

ELLIS COUNTY COMMISSIONERS COURT
OFFICIAL MINUTES – AUGUST 8, 2023

THE ELLIS COUNTY COMMISSIONERS COURT MET ON TUESDAY, AUGUST 8, 2023, 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

PRECINCT 1 COMMISSIONER RANDY STINSON

PRECINCT 2 COMMISSIONER LANE GRAYSON

PRECINCT 3 COMMISSIONER PAUL PERRY

PRECINCT 4 COMMISSIONER KYLE BUTLER

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, SECONDED BY COMMISSIONER BUTLER, MOTION CARRIED

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

RECOGNITIONS

R1 PROCLAMATION RECOGNIZING AUGUST 21ST AS NATIONAL FENTANYL PREVENTION & AWARENESS DAY IN ELLIS COUNTY.

CONSENT AGENDA: MINUTE ORDER 367.23

ADMINISTRATIVE:

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

A2 APPROVING OF THE MAY 2023 MONTHLY TREASURER'S REPORT IN ACCORDANCE WITH LOCAL GOVERNMENT CODE §114.026. – *COUNTY TREASURER CHERYL CHAMBERS*

A3 APPROVING OF THE JUNE 2023 MONTHLY TREASURER'S REPORT IN ACCORDANCE WITH LOCAL GOVERNMENT CODE §114.026. – *COUNTY TREASURER CHERYL CHAMBERS*

A4 APPROVING OF THE ELLIS COUNTY TREASURER'S 2ND QUARTER INVESTMENT REPORT IN ACCORDANCE WITH GOVERNMENT CODE §2256.023. – *COUNTY TREASURER CHERYL CHAMBERS*

A5 APPROVING OF COMMISSIONERS' COURT REGULAR MEETING MINUTES FROM JULY 25, 2023. – *COUNTY CLERK KRYSTAL VALDEZ*

A6 APPROVING OF A RESOLUTION ASSIGNING PRIVATE ACTIVITY BOND AUTHORITY TO THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS ON BEHALF OF THE NORTH CENTRAL HOUSING FINANCE CORPORATION. – *COUNTY JUDGE TODD LITTLE*

- A7 ACCEPTING OF THE JUSTICE OF THE PEACE, PRECINCT 4 MONTHLY REPORT FOR JULY 2023, PURSUANT TO LOCAL GOVERNMENT CODE §114.04. – *THE HONORABLE LOUIS PONDER, JUSTICE OF THE PEACE, PCT. 4*
- A8 ACCEPTING OF THE JUSTICE OF THE PEACE, PRECINCT 1 MONTHLY REPORT FOR JULY 2023, PURSUANT TO LOCAL GOVERNMENT CODE §114.04. – *THE HONORABLE CHRIS MACON, JUSTICE OF THE PEACE, PCT. 1*
- A9 ACCEPTING A TABULATED REPORT OF THE COUNTY’S RECEIPTS AND DISBURSEMENTS OF FUNDS FROM JULY 1, 2023 – JULY 31, 2023, PURSUANT TO LOCAL GOVERNMENT CODE §114.024. – *COUNTY AUDITOR JANET MARTIN*
- A10 ACCEPTING OF THE JUSTICE OF THE PEACE, PRECINCT 2 MONTHLY REPORT FOR JULY 2023, PURSUANT TO LOCAL GOVERNMENT CODE §114.04. – *THE HONORABLE JACKIE MILLER, JUSTICE OF THE PEACE, PCT. 2*
- A11 IN ACCORDANCE WITH LOCAL GOVERNMENT CODE §118.131, ADOPTING THE SHERIFF’S AND CONSTABLE’S FEES FOR 2024. – *SHERIFF BRAD NORMAN*
- A12 APPROVING FOR THE COUNTY JUDGE TO EXECUTE THE INTERLOCAL AGREEMENT BETWEEN ELLIS COUNTY AND THE TEXAS DIVISION OF EMERGENCY MANAGEMENT (TDEM) TO FACILITATE THE PROVISION OF EMERGENCY SERVICES IN PROVIDING OFFICE TO SPACE TO TDEM PERSONNEL. – *EMERGENCY MANAGEMENT COORDINATOR MICHAELA SANDEFER*

FINANCIAL:

