

ELLIS COUNTY COMMISSIONERS COURT
OFFICIAL MINUTES – SEPTEMBER 5, 2023

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

INVOCATION AND PLEDGE OF ALLEGIANCE. – *COUNTY JUDGE TODD LITTLE*

RECOGNITIONS

R1 PROCLAMATION RECOGNIZING SEPTEMBER 7, 2023, AS “NATIONAL COTTON INDUSTRY IN ELLIS COUNTY” DAY.

R2 RESOLUTION ADVOCATING FOR SAFER MAJOR HIGHWAYS IN ELLIS COUNTY.

CONSENT AGENDA: MINUTE ORDER 409.23

ADMINISTRATIVE:

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

A2 APPROVING COMMISSIONERS’ COURT REGULAR MEETING MINUTES FROM AUGUST 22, 2023– *COUNTY CLERK KRYSTAL VALDEZ*

A3 ACCEPTING THE ANNUAL COMPILATION REPORT OF THE FISCAL ACCOUNTS AND RECORDS OF EMERGENCY SERVICE DISTRICT #3 (ITALY), PURSUANT TO TEXAS HEALTH & SAFETY CODE §775.082.– *FIRE MARSHAL TIM BIRDWELL*

A4 ACCEPTING THE ANNUAL COMPILATION REPORT OF THE FISCAL ACCOUNTS AND RECORDS OF EMERGENCY SERVICE DISTRICT #4 (RED OAK), PURSUANT TO TEXAS HEALTH & SAFETY CODE §775.082.– *FIRE MARSHAL TIM BIRDWELL*

- A5 ACCEPTING THE ANNUAL COMPILATION REPORT OF THE FISCAL ACCOUNTS AND RECORDS OF EMERGENCY SERVICE DISTRICT #6 (WAXAHACHIE), PURSUANT TO TEXAS HEALTH & SAFETY CODE §775.082. – *FIRE MARSHAL TIM BIRDWELL*
- A6 ACCEPTING THE ANNUAL COMPILATION REPORT OF THE FISCAL ACCOUNTS AND RECORDS OF EMERGENCY SERVICE DISTRICT #7 (BRISTOL), PURSUANT TO TEXAS HEALTH & SAFETY CODE §775.082. – *FIRE MARSHAL TIM BIRDWELL*
- A7 ACCEPTING THE ANNUAL COMPILATION REPORT OF THE FISCAL ACCOUNTS AND RECORDS OF EMERGENCY SERVICE DISTRICT #8 (AVALON), PURSUANT TO TEXAS HEALTH & SAFETY CODE §775.082. – *FIRE MARSHAL TIM BIRDWELL*
- A8 ACCEPTING A TABULATED REPORT OF THE COUNTY’S RECEIPTS AND DISBURSEMENTS OF FUNDS FROM AUGUST 12, 2023 – AUGUST 23, 2023, PURSUANT TO LOCAL GOVERNMENT CODE §114.024. – *COUNTY AUDITOR JANET MARTIN*
- A9 APPROVING OF JUROR PAY, AS DEFINED IN TEXAS GOVERNMENT CODE §61.001, AMENDED BY THE 88TH LEGISLATURE BY HB 3474. EFFECTIVE SEPTEMBER 1, 2023, THE MINIMUM WILL NOT BE LESS THAN \$20 FOR THE FIRST DAY AND NOT LESS THAN \$58 FOR EACH DAY FOLLOWING. THE STATE REIMBURSEMENT WILL BE \$14.00 FOR THE FIRST DAY AND \$52.00 FOR EACH DAY FOLLOWING. – *COUNTY TREASURER CHERYL CHAMBERS*
- A10 APPROVING OF INTERLOCAL WORK BETWEEN THE COUNTY OF ELLIS, ROAD & BRIDGE PRECINCT 4, AND THE CITY OF OAK LEAF FOR DITCH AND CULVERT CLEANING. – *PRECINCT 4 COMMISSIONER KYLE BUTLER*
- A11 APPROVING OF INTERLOCAL WORK BETWEEN THE COUNTY OF ELLIS, ROAD & BRIDGE PRECINCT 4, AND THE CITY OF RED OAK FOR ASPHALT REPAIR. – *PRECINCT 4 COMMISSIONER KYLE BUTLER*

