



FILED FOR RECORD
KRYSTAL VALDEZ
ELLIS COUNTY CLERK

RANDY STINSON
Commissioner Pct. #1

TODD LITTLE
County Judge

PAUL PERRY
Commissioner Pct. #3

LANE GRAYSON
Commissioner Pct. #2

Krystal Valdez
Ellis County Clerk

KYLE BUTLER
Commissioner Pct. #4

**NOTICE OF REGULAR MEETING
ELLIS COUNTY COMMISSIONERS COURT**

Notice is hereby given that a meeting of the Ellis County Commissioners' Court will be held on **Tuesday, October 17th, 2023, at 2:00 p.m. in the Commissioners' Courtroom (2nd floor) of the Historic Ellis County Courthouse, located at 101 W. Main Street, Waxahachie, Texas**, at which time the following will be discussed and considered:

OPENING COURT

County Judge will call meeting to order, declare quorum if present, and declare notices legally posted pursuant to the Open Meetings Act, Texas Government Code Chapter 551.

Motion to open meeting

Invocation and Pledge of Allegiance – *Precinct 1 Commissioner Randy Stinson*

PUBLIC COMMENT – Members of the public will have the opportunity to make their comments at the time the agenda item is being addressed.

CONSENT AGENDA – Consideration and action:

Administrative:

- A.1 Approval of Regular Bills, Payroll, and Officers' Reports. – *County Treasurer Cheryl Chambers*
- A.2 Approval of Commissioners' Court Regular Meeting Minutes from October 3rd, 2023. – *County Clerk Krystal Valdez*
- A.3 Acceptance of the Justice of the Peace, Precinct 1 monthly report for September 2023, pursuant to Local Government Code §114.044. – *Justice of the Peace, Precinct 1, Hon. Chris Macon*
- A.4 Acceptance of the Justice of the Peace, Precinct 2 monthly report for September 2023, pursuant to Local Government Code §114.044. – *Justice of the Peace, Precinct 2, Hon. Jackie Miller, Jr.*

- A.5 Acceptance of the Justice of the Peace, Precinct 4 monthly report for September 2023, pursuant to Local Government Code §114.044. – *Justice of the Peace, Precinct 4, Hon. Louis Ponder*
- A.6 Acceptance of a tabulated report of the county’s receipts and disbursements of funds from September 23rd – October 1st, 2023, pursuant to Local Government Code §114.024. – *First Assistant County Auditor Staci Parr*
- A.7 Acceptance of the Department of Development’s monthly financial report for September 2023, pursuant to Local Government Code §114.044. – *Department of Development Director Alberto Mares*
- A.8 Approval to amend resolution assigning private activity bond authority to the Texas Department of Housing and Community Affairs on behalf of the North Central Housing Finance Corporation from the amount of \$50,000,000.00 to \$54,000,000.00; reference Minute Order #367.23. – *County Judge Todd Little*
- A.9 Approval of an interlocal agreement between the County of Ellis and the City of Garrett, pursuant to the Interlocal Cooperation Act, Chapter 791 of the Texas Government Code. – *Precinct 2 Commissioner Lane Grayson*
- A.10 Approval of an interlocal agreement between the County of Ellis and the City of Ennis, pursuant to the Interlocal Cooperation Act, Chapter 791 of the Texas Government Code. – *Precinct 2 Commissioner Lane Grayson*
- A.11 Approval of an interlocal agreement between the County of Ellis and the Avalon Independent School District, pursuant to the Interlocal Cooperation Act, Chapter 791 of the Texas Government Code. – *Precinct 2 Commissioner Lane Grayson*

Financial:

- F.1 Acceptance of funds from the sale of right-of-way to Oncor in the amount of \$92,020.00 as unanticipated revenue. Request special budget for unanticipated revenue:
- Increase 018-0908-507020 (Building Repairs & Improvements) by \$97,020.00
- Pursuant to Local Government Code §111.0108, unanticipated revenue certified by County Auditor.
– *First Assistant County Auditor Staci Parr*
- F.2 Acceptance of funds from the Texas Division of Emergency Management for a Vaccine Hub expense reimbursement in the amount of \$29,304.89 as unanticipated revenue. Request special budget for unanticipated revenue:
- Increase 018-0908-507020 (Building Repairs & Improvements) by \$29,304.89
- Pursuant to Local Government Code §111.0108, unanticipated revenue certified by County Auditor.
– *First Assistant County Auditor Staci Parr*
- F.3 FY23 Line-Item Transfer. – *First Assistant County Auditor Staci Parr*
- Decrease 001-0030-508020 (Equipment) by \$2,500.00
 - Decrease 001-0030-508050 (Conference) by \$300.00
 - Increase 001-0030-508030 (Furniture) by \$200.00

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- Increase 001-0030-505500 (Longevity) by \$500.00
- Increase 001-0030-507030 (Telephone) by \$600.00
- Increase 001-0030-508350 (Training) by \$1,500.00