- F1 FY2023 LINE-ITEM TRANSFER – *ELECTIONS ADMINISTRATOR JANA ONYON*
 DECREASE 001-0210-508480 (PART TIME ELECTION SALARY) BY \$20,000.00
 DECREASE 001-0210-506950 (FICA) BY \$9,500.00
 INCREASE 001-0210-508020 (EQUIPMENT) BY \$24,700.00
 INCREASE 001-0210-508550 (VOTING EQUIPMENT) BY \$3,500.00
 INCREASE 001-0210-508050 (CONFERENCE) BY \$1,200.00
 INCREASE 001-0210-506010 (TRAVEL REIMBURSEMENT) BY \$100.00
- F2 FY2023 LINE-ITEM TRANSFER – *PRECINCT 2 COMMISSIONER LANE GRAYSON*
 DECREASE 010-0653-508030 (FM2 EQUIPMENT) BY \$5,000.00
 DECREASE 010-0653-509150 (FM2 ASPHALT) BY \$10,000.00
 INCREASE 001-0653-509090 (FM2 REPAIRS/PARTS) BY \$15,000.00
- F3 FY2023 LINE-ITEM TRANSFER – *PRECINCT 4 COMMISSIONER KYLE BUTLER*
 DECREASE 012-0755-570000 (CONTINGENCY-SURPLUS) BY \$36,000.00
 INCREASE 012-0755-508680 (CONTRACT LABOR) BY \$36,000.00
- F4 FY2023 LINE-ITEM TRANSFER – *INDIGENT HEALTH COORDINATOR TERRI KLEIN*
 DECREASE 001-0110-508050 (CONFERENCE) BY \$30.00
 INCREASE 001-0110-508060 (DUES) BY \$30.00
- F5 FY2023 LINE-ITEM TRANSFER – *PRECINCT 3 COMMISSIONER PAUL PERRY*
 DECREASE 005-0703-508070 (RB3 OPERATING EXPENSES) BY \$1,000.00
 INCREASE 005-0703-508680 (RB3 CONTRACT LABOR) BY \$1,000.00
- F6 FY2023 LINE-ITEM TRANSFER – *PRECINCT 3 COMMISSIONER PAUL PERRY*
 DECREASE 005-0703-509090 (RB3 REPAIR/PARTS) BY \$2,000.00
 INCREASE 005-0703-509180 (RB3 TOOLS/HARDWARE) BY \$2,000.00
- F7 FY2023 LINE-ITEM TRANSFER – *PRECINCT 3 COMMISSIONER PAUL PERRY*
 DECREASE 005-0703-505025 (RB3 PART-TIME) BY \$10,000.00