FINANCIAL:

- F1 FY2023 LINE-ITEM TRANSFER – *TAX ASSESSOR/COLLECTOR RICHARD ROZIER*
 DECREASE 001-0370-508350 (TRAINING) BY \$1,500.00
 DECREASE 001-0370-505020 (SALARIES – FULL TIME) BY \$40,000.00
 DECREASE 001-0370-508040 (POSTAGE) BY \$1,500.00
 INCREASE 001-0370-508050 (CONFERENCE) BY \$1,500.00
 INCREASE 001-0370-508020 (EQUIPMENT) BY \$40,000.00
 INCREASE 001-0370-508730 (MAINT./RPS OFC EQUIP) BY \$1,500.00
- F2 FY2023 LINE-ITEM TRANSFER – *ELLIS COUNTY JUDGE TODD LITTLE*
 DECREASE 001-0390-508350 (TRAINING) BY \$1,000.00
 DECREASE 001-0390-508730 (MAINT./RPS OFC EQUIP) BY \$900.00
 INCREASE 001-0390-508680 (CONTRACT SERVICES) BY \$1,900.00
- F3 FY2023 LINE-ITEM TRANSFER – *ELLIS COUNTY JUDGE TODD LITTLE*
 DECREASE 001-0140-508310 (ADMINISTRATIVE JUDICIAL) BY \$3,000.00
 DECREASE 001-0140-508350 (TRAINING) BY \$2,000.00
 DECREASE 001-0140-508660 (COMMUNITY SUPPORT) BY \$80,000.00
 DECREASE 001-0140-508880 (COMPUTER SOFTWARE) BY \$24,500.00
 INCREASE 001-0140-507030 (TELEPHONE) BY \$5,000.00
 INCREASE 001-0140-508020 (EQUIPMENT) BY \$6,000.00
 INCREASE 001-0140-508040 (POSTAGE) BY \$28,240.00
 INCREASE 001-0140-507080 (COMPREHENSIVE INS.) BY \$70,260.00

