

ELLIS COUNTY COMMISSIONERS COURT
OFFICIAL MINUTES – JANUARY 9, 2024

THE ELLIS COUNTY COMMISSIONERS COURT MET ON TUESDAY, JANUARY 9, 2024, 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 PRO TEM: LANE GRAYSON
PRECINCT 2 COMMISSIONER**

COUNTY CLERK: KRYSTAL VALDEZ

COMMISSIONERS:

**PRECINCT 1 COMMISSIONER RANDY STINSON
PRECINCT 3 COMMISSIONER PAUL PERRY**

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 STINSON, MOTION CARRIED
INVOCATION AND PLEDGE OF ALLEGIANCE. – *PRECINCT 3 COMMISSIONER PAUL PERRY*

CONSENT AGENDA: MINUTE ORDER 101.24

ADMINISTRATIVE:

- A.1 APPROVING REGULAR BILLS, PAYROLL AND OFFICER'S REPORTS. – *COUNTY TREASURER CHERYL CHAMBERS*
- A.2 APPROVING THE MONTHLY TREASURER'S REPORT FOR OCTOBER 2023, PURSUANT TO TEXAS LOCAL GOVERNMENT CODE §114.026. – *COUNTY TREASURER CHERYL CHAMBERS*
- A.3 APPROVING THE MONTHLY TREASURER'S REPORT FOR NOVEMBER 2023, PURSUANT TO TEXAS LOCAL GOVERNMENT CODE §114.026. – *COUNTY TREASURER CHERYL CHAMBERS*
- A.4 APPROVING OF COMMISSIONERS' COURT REGULAR MEETING MINUTES FROM DECEMBER 27, 2023. – *COUNTY CLERK KRYSTAL VALDEZ*
- A.5 APPROVING THE COUNTY AUDITOR'S AUGUST 2023 CASH AUDIT REPORTS. – *FIRST ASSISTANT AUDITOR STACI PARR*
- A.6 ACCEPTING OF A TABULATED REPORT OF THE COUNTY'S RECEIPTS AND DISBURSEMENTS OF FUNDS FROM DECEMBER 2ND – DECEMBER 21ST, 2023, PURSUANT TO TEXAS LOCAL GOVERNMENT CODE §114.024. – *FIRST ASSISTANT AUDITOR STACI PARR*
- A.7 APPROVING OF THE JUSTICE OF THE PEACE, PRECINCT 1 MONTHLY REPORT FOR DECEMBER 2023, PURSUANT TO TEXAS LOCAL GOVERNMENT CODE §114.044. – *THE HONORABLE CHRIS MACON, JUSTICE OF THE PEACE, PRECINCT 1*

- A.8 APPROVING OF THE JUSTICE OF THE PEACE, PRECINCT 2 MONTHLY REPORT FOR DECEMBER 2023, PURSUANT TO TEXAS LOCAL GOVERNMENT CODE §114.044. – *THE HONORABLE JACKIE MILLER, JR., JUSTICE OF THE PEACE, PRECINCT 2*
- A.9 APPROVING OF THE JUSTICE OF THE PEACE, PRECINCT 3 MONTHLY REPORT FOR DECEMBER 2023, PURSUANT TO TEXAS LOCAL GOVERNMENT CODE §114.044. – *THE HONORABLE DAN COX, JUSTICE OF THE PEACE, PRECINCT 3*
- A.10 APPROVING OF THE JUSTICE OF THE PEACE, PRECINCT 4 MONTHLY REPORT FOR DECEMBER 2023, PURSUANT TO TEXAS LOCAL GOVERNMENT CODE §114.044. – *THE HONORABLE LOUIS PONDER, JUSTICE OF THE PEACE, PRECINCT 4*
- A.11 ACCEPTING OF 101 CONTINUING EDUCATION HOURS FOR THE TAX ASSESSOR/COLLECTOR FOR A PERIOD BEGINNING MARCH 22ND, 2022 AND ENDING MARCH 22ND, 2023. – *TAX ASSESSOR/COLLECTOR RICHARD ROZIER*

FINANCIAL:

- F.1 ACCEPTING FUNDS FROM THE SALE OF ESTRAY CATTLE BY THE SHERIFF’S OFFICE IN THE AMOUNT OF \$2,040.00 AS UNANTICIPATED REVENUE. REQUEST FOR SPECIAL BUDGET OF UNANTICIPATED REVENUE:
 - INCREASE 001-0010-508700 (ESTRAY) BY \$2,040.00 PURSUANT TO TEXAS LOCAL GOVERNMENT CODE §111.0108, UNANTICIPATED REVENUE CERTIFIED BY COUNTY AUDITOR. – *FIRST ASSISTANT AUDITOR STACI PARR*