- INCREASE 005-0703-505027 (RB3 SEASONAL) BY \$10,000.00
- F8 FY2023 LINE-ITEM TRANSFER – *HUMAN RESOURCES DIRECTOR THERESA TAYLOR*
 DECREASE 001-0425-508350 (SAFETY/TRAINING) BY \$500.00
 INCREASE 001-0425-508190 (COMPUTER) BY \$500.00
- F9 FY2023 LINE-ITEM TRANSFER – *HUMAN RESOURCES DIRECTOR THERESA TAYLOR*
 DECREASE 001-0425-508350 (SAFETY/TRAINING) BY \$600.00
 DECREASE 001-0425-508650 (EMPLOYMENT SCREENING) BY \$1,000.00
 INCREASE 001-0425-508060 (DUES) BY \$600.00
 INCREASE 001-0425-508010 (SUPPLIES) BY \$1,000.00
- F10 FY2023 LINE-ITEM TRANSFER – *COUNTY & DISTRICT ATTORNEY ANN MONTGOMERY*
 DECREASE 001-0360-505020 (FULL-TIME SALARIES) BY \$2,000.00
 INCREASE 001-0360-508330 (COURT REPORTING) BY \$2,000.00
- F11 FY2023 LINE-ITEM TRANSFER – *COUNTY & DISTRICT ATTORNEY ANN MONTGOMERY*
 DECREASE 001-0360-505020 (FULL-TIME SALARIES) BY \$23,000.00
 INCREASE 001-0360-508030 (FURNITURE) BY \$6,000.00
 INCREASE 001-0360-508530 (LEGAL RESEARCH) BY \$4,000.00
 INCREASE 001-0360-508070 (OPERATING EXPENDITURES) BY \$4,000.00
 INCREASE 001-0360-508010 (SUPPLIES) BY \$4,000.00
 INCREASE 001-0360-508020 (EQUIPMENT) BY \$4,000.00
 INCREASE 001-0360-508880 (COMPUTER SOFTWARE) BY \$1,000.00
- F12 FY2023 LINE-ITEM TRANSFER – *I. T. DIRECTOR JOCELYN KING*
 DECREASE 001-0035-505020 (FULL-TIME SALARIES) BY \$10,000.00
 INCREASE 001-0035-508680 (CONTRACT SERVICES) BY \$2,100.00
 INCREASE 001-0035-508020 (EQUIPMENT) BY \$7,900.00
- F13 FY2023 LINE-ITEM TRANSFER – *PRECINCT 1 COMMISSIONER RANDY STINSON*
 DECREASE 003-0601-570000 (RB1 CONTINGENCY-SURPLUS) BY \$85,000.00
 INCREASE 003-0601-508020 (RB1 – PURCHASE OF EQUIPMENT) BY \$85,000.00
- F14 FY2023 LINE-ITEM TRANSFER – *COUNTY TREASURER CHERYL CHAMBERS*
 DECREASE 001-0400-508350 (TRAINING) BY \$2,500.00
 DECREASE 001-0400-506010 (MILEAGE) BY \$500.00
 DECREASE 001-0400-507030 (TELEPHONE) BY \$220.00
 INCREASE 001-0400-508050 (CONFERENCE) BY \$2,500.00
 INCREASE 001-0400-508680 (CONTRACT SERVICES) BY \$720.00
- F15 FY2023 LINE-ITEM TRANSFER – *THE HONORABLE JACKIE MILLER, JUSTICE OF THE PEACE, PRECINCT 2*
 DECREASE 001-0540-508730 (MAINT./RPS OFC EQUIP) BY \$1,500.00
 INCREASE 001-0520-508680 (CONTRACT SERVICES) BY \$100.00
 INCREASE 001-0520-508030 (FURNITURE) BY \$300.00
 INCREASE 001-0520-508050 (CONFERENCE) BY \$400.00
 INCREASE 001-0520-508740 (DOCKET BOOKS – PRINTING) BY \$300.00
 INCREASE 001-0520-508010 (SUPPLIES) BY \$400.00
- F16 FY2023 LINE-ITEM TRANSFER – *THE HONORABLE LOUIS PONDER, JUSTICE OF THE PEACE, PRECINCT 4*
 DECREASE 001-0540-507030 (TELEPHONE) BY \$167.63
 INCREASE 001-0540-508010 (SUPPLIES) BY \$20.71
 INCREASE 001-0540-508730 (MAINT/RPS OFC EQUIP) BY \$146.92

- F17** FY2023 LINE-ITEM TRANSFER – *COUNTY CLERK KRYSTAL VALDEZ*
DECREASE 001-0320-507030 (TELEPHONE) BY \$1,500.00
DECREASE 001-0320-508020 (EQUIPMENT) BY \$2,850.00
DECREASE 001-0320-508050 (CONFERENCE) BY \$1,800.00
DECREASE 001-0320-508230 (LEGAL NOTICE) BY \$200.00
DECREASE 001-0320-508350 (TRAINING) BY \$2,000.00
DECREASE 001-0320-506010 (MILEAGE REIMBURSEMENT) BY \$1,600.00
INCREASE 001-0320-508680 (CONTRACT SERVICES) BY \$2,200.00
INCREASE 001-0320-508010 (SUPPLIES) BY \$7,750.00

- F18** APPROVING OF JP1 COURTROOM SECURITY FUNDS TO PAY FOR REPAIRS NEEDED FOR THE SECURITY CAMERA SYSTEM TO BAT SECURITY IN THE AMOUNT OF \$365.00. – *THE HONORABLE CHRIS MACON, JP, PCT. 1*

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

REGULAR AGENDA – DISCUSSION, CONSIDERATION AND ACTION:

DEPARTMENT OF DEVELOPMENT

- MINUTE ORDER 368.23** (1.1) APPROVING A PLAT OF ELLIS RANCH ESTATES NORTH. THE PROPERTY CONTAINS ± 137.683 ACRES OF LAND IN THE J. PLUNKETT SURVEY, ABSTRACT NO. 826, THE A. SMITH SURVEY, ABSTRACT NO. 1037, THE H. SMITH SURVEY, ABSTRACT NO. 1004, LOCATED ON THE NORTH SIDE OF FM 878, ± 5,050 FEET WEST OF THE INTERSECTION OF FM 878 AND RUTHERFORD ROAD, WAXAHACHIE, ROAD AND BRIDGE PRECINCT NO. 1.

