

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 MEETING
ELLIS COUNTY COMMISSIONERS COURT**

Notice is hereby given that a meeting of the Ellis County Commissioners Court will be held on Tuesday, December 29, 2020, 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 will be discussed and considered, to-wit:

IMPORTANT INFORMATION RELATED TO COVID-19 IN CONNECTION TO COMMISSIONERS' COURT MEETINGS:

Visitors will be asked to review posted screening questions prior to entry. Pursuant to Governor Abbott's Executive Order GA-29, visitors will be asked to keep at least six (6) feet apart from other members of the public and Ellis County staff.

OPENING COURT

County Judge will call meeting to order, declare quorum if present, and declare notices legally posted pursuant to Open Meetings Act §551

Motion to open meeting

Invocation and Pledge of Allegiance – Judge Todd Little

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. – *County Treasurer, Cheryl Chambers*
- A2 Approval of Commissioners' Court Regular Meeting Minutes from December 15, 2020. – *County Clerk, Krystal Valdez*
- A3 Approval for Ellis County Tax Assessor Collector to issue a tax refund to Diverse Settlement Services, LLC, account number 281247 in the amount of \$6,995.40. – *County Auditor, Janet Martin*
- A4 Approval to pay to FY2020 invoices from FY2021 Budget. – *County Auditor, Janet Martin*
- A5 Acceptance of Ellis County Constable Surety Bond, effective January 1, 2021 for a period of 4 years. – *Constable, Pct #3, Curtis Polk, Jr.*
- A6 Acceptance of Ellis County Commissioner Surety Bond, effective January 1, 2021 for a period of 4 years. – *Commissioner, Pct #1, Randy Stinson*
- A7 Acceptance of Ellis County Constable Surety Bond, effective January 1, 2021 for a period of 4 years. – *Constable, Pct #4, Mike Jones*
- A8 Acceptance of Ellis County Sheriff Surety Bond, effective January 1, 2021 for a period of 4 years. – *County Sheriff Elect, Brad Norman*
- A9 Acceptance of Ellis County Tax Assessor - Collector Surety Bond, effective January 1, 2021 for a period of 4 years. – *County Tax Assessor - Collector, John Bridges*
- A10 Acceptance of Ellis County Constable Surety Bond, effective January 1, 2021 for a period of 4 years. – *Constable, Pct #2, Terry Nay*
- A11 Acceptance of Ellis County Court at Law #3 Surety Bond, effective January 1, 2021 for a period of 4 years. – *County Court at Law #3, Judge Joseph Gallo*
- A12 Interlocal Cooperation Contract between County of Ellis and City of Oak Leaf for term agreement through December 31, 2021. – *Commissioner, Pct #4, Kyle Butler*
- A13 Interlocal Cooperation Contract between County of Ellis and City of Ovilla for term agreement through December 31, 2021. – *Commissioner, Pct #4, Kyle Butler*
- A14 Interlocal Cooperation Contract between County of Ellis and City of Red Oak ISD for term agreement through December 31, 2021. – *Commissioner, Pct #4, Kyle Butler*
- A15 Interlocal Cooperation Contract between County of Ellis and City of Waxahachie for term agreement through December 31, 2021. – *Commissioner, Pct #4, Kyle Butler*

Financial:

- F1 Acceptance of county Auditor's Monthly Report for November 2020 pursuant to Texas Local Government Code §114.024. - *County Auditor, Janet Martin*
- F2 Present a tabulated report of the County's receipts and disbursements of funds from December 8, 2020 – December 21, 2020 pursuant to Local Government code §114.024. – *County Auditor, Janet Martin*
- F3 Acceptance of the monthly reports for Texas A&M AgriLife County Agents, Arnold, Espie, Bishop and Edgar. – *Ag Extension Office, Mark Arnold*
- F4 Acceptance of the monthly report for Justice of the Peace, Pct. #1 pursuant to Local Government code §114.024. – *Justice of the Peace, Pct. #1, Judge Chris Macon*
- F5 **FY2020-21 RESCIND** Budget Adjustment from 12/01/2020 Commissioner's Court (Item F10)
DECREASE 042-0942-303020 Budgeted Fund Balance - \$211.12
INCREASE 042-0942-508020 Equipment - \$211.12 – *Commissioner, Pct #2, Lane Grayson*
- F6 **FY2020-21** Line-Item Adjustment
DECREASE 001-0140-570000 Contingency - Surplus by \$26,938.00
INCREASE 001-0020-507160 Courthouse Repairs by \$26,938.00 – *Maintenance Director, Keith Roberts*
- F7 **FY2020-21** Line-Item Adjustment
DECREASE 001-0140-570000 Contingency - Surplus by \$11,776.00
INCREASE 001-0140-50819 Computer Equipment by \$11,776.00 – *County Judge, Todd Little*
- F8 **FY2020-21** Line-Item Adjustment
DECREASE 001-0370-508040 Postage by \$4,000.00
INCREASE 001-0370-508060 Official Bonds by \$4,000.00 – *County Tax Assessor, John Bridges*
- F9 **FY2020-21** Line-Item Adjustment
DECREASE 004-0652-406490 RB2 Fund Balance Carry Over by \$300,000.00
INCREASE 004-0652-508020 RB2 Equipment by \$300,000.00 - *Commissioner, Pct #2, Lane Grayson*
- F10 **FY2020-21** Line-Item Adjustment
DECREASE 004-0652-509280 Interest Payment by \$2,196.00
DECREASE 004-0652-570000 Contingency- Surplus by \$64,710.00
INCREASE 004-0652-509270 Principal Payment by \$66,906.00 - *Commissioner, Pct #2, Lane Grayson*
- F11 **FY2020-21** Line-Item Adjustment
DECREASE 004-0652-508070 Operating Expenditures by \$34,256.00
INCREASE 004-0652-509260 Operating Leases by \$34,256.00 - *Commissioner, Pct #2, Lane Grayson*

- F12 **FY2020-21** Line-Item Adjustment
DECREASE 004-0652-406490 Fund Balance by \$50,000.00
INCREASE 004-0652-508070 Operating Expenditures by \$50,000.00 - *Commissioner, Pct #2, Lane Grayson*

REGULAR AGENDA – Discussion, consideration, and action:

DEPARTMENT OF DEVELOPMENT

- 1.1 **Consideration and action of a plat of Homechanh Addition.** The property contains ± 1.302 acres of land in the Bucknam Canfield Survey Abstract No. 196, located on the east side of V.V. Jones Road, ± 809 feet south of the intersection of Sam Court, in the extraterritorial jurisdiction (ETJ) of Midlothian, Road and Bridge Precinct No. 4.
- 1.2 **Consideration and action of a plat of Ferris Ranch Phase 1.** This property contains ± 18.762 acres of land in the R. De La Pena Survey, Abstract No. 3, located ± 745 feet west of the intersection of FM 660 and India Road, Ferris, Road & Bridge Precinct No. 1.
- 1.3 **Consideration and action to release a performance bond and accept a maintenance bond for Ferris Ranch Phase 1 Subdivision.** This property contains ±18.762 acres of land in the R. De La Pena Survey, Abstract No. 3, located ± 745 feet west of the intersection of FM 660 and India Road, Ferris, Road & Bridge Precinct No. 1

PURCHASING

- 2.1 Discussion and consideration to approve the purchase a CimLine 70000-gallon Emulsion Tank in the amount of \$76,940.00 for Road and Bridge Precinct 2, using Texas Association of School Boards Buy Board Cooperative Contract number 597-19 from R.B. Everett & Co.
- 2.2 Discussion and consideration to approve renewal of the following bid: 2019-001 Hauling Road Materials with J&GK Properties, LLC/DBA-CKJ Transportation of North Texas for a (1) one-year renewal period effective from December 19, 2020 to December 18, 2021.
- 2.3 Discussion and consideration to approve lease agreement with BancorpSouth for (2) two 2021 Mack Granite GR64F Dump Trucks for Road and Bridge Precinct 2 in the amount of \$272,759.80. This will be a 13-month lease with buyback option from East Texas Mack for \$121,000.00 per unit.
- 2.4 Discussion and consideration to approve payoff of lease agreement 10657-7806-010 with BancorpSouth for (2) 2020 Mack Granite GR64F Dump Trucks in the amount of \$34,255.24.
- 2.5 Discussion and consideration to approve agreement with Thomas Reuters for tracking software for the Ellis County Sheriff's Office in an amount of \$14,571.60

- 2.6 Discussion and consideration to approve agreement with EverylyWell, Inc. for the purchase of COVID-19 testing kits not to exceed \$25,000.00.

