

**NOTICE OF MEETING  
ELLIS COUNTY COMMISSIONERS COURT**

THE ELLIS COUNTY COMMISSIONERS COURT MET ON TUESDAY, MAY 22, 2018, 10:00 A.M., IN THE HISTORIC ELLIS COUNTY COURTHOUSE, COMMISSIONERS COURTROOM (2ND FLR), 101 W. MAIN STREET, WAXAHACHIE, TEXAS AT WHICH TIME THE FOLLOWING WAS DISCUSSED AND CONSIDERED, TO-WIT:

**COUNTY JUDGE:** CAROL BUSH

**COUNTY CLERK:** CINDY POLLEY

**COMMISSIONERS:**

**ASSISTANT COUNTY ATTORNEY:** VANCE HINDS

RANDY STINSON, COMMISSIONER, PCT 1  
LANE GRAYSON, COMMISSIONER, PCT 2  
PAUL PERRY, COMMISSIONER, PCT 3  
KYLE BUTLER, COMMISSIONER, PCT 4

**OPENING COURT**

THE 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, SECOND BY COMMISSIONER PERRY CARRIES UNANIMOUSLY

INVOCATION AND PLEDGE OF ALLEGIANCE – COMMISSIONER KYLE BUTLER

PUBLIC COMMENT\*- MEMBERS OF THE PUBLIC WILL HAVE THE OPPORTUNITY TO MAKE THEIR COMMENTS AT THE TIME THE AGENDA ITEM IS BEING ADDRESSED.

**MINUTE ORDER 233.18 APPROVING CONSENT AGENDA**

**ADMINISTRATIVE:**

- A1 APPROVING REGULAR BILLS, PAYROLL, AND OFFICERS' REPORTS
- A2 APPROVING OFFICIAL MINUTES FOR MARCH 27, 2018 & APRIL 10, 2018— *CINDY POLLEY, COUNTY CLERK*
- A3 APRIL 2018 TRAVEL REPORTS OF THE TEXAS AGRILIFE EXTENSION OFFICE
  - MARK ARNOLD, AGRICULTURE
  - RITA HODGES, FAMILY & CONSUMER SCIENCE
  - MEGAN PARR, 4H

**FINANCIAL:**

- F1 FROM 042-0942-30302 FUND BALANCE \$23,665.50 To 042-0942-50802 EQUIPMENT \$23,665.50. — *CHUCK EDGE, SHERIFF*
- F2 FROM 042-0942-30302 FUND BALANCE \$768.00 To 042-0942-50802 EQUIPMENT \$768.00. — *CHUCK EDGE, SHERIFF*
- F3 FROM 001-0140-50558 CONTINGENCIES/RESERVE \$17,483.00 To 001-0035-50868 CONTRACT SERVICES \$10,600.00; 001-0035-50808 AUTO GAS/OIL \$1,800.00; 001-0035-50884 AUTO INSURANCE \$573.00; 001-0035-50703 TELEPHONE \$4,150.00; 001-0035-50601 TRAVEL REIMBURSEMENT \$360.00. — *TERAL CRAWFORD, IT DIRECTOR*

F4 FROM 001-0510-50874 DOCKET BOOKS/PRINTING \$500.00; 001-0510-50805 CONFERENCE \$500.00; 001-0510-50602 STAFF TRAVEL \$600.00 TO 001-0510-50873 MAINT/REPAIRS \$1,600.00. – JUDGE LINDAUER, JUSTICE OF THE PEACE, PCT 1

**SIMPLIFIED PLAT:**

- SP1 APPROVING SIMPLIFIED PLAT OF BARDWELL SOUTH ADDITION, LOT 1. THE PROPERTY CONTAINS ± 1.8953 ACRES OF LAND IN THE R.M. WILLIAMSON SURVEY, ABSTRACT NO. 1108 LOCATED SOUTH OF FM 984 AND ±2,300 FEET WEST OF NORTH ANTHONY ROAD, ENNIS, ROAD & BRIDGE PRECINCT NO. 2.
- SP2 APPROVING SIMPLIFIED PLAT OF SHAW BURGESS ADDITION, LOTS 1-2, BLOCK 1. THE PROPERTY CONTAINS ± 14.252 ACRES OF LAND IN THE F.M. WOODARD SURVEY, ABSTRACT NO. 1120 LOCATED SOUTH OF WILSON ROAD AND ± 725 FEET WEST OF OLD BOYCE ROAD, IN THE EXTRATERRITORIAL JURISDICTION (ETJ) OF WAXAHACHIE, ROAD & BRIDGE PRECINCT NO. 1

