

ELLIS COUNTY COMMISSIONERS COURT
OFFICIAL MINUTES – NOVEMBER 29, 2022

THE ELLIS COUNTY COMMISSIONERS COURT MET ON TUESDAY, NOVEMBER 29, 2022, 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: TINA CHAMBERS, CHIEF DEPUTY

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, PRECINCT 3*

CONSENT AGENDA: MINUTE ORDER 526.22

ADMINISTRATIVE:

- A1 APPROVING REGULAR BILLS, PAYROLL AND OFFICER'S REPORTS. – *CHERYL CHAMBERS, TREASURER*
- A2 APPROVING COMMISSIONERS' COURT MINUTES FROM NOVEMBER 15, 2022. – *KRYSTAL VALDEZ, COUNTY CLERK*
- A3 APPROVING OF THE DEPARTMENT OF DEVELOPMENT'S MONTHLY FINANCIAL REPORT FOR OCTOBER 2022 AS REQUIRED BY TEXAS LOCAL GOVERNMENT CODE §114.044. – *DEPARTMENT OF DEVELOPMENT DIRECTOR ALBERTO MARES*
- A4 APPROVING OF THE SUPPLEMENTAL WATERSHED PLAN No. IX & ENVIRONMENTAL ASSESSMENT FOR THE REHABILITATION OF FLOODWATER RETARDING STRUCTURES No. 4 & 6 OF THE CHAMBERS CREEK WATERSHED. – *ENGINEERING DIRECTOR TED KANTOR*
- A5 APPROVING OF A TITLE CHANGE FOR REBECCA CHARLES FROM GIS ANALYST TO GIS MANAGER, WITH ACCOMPANYING CHANGE TO EXEMPTION STATUS. – *ENGINEERING DIRECTOR TED KANTOR*

FINANCIAL:

- F1 ACCEPTING JUROR DONATIONS FROM ELLIS COUNTY JUROR PAYMENTS IN THE AMOUNT OF \$573.00 AS UNANTICIPATED REVENUE. REQUEST FOR SPECIAL BUDGET OF UNANTICIPATED REVENUE:
INCREASE 001-0070-50633 (VETERANS SERVICES – JURY DONATIONS) BY \$573.00
PURSUANT TO TEXAS LOCAL GOVERNMENT CODE §111.0108, UNANTICIPATED REVENUE CERTIFIED BY COUNTY AUDITOR. – *COUNTY AUDITOR JANET MARTIN*
- F2 ACCEPTING FY2022 Q4 TIDC FORMULA GRANT PAYMENT IN THE AMOUNT OF \$30,785.00 AS UNANTICIPATED REVENUE. PURSUANT TO TEXAS LOCAL GOVERNMENT CODE §111.0108, UNANTICIPATED REVENUE CERTIFIED BY COUNTY AUDITOR. – *COUNTY AUDITOR JANET MARTIN*
- F3 ACCEPTING THE CITIES READINESS INITIATIVE GRANT REIMBURSEMENT FOR OCTOBER 2022 IN THE AMOUNT OF \$3,895.79 AS UNANTICIPATED REVENUE. PURSUANT TO LOCAL GOVERNMENT CODE §111.0108, UNANTICIPATED REVENUE CERTIFIED BY THE COUNTY AUDITOR. – *COUNTY AUDITOR JANET MARTIN*
- F4 FY2023 LINE ITEM TRANSFER – *COMMISSIONER KYLE BUTLER, PRECINCT 4*
DECREASE 012-0755-508070 (OPERATING EXPENDITURES) BY \$50,000.00
INCREASE 012-0755-508680 (CONTRACT LABOR) BY \$50,000.00
- F5 FY2023 LINE ITEM TRANSFER – *COUNTY JUDGE TODD LITTLE*
DECREASE 020-0920-570000 (CONTINGENCY-SURPLUS) BY \$24,800.00
INCREASE 001-0200-508330 (EXTRA COURT REPORTERS) BY \$24,800.00
- F6 FY2023 LINE ITEM TRANSFER – *COUNTY JUDGE TODD LITTLE*
DECREASE 001-0140-505589 (CONTINGENCIES/RESERVE) BY \$16,000.00
INCREASE 001-0210-509600 (HAVA ELECTION SECURITY) BY \$16,000.00
- F7 FY2023 LINE ITEM TRANSFER – *COUNTY JUDGE TODD LITTLE*
DECREASE 001-0140-505580 (CONTINGENCIES/RESERVE) BY \$2,633.00
INCREASE 001-0035-508020 (EQUIPMENT – I.T. EQUIP.) BY \$2,633.00
- F8 APPROVING OF THE CHANGE IN TEXAS A&M AGRICULTURE EXTENSION AGENT SALARIES FOR FY2023; NO ADDITIONAL MONIES FROM THE COUNTY. – *AGRI LIFE EXTENSION SERVICE DIRECTOR MARK ARNOLD*

