PRESIDING OFFICER:


TODD LITTLE, COUNTY JUDGE

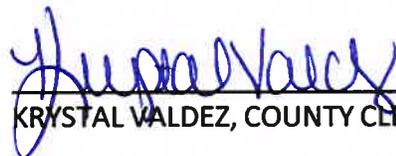

RANDY STINSON, COMMISSIONER, PCT 1


LANE GRAYSON, COMMISSIONER, PCT 2


PAUL PERRY, COMMISSIONER, PCT 3


KYLE BUTLER, COMMISSIONER, PCT 4

WITNESS MY HAND AND OFFICIAL SEAL OF OFFICE THIS 19TH DAY OF OCTOBER 2021.


KRYSTAL VALDEZ, COUNTY CLERK