MOTION TO APPROVE CONSENT AGENDA BY COMMISSIONER PERRY, SECOND BY COMMISSIONER GRAYSON CARRIES UNANIMOUSLY

**RECESS TO CONVENE TO EXECUTIVE SESSION**

**10:04 AM**

MOTION BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER STINSON CARRIES UNANIMOUSLY

**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 §551.071 OF THE GOVERNMENT CODE, CONSULTATION WITH COUNSEL REGARDING PENDING OR CONTEMPLATED LITIGATION.
- 4.2 PURSUANT TO §551.076 OF THE GOVERNMENT CODE, CONSULTATION TO DELIBERATE THE DEPLOYMENT, OR SPECIFIC OCCASIONS FOR IMPLEMENTATION, OF SECURITY PERSONNEL OR DEVICES.
- 4.3 PURSUANT TO §551.074 OF THE GOVERNMENT CODE, CONSULTATION REGARDING PERSONNEL MATTERS.

**ADJOURN EXECUTIVE TO RECONVENE IN REGULAR SESSION**

**11:05 AM**

MOTION BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER PERRY CARRIES UNANIMOUSLY

*(TO PURCHASING 2.11)*

**PURCHASING**

CONSIDERATION AND ACTION AS MAY BE APPROPRIATE REGARDING THE FOLLOWING MATTERS:

**MINUTE ORDER 234.18 (2.11) APPROVING A TWO YEAR EXTENSION OF AGREEMENT BETWEEN ELLIS COUNTY AND ENGIE RESOURCES, LLC (FORMERLY GDF SUEZ ENERGY RESOURCES NA, INC) FROM JANUARY, 2024 – DECEMBER, 2025. (LARRY EON, TEXZON UTILITIES)**

MOTION TO APPROVE BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER BUTLER CARRIES UNANIMOUSLY

(to 2.1)

**MINUTE ORDER 235.18** (2.1) RESCINDING APPROVAL TO PURCHASE A 5.5FT BY 10FT TRAILER FROM ATWOODS TO HAUL THE KUBOTA ATV IN THE AMOUNT OF \$1,299.00 FOR THE FIRE MARSHAL'S OFFICE THAT WAS APPROVED ON THE MAY 8, 2018 COMMISSIONER COURT, ITEM 2.2.

MOTION TO RESCIND BY COMMISSIONER PERRY, SECOND BY COMMISSIONER BUTLER CARRIES UNANIMOUSLY

**MINUTE ORDER 236.18** (2.2) APPROVING PURCHASE OF A 12FT BY 77IN TRAILER FROM HAPPY TRAILER SALES TO HAUL THE KUBOTA ATV IN THE AMOUNT OF \$1,575.00 FOR THE FIRE MARSHAL'S OFFICE. THIS ITEM WILL BE PURCHASED FROM 024-0924-50802-00000-000.

MOTION TO APPROVE BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER STINSON CARRIES UNANIMOUSLY

**MINUTE ORDER 237.18** (2.3) APPROVING LEASE AGREEMENT WITH EAST TEXAS MACK FOR TWO (2) 2019 MACK TRUCKS FOR ROAD AND BRIDGE #2. (EAST TEXAS MACK IS AFFILIATED WITH THE TIPS USA COOPERATIVE PURCHASING PROGRAM)

MOTION BY COMMISSIONER GRAYSON TO EXTEND LEASE AGREEMENT FOR ANOTHER TERM, SECOND BY COMMISSIONER PERRY CARRIES UNANIMOUSLY

**MINUTE ORDER 238.18** (2.4) AWARDING RFP-2018-003, NEW AGENCY VEHICLES 2008 AND 2009 INTERNATIONAL 4300 TRUCKS TO LONESTAR FREIGHTLINER GROUP, LLC/DBA LONESTAR TRUCK GROUP BRYAN.

MOTION TO APPROVE BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER PERRY CARRIES UNANIMOUSLY

**MINUTE ORDER 239.18** (2.5) AWARDING RFP-2018-002, JAIL COMMISSARY TO CORRECTIONAL FOOD SERVICE

MOTION TO APPROVE BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER PERRY CARRIES UNANIMOUSLY

**MINUTE ORDER 240.18** (2.6) DECLARING LISTED VEHICLES AS SURPLUS AND TO BE DISPOSED IN ACCORDANCE OF THE LOCAL GOVERNMENT CODE 263. (FROM SHERIFF'S OFFICE)

2010	DODGE CHARGER	2B3CA4CV6AH203515
2010	DODGE CHARGER	2B3CA4CV4AH203528
2012	DODGE CHARGER	2C3CDXAG0CH156078
2012	DODGE CHARGER	2C3CDXAG2CH156079
2012	DODGE CHARGER	2C3CDXAG0CH156081
	DAYTON AIR COMPRESSOR	SERIAL NUMBER R0007502