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

DEPARTMENT OF DEVELOPMENT

- MINUTE ORDER 527.22** (1.1) APPROVING A PLAT OF 6 MTZ BROS ON HAMPSEL. THE PROPERTY CONTAINS ± 1.02 ACRES IN THE R. DE LA PENNA SURVEY, ABSTRACT NO. 3, LOCATED ON THE SOUTH SIDE OF HAMPSEL ROAD, ± 775 FEET EAST OF THE INTERSECTION OF HAMPSEL ROAD AND N INTERSTATE 45 SERVICE ROAD, IN THE EXTRATERRITORIAL JURISDICTION OF THE CITY OF PALMER, ROAD AND BRIDGE PRECINCT NO. 1.

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

MINUTE ORDER 528.22 (1.2) APPROVING A PLAT OF MONTFORT BROWN. THE PROPERTY CONTAINS ± 4.073 ACRES IN THE J.B. & A. SURVEY, ABSTRACT NO. 5, THE R. RUSSELL SURVEY, ABSTRACT NO. 911, LOCATED AT THE NORTHEAST CORNER OF THE INTERSECTION OF NORTH GROVE BOULEVARD AND FM 813, IN THE EXTRATERRITORIAL JURISDICTION OF THE CITY OF WAXAHACHIE, ROAD AND BRIDGE PRECINCT NO. 3.

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

MINUTE ORDER 529.22 (1.3) APPROVING A PLAT OF SANTAMARIA RANCH, LOTS 1-3, BLOCK A. THE PROPERTY CONTAINS ± 4.992 ACRES IN THE J. CHAMBLEE SURVEY, ABSTRACT NO. 192, LOCATED ON THE SOUTH SIDE OF MILLER ROAD, ± 1,470 SOUTH OF THE INTERSECTION OF MILLER ROAD AND OLD FORT WORTH ROAD, IN THE EXTRATERRITORIAL JURISDICTION OF THE CITY OF MIDLOTHIAN, ROAD AND BRIDGE PRECINCT NO. 4.

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

MINUTE ORDER 530.22 (1.4) APPROVING TO EXECUTE AN INTERLOCAL AGREEMENT BETWEEN ELLIS COUNTY AND PRAIRIELANDS GROUNDWATER CONSERVATION DISTRICT (PGCD), ESTABLISHING A FORMAL REVIEW PROCESS FOR PLATS REQUESTING GROUNDWATER AS THE PRIMARY WATER SOURCE IN THE UNINCORPORATED AREAS OF THE COUNTY.

PUBLIC PARTICIPATION: KATHY JONES, GENERAL MANAGER, PRAIRIELANDS

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

PUBLIC HEARING

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

(P1) A PUBLIC HEARING TO AMEND THE ELLIS COUNTY QUALITY GROWTH INITIATIVES, VOLUME I, SECTION IX (MOBILE/MANUFACTURED HOME & RV PARKS) AND SECTION XXI (DEFINITIONS). THESE AMENDMENTS ARE PRIMARILY DESIGNED TO UPDATE THE REQUIREMENTS FOR INFRASTRUCTURE DEVELOPMENT PLANS FOR MANUFACTURED/MOBILE HOME & RV PARKS, MULTI-TENANT DEVELOPMENTS, AND ANY OTHER RELATED ADDITIONS, DELETIONS, AND CHANGES, AS WELL AS PROVIDING A CONFLICTS CLAUSE, SEVERABILITY CLAUSE, AND AN EFFECTIVE DATE.