- F4 FY2023 LINE-ITEM TRANSFER – *COUNTY JUDGE TODD LITTLE*
 DECREASE 001-0140-570000 (CONTINGENCY – SURPLUS) BY \$77,000.00
 DECREASE 001-0140-590205 (GRANT WRITER) BY \$75,000.00
 INCREASE 001-0140-508050 (CONFERENCE) BY \$760.00
 INCREASE 001-0140-508250 (ANNUAL AUDIT/CPA) BY \$26,500.00
 INCREASE 001-0140-507080 (COMPREHENSIVE INS.) BY \$124,740.00
- F5 FY2023 LINE-ITEM TRANSFER – *DEPARTMENT OF DEVELOPMENT DIRECTOR ALBERTO MARES*
 DECREASE 001-0060-508080 (AUTO GAS) BY \$200.00
 DECREASE 001-0060-508210 (UNIFORM) BY \$50.00
 INCREASE 001-0060-506010 (REIMBURSEMENT) BY \$50.00
 INCREASE 001-0060-508010 (SUPPLIES) BY \$100.00
 INCREASE 001-0060-508190 (COMPUTER EQUIPMENT) BY \$100.00
- F6 FY2023 LINE-ITEM TRANSFER – *EMERGENCY MANAGEMENT COORDINATOR MICHAELA SANDEFER*
 DECREASE 001-0430-508100 (AUTO TIRES) BY \$600.00
 INCREASE 001-0430-508080 (AUTO GAS) BY \$600.00
- F7 FY2023 LINE-ITEM TRANSFER – *EMERGENCY MANAGEMENT COORDINATOR MICHAELA SANDEFER*
 DECREASE 001-0430-508100 (AUTO TIRES) BY \$50.00
 INCREASE 001-0430-508090 (AUTO REPAIR) BY \$50.00
- F8 FY2023 LINE-ITEM TRANSFER – *COUNTY ENGINEER TED KANTOR*
 DECREASE 001-0375-506010 (MILEAGE REIMBURSEMENT) BY \$900.00
 DECREASE 001-0375-508350 (TRAINING) BY \$1,200.00
 DECREASE 001-0375-508190 (COMPUTER EQUIPMENT) BY \$500.00
 INCREASE 001-0375-508080 (AUTO OIL GAS) BY \$900.00
 INCREASE 001-0375-508010 (SUPPLIES) BY \$1,200.00
 INCREASE 001-0375-508680 (CONTRACT SERVICES) BY \$500.00
- F9 FY2023 LINE-ITEM TRANSFER – *PRECINCT 3 COMMISSIONER PAUL PERRY*
 DECREASE 011-0704-508070 (FM3 OPERATING EXPENDITURES) BY \$2,000.00
 INCREASE 011-0704-508020 (FM3 EQUIPMENT) BY \$2,000.00
- F10 FY2023 LINE-ITEM TRANSFER – *PRECINCT 4 COMMISSIONER KYLE BUTLER*
 DECREASE 012-0755-508070 (OPERATING EXPENDITURES) BY \$25,000.00
 INCREASE 012-0755-509090 (PARTS & REPAIRS) BY \$25,000.00
- F11 FY2023 LINE-ITEM TRANSFER – *TEXAS HIGHWAY PATROL SGT. C. FOX*
 DECREASE 001-0340-505020 (SALARIES – FULL TIME) BY \$7,300.00
 INCREASE 001-0340-505500 (EMPLOYEE INSURANCE) BY \$3,500.00
 INCREASE 001-0340-508010 (SUPPLIES) BY \$3,800.00
- F12 FY2023 LINE-ITEM TRANSFER – *JUVENILE DETENTION DIRECTOR CHELSEA SMITH*
 DECREASE 008-0421-505020 (SALARIES – FULL TIME) BY \$15,000.00
 INCREASE 008-0421-508010 (SUPPLIES) BY \$1,000.00
 INCREASE 008-0421-508070 (OPERATING EXPENDITURES) BY \$5,000.00
 INCREASE 008-0421-508080 (AUTO GAS/OIL/MAINTENANCE) BY \$5,000.00
 INCREASE 008-0421-508890 (TRANSPORT EXPENSE) BY \$1,500.00
 INCREASE 008-0421-508930 (DETENTION PROVISIONS) BY \$2,500.00
- F13 FY2023 LINE-ITEM TRANSFER – *SHERIFF BRAD NORMAN*
 DECREASE 001-0015-508190 (JAIL COMPUTER EQUIPMENT) BY \$700.00

INCREASE 001-0010-508190 (SO COMPUTER EQUIPMENT) BY \$700.00

F14 ACCEPTING OF FUNDS FROM THE SALE OF ESTRAY ANIMALS IN THE AMOUNT OF \$4,722.04 FOR THE ELLIS COUNTY SHERIFF'S OFFICE AS UNANTICIPATED REVENUE. REQUEST FOR SPECIAL BUDGET OF UNANTICIPATED REVENUE:

- INCREASE 001-0010-508700 (ESTRAY) BY \$1,025.00

PURSUANT TO TEXAS LOCAL GOVERNMENT CODE §111.0108, UNANTICIPATED REVENUE CERTIFIED BY COUNTY AUDITOR. – COUNTY AUDITOR JANET MARTIN

F15 ACCEPTING A DONATION OF 78 BOOKS BY AN ANONYMOUS DONOR FOR THE ELLIS COUNTY LIBRARY CART WITH AN ESTIMATED VALUE OF \$776.00. – COUNTY AUDITOR JANET MARTIN

