

**NOTICE OF MEETING
ELLIS COUNTY COMMISSIONERS COURT**

FILED FOR RECORD
CINDY POLLEY
ELLIS COUNTY CLERK

Notice is hereby given that a meeting of the Ellis County Commissioners Court will be held on **Tuesday, August 28, 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 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 Paul Perry

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 Accept bond of the Purchasing Agent.

Financial:

- F1 **From** 001-0210-40719 Chapter 19 Funding \$946.50 **To** 001-0210-50800 Chapter 19 Expenses \$946.50. – *Jana Onyon, Elections Administrator*
- F2 **From** 001-0380-50801 Supplies \$457.00 **To** 001-0380-50806 Official Bond/Dues \$457.00. – *Judge Jim Chapman, County Court at Law #1*
- F3 **From** 005-0703-50807 Gen/Misc \$2,000.00 **To** 005-0703-50913 Chemicals \$2,000.00. – *Paul Perry, Commissioner, Pct. 3*
- F4 **From** 001-0050-50802 Equipment \$170.00; 001-0050-50809 Auto Repair \$500.00 **To** 001-0050-50803 Furniture/Fixtures \$170.00; 001-0050-50843 4H Travel \$500.00. – *Mark Arnold, Ag*

Extension Office

- F5 **From** 010-0653-50906 FM2 Culverts \$6,000.00 **To** 010-0653-50909 FM2 Repairs Parts \$6,000.00. – *Lane Grayson, Commissioner, Pct. 2*
- F6 **From** 001-0540-50602 Staff Travel \$1,100.00; 001-0540-50873 Maintenance \$700.00; 001-0540-50805 Conference \$1,000.00; 001-0540-50802 Equipment \$300.00 **To** 001-0540-50819 Computer \$1,800.00; 001-0540-50803 Furniture \$1,300.00. – *Steve Egan, Justice of the Peace, Pct. 4*
- F7 **From** 001-0450-50689 GIS Software Contract \$600.00 **To** 001-0450-50808 Auto Gas \$600.00. – *Tim Birdwell, Fire Marshal*
- F8 **From** 009-0602-50807 FM1 Gen Misc \$1,000.00 **To** 009-0602-50962 FM1 Lubricants \$1,000.00. – *Randy Stinson, Commissioner, Pct. 1*
- F9 **From** 001-0050-50801 Supplies \$200.00; 001-0050-50809 Auto Repair \$200.00 **To** 001-0050-50805 Conference \$400.00. – *Mark Arnold, Ag Extension Office*
- F10 **From** 001-0190-50832 Visiting Judge \$2,000.00; 001-0190-50873 Maint/Rps Ofc Equip \$1,600.00 **To** 001-0190-50802 Equipment \$2,102.00; 001-0190-50801 Supplies \$500.00; 001-0190-50698 Law Books/Dues \$398.00; 001-0190-50819 Computer \$300.00; 001-0190-50601 Travel Reimb \$300.00. – *Judge William D. Wallace, 378th District Court*
- F11 **From** 012-0755-40008 Interlocal \$80,000.00 **To** 012-0755-50802 Purchase of Equipment \$80,000.00. – *Kyle Butler, Commissioner, Pct. 4*
- F12 **From** 001-0060-50703 Telephone \$750.00; 001-0060-50801 Supplies \$750.00; 001-0060-50808 Auto Gas \$2,000.00; 001-0060-50809 Auto Repairs \$700.00; 001-0060-50810 Auto Tires \$500.00; 001-0060-50821 Uniform \$100.00; 001-0060-50873 Office Equipment/Maint/Repair \$500.00 **To** 001-0060-50802 Equipment \$1,000.00; 001-0060-50805 Conference \$350.00; 001-0060-50819 Computer \$3,950.00. – *Alberto Mares, Director, Department of Development*
- F13 **From** 001-0320-50703 Telephone \$3,500.00; 001-0320-50801 Supplies \$6,000.00; 001-0320-50806 Official Bond/Dues \$625.00; 001-0320-50873 Maint/Rps Ofc Equip \$1,100.00 **To** 001-0320-50803 Furniture & Fixtures \$11,125.00; 001-0320-50601 Travel \$100.00. – *Cindy Polley, County Clerk*
- F14 **From** 001-0450-50689 GIS Software Contract \$3,000.00; 001-0450-50809 Auto Repair \$500.00 **To** 001-0450-50802 Equipment \$3,500.00. – *Tim Birdwell, Fire Marshal*
- F15 **From** 004-0652-50807 RB2 General Expenses \$1,500.00; 010-0653-50868 FM2 Contract Labor \$15,000.00; 010-0653-50907 FM2 Tires \$10,000.00; 010-0653-50802 FM2 Equipment \$20,000.00; 010-0653-50912 FM2 Bridge Repairs \$5,000.00; 010-0653-50914 FM2 Signs \$2,000.00 **To** 004-0652-50805 RB2 Conference Dues \$1,500.00; 010-0653-50915 FM2 Asphalt \$52,000.00. – *Lane Grayson, Commissioner, Pct. 2*
- F16 **From** 001-0140-50558 Contingencies/Reserve \$75,000.00; 001-0140-50837 Post Mortem Exams \$50,000.00 **To** 001-0140-50868 Contract Services \$75,000.00; 001-0140-50807 Other Expenses \$10,000.00; 001-0140-50903 Lawsuit Settlement \$40,000.

