

ELLIS COUNTY COMMISSIONERS COURT
OFFICIAL MINUTES – OCTOBER 19, 2021

THE ELLIS COUNTY COMMISSIONERS COURT MET ON TUESDAY, OCTOBER 19, 2021, AT 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 WAS DISCUSSED AND CONSIDERED, TO-WIT:

MEMBERS PRESENT:

COUNTY JUDGE: TODD LITTLE

COUNTY CLERK: KRYSTAL VALDEZ

COMMISSIONERS:

RANDY STINSON, COMMISSIONER, PCT. 1

LANE GRAYSON, COMMISSIONER, PCT. 2

PAUL PERRY, COMMISSIONER, PCT. 3

KYLE BUTLER, COMMISSIONER, PCT. 4

OPENING COURT

COUNTY JUDGE CALLS MEETING TO ORDER, DECLARES QUORUM AND DECLARES NOTICES LEGALLY POSTED PURSUANT TO OPEN MEETINGS ACT.

MOTION TO OPEN COURT BY COMMISSIONER BUTLER, SECOND BY COMMISSIONER GRAYSON, MOTION CARRIED

INVOCATION AND PLEDGE OF ALLEGIANCE. – *RANDY STINSON, COMMISSIONER, PRECINCT #1*

PUBLIC HEARING

MOTION TO OPEN P1 BY COMMISSIONER STINSON, SECOND BY COMMISSIONER GRAYSON, MOTION CARRIED

P1 PUBLIC HEARING ON THE RATIFICATION OF THE ELLIS COUNTY BUDGET FOR FY 2021-2022, PURSUANT TO TEXAS LOCAL GOVERNMENT CODE §111.007.

MOTION TO EXIT P1 BY COMMISSIONER STINSON, SECOND BY COMMISSIONER GRAYSON, MOTION CARRIED

BUDGET MATTERS

MINUTE ORDER 458.21 (B1) APPROVING TO RATIFY THE FY 2021-22 BUDGET, PURSUANT TO LOCAL GOVERNMENT CODE §111.008. – *TODD LITTLE, COUNTY JUDGE*

MOTION TO APPROVE BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER PERRY, MOTION CARRIED, WITH COMMISSIONER STINSON, COMMISSIONER BUTLER AND COUNTY JUDGE LITTLE VOTING YES

MINUTE ORDER 459.21 (B2) APPROVING TO RATIFY THE COUNTY TAX RATE OF 0.310708, (CONSISTING OF AN INTEREST AND SINKING RATE OF 0.016852 AND A MAINTENANCE AND OPERATIONS RATE OF 0.293856), AND TO ADOPT A FARM TO MARKET TAX RATE OF 0.028630 FOR ELLIS COUNTY FY 2021-2022, PURSUANT TO TEXAS LOCAL GOVERNMENT CODE §81.006 AND TEXAS TAX CODE §26.05. THIS WILL MAKE THE TOTAL TAX RATE 0.339338 PER \$100 OF TAXABLE VALUE. – *TODD LITTLE, COUNTY JUDGE*

MOTION TO APPROVE BY COMMISSIONER PERRY, SECOND BY COMMISSIONER GRAYSON, MOTION CARRIED WITH COMMISSIONER STINSON, COMMISSIONER BUTLER AND COUNTY JUDGE LITTLE VOTING YES

CONSENT AGENDA:

MINUTE ORDER 460.21 APPROVING CONSENT AGENDA

ADMINISTRATIVE:

- A1 APPROVING REGULAR BILLS, PAYROLL AND OFFICER'S REPORTS. – *CHERYL CHAMBERS, TREASURER*
- A2 APPROVING COMMISSIONERS COURT REGULAR MEETING MINUTES FROM SEPTEMBER 28, 2021 AND OCTOBER 5, 2021. – *KRYSTAL VALDEZ, COUNTY CLERK*
- A3 ACCEPTING THE JULY AND AUGUST 2021 MONTHLY TREASURER'S REPORT. – *CHERYL CHAMBERS, TREASURER*
- A4 ACCEPTING THE SEPTEMBER 2021 MONTHLY JUSTICE OF THE PEACE REPORT, PCT. 1. – *CHRIS MACON, JUSTICE OF THE PEACE, PRECINCT #1*
- A5 ACCEPTING THE DEPARTMENT OF DEVELOPMENT'S (DOD) MONTHLY FINANCIAL REPORT FOR SEPTEMBER 2021. – *ALBERTO MARES, DEPARTMENT OF DEVELOPMENT*

FINANCIAL:

- F1 **FY2021-22 LINE ITEM TRANSFER** – *JANET MARTIN, COUNTY AUDITOR*
DECREASE 005-0703-570000 CONTINGENCY – SURPLUS BY \$40,000.00;
INCREASE 005-0703-505020 SALARIES – FULL TIME BY \$40,000.00.
- F2 **FY2021-22 LINE ITEM TRANSFER** – *KEITH ROBERTS, MAINTENANCE DIRECTOR*
DECREASE 001-0020-508080 AUTO GAS BY \$500.00;
DECREASE 001-0020-508090 AUTO REPAIR BY \$100.00;
DECREASE 001-0020-508580 CUSTODIAL SUPPLIES BY \$800.00;
DECREASE 001-0140-508020 EQUIPMENT BY \$1,400.00;
INCREASE 001-0020-508670 BURGLAR ALARM BY \$1,600.00;
INCREASE 001-0020-508070 COURTHOUSE LAWNCARE BY \$1,200.00.
- F3 PRESENTATION OF UNANTICIPATED REVENUE FROM SAFECO IN THE AMOUNT OF \$12,588.31. MONEY IS FROM A CLAIM FOR VEHICLE DAMAGE. PROPOSED BUDGET FOR FUNDS IS \$12,588.31 INCREASE TO 003-

0601-508020 ROAD & BRIDGES EQUIPMENT, IN COMPLIANCE WITH TEXAS LOCAL GOVERNMENT CODE 111.0108. – JANET MARTIN, COUNTY AUDITOR

MOTION TO APPROVE BY COMMISSIONER BUTLER, SECOND BY COMMISSIONER GRAYSON, MOTION CARRIED

DEPARTMENT OF DEVELOPMENT

MINUTE ORDER 461.21 (1.1) APPROVING A PLAT OF KEATHLY ADDITION. THE PROPERTY CONTAINS ± 5.243 ACRES OF LAND IN THE RAPHAEL DE LA PENNA SURVEY, ABSTRACT NO. 3, LOCATED ON THE NORTH SIDE OF ALSDORF ROAD ± 2,475 FEET WEST OF THE INTERSECTION OF UNION HILL ROAD AND ALSDORF ROAD, ENNIS ROAD & BRIDGE PRECINCT NO. 1.

MOTION TO APPROVE BY COMMISSIONER STINSON, SECOND BY COMMISSIONER GRAYSON, MOTION CARRIED

MINUTE ORDER 462.21 (1.2) APPROVING TO RELEASE A DRAINAGE MAINTENANCE BOND FOR IKE FARMS. THE PROPERTY CONTAINS A TOTAL OF ± 19.483 ACRES OF LAND LOCATED AT THE SOUTHWEST CORNER OF IKE ROAD AND FM 878, IN THE EXTRATERRITORIAL JURISDICTION (ETJ) OF THE CITY OF WAXAHACHIE, ROAD & BRIDGE PRECINCT NO. 1.

MOTION TO APPROVE BY COMMISSIONER STINSON, SECOND BY COMMISSIONER GRAYSON, MOTION CARRIED

MINUTE ORDER 463.21 (1.3) APPROVING A REPLAT OF GRANDVIEW ESTATES LOTS 7R & 7R-1. THE PROPERTY CONTAINS ± 10.00 ACRES OF LAND LOCATED ON THE NORTH SIDE OF FM 85, ± 3,085 FEET WEST OF THE INTERSECTION OF MACH ROAD AND FM 85, ENNIS, ROAD AND BRIDGE PRECINCT NO. 2

MOTION TO APPROVE BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER PERRY, MOTION CARRIED

MINUTE ORDER 464.21 (1.4) APPROVING TO RELEASE A MAINTENANCE BOND FOR PIONEER POINT, PHASES III & IV, AND ACCEPT INFRASTRUCTURE. THE PROPERTY IS LOCATED ON THE NORTH SIDE OF FM 66 ± 400 FEET WEST OF RICHARD 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, MOTION CARRIED

MINUTE ORDER 465.21 (1.5) APPROVING WITH CONDITIONS, A REQUEST FOR A ONE-TIME VARIANCE FOR THE PROPOSED CUNNINGHAM ESTATES (PARCEL NO. 187067 & 183334) FROM VOLUME III, SECTION II (