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

- MINUTE ORDER 369.23** (1.2) APPROVING A PLAT OF ELLIS RANCH ESTATES SOUTH. THE PROPERTY CONTAINS ± 108.656 ACRES OF LAND IN THE J. PLUNKETT SURVEY, ABSTRACT NO. 826, THE A. SMITH SURVEY, ABSTRACT NO. 1037, LOCATED ON THE NORTH SIDE OF FM 878, ± 5,050 FEET WEST OF THE INTERSECTION OF FM 878 AND RUTHERFORD ROAD, WAXAHACHIE, ROAD AND BRIDGE PRECINCT NO. 1.

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

- MINUTE ORDER 370.23** (1.3) APPROVING A PLAT OF GOMEZ ESTATES. THE PROPERTY CONTAINS ± 7.00 ACRES OF LAND IN THE R. DE LA PENNA SURVEY, ABSTRACT NO. 3, LOCATED EAST OF ANDREWS ROAD, ± 455 FEET SOUTH OF THE INTERSECTION OF ANDREWS ROAD AND SLATE ROCK ROAD, ENNIS, ROAD AND BRIDGE PRECINCT NO. 1.

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

MINUTE ORDER 371.23 (1.4) DENYING A REQUEST FOR A ONE-TIME VARIANCE FOR PARCEL ID NO. 138370 & 192749 FROM VOLUME I, SECTION IV (A)(2)(RESIDENTIAL LOTS) OF THE SUBDIVISION & DEVELOPMENT STANDARDS TO ALLOW THREE (3) LOTS WITHOUT MEETING THE MINIMUM PUBLIC ROAD FRONTAGE REQUIREMENT. THE PROPERTY CONTAINS ± 6.593 ACRES OF LAND LOCATED ON THE EAST SIDE OF PRITCHETT ROAD ± 420 FEET NORTH OF THE INTERSECTION OF PRITCHETT ROAD AND ROCKETT LANE, RED OAK, ROAD AND BRIDGE PRECINCT NO. 1.

MOTION TO DENY BY COMMISSIONER STINSON, SECONDED BY COMMISSIONER GRAYSON, MOTION CARRIED

MINUTE ORDER 372.23 (1.5) APPROVING A PLAT OF THE WOODS. THE PROPERTY CONTAINS ± 3.430 ACRES OF LAND IN THE G. YOUNGER SURVEY, ABSTRACT NO. 1195, LOCATED SOUTH OF GIBSON ROAD, ± 335 FEET WEST OF THE INTERSECTION OF GIBSON ROAD AND FAIR MEADOWS DRIVE, IN THE EXTRATERRITORIAL JURISDICTION (ETJ) OF THE CITY OF WAXAHACHIE, ROAD AND BRIDGE PCT. NO. 1.

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

MINUTE ORDER 373.23 (1.6) APPROVING A PLAT OF ERIJEN ADDITION. THE PROPERTY CONTAINS ± 3.00 ACRES OF LAND IN THE R. DE LA PENNA SURVEY, ABSTRACT NO. 3, LOCATED SOUTH OF FM 1181, ON THE SOUTHWEST CORNER OF FM 1181 AND PECAN GROVE ROAD, ENNIS, ROAD AND BRIDGE PRECINCT NO. 2.

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

MINUTE ORDER 374.23 (1.7) APPROVING A PLAT OF FM 1181 ZMOLIK ADDITION. THE PROPERTY CONTAINS ± 1.00 ACRES OF LAND IN THE JAMES LOVEN SURVEY, ABSTRACT NO. 637, LOCATED ON THE NORTH SIDE OF FM 1181, ± 6,325 FEET WEST OF THE INTERSECTION OF FM 1181 AND HORNIK ROAD, ENNIS, ROAD AND BRIDGE PRECINCT NO. 2.

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

MINUTE ORDER 375.23 (1.8) APPROVING A PLAT OF SANCHEZ CONTRERAS ESTATES. THE PROPERTY CONTAINS ± 3.430 ACRES OF LAND IN THE G. YOUNGER SURVEY, ABSTRACT NO. 1195, LOCATED NORTH ON KRAJCA ROAD, ± 875 FEET WEST OF THE INTERSECTION OF KRAJCA ROAD AND FM 985, ENNIS, ROAD AND BRIDGE PRECINCT NO. 2, SUBJECT TO THE FOLLOWING CONDITION:

1. COMPLETE THE INSTALLATION OF INFRASTRUCTURE AS INDICATED WITHIN THE HYDRAULIC STUDY PROVIDED BY RURAL BARDWELL WATER SUPPLY CORP.