F16 ACCEPTING A DONATION OF 100 BOOKS BY AN ANONYMOUS DONOR FOR THE ELLIS COUNTY LIBRARY CART WITH AN ESTIMATED VALUE OF \$995.00. – COUNTY AUDITOR JANET MARTIN

F17 ACCEPTING A DONATION OF 90 BOOKS BY AN ANONYMOUS DONOR FOR THE ELLIS COUNTY LIBRARY CART WITH AN ESTIMATED VALUE OF \$895.00. – COUNTY AUDITOR JANET MARTIN

F18 FY2023 LINE-ITEM TRANSFER – JUVENILE DETENTION DIRECTOR CHELSEA SMITH

DECREASE 066-0422-508020 (EQUIPMENT) BY \$5,000.00

DECREASE 066-0422-570000 (CONTINGENCY – SURPLUS) BY \$32,000.00

INCREASE 066-0422-507030 (TELEPHONE) BY \$700.00

INCREASE 066-0422-508680 (CONTRACT SERVICES) BY \$2,200.00

INCREASE 066-0422-509997 (CURRICULUM) BY \$32,000.00

INCREASE 066-0422-509998 (STUDENT MEALS) BY \$2,100.00

F19 FY2023 LINE-ITEM TRANSFER – JUVENILE DETENTION DIRECTOR CHELSEA SMITH

DECREASE 008-0420-508450 (JUVENILE DETENTION SERVICES) BY \$67,000.00

INCREASE 008-0420-507030 (TELEPHONE) BY \$2,000.00

INCREASE 008-0420-508070 (OPERATING EXPENDITURES) BY \$6,500.00

INCREASE 008-0420-508080 (AUTO GAS/OIL) BY \$4,500.00

INCREASE 008-0420-508090 (AUTO REPAIRS) BY \$6,000.00

INCREASE 008-0420-508350 (TRAINING) BY \$2,000.00

INCREASE 008-0420-508750 (JUVENILE PSYCHOLOGICAL) BY \$25,000.00

INCREASE 008-0420-508770 (JUVENILE MEDICAL) BY \$5,000.00

INCREASE 008-0420-508890 (TRANSPORT EXPENSE) BY \$2,000.00

INCREASE 008-0420-508960 (SEX OFFENDER SERVICES) BY \$14,000.00

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

REGULAR AGENDA – DISCUSSION, CONSIDERATION AND ACTION:

DEPARTMENT OF DEVELOPMENT

MINUTE ORDER 410.23 (1.1) APPROVING A PLAT OF DIAMONDCREST. THE PROPERTY CONTAINS ± 52.914 ACRES OF LAND IN THE SIMEON ODOM SURVEY, ABSTRACT No. 815, LOCATED WEST OF FM 157, ± 800 FEET SOUTH OF THE INTERSECTION OF CAMPBELL ROAD AND FM 157, IN THE EXTRATERRITORIAL JURISDICTION (ETJ) OF THE CITY OF MAYPEARL, ROAD AND BRIDGE PRECINCT 3.

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

MINUTE ORDER 411.23 (1.2) APPROVING A FINAL PLAT OF THUNDER RIDGE PHASE TWO-B. THE PROPERTY CONTAINS ± 38.342 ACRES OF LAND IN THE M.D. BULLION SURVEY, ABSTRACT No. 164, LOCATED SOUTH OF OLD MAYPEARL ROAD, ± 660 FEET WEST OF THE INTERSECTION OF OLD MAYPEARL ROAD AND SOUTH OAK BRANCH ROAD, IN THE EXTRATERRITORIAL JURISDICTION (ETJ) OF THE CITY OF MAYPEARL, ROAD AND BRIDGE PRECINCT No. 3.