F17 From 006-0754-30302 Fund Balance Carryover \$167,968.15; 006-0754-40004 Sale of Material \$2,031.85 To 006-0754-50868 Contract Labor \$170,000.00. – *Kyle Butler, Commissioner, Pct. 4*

Simplified Plat:

DEPARTMENT OF COUNTY DEVELOPMENT

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

- 1.1 Consider and act upon a request to grant a one-time variance from Section II-H (Utility Service) of the County of Ellis Rules, Regulations and Specifications for Subdivisions and Manufactured Homes to allow subdivision of property without meeting the minimum fire hydrant requirements. The property contains \pm 4.999 acres of the C. White Survey, Abstract No. 1109 located on the west side of FM 877 \pm 3,800 feet north of Jenkins Road, in the extraterritorial jurisdiction (ETJ) of the City of Waxahachie, Road & Bridge Precinct No. 2.
- 1.2 Consider and act upon a request to grant a one-time variance from Section II-H (Utility Service) of the County of Ellis Rules, Regulations and Specifications for Subdivisions and Manufactured Homes to allow subdivision of property without meeting the minimum fire hydrant requirements. The property contains \pm 4.821 acres of the Isaac Jones Survey, Abstract No. 568 located on the south side of Hight Road \pm 420 feet north of Bethel Road/Anderson Ranch Road, Maypearl, Road & Bridge Precinct No. 3.
- 1.3 Consider and act on a request for a preliminary plat of Greystone Estates. The property contains \pm 43.588 acres of land in the Abraham Snider Survey, Abstract No. 981 located on the east side of Singleton Road \pm 1,200 feet north of Campbell Road, Maypearl, Road & Bridge Precinct No. 3.
- 1.4 Consider and act on a request for a final plat of Pioneer Point Farms, Phases 1 & 2. The property contains \pm 29.068 acres of land in the Charles Atteberry Survey, Abstract No. 10 located on the north side of FM 66 \pm 400 feet west of Richard Road, in the extraterritorial jurisdiction (ETJ) of the city of Waxahachie, Road & Bridge Precinct No. 3.
- 1.5 Consider and act upon a request to accept Performance Bond/Letter of Credit No. 20318121 issued by Interbank in the amount of five hundred eighty three thousand four hundred one dollars & 61/100 (\$583,401.61) for Pioneer Point Farms, Phases 3-4 located on the north side of FM 66 \pm 400 feet west of Richard Road, in the extraterritorial jurisdiction (ETJ) of the City of Waxahachie, Road & Bridge Precinct No. 3.

PURCHASING

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

- 2.1 Approval for County Judge to sign agreement with Lexis Nexis for books in the Law Library.
- 2.2 Concrete repair project in Road and Bridge Precinct 4.