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

PURCHASING

MINUTE ORDER 376.23 (2.1) DECLARING THE LISTED ITEMS AS SURPLUS TO BE DISPOSED IN ACCORDANCE WITH THE LOCAL GOVERNMENT CODE 263, FOR THE ELECTIONS OFFICE:

- 141 LAPTOP COMPUTERS

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

MINUTE ORDER 377.23 (2.2) APPROVING TO PURCHASE A BOMAG BW211PDH IN THE AMOUNT OF \$135,539.00 WITH THE TRADE OF AN IR SD-100 S/N 142542 AND AN IR SD100DTF S/N 182533 FOR ROAD AND BRIDGE PRECINCT 1 USING THE BUYBOARD COOPERATIVE CONTRACT NO. 685-022.

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

MINUTE ORDER 378.23 (2.3) APPROVING TO ADVERTISE AND SOLICIT BIDS FOR A CONTRACT FOR ARMORED CAR SERVICE.

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

MINUTE ORDER 379.23 (2.4) APPROVING TO PURCHASE TWO (2) 2023 FORD F-250 TRUCKS AND ACCESSORY EQUIPMENT FOR ELLIS COUNTY COMMISSIONER, PCT. 4 IN AN AMOUNT OF \$129,575.95 USING BUYBOARD CONTRACT NO. 601-19 WITH RUSH TRUCK CENTER-DALLAS.

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

MINUTE ORDER 380.23 (2.5) APPROVING TO INSTALL BULLET-PROOF GLASS AT THE JUSTICE OF THE PEACE, PRECINCT 1 SUB-COURTHOUSE IN AN AMOUNT NOT TO EXCEED \$9,515.00, USING JP COURTROOM SECURITY FUNDS.

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

ADMINISTRATIVE

MINUTE ORDER 381.23 (3.1) APPROVING OF THE FOLLOWING AMERICAN RESCUE PLAN ACT (ARPA) COMMUNITY PARTNER AWARDEES. FUNDING TO AN AWARDEE WILL BE DISBURSED WHEN ALL PRE-AWARD REQUIREMENTS ARE MET AND THE APPLICABLE CONTRACT IS EXECUTED PER THE COUNTY AUDITOR'S OFFICE REQUIREMENTS; AND AUTHORIZING THE COUNTY JUDGE TO SIGN THE CONTRACTS WHEN THEY ARE READY FOR SIGNATURE. – COUNTY JUDGE TODD LITTLE

- THE HEIGHTS ELLIS COUNTY FAMILY RESOURCES - \$1,000,000.00
- THE BRIDGES TRAINING FOUNDATION - \$133,500.00

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

MINUTE ORDER 382.23 (3.2) APPROVING OF AN EXEMPTION TO TEXAS TRANSPORTATION CODE §721.004, ENTITLED “INSCRIPTION REQUIRED ON MUNICIPAL AND COUNTY-OWNED VEHICLES AND HEAVY EQUIPMENT,” FOR THE FLEET VEHICLES PURCHASED, ASSIGNED, OR AWARDED TO THE ELLIS COUNTY FIRE MARSHAL’S OFFICE TO BE USED TO PERFORM OFFICIAL DUTIES. THIS EXEMPTION IS FOUND IN TEXAS TRANSPORTATION CODE §721.005. – *FIRE MARSHAL TIM BIRDWELL*

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

NO ACTION (3.3) IN ACCORDANCE WITH TEXAS TAX CODE CHAPTER 26, PRESENTATION OF THE CALCULATED ELLIS COUNTY 2024 PROPERTY TAX RATES. – *TAX ASSESSOR/COLLECTOR RICHARD ROZIER*

NO ACTION (3.4) DISCUSSION AND CONSIDERATION OF THE PROPOSED SALARIES FOR ELECTED OFFICIALS IN FISCAL YEAR 2024. – *COUNTY JUDGE TODD LITTLE*

(BREAK 3:51 P.M. – 4:03 P.M.)