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

MINUTE ORDER 412.23 (1.3) ACCEPTING PERFORMANCE BONDS FOR THE PROPOSED WATERFALL RANCH ESTATES, PHASE ONE & TWO (PARCEL ID No. 289937 & 190467). THE PROPERTY CONTAINS ± 222.103 ACRES OF LAND LOCATED IN THE W. STEWART SURVEY, ABSTRACT No. 956, LOCATED ON THE WEST SIDE OF FM 876, ± 602 FEET NORTH OF THE INTERSECTION OF ROCKY FALLS DRIVE AND FM 876, IN THE EXTRATERRITORIAL JURISDICTION (ETJ) OF THE CITY OF WAXAHACHIE, ROAD & BRIDGE PRECINCT No. 3.

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

PURCHASING

MINUTE ORDER 413.23 (2.1) 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 301 N. 8TH ST., MIDLOTHIAN, TX, 76065 FOR A ONE-YEAR TERM, IN AN AMOUNT OF \$10,000.00 PER MONTH.

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

MINUTE ORDER 414.23 (2.2) APPROVING TO PURCHASE A 2025 PINNACLE MACK TRUCK FROM BRUCKNER'S TRUCK SALES, INC. IN THE AMOUNT OF \$149,047 USING THE HOUSTON-GALVESTON AREA COUNCIL COOPERATIVE CONTRACT # HT06-20 FOR ROAD & BRIDGE PRECINCT 2.

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

MINUTE ORDER 415.23 (2.3) APPROVING TO AWARD RFP-2023-006 EMPLOYEE CLASSIFICATION AND COMPENSATION STUDY WITH PUBLIC SECTOR PERSONNEL CONSULTANTS, INC. FOR A ONE (1) YEAR TERM, IN THE AMOUNT OF \$125,000.00.

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

MINUTE ORDER 416.23 (2.4) DECLARING THE LISTED ITEMS AS SURPLUS OR DAMAGED/UNSAFE TO BE DISPOSED IN ACCORDANCE WITH LOCAL GOVERNMENT CODE 263 FOR THE SHERIFF'S OFFICE AND JAIL.

- USED DESKS – WATER DAMAGE (APPROX. 20)
- USED OFFICE CHAIRS – BROKEN (APPROX. 25)
- STAINLESS STAND UP FOOD WARMER (1 EACH)
- HOBART FOOD MIXER (1 EACH)
- STAINLESS STEEL JAIL TOILET/SINK (2 EACH)

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

MINUTE ORDER 417.23 (2.5) APPROVING TO CANCEL THE RFP FOR "DEBT COLLECTION SERVICES" FOR OFFICES CURRENTLY NOT USING LINEBARGER, PER MINUTE ORDER #363.23.

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

ADMINISTRATIVE

NO ACTION (3.1) DISCUSSION OVER HB 3474, WHICH GOES INTO EFFECT ON SEPTEMBER 1ST AND INCREASES JUROR PAY AND STATE REIMBURSEMENTS TO THE COUNTY. – *DISTRICT CLERK MELANIE REED*

MINUTE ORDER 418.23 (3.2) APPROVING PROPOSAL "1" AND "2" IN THE AMOUNT OF \$2,865.00 (TO BE PAID FROM THE JP SECURITY BUDGET) TO UPDATE AND/OR REPLACE THE SECURITY SYSTEM AT THE JP1 FACILITY. – *THE HONORABLE CHRIS MACON, JUSTICE OF THE PEACE, PRECINCT 1.*

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

(TO AGENDA ITEM 3.4)

NO ACTION (3.4) DISCUSSION OF THE FISCAL YEAR 2024 BUDGET RELATED TO REVENUES AND EXPENSES.—
COUNTY JUDGE TODD LITTLE

MINUTE ORDER 419.23 (4.4 AND 4.5) 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 **2:51 P.M.**

MOTION TO RECESS BY COMMISSIONER PERRY, SECONDED BY COMMISSIONER STINSON, 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(1), CONSULTATION WITH LEGAL COUNSEL REGARDING PENDING OR CONTEMPLATED LITIGATION MATTER CONCERNING A SETTLEMENT AGREEMENT IN *ETTA GOSS ET. AL. V. ELLIS COUNTY*, CIVIL ACTION No. 3:19-CV-01760-S. — *ATTORNEY, RANDY MONTGOMERY*
- 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). — *DEPARTMENT OF DEVELOPMENT DIRECTOR ALBERTO MARES*
- 4.3 PURSUANT TO TEXAS GOVERNMENT CODE §551.071(1), CONSULTATION WITH LEGAL COUNSEL REGARDING PENDING OR CONTEMPLATED LITIGATION MATTER CONCERNING POTENTIAL AMR CONTRACT LITIGATION. — *ATTORNEY, KEVIN KOSORIS*
- 4.4 PURSUANT TO TEXAS GOVERNMENT CODE §551.072, CONSULTATION WITH LEGAL COUNSEL 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 NEGOTIATE ITS LEASE WITH LEASING IMPRESSIONS COMMERCIALS, LLC.

RECONVENED TO REGULAR SESSION 4:48 P.M.

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

(To AGENDA 3.3)

MINUTE ORDER 420.23 (3.3) APPROVING THE SETTLEMENT OF *ETTA GOSS ET. AL. V. ELLIS COUNTY*, CIVIL ACTION No. 3:19-CV-01760-S. – *ATTORNEY, RANDY MONTGOMERY*

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

(To AGENDA ITEM 3.5)

NO ACTION (3.5) DISCUSSION, CONSIDERATION, AND ACTION TO APPOINT OUTSIDE COUNSEL TO NEGOTIATE A LEASE WITH LEASING IMPRESSIONS COMMERCIALS, LLC FOR PROPERTY LOCATED AT 301 N. 8TH ST., MIDLOTHIAN, TX. – *COUNTY JUDGE TODD LITTLE*

MINUTE ORDER 421.23 (3.6) APPROVING TO HIRE COUNSEL (KEVIN KOSORIS) RELATED TO ENTERING LEASING NEGOTIATIONS FOR THE MIDLOTHIAN TAX OFFICE. – *COUNTY JUDGE TODD LITTLE*

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

RECESS TO EXECUTIVE SESSION 4:50 P.M.

MOTION TO RECESS BY COMMISSIONER PERRY, SECONDED BY COMMISSIONER STINSON, MOTION CARRIED

4.5 PURSUANT TO TEXAS GOVERNMENT CODE §551.072, CONSULTATION WITH LEGAL COUNSEL 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 NEGOTIATE ITS LEASE FOR THE MIDLOTHIAN TAX OFFICE.

RECONVENED TO REGULAR SESSION 5:15 P.M.

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

ADJOURNMENT 5:15 P.M.

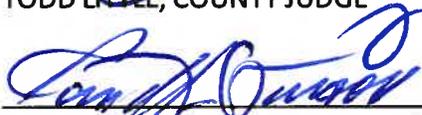
MOTION TO ADJOURN BY COMMISSIONER PERRY, SECONDED BY COMMISSIONER STINSON, MOTION CARRIED

THE OFFICIAL MINUTES OF THE ELLIS COUNTY COMMISSIONERS' COURT ON SEPTEMBER 5, 2023,
ARE HEREBY APPROVED.

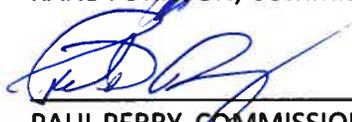
PRESIDING OFFICER:



TODD LITTLE, COUNTY JUDGE



RANDY STINSON, COMMISSIONER, PCT 1



PAUL PERRY, COMMISSIONER, PCT 3

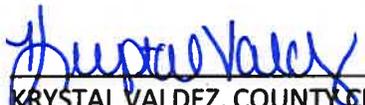


LANE GRAYSON, COMMISSIONER, PCT 2



KYLE BUTLER, COMMISSIONER, PCT 4

WITNESS MY HAND AND OFFICIAL SEAL OF OFFICE THIS 12TH DAY OF SEPTEMBER 2023.



KRYSTAL VALDEZ, COUNTY CLERK