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

REGULAR AGENDA – DISCUSSION, CONSIDERATION AND ACTION:

DEPARTMENT OF DEVELOPMENT

MINUTE ORDER 102.24 (1.1) APPROVING TO RELEASE A PERFORMANCE BOND AND ACCEPT MAINTENANCE BONDS FOR THE ESTATES OF PALMER. THE ± 57.8563-ACRE SITE IS LOCATED ± 485 FEET EAST OF THE INTERSECTION OF FM 813 AND FARRAR ROAD, PALMER, ROAD & BRIDGE PRECINCT NO. 1.

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

MINUTE ORDER 103.24 (1.2) APPROVING A REQUEST FOR A VARIANCE ON PARCEL ID #178744 FROM SECTION IV (A) OF THE SUBDIVISION & DEVELOPMENT REGULATIONS TO ALLOW THIS PROPERTY TO DEVELOP WITHOUT MEETING THE MINIMUM LOT DEPTH REQUIREMENTS. THE ± 4.54-ACRE SITE IS LOCATED ± 1,500 FEET WEST OF THE INTERSECTION OF FM 813 & OATES ROAD, PALMER, ROAD AND BRIDGE PRECINCT NO. 1; SUBJECT TO THE FOLLOWING CONDITIONS:

1. THE PROPERTY OWNER OR APPLICANT SHALL SUBMIT A PLAT IDENTICAL TO THE SURVEY PLAT PROVIDED FOR THE PROPERTY.

2. NO FURTHER SUBDIVISION OF THIS PROPERTY SHALL OCCUR UNTIL IT CAN MEET THE SUBDIVISION REQUIREMENTS IN EFFECT AT THAT TIME.
3. APPROVAL OF THIS VARIANCE REQUEST DOES NOT EXTEND TO MULTI-TENANT, MULTI-UNIT, OR ANY OTHER COMMERCIAL STRUCTURES OR BUSINESSES WITHOUT MEETING THE REQUIREMENTS IN EFFECT AT THAT TIME.

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

MINUTE ORDER 104.24 (1.3) APPROVING A REQUEST FOR A VARIANCE FOR PARCEL ID # 179811 FROM SECTION IV(A) OF THE SUBDIVISION & DEVELOPMENT REGULATIONS TO ALLOW THIS PROPERTY TO DEVELOP WITHOUT MEETING THE MINIMUM ROAD FRONTAGE REQUIREMENTS. THE ± 26.00-ACRE SITE IS LOCATED SOUTH OF HOLDER ROAD ± 745 FEET SOUTH OF THE INTERSECTION OF HOLDER ROAD AND FORRESTON ROAD, WAXAHACHIE, ROAD AND BRIDGE PRECINCT NO. 3; SUBJECT TO THE FOLLOWING CONDITIONS:

1. NO FURTHER SUBDIVISION OF THIS PROPERTY SHALL OCCUR UNTIL IT CAN MEET THE SUBDIVISION REQUIREMENTS IN EFFECT AT THAT TIME.
2. APPROVAL OF THIS VARIANCE REQUEST DOES NOT EXTEND TO MULTI-TENANT, MULTI-UNIT, OR ANY OTHER COMMERCIAL STRUCTURES OR BUSINESSES WITHOUT MEETING THE REQUIREMENTS IN EFFECT AT THAT TIME.

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

MINUTE ORDER 105.24 (1.4) RATIFYING STAFF ACTION ON A PRELIMINARY PLAT OF THE ESTATES OF WINDSOR. THE ± 33.436-ACRE SITE IS LOCATED ± 820 FEET SOUTHWEST OF THE INTERSECTION OF WESTMORELAND ROAD AND RED OAK CREEK ROAD, SITUATED IN THE J. McNAMARA SURVEY, ABSTRACT NO. 693, OVILLA, ROAD AND BRIDGE PRECINCT NO. 4.

PUBLIC PARTICIPATION: RANDY BELLOMY, OVILLA; ERNIE MARTINEK, WAXAHACHIE; PENNY STORY, RED OAK; TANA JIMENEZ, OVILLA.