NO ACTION (3.5) DISCUSSION AND CONSIDERATION ON THE PROPOSED ELLIS COUNTY BUDGET FOR FY 2023-2024, PURSUANT TO TEXAS LOCAL GOVERNMENT CODE §111.007. – *COUNTY JUDGE TODD LITTLE*

PUBLIC HEARING NO. 1

MOTION TO OPEN P1 BY COMMISSIONER PERRY, SECONDED BY COMMISSIONER GRAYSON, MOTION CARRIED

(P1) PUBLIC HEARING ON THE PROPOSED ELLIS COUNTY BUDGET AND SALARIES FOR FY 2023-2024, PURSUANT TO LOCAL GOVERNMENT CODE §111.007.

PUBLIC PARTICIPATION: JAMES PARKS, WAXAHACHIE; SHERIFF BRAD NORMAN, ELLIS COUNTY SHERIFF; WILLIE BRACKEN, DISTRICT CLERK’S OFFICE EMPLOYEE

MOTION TO CLOSE BY COMMISSIONER GRAYSON, SECONDED BY COMMISSIONER PERRY, MOTION CARRIED

MINUTE ORDER 383.23 (3.6) APPROVING OF THE CALCULATED ELLIS COUNTY 2024 PROPERTY TAX RATES. – *TAX ASSESSOR/COLLECTOR RICHARD ROZIER*

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

MINUTE ORDER 384.23 (3.7) APPROVING OF THE PROPOSED SALARIES FOR ELECTED OFFICIALS IN FISCAL YEAR 2024; AND ADDING \$3500.00 TO THE TRAINING LINE FOR ALL COMMISSIONERS. – *COUNTY JUDGE TODD LITTLE*

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

MINUTE ORDER 385.23 (3.8) APPROVING OF CERTIFICATION OF A PETITION WITH 4,866 VALID SIGNATURES BY JANA ONYON, ELECTIONS ADMINISTRATOR, TO ORDER A “SPECIAL LOCAL OPTION ELECTION TO LEGALIZE” TO BE CONDUCTED ON NOVEMBER 7, 2023 IN ELLIS COUNTY JUSTICE OF THE PEACE PRECINCT NUMBER 1 FOR THE QUALIFIED VOTERS TO VOTE ON (PROPOSITION A), “THE LEGAL SALE OF ALL ALCOHOLIC BEVERAGES FOR OFF-PREMISE CONSUMPTION ONLY”. – *ELECTIONS ADMINISTRATOR JANA ONYON*

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

MINUTE ORDER 386.23 (3.9) APPROVING TO ORDER THE SPECIAL ELECTION TO BE HELD ON NOVEMBER 7, 2023 FOR VOTING IN AN ELECTION TO ADOPT OR REJECT FOURTEEN PROPOSED CONSTITUTIONAL AMENDMENTS AS SUBMITTED BY THE 88TH LEGISLATURE OF THE STATE OF TEXAS; APPROVING THE EARLY VOTING SCHEDULE; APPROVING OF THE EARLY VOTING BALLOT BOARD JUDGE/ALTERNATE JUDGE. – *ELECTIONS ADMINISTRATOR JANA ONYON*

MOTION TO APPROVE BY JUDGE LITTLE, SECONDED BY COMMISSIONER GRAYSON, MOTION CARRIED

(TO AGENDA ITEM 3.12)

MINUTE ORDER 387.23 (3.12) APPROVING TO RENEW THE LEASE FOR THE ELLIS COUNTY SEIZURE STORAGE BARN FOR \$60,000 FOR THE NEXT YEAR. – *PURCHASING AGENT E.J. HARBIN*

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

MINUTE ORDER 388.23 (4.3) FINDING THAT THE DELIBERATION IN AN OPEN MEETING WOULD HAVE A DETRIMENTAL EFFECT ON THE POSITION OF THE GOVERNMENTAL BODY IN NEGOTIATIONS WITH A THIRD PERSON.

MOTION FOR A FINDING BY COMMISSIONER BUTLER, SECONDED BY COMMISSIONER PERRY, MOTION CARRIED

RECESS TO EXECUTIVE SESSION **4:35 P.M.**

MOTION TO RECESS BY COMMISSIONER BUTLER, SECONDED 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 TEXAS GOVERNMENT CODE §551.071(2), CONSULTATION WITH LEGAL COUNSEL ON A MATTER IN WHICH THE DUTY OF THE ATTORNEY TO THE GOVERNMENTAL BODY UNDER THE TEXAS RULES OF DISCIPLINARY RULES OF PROFESSIONAL CONDUCT OF THE STATE BAR OF TEXAS CLEARLY CONFLICTS WITH THIS CHAPTER, REGARDING POTENTIAL BRINKS CONTRACT.
- 4.2 PURSUANT TO TEXAS GOVERNMENT CODE §551.071(1), CONSULTATION WITH LEGAL COUNSEL REGARDING PENDING OR CONTEMPLATED LITIGATION MATTER CONCERNING TCEQ MATTERS, SPECIFICALLY PENDING TEXAS POLLUTANT DISCHARGE ELIMINATION SYSTEMS PERMITS (TPDES) AND PENDING PETITIONS FOR THE CREATION OF MUNICIPAL UTILITY DISTRICTS (MUD'S).
- 4.3 PURSUANT TO TEXAS GOVERNMENT CODE 551.072, TO DELIBERATE THE PURCHASE, EXCHANGE, LEASE OR VALUE OF REAL PROPERTY IF THE DELIBERATION IN AN OPEN MEETING WOULD HAVE A DETRIMENTAL EFFECT ON THE POSITION OF THE GOVERNMENTAL BODY IN NEGOTIATIONS WITH A THIRD PERSON CONCERNING ELLIS COUNTY'S OPTION TO RENEW ITS LEASE WITH LEASING IMPRESSIONS COMMERCIALS, LLC.

RECONVENED TO REGULAR SESSION **5:40 P.M.**

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

(To AGENDA ITEM 3.10)

MINUTE ORDER 389.23 (3.10) AUTHORIZING THE COUNTY JUDGE TO SIGN A NOTICE EXERCISING ELLIS COUNTY'S OPTION TO RENEW ITS LEASE WITH LEASING IMPRESSIONS COMMERCIALS, LLC, FOR PROPERTY LOCATED AT 330 N. 8TH STREET, SUITE 106-108, MIDLOTHIAN, TX, 76065 (MIDLOTHIAN

TAX OFFICE) FOR A ONE-YEAR TERM, IN AN AMOUNT OF \$4,400 PER MONTH. – COUNTY JUDGE TODD LITTLE AND PURCHASING AGENT E.J. HARBIN

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

NO ACTION (3.11) AUTHORIZATION FOR THE COUNTY JUDGE TO HIRE OUTSIDE COUNSEL REGARDING MIDLOTHIAN TAX OFFICE LEASES AT THE EXISTING PROPERTY AND PROSPECTS. – COUNTY JUDGE TODD LITTLE

MINUTE ORDER 390.23 (3.13) APPROVING A SHORT-TERM CONTRACT FOR SERVICES FROM BRINKS SECURITY UNTIL A BID PROCESS CAN BE COMPLETED. AUTHORIZING THE COUNTY JUDGE TO SIGN THE CONTRACT FOR A TERM OF SEPTEMBER – DECEMBER 31ST, IN AN AMOUNT NOT TO EXCEED \$10,000. – COUNTY JUDGE TODD LITTLE AND PURCHASING AGENT E.J. HARBIN

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

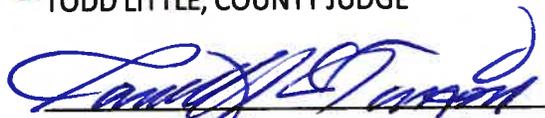
ADJOURNMENT 5:41 P.M.

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

THE OFFICIAL MINUTES OF THE ELLIS COUNTY COMMISSIONERS' COURT ON AUGUST 8, 2023, ARE HEREBY APPROVED.

PRESIDING OFFICER:


TODD LITTLE, COUNTY JUDGE

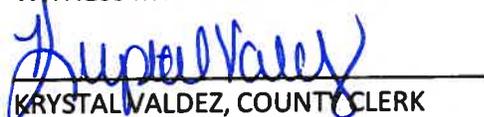

RANDY STINSON, COMMISSIONER, PCT 1


PAUL PERRY, COMMISSIONER, PCT 3


LANE GRAYSON, COMMISSIONER, PCT 2


KYLE BUTLER, COMMISSIONER, PCT 4

WITNESS MY HAND AND OFFICIAL SEAL OF OFFICE THIS 8TH DAY OF AUGUST 2023.


KRYSTAL VALDEZ, COUNTY CLERK



**AGENDA ITEM A11 STRUCK BY ORDER OF
COMMISSIONERS' COURT AUGUST 22, 2023**