ADMINISTRATIVE

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

- 3.1 Approval of a resolution in support of the Meals-on-Wheels of Johnson & Ellis County applying for a grant from the Texas Department of Agriculture Home –Delivered Meal Grant Program.
- 3.2 Burn ban for Ellis County. – *Tim Birdwell, Fire Marshal*
- 3.3 Approval to terminate Interlocal Agreement for Enforcement of Ellis County Fire Code between Ellis County and City of Maypearl. – *Tim Birdwell, Fire Marshal*
- 3.4 Approval of Agreement Cooperation between County of Ellis and Ennis Garden Club (represented by Chairman of the Bluebonnet Trail Annual Event) Pursuant to Local Govt. Code §319.003 (a) and 319.004. Terms of this agreement shall be from FY October 1, 2018 to September 30, 2019. - Lane Grayson, Ellis County Commissioner, Pct. 2
- 3.5 Approval of Work Order Under Agreement Cooperation between County of Ellis and Ennis Garden Club (represented by Chairman of the Bluebonnet Trail Annual Event) for FY October 1, 2018 to September 30, 2019. Description of project is placement of directional signs that are provided by Ennis Garden Club on Ellis County Precincts 1 and 2 county easements only (as designated by Ennis Garden Club representatives) for the Bluebonnet Trail annual event. Work Order services will be provided before, during and after the Bluebonnet Trail annual event (approximately the end of February, March, April and of middle of May, 2019). – Lane Grayson, Ellis County Commissioner, Pct. 2
- 3.6 Consideration and action as may be appropriate regarding approval of Interlocal Cooperation Contract between County of Ellis and City of Garrett beginning October 1, 2018 to September 30, 2019. – *Lane Grayson, Commissioner, Pct. 2*
- 3.7 Approval of Interlocal Cooperation Contract between County of Ellis and Avalon ISD beginning October 1, 2018 to September 30, 2019. – *Lane Grayson, Commissioner, Pct. 2*
- 3.8 Approval of Interlocal Cooperation Contract between County of Ellis and City of Ennis beginning October 1, 2018 to September 30, 2019. – *Lane Grayson, Commissioner, Pct. 2*
- 3.9 Approval of Interlocal Cooperation Contract between County of Ellis and Ennis ISD beginning October 1, 2018 to September 30, 2019. – *Lane Grayson, Commissioner, Pct. 2*
- 3.10 Approval of Interlocal Cooperation Contract between County of Ellis and City of Bardwell beginning October 1, 2018 to September 30, 2019. – *Lane Grayson, Commissioner, Pct. 2*
- 3.11 Approval of Interlocal Cooperation Contract between County of Ellis and City of Alma beginning October 1, 2018 to September 30, 2019. – *Lane Grayson, Commissioner, Pct. 2*

RECESS REGULAR SESSION TO CONVENE TO PUBLIC HEARING

PUBLIC HEARING

Public Hearing on the proposed increase of the following expenses of elected officials for Budget FY 2018-2019, pursuant to Texas Local Government Code §152.013.

Constable, Pct. 1, Roy Callender, Jr.

-Proposed increase of \$1,210 to salary. Increase from \$60,522 to \$61,732

Constable, Pct.2, Terry Nay

-Proposed increase of \$1,210 to salary. Increase from \$60,522 to \$61,732

Constable, Pct. 3, Michael McCorkle

-Proposed increase of \$1,210 to salary. Increase from \$60,522 to \$61,732

Constable, Pct. 4, Mike Jones

-Proposed increase of \$1,210 to salary. Increase from \$60,522 to \$61,732

Justice of the Peace, Pct.1, Joyce Lindauer

-Proposed increase of \$1,333 to salary. Increase from \$66,635 to \$67,968

-Proposed increase of \$800 to travel allowance. Increase from \$5,700 to \$6,500.

Justice of the Peace, Pct.2, Jackie Miller, Jr.

-Proposed increase of \$1,333 to salary. Increase from \$66,635 to \$67,968

Justice of the Peace, Pct. 3, Dan Cox

-Proposed increase of \$1,333 to salary. Increase from \$66,635 to \$67,968

-Proposed increase of \$1,500 to conference. Increase from \$1,500 to \$3,000.

-Proposed increase of \$1,000 to travel allowance. Increase from \$3,000 to \$4,000.

Justice of the Peace, Pct. 4, Steve Eagan

-Proposed increase of \$1,333 to salary. Increase from \$66,635 to \$67,968

County Clerk, Cindy Polley

-Proposed increase of \$1,463 to salary. Increase from \$73,167 to \$74,630

-Proposed increase of \$500 to conference. Increase from \$3,500 to \$4,000.

County District Clerk, Melanie Reed

-Proposed increase of \$1,463 to salary. Increase from \$73,167 to \$74,630

County Tax Assessor/Collector, John Bridges

-Proposed increase of \$1,463 to salary. Increase from \$73,167 to \$74,630

County Treasurer, Cheryl Chambers

-Proposed increase of \$1,463 to salary. Increase from \$73,167 to \$74,630

Commissioner, Pct. 1, Randy Stinson

-Proposed increase of \$1,666 to salary. Increase from \$83,294 to \$84,960.

Commissioner, Pct.2, Lane Grayson

-Proposed increase of \$1,666 to salary. Increase from \$83,294 to \$84,960.

Commissioner, Pct. 3, Paul Perry

-Proposed increase of \$1,666 to salary. Increase from \$83,294 to \$84,960.

Commissioner, Pct.4, Kyle Butler

-Proposed increase of \$1,666 to salary. Increase from \$83,294 to \$84,960.

Sheriff, Charles Edge

-Proposed increase of \$1,816 to salary. Increase from \$90,780 to \$92,596.

