

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

FILED FOR RECORD  
CINDY POLLEY  
COUNTY CLERK

Notice is hereby given that a meeting of the Ellis County Commissioners Court will be held on **Tuesday, July 31, 2018, 10:00 A.M., in the Historic Ellis County Courthouse, Commissioners Courtroom (2<sup>nd</sup> flr), 101 W. Main Street, Waxahachie, Texas** at which time the following will be discussed and considered, to-wit:

**County Judge:** Carol Bush

**County Clerk:** Cindy Polley

**Commissioners:**

- Randy Stinson, Commissioner, Pct. 1
- Lane Grayson, Commissioner, Pct. 2
- Paul Perry, Commissioner, Pct. 3
- Kyle Butler, Commissioner, Pct. 4

**Assistant County Attorney:**  
Vance Hinds

**OPENING COURT**

County Judge will call meeting to order, declare quorum if present, and declare notices legally posted pursuant to Open Meetings Act.

Motion to Open Court.

Invocation and Pledge of Allegiance – 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:**

- A1 Approval of Regular Bills, Payroll, and Officers' Reports.
- A2 June 2018 Travel Reports of the Texas AgriLife Extension Office
  - Mark Arnold, Agriculture
  - Rita Hodges, Family & Consumer Science
  - Megan Parr, 4H
- A3 Accept County Auditor Compensation Orders.
- A4 Accept Compensation Order for The Deputy Court Reporters.
- A5 Accept Compensation Order for the Preparation of Certain Indigent Transcripts and Other Transcripts by the Official Court Reporters and Deputy Court Reporters of Ellis County.
- A6 Accept Compensation Order for the Official District Court Reporters.
- A7 Ratify payment of invoice in the amount of \$69.00 from line item 001-0060-50801 for employee

recognition.

**Financial:**

- F1 **From** 001-0060-50808 Auto Gas \$1,500.00; 001-0060-50809 Auto Repairs \$500.00; 001-0060-50810 Auto Tires \$500.00 **To** 001-0060-50805 Conference \$2,500.00. – *Alberto Mares, Director of Department of Development*
- F2 **From** 001-0320-50601 Travel \$600.00 **To** 001-0320-50805 Conference \$600.00. – *Cindy Polley, County Clerk*
- F3 **From** 001-0613-50806 Official Bond/Dues \$300.00; 001-0613-50808 Auto Gas/Oil Reimb \$1,900.00; 001-0613-50805 Conference \$450.00 **To** 001-0613-50802 Equipment \$2,650.00. – *Michael McCorkle, Constable, Pct. 3*
- F4 **From** 005-0703-50807 Gen Misc \$2,000.00 **To** 005-0703-50918 Hardware/Tools \$2,000.00. – *Paul Perry, Commissioner, Pct. 3*
- F5 **From** 005-0703-40010 Sale of Equipment \$31,665.52 **To** 005-0703-50802 Purchase of Equipment \$31,665.52. – *Paul Perry, Commissioner, Pct. 3*
- F6 **From** 006-0754-30302 RB4/Fund Balance \$70,000.00 **To** 006-0754-50802 RB4/Purchase of Equipment. – *Kyle Butler, Commissioner, Pct. 4*
- F7 **From** 001-0390-50601 Travel Reimbursement \$1,500.00 **To** 001-0390-50807 Gen Misc \$1,500.00. – *Carol Bush, County Judge*

**Simplified Plat:**

- SP1 Consider and act on a request for a simplified plat of Americase Business Park, Lots 1 - 4. The property contains ± 21.009 acres of land in John Estes Survey, Abstract No. 335, bounded by Cox Road, Hoyt Road, and Perimeter Road in the extraterritorial jurisdiction (ETJ) of the City of Waxahachie, Road & Bridge Precinct No. 3.
- SP2 Consider and act on a request for a simplified plat of Baker 1, Lot 1, Block 1. The property contains ± 4.00 acres of land in T.D. Mason Survey, Abstract No. 1227, located near the southwest corner of Angus Road and Hoyt Road in the extraterritorial jurisdiction (ETJ) of the City of Waxahachie, Road & Bridge Precinct No. 3.
- SP3 Consider and act on a request for a simplified plat of Shiloh Addition, Lots 1R-4R, Block 1. The property contains ± 4.36 acres of land in John Crane Survey, Abstract No. 246, located at the southwest corner of Shiloh Court and Walnut Grove Road in the extraterritorial jurisdiction (ETJ) of the City of Midlothian, Road & Bridge Precinct No. 4.
- SP4 Consider and act on a request for a simplified plat of Wilson Family Farm, Lot 1, Block 1. The property contains ± 12.237 acres of land in the T. Mason Survey, Abstract No. 1227, located near the southwest corner of Angus Road and Hoyt Road in the extraterritorial jurisdiction (ETJ) of the City of Waxahachie and the City of Waxahachie, Road & Bridge Precinct No. 3.

## **RECESS REGULAR SESSION TO CONVENE INTO PUBLIC HEARING**

### **PUBLIC HEARING**

Conduct a public hearing regarding a request to amend Order No. 192.02, as amended, the Rules, Regulations, and Specifications for Subdivisions and Manufactured Homes, specifically amending Section 1-W (Definitions) and any other related articles, sections, and paragraphs and creating a new section for definitions and any other related articles, sections and paragraphs regarding traffic studies, concrete thickness, and development along private roads.

### **ADJORNMENT OF PUBLIC HEARING**

### **RECONVENE TO REGULAR SESSION**

### **DEPARTMENT OF COUNTY DEVELOPMENT**

**Consideration and action as may be appropriate regarding the following matters:**

- 1.1 Consider and act on a request for a preliminary plat of Eyrie Meadows. The property contains  $\pm$  73.69 acres of land in the T.B. Jackson Survey, Abstract No. 588 and J.A. Gaona Survey, Abstract No. 386, located north of Old Buena Vista Road and  $\pm$  2,125 feet east of FM 157, Maypearl, Road & Bridge Precinct No. 3
- 1.2 Consider and act upon an amendment to Order No. 192.02, as amended, the Rules, Regulations, and Specifications for Subdivisions and Manufactured Homes, specifically amending Section 1-W (Definitions) and any other related articles, sections, and paragraphs and creating a new section for definitions and any other related articles, sections and paragraphs regarding traffic studies, concrete thickness, and development along private roads.

### **PURCHASING**

**Consideration and action as may be appropriate regarding the following matters:**

- 2.1 Approval to purchase from RB Everett an Etnyre 7000 gallon emulsion tank for Road and Bridge Precinct 4.
- 2.2 Approval for County Judge to sign maintenance agreement from Cummins Allison for the Treasurer's Office.
- 2.3 Approval to accept the renewal agreement on RFP-2016-004, Bridge and Headwall Repair with our current vendor Neyland Bridge Construction.

### **ADMINISTRATIVE**

**Consideration and action as may be appropriate regarding the following matters:**

- 3.1 To consider a tax abatement agreement with Sharka LLC, the owner of property located within the Midlothian Technology Commercial-Industrial Tax Abatement Reinvestment Zone Number 14.

- 3.2 Meals-on-Wheels presentation.
- 3.3 Selection of additional public members to the Salary Grievance Committee pursuant to Local Government Code §152.014. – *Cindy Polley, County Clerk*
- 3.4 Burn ban for Ellis County. – *Tim Birdwell, Fire Marshal*
- 3.5 Work Order for the City of Palmer Interlocal Minute No. 111.18. Work includes – Reclaim and resurface various roads: Halifax, Palomino, Hamblen, Palmer View. – *Randy Stinson, Commissioner, Pct. 1*
- 3.6 Approval to participate in the 2018 TAC Risk Management Program Safety Equipment Program. TAC has provided \$2626.47 for purchase of safety related equipment for Road & Bridge / Maintenance & Janitor needs and an additional \$8660.25 for safety related equipment for the Sheriff's office. All funds must be spent through their designated store website. Theresa Taylor is the designated purchaser for Road & Bridge and Maintenance, and Sheriff is the designated purchaser for Sheriff's Office (as assigned by TAC).
- 3.7 Act to authorize resurfacing of the following streets within the city limits of Maypearl under interlocal agreement:
1. West Fifth from Phillips to Trice.
  2. East Fifth from Main to its end.
  3. Noble from First to Fifth.
  4. Reagan from East First to East Second. And East Third to East Fourth.
  5. Bowers from East Third to East Fourth.
  6. Claunch from Third to Fourth. – *Paul Perry, Commissioner, Pct. 3*
- 3.8 Approve consultation for professional services concerning accounting, not to exceed \$1,000.00.
- 3.9 Authorize purchase of County vehicles in an amount not to exceed \$227,000.00. 5 – 2018 Nissan Rogue Sport, 1 – 2018 Dodge Caravan, 2 – 2018 Ford PI Utility. Allocation for Juvenile Services, District Attorney, and Sheriff's Office.
- 3.10 Approval to accept and execute the Master Service Order Form and On Demand Service Agreement for Data Management, Inc. to provide subscription licenses for use of its cloud based computer software program (TimeClocks Plus) to the Ellis County and District Attorney's Office at a cost of approximately \$1,600.00 per year.
- 3.11 Approval to retain the professional legal services of Ferrer Poirot & Wansbrough, Fears Nachawati, McNamee Hosea, Motley Rice and Attorney Aaron Wiley, collectively, to represent Ellis County concerning any claims it may have against Purdue Pharma, L.P., Purdue Pharma, Inc., and other corporations and entities responsible for violations of law in the fraudulent marketing and sales of certain highly addictive, opiate-derived painkillers.

## **RECESS TO CONVENE TO EXECUTIVE SESSION**

## **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 §551.074 of the Government Code, consultation regarding personnel matters.
- 4.2 Pursuant to Section 551.071 of the Government Code, consultation with counsel regarding pending or contemplated litigation, concerning the retention of Ferrer Poirot & Wansbrough, Fears Nachawati, McNamee Hosea, Motley Rice and Attorney Aaron Wiley, collectively, to represent Ellis County concerning any claims it may have against Purdue Pharma, L.P., Purdue Pharma, Inc., and other corporations and entities responsible for violations of law in the fraudulent marketing and sales of certain highly addictive, opiate-derived painkillers.

## ADJOURNMENT OF EXECUTIVE SESSION

### ADJOURNMENT

Signed this the 27<sup>th</sup> day of July 2018.



Carol Bush  
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 27<sup>th</sup> day of July, 2018 at 4:41 a.m./p.m.

Cindy Polley, County Clerk



By Jina Chambers, Deputy

- **\*Public Comment – This section provides the public the opportunity to address the Commissioners Court on any items on the Agenda. Members of the public wishing to participate must present a completed public participation form to the County Clerk at least 10 minutes prior to the beginning of the meeting.**
- **The Commissioners Court reserves the right to consider and take action on the above agenda items in any particular order.**
- **If you or your representative, have a disability that requires special arrangements and you plan to attend this public meeting, please contact the County Judge's Office at (972) 825-5011 within 72 hours of the meeting. Reasonable accommodations will be made to meet your needs at the meeting.**