ADMINISTRATIVE

- 3.1 Discussion and consideration to approve the necessary renewals and new applicants for the County Historical Commission (CHC). – *County Judge, Todd Little*
- Request approval to appoint the following new County Historical Member for two-year term beginning on January 1, 2021 through December 31, 2023: *David Sacha***
- 3.2 Public hearing to discuss decreasing the speed limit on Bluestem Way. – *Engineering, Ted Kantor*
- 3.3 Discussion and consideration to approve a decrease to the speed limit on Bluestem Way. – *Engineering, Ted Kantor*
- 3.4 Discussion and consideration to approve additional funding of one (1) Deputy Sergeant position at the Sheriff's Office for the current fiscal year.
- 3.5 Discussion and consideration to accept the donation of a refrigerator for inmate medical to use for vaccine when it arrives. The donated refrigerator is from Wal Mart (Waxahachie) and the amount is \$169.00 for the item with \$13.94 tax for a total of \$182.94. – *County Sheriff's Office, Chuck Edge*
- 3.6 Discussion and consideration to approve the purchase of a replacement ice maker in the Jail kitchen. Used for inmates' beverages and SAPP. The current unit is 11 years old. Cost to repair is \$7,193.00 and to replace \$8,253.00. Vendor is AMS and they are on Buy Board. – *County Sheriff's Office, Chuck Edge*
- 3.7 Discussion and consideration to approve service proposal with HDR Engineering to provide analysis regarding the repair of Jail door electrical issues in the amount of \$7,375.00. – *County Sheriff's Office, Chuck Edge*
- 3.8 Discussion and consideration to approve payment to Local Health Authority, Dr. Leigh Nordstrom in an amount of \$3,265.50 for 21.75 hours of work done in response to the COVID-19 pandemic. – *County Judge, Todd Little*
- 3.9 Discussion and consideration to accept a letter of resignation submitted by Constable of Pct. 2; to be effective January 8, 2021. – *County Judge, Todd Little*
- 3.10 Discussion and consideration to approve application of Elizabeth McEwen to replace Tim Berneking for the Emergency Service District Board # 8 for a 2-year term that began on January 1, 2020 and goes through December 31, 2021. – *County Fire Marshal, Tim Birdwell*

- 3.11 Discussion, consideration, and approval of entering into an Assignment Agreement with Ellis County Indigent Care Corporation and Hope Clinic to provide indigent health care services to eligible Ellis County residents pursuant to Health and Safety Code §61.029 at a quarterly rate of \$110,228.82 starting January 1, 2021. - *Jack Wilcox, Chief Financial Officer, Ennis Regional Medical Center*
- 3.12 Discussion and consideration to approve retaining Terry Morgan of Messer, Fort, and McDonald to review and amend, if necessary, Commissioners' Court of Ellis County Amended Sexually Oriented Businesses Order Minute Order No. 142.05.

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 Chapter 551.071 of the Government Code, consultation with attorney about pending or contemplated litigation regarding the County's Land Use Regulations.
- 4.2 Pursuant to Section 551.071 of the Government Code, consultation with attorney on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas conflicts with this chapter.
- 4.3 Pursuant to Chapter 551.074 of the Government Code, deliberation of the appointment and employment of a public officer, specifically Constable Precinct 2.

ADJOURNMENT OF EXECUTIVE SESSION

ADJOURNMENT

Signed this the 23rd day of December, 2020.



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 23rd day of December, 2020 at 3:01 ~~a.m.~~/p.m.

Krystal Valdez, County Clerk



By Jina Chambers _____, Deputy

- 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.