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

PURCHASING

MINUTE ORDER 106.24 (2.1) AUTHORIZING THE COUNTY JUDGE TO EXECUTE ONE (1) LEASE AGREEMENT WITH AMERICAN NATIONAL LEASING ONE (1) 2024 CHEVROLET SILVERADO 1500 FOR THE ELLIS COUNTY CONSTABLE, PRECINCT 1, USING BUYBOARD CONTRACT #724-23.

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

MINUTE ORDER 107.24 (2.2) AUTHORIZING THE COUNTY JUDGE TO EXECUTE ONE (1) LEASE AGREEMENT WITH AMERICAN NATIONAL LEASING FOR ONE (1) 2023 FORD F150 RESPONDER FOR THE ELLIS COUNTY CONSTABLE, PRECINCT 3, USING BUYBOARD CONTRACT #724-23.

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

MINUTE ORDER 108.24 (2.3) APPROVING THE PURCHASE OF DRAINAGE CULVERTS FROM HAMILTON SUPPLY AND WILSON CULVERTS USING THE SMITH COUNTY, TEXAS INTERLOCAL AGREEMENT.

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

MINUTE ORDER 109.24 (2.4) APPROVING A PRICE RE-DETERMINATION ON THE CONTRACT RENEWAL FROM RFB-2022-001 FOR ASPHALTIC CONCRETE PATCHING MATERIAL 50-60 LB. BAGS WITH BLADES GROUP, LLC IN THE AMOUNT OF 25%, BASED ON THE CONSUMER PRICE INDEX (CPI) AND PRESENTATION OF POTENTIAL ALTERNATIVE SOLUTIONS THROUGH COOPERATIVE AGREEMENTS.

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

ADMINISTRATIVE

MINUTE ORDER 110.24 (3.1) APPROVING TO RELEASE THE PERFORMANCE BOND, ACCEPT THE MAINTENANCE BOND, AND APPROVING THE FINAL PLAT OF WATERFALL RANCH ESTATES PHASES 1 AND 2, LOCATED IN THE EXTRATERRITORIAL JURISDICTION (ETJ) OF WAXAHACHIE, ROAD & BRIDGE PRECINCT NO. 3. – *PRECINCT 3 COMMISSIONER PAUL D. PERRY*

PUBLIC PARTICIPATION: BOBBY GLASS, WAXAHACHIE; HUNTER GLASS

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

MINUTE ORDER 111.24 (3.2) APPROVING TO APPOINT SHARON MANCILLA AS THE ACTING HUMAN RESOURCES DIRECTOR IN THE EVENT THAT NO REPLACEMENT IS IN PLACE AT THE TIME OF THE CURRENT DIRECTOR'S RETIREMENT. – *PRECINCT 3 COMMISSIONER PAUL D. PERRY*

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

MINUTE ORDER 112.24 (3.3) AUTHORIZING THE PARTICIPATION IN THE TEXAS ASSOCIATION OF COUNTIES (TAC) CYBERSECURITY TRAINING PROGRAM AND FOR THE COUNTY JUDGE TO SIGN THE AGREEMENT. THE COST WILL BE PAID FROM ACCOUNT 001-0140-508350. – *HUMAN RESOURCES*

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

ADJOURNMENT **2:52 P.M.**

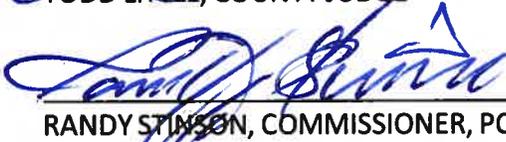
MOTION TO ADJOURN BY COMMISSIONER STINSON, SECONDED BY COMMISSIONER PERRY, MOTION CARRIED

THE OFFICIAL MINUTES OF THE ELLIS COUNTY COMMISSIONERS' COURT ON JANUARY 9, 2024 ARE HEREBY APPROVED.

PRESIDING OFFICER:



TODD LITTLE, COUNTY JUDGE



RANDY STINSON, COMMISSIONER, PCT 1



PAUL PERRY, COMMISSIONER, PCT 3

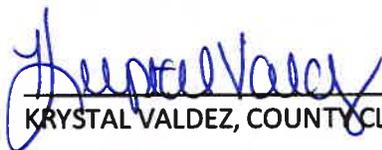


LANE GRAYSON, COMMISSIONER, PCT 2



KYLE BUTLER, COMMISSIONER, PCT 4

WITNESS MY HAND AND OFFICIAL SEAL OF OFFICE THIS 23RD DAY OF JANUARY 2024.



KRYSTAL VALDEZ, COUNTY CLERK