PUBLIC PARTICIPATION: ZACHARY ZETT, PALMER

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

MINUTE ORDER 531.22 (1.5) APPROVING TO AMEND THE ELLIS COUNTY QUALITY GROWTH INITIATIVES, VOLUME I, SECTION IX (MOBILE/MANUFACTURED HOME & RV PARKS) AND SECTION XXI (DEFINITIONS). THESE AMENDMENTS ARE PRIMARILY DESIGNED TO UPDATE THE REQUIREMENTS FOR INFRASTRUCTURE DEVELOPMENT PLANS FOR MANUFACTURED/MOBILE HOME & RV PARKS, MULTI-TENANT DEVELOPMENTS, AND ANY OTHER RELATED ADDITIONS, DELETIONS, AND CHANGES, AS WELL AS PROVIDING A CONFLICTS CLAUSE, SEVERABILITY CLAUSE, AND AN EFFECTIVE DATE.

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

PURCHASING

NO ACTION (2.1) DISCUSSION, CONSIDERATION, AND APPROVAL OF THE SERVICE AGREEMENT WITH AT&T LOCAL GOVERNMENT SOLUTIONS FOR COMMUNICATION SERVICES AT COUNTYWIDE FACILITIES.

MINUTE ORDER 532.22 (2.2) APPROVING TO CANCEL THE CONTRACT WITH COLLEGE STREET PRINTING Co. RFB-2020-021 PRINTED FORMS (MINUTE ORDER 137.21).

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

MINUTE ORDER 533.22 (2.3) APPROVING A PRICE INCREASE FOR RFB-2022-001 ASPHALTIC CONCRETE PATCHING MATERIAL 50-60 LB. BAGS. THIS REQUEST IS BASED UPON THE CURRENT PRODUCERS PRICE INDEX (PPI) AT A RATE OF 18.5%.

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

MINUTE ORDER 534.22 (2.4) DECLARING THE LISTED ITEM(S) AS SURPLUS TO BE DISPOSED OF IN ACCORDANCE WITH THE TEXAS LOCAL GOVERNMENT CODE, CHAPTER 263: ONE (1) 1981 FERGUSON ROLLER SP-912, VIN E0078, FROM PRECINCT 3.

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

MINUTE ORDER 535.22 (2.5) APPROVING TO INSTALL NETWORK CABLING AND RELATED EQUIPMENT AT THE RED OAK TAX OFFICE USING MORLEY MOSS, INC. IN AN AMOUNT OF \$12,197.52.

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

MINUTE ORDER 536.22 (2.6) APPROVING TO REMOVE EXISTING CAMERAS AT THE RED OAK TAX OFFICE AND TO RE-INSTALL THE CAMERA SYSTEM AT THE NEW RED OAK TAX OFFICE UTILIZING SERVICES FROM BAT SECURITY IN AN AMOUNT OF \$2,633.00.

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

MINUTE ORDER 537.22 (2.7) APPROVING OF HOK TASK ORDER #1 USING THE MASTER SERVICES AGREEMENT (MSA) BETWEEN ELLIS COUNTY AND HOK, INC. (MINUTE ORDER 147.22) FOR ARCHITECTURAL SERVICES ON THE ELLIS COUNTY ANNEX PROJECT IN AN AMOUNT OF \$76,456.00.

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

ADMINISTRATIVE

NO ACTION (3.1) PRESENTATION OF SEXUAL ASSAULT PROTOCOLS AS ESTABLISHED BY THE SEXUAL ASSAULT RESPONSE TEAM. – COUNTY & DISTRICT ATTORNEY ANN MONTGOMERY

RECESS TO EXECUTIVE SESSION **3:01 P.M.**

MOTION TO RECESS BY COMMISSIONER PERRY, 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.

- E1 PURSUANT TO TEXAS GOVERNMENT CODE §551.074, AND AFTER SIX (6) MONTHS IN THE POSITION, DELIBERATION OF THE PERFORMANCE, EVALUATION, AND DUTIES OF THE ELLIS COUNTY INFORMATION TECHNOLOGY DIRECTOR JOCELYN KING.

RECONVENE TO REGULAR SESSION **3:23 P.M.**

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

ADJOURNMENT **3:25 P.M.**

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

THE OFFICIAL MINUTES OF THE ELLIS COUNTY COMMISSIONERS' COURT ON NOVEMBER 29, 2022,
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 13TH DAY OF DECEMBER 2022.



KRYSTAL VALDEZ, COUNTY CLERK