MOTION TO APPROVE BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER STINSON CARRIES UNANIMOUSLY

**MINUTE ORDER 241.18** (2.7) APPROVING DONATION OF SURPLUS DODGE CHARGERS FROM ELLIS COUNTY TO THE CITY OF MEXIA POLICE DEPARTMENT. THE FOLLOWING ARE THE VEHICLE IDENTIFICATION NUMBERS THAT WILL BE TRANSFERRED ACCORDING TO LOCAL GOVERNMENT CODE 263.152 (A)(4):

2010	DODGE CHARGER	2B3CA4CV6AH203515
2010	DODGE CHARGER	2B3CA4CV4AH203528

2012 DODGE CHARGER 2C3CDXAG0CH156078  
2012 DODGE CHARGER 2C3CDXAG2CH156079  
2012 DODGE CHARGER 2C3CDXAG0CH156081

MOTION TO APPROVE BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER STINSON CARRIES UNANIMOUSLY

**MINUTE ORDER 242.18** (2.8) APPROVING ELLIS COUNTY TO ACCEPT A 2014 FORD FUSION, VIN 3FA6P0HD2ER331642, FROM THE CITY OF MEXIA POLICE DEPARTMENT AND ALLOCATING VEHICLE TO THE DISTRICT ATTORNEY'S OFFICE.

MOTION TO APPROVE BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER PERRY CARRIES UNANIMOUSLY

**MINUTE ORDER 243.18** (2.9) APPROVING PURCHASE OF A 2008 INTERNATIONAL 4300, VIN 1HTMMAAN18J690811 AND A 2009 INTERNATIONAL 4300, VIN 1HTMMAAN19H164199 FROM LONESTAR TRUCK GROUP FOR ROAD AND BRIDGE PRECINCT 2. COMPLIES WITH RFP-2018-003. (\$38,069.63)

MOTION TO APPROVE BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER PERRY CARRIES UNANIMOUSLY

**MINUTE ORDER 244.18** (2.10) APPROVING PURCHASE OF A 2009 INTERNATIONAL 4300, VIN 1HTMMAAN89H164426 FROM LONESTAR TRUCK GROUP FOR ROAD AND BRIDGE PRECINCT 4. COMPLIES WITH RFP-2018-003. (\$19,034.81)

MOTION TO APPROVE BY COMMISSIONER BUTLER, SECOND BY COMMISSIONER PERRY CARRIES UNANIMOUSLY

(To DOD)

**DEPARTMENT OF COUNTY DEVELOPMENT**

CONSIDERATION AND ACTION AS MAY BE APPROPRIATE REGARDING THE FOLLOWING MATTERS:

**MINUTE ORDER 245.18** (1.1) APPROVING REPLAT OF LOTS 76 AND 98 OF RUTHERFORD CROSSING ADDITION INTO LOTS 76R AND LOT 98R. THE PROPERTY CONTAINS ± 4.2984 ACRES OF LAND LOCATED BETWEEN WOODRIDGE ROAD AND HONEYTREE CIRCLE, IN THE EXTRATERRITORIAL JURISDICTION (ETJ) OF THE CITY OF WAXAHACHIE, ROAD & BRIDGE PRECINCT NO. 1.

MOTION TO APPROVE BY COMMISSIONER STINSON, SECOND BY COMMISSIONER PERRY CARRIES UNANIMOUSLY

**MINUTE ORDER 246.18** (1.2) APPROVING REPLAT OF LOT 29B OF GRANDE CASA RANCHITOS AND A PORTION OF ± 121 ACRES FROM THE M.D. BULLION SURVEY, ABSTRACT NO. 166, INTO GRANDE CASA RANCHITOS LOTS 29B AND LOT 29C. THE PROPERTY CONTAINS ± 38.3 ACRES OF LAND LOCATED ON THE EAST SIDE OF GRANDE CASA ROAD ± 3,000 FEET SOUTH OF FM 66, WAXAHACHIE, ROAD & BRIDGE PRECINCT NO 3.

MOTION TO APPROVE BY COMMISSIONER PERRY, SECOND BY COMMISSIONER GRAYSON CARRIES UNANIMOUSLY

**MINUTE ORDER 247.18** (1.3) APPROVING REPLAT OF LOT 9 OF BUENA VISTA HEIGHTS INTO LOTS 9A AND 9B. THE PROPERTY CONTAINS ± 9.9791 ACRES OF LAND LOCATED SOUTH OF FM 1446 ± 950 FEET EAST OF HOYT ROAD, IN THE EXTRATERRITORIAL JURISDICTION (ETJ) OF THE CITY OF WAXAHACHIE, ROAD & BRIDGE PRECINCT NO 3.