F.4 FY23 Line-Item Transfer. – *Fire Marshal Tim Birdwell*

- Decrease 001-0450-508020 (Equipment) by \$400.00
- Increase 001-0450-508080 (Auto Gas) by \$400.00

F.5 FY23 Line-Item Transfer. – *Precinct 2 Commissioner Lane Grayson*

- Decrease 010-0653-509080 (FM2 Lumber) by \$6,000.00
- Increase 010-0653-509090 (FM2 Repairs Parts) b \$3,000.00
- Increase 010-0653-509180 (FM2 Hardware/Tools) by \$3,000.00

F.6 FY23 Line-Item Transfer. – *Tax Collector Richard Rozier*

- Decrease 001-0370-508010 (Supplies) by \$1,300.00
- Increase 001-0370-508040 (Postage) by \$1,300.00

F.7 FY23 Line-Item Transfer. – *County Treasurer Cheryl Chambers*

- Decrease 001-0400-508190 (Computer) by \$136.00
- Increase 001-0400-506010 (Travel) by \$136.00

F.8 FY23 Line-Item Transfer. – *Precinct 2 Constable Casey Borders*

- Decrease 001-0612-508010 (Supplies) by \$2,455.42
- Decrease 001-0612-508190 (Computer Equipment) by \$327.39
- Increase 001-0612-508020 (Equipment) by \$2,782.81

F.9 FY24 Line-Item Transfer. – *County Judge Todd Little*

- Decrease 001-0140-505580 (Contingencies/Reserve) by \$2,250.00
- Increase 001-0425-505030 (Certification Pay) by \$2,250.00

REGULAR AGENDA – Discussion, Consideration and Action:

Department of Development:

- 1.1 Discussion, consideration, and action of a plat of Shaw Burgess Addition, Lots R1 & R2, being a replat of Shaw Burgess, Lots 1 & 2. The ± 13.82-acre site is located ± 535 feet west of the intersection of Wilson Road and Boyce Road, in the extraterritorial jurisdiction (ETJ) of the City of Waxahachie, Road and Bridge Precinct No. 1.
- 1.2 Discussion, consideration, and action of a plat of Tamez Coffee Addition, Lots 7B1 & 7B2, being a replat of Green Acres North, Lot 7B. The ± 2.82-acre site is located ± 510 feet north of the intersection of Coffee Road and FM 878, in the extraterritorial jurisdiction (ETJ) of the City of Palmer, Road and Bridge Precinct No. 1.

- 1.3 Discussion, consideration, and action of a plat of 419 Brazier Addition, being a replat of Ensign Estates, Lots 5A. The ± 4.956-acre site is located ± 1,450 feet north of the intersection of Brazier Road and Burnham Square Road, in the extraterritorial jurisdiction (ETJ) of the City of Ennis, Road and Bridge Precinct No. 2.
- 1.4 Ratify staff action on a plat of Nash Addition. The ± 9.797-acre site is located ± 1,395 feet west of the intersection of Kirkpatrick Road and Hwy. 34, situated in the A. de la Garza Survey, Abstract No. 2, in the extraterritorial jurisdiction (ETJ) of the City of Ennis, Road and Bridge Precinct No. 2.
- 1.5 Ratify staff action on a plat of Newman Addition. The ± 1.305-acre site is located ± 1,260 feet north of the intersection of Brazier Road and Burnham Square Road, situated in the A. Gonsaba Survey, Abstract No. 381, in the extraterritorial jurisdiction (ETJ) of the City of Ennis, Road and Bridge Precinct No. 2.
- 1.6 Discussion, consideration, and action of a plat of Richardson's Addition Lots 2R-A & 2R-B, being a replat of Richardson's Addition, Lot 2. The ± 7.754-acre site is located ± 1,600 feet south of the intersection of Cody Road and Old Telico Road, Ennis, Road and Bridge Precinct No. 2.
- 1.7 Ratify staff action on a plat of Tello Estates. The ± 3.454-acre site is located ± 995 feet east of the intersection of Old Telico Road and Cody Road, situated in the A Garza Survey, Abstract No. 2, in the extraterritorial jurisdiction (ETJ) of the City of Ennis, Road and Bridge Precinct No. 2.
- 1.8 Discussion, consideration, and action on a request for a variance to Section II (A) & (O), Volume III (Standard Construction Details) to allow the construction of the proposed Newstone Court Extension below the minimum pavement, subgrade, drainage, and private subdivision requirements near 220 & 221 Newstone Court – a private road. The ± 7.184-acre site is located ± 255 feet from the intersection of Newstone Court & Greystone Terrace, Midlothian, Road & Bridge Precinct No. 3.
- 1.9 Discussion, consideration, and action upon a final plat of MM Tract. The ± 1.70-acre site is located ± 1,275 feet east of the intersection of Patrick Road and O'Brien Road, situated in the Carter H. Hurst Survey, Abstract No. 456, in the extraterritorial jurisdiction (ETJ) of the City of Waxahachie, Road and Bridge Precinct No. 4.
- 1.10 Discussion, consideration, and action to amend the County's Flood Damage Prevention Order, last adopted on June 3, 2013, under Minute Order No. 182.13. These proposed amendments primarily address: (1) adopting new FEMA flood maps to continue the County's participation in the National Flood Insurance Program (NFIP), (2) establishing expiration dates on permits, (3) establishing updated interpretation, permitting, variance & flood study procedures along with other changes in related articles, sections, and paragraphs, and any other related additions, deletions, and changes, providing a conflicts clause, severability clause, and an effective date.

Purchasing

- 2.1 Discussion, consideration, and approval to purchase hardware for the Palo Alto Firewall equipment refresh from Safari Micro for the Sheriff's Office in the amount of \$164,322.24 using DIR-CPO-4846 for a project approved in the FY2023-2024 budget.

- 2.2 Discussion, consideration, and approval to authorize the County Judge to execute a contract with T.F.R. Enterprises, Inc. (primary) and Ceres Environmental Services, Inc. (secondary) for RFP-2023-002 Debris Removal.
- 2.3 Discussion, consideration, and approval of Change Order #PCO#8 to the Rogers-O'Brien contract (Minute Order 255.23) for the replacement of sewer gut-lines with new sewer lines from five (5) feet outside of the building to the existing manhole at Ellis County Central in an amount of \$58,634.00.
- 2.4 Discussion, consideration, and approval for the County Judge to sign an agreement with American National Leasing to purchase one (1) 2023 Ford F-150 Police Responder XL 4WD SuperCrew in an amount of \$69,960 from Rockdale Country Ford using BuyBoard Cooperative Contract #601-19 for the Ellis County Fire Marshal's Office.
- 2.5 Granting an exemption under Section 262.024 (1), Local Government Code, from the bidding requirements of Section 262.023, Local Government Code for the purchase of a 2020 Ford F-350 service body truck. Road & Bridge Precinct 2.
- 2.6 Discussion, consideration, and approval to purchase a 2020 Ford F-350 service body truck from Century Truck and Vans in an amount \$86,326.94.
- 2.7 Discussion, consideration, and approval to solicit a Request for Statement of Qualification (RFSQ) for a professional engineer or engineering firm to review the County's flood study.

Administrative:

- 3.1 Discussion, consideration, and approval to award Court-Appointed Special Advocates (CASA) of Ellis County the amount of \$50,000.00 for FY24 yearly services. – *County Judge Todd Little*
- 3.2 Discussion, consideration, and approval of an annual resolution for a grant to Meals on Wheels, North Central Texas, Inc. in the amount of \$8,230.50 to provide home-delivered meals to homebound Ellis County residents from October 1st, 2023 to September 30th, 2024 in co-operation with the *Texas Department of Agriculture*. – *County Judge Todd Little*
- 3.3 Discussion, consideration, and approval for the County Judge to sign the resolution for the FY2024 Indigent Defense Program. – *County Judge Todd Little*
- 3.4 Discussion, consideration, and approval for CSCD to pay for services rendered for Substance Abuse Evaluation, Treatment and Education Services by The Polo Group, LLC, in an amount not to exceed \$82,000.00. – *Community Supervision & Corrections Director Hector Verdin*
- 3.5 Discussion, consideration, and approval of the annual payment to the Texas County and District Retirement System (TCDRS) in the amount of \$300,000.00 to buy-down county liability. Payment will come from General Fund Account #001-0140-505540 and was included in the FY24 Budget. – *Human Resources Director Theresa Taylor*
- 3.6 Discussion, consideration, and approval for the County Attorney to amend the current contract with Stericycle to add one (1) additional console. – *County and District Attorney Ann Montgomery*

- 3.7 Discussion, consideration, and approval to reclassify the Assistant Auditor – Internal Audit position to Assistant Auditor – Financial. No increase of funding is requested, and the request will be effective immediately upon approval. – *First Assistant County Auditor Staci Parr*
- 3.8 Discussion, consideration, and action on a negotiated settlement with American Medical Response. – *County Judge Todd Little*

RECESS TO CONVENE TO 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 Chapter 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 Chapter 551.

- 4.1 Pursuant to Texas Government Code §551.071(1), consultation with legal counsel regarding pending negotiations with American Medical Response.
- 4.2 Pursuant to Texas Government Code §551.071(1), consultation with legal counsel regarding pending or contemplated litigation concerning TCEQ matters, specifically pending Texas Pollutant Discharge Elimination Systems permits (TPDES) and pending petitions for the creation of Municipal Utility Districts (MUD’s).

ADJOURNMENT OF EXECUTIVE SESSION

ADJOURNMENT OF REGULAR MEETING

Signed this the 13th day of October, 2023



 Todd Little, Ellis County Judge

I, the undersigned, County Clerk of the Ellis County Commissioners’ Court do hereby certify that the above Notice of Meeting of the Ellis County Commissioners’ Court is a true and correct copy of said Notice, that I received said Notice, and it was posted at the doors of the Ellis County Courthouse, a place readily accessible to the general public at all times on the 13th day of October, 2023 at 3:27 p.m.



 Krystal Valdez, County Clerk *Deputy*