County and District Attorney, Patrick Wilson

-Proposed increase of \$238, for Juvenile Board Supplement, to salary. Increase from \$11,894 to \$12,132 as follows:

State Funded Base Salary: \$140,000

Juvenile Board Supplement: \$ 12,132

Total Salary: \$152,132

40th District Judge, Bob Carroll

-Proposed increase of \$238, for Juvenile Board Supplement, to salary. Increase from \$11,894 to \$12,132 as follows:

State Funded Base Salary: \$140,000

Juvenile Board Supplement: \$ 12,132

Total Salary: \$152,132

443rd District Judge, Cindy Ermatinger

-Proposed increase of \$238, for Juvenile Board Supplement, to salary. Increase from \$11,894 to \$12,132 as follows:

State Funded Base Salary: \$140,000

Juvenile Board Supplement: \$ 12,132

Total Salary: \$152,132

378th District Judge, William D. Wallace

-Proposed increase of \$238, for Juvenile Board Supplement, to salary. Increase from \$11,894 to \$12,132 as follows:

State Funded Base Salary: \$140,000

Juvenile Board Supplement: \$ 12,132

Total Salary: \$152,132

County Court at Law #1, Judge Jim Chapman

-Proposed increase of \$3,276 to salary. Increase from \$163,783 to \$167,059 as follows:

County Funded Base Salary: \$154,927

Juvenile Board Supplement: \$ 12,132

Total Salary \$167,059

County Court at Law #2, Judge Gene Calvert

-Proposed increase of \$3,276 to salary. Increase from \$163,783 to \$167,059 as follows:

County Funded Base Salary: \$154,927

Juvenile Board Supplement: \$ 12,132

Total Salary \$167,059

County Judge, Carol Bush

Proposed increase of \$238, for Juvenile Board Supplement, to salary. *Increase from \$165,000 to \$165,238 as follows:

County Funded Base Salary: \$153,106

Juvenile Board Supplement: \$12,132

Total Salary: \$165,235

*County Judge salary subject to a \$70,000 reduction effective January 1, 2019.

ADJOURNMENT OF PUBLIC HEARING

RECONVENE TO REGULAR SESSION

- 3.12 To approve the salaries, expenses and allowances of elected officials for Budget FY 2018-2019, pursuant to Texas Local Government Code §152.011.
- 3.13 Approval of interlocal work order for the City of Palmer on Wilson Road, to include reclaim and resurfacing with 2 coats of chipseal. – *Randy Stinson, Commissioner, Pct. 1*
- 3.14 Approval for the County Judge to sign the Texas Workforce Information Release Contract for the Ellis County and District Attorney’s Office for online access to confidential information contained in unemployment insurance records. The contract cost is \$1,500.00 a year for three years, for a total of \$4,500.00, beginning September 1, 2018. – *Vance Hinds, Assistant County & District Attorney*
- 3.15 Authorize the funding for structural repairs to Chambers Creek FRS No. 126 pursuant to the existing agreement between Ellis County and the Ellis Prairie Soil and Water Conservation District (ECPSWCD). In exchange for project administration, the EPSWCD agrees to transfer the technical administration funds for the project at the completion of construction to Ellis County. – *Ted Kantor, County Engineer*
- 3.16 To approve transfer of administration duties and administration fee from the Ellis Prairie Soil and Water Conservation District to the Ellis County Engineering Department for the structural repair project on Chambers Creek FRS No. 126. – *Ted Kantor, County Engineer*
- 3.17 Repairs and upgrades to the current radio system. – *Chuck Edge, Sheriff*
- 3.18 Approval of agreement between Ellis County and Italy ISD allowing ECSO to utilize a room at the Italy High School. Request is for approval to finalize the document, and then authorize County Judge to sign the agreement. – *Chuck Edge, Sheriff*
- 3.19 Approval to declare unserviceable blankets as surplus and authorize donation of the blankets to Ellis County SPCA. – *Chuck Edge, Sheriff*
- 3.20 Innoprise Software.
- 3.21 Budget FY 2018-2019.

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 § 551.072 of the Government Code, consultation with counsel regarding the possible sale or lease of real property if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person.
- 4.3 Pursuant to §551.076 of the Government Code, consultation to deliberate the deployment, or specific occasions for implementation, of security personnel or devices.

ADJOURNMENT OF EXECUTIVE SESSION

ADJOURNMENT

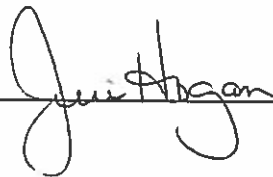
Signed this the 24th day of August 2018.



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 24th day of August, 2018 at 3:26pm a.m./p.m.

Cindy Polley, County Clerk

By  _____



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.**