MOTION TO APPROVE BY COMMISSIONER PERRY, SECOND BY COMMISSIONER STINSON CARRIES UNANIMOUSLY

**MINUTE ORDER 248.18** (1.4) APPROVING PRELIMINARY PLAT OF H & B ESTATES, LOTS 1-13. THE PROPERTY CONTAINS ± 25.524 ACRES OF LAND IN THE J.W. BAKER SURVEY, ABSTRACT NO 35 LOCATED NORTH OF EWING ROAD ± 4,800 FEET WEST OF FM 983, FERRIS, ROAD & BRIDGE PRECINCT NO 1.

MOTION TO APPROVE BY COMMISSIONER STINSON, SECOND BY COMMISSIONER GRAYSON CARRIES UNANIMOUSLY

**MINUTE ORDER 249.18** (1.5) GRANTING A ONE-TIME VARIANCE FROM SECTION 10 (AMENDMENTS) OF ELLIS COUNTY ORDER 182.11 (SEPTIC ORDER) TO ALLOW A SECOND RESIDENTIAL DWELLING STRUCTURE ON PROPERTY WITH LESS THAN TWO (2) ACRES AND CONNECTING IT TO AN ON-SITE SEWAGE FACILITY. THE PROPERTY CONTAINS ± 1.92 ACRES OF LAND LOCATED EAST OF SARALVO ROAD ± 575 FEET SOUTH OF RALSTON LAKE ROAD IN LOT 2 OF THE UNRECORDED NOD HILL ESTATES (COMMONLY KNOWN AS 637 SARALVO ROAD) IN THE EXTRATERRITORIAL JURISDICTION (ETJ) OF THE CITY OF WAXAHACHIE, ROAD & BRIDGE PRECINCT NO 4.

MOTION TO APPROVE BY COMMISSIONER STINSON, SECOND BY COMMISSIONER GRAYSON CARRIES UNANIMOUSLY

**MINUTE ORDER 250.18** (1.6) GRANTING A ONE-TIME VARIANCE FROM SECTION VIII-B (STREET LAYOUT) TO ALLOW THE ENCROACHMENT OF DECORATIVE/LANDSCAPE FEATURES WITHIN A COUNTY RIGHT-OF-WAY. THE PROPERTY CONTAINS ± 194.502 ACRES OF LAND LOCATED NORTH SIDE OF FM 66 ± 2,300 FEET EAST OF ARROWHEAD ROAD, IN THE EXTRATERRITORIAL JURISDICTION (ETJ) OF THE CITY OF WAXAHACHIE, ROAD & BRIDGE PRECINCT NO 3.

MOTION TO APPROVE BY COMMISSIONER PERRY, SECOND BY COMMISSIONER GRAYSON CARRIES UNANIMOUSLY

*(TO ADMIN)*

## **ADMINISTRATIVE**

CONSIDERATION AND ACTION AS MAY BE APPROPRIATE REGARDING THE FOLLOWING MATTERS:

**NO ACTION** 3.1 BURN BAN FOR ELLIS COUNTY. – *TIM BIRDWELL, FIRE MARSHAL*

**MINUTE ORDER 251.18** (3.2) ACCEPTING THE APPLICATION OF ALBERT GARCIA, JR. FOR ESD (EMERGENCY SERVICES DISTRICT) BOARD #3.

MOTION TO APPROVE BY COMMISSIONER PERRY, SECOND BY COMMISSIONER BUTLER CARRIES UNANIMOUSLY

**MINUTE ORDER 252.18** (3.3) APPROVING INTERLOCAL COOPERATION CONTRACT BETWEEN COUNTY OF ELLIS AND FERRIS ISD BEGINNING MAY 1, 2018 TO DECEMBER 31, 2018. – *RANDY STINSON, COMMISSIONER, PCT 1*

MOTION TO APPROVE BY COMMISSIONER STINSON, SECOND BY COMMISSIONER BUTLER CARRIES UNANIMOUSLY

## **ADJOURN**

MOTION TO ADJOURN BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER STINSON CARRIES UNANIMOUSLY

THE OFFICIAL MINUTES OF THE ELLIS COUNTY COMMISSIONERS' COURT MAY 22, 2018 ARE HEREBY APPROVED.

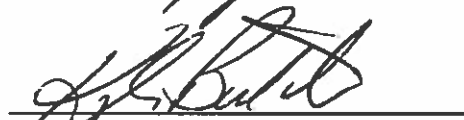
PRESIDING OFFICER:

  
\_\_\_\_\_  
CAROL BUSH, 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 JUNE 19, 2018

  
\_\_\_\_\_  
CINDY POLLEY, COUNTY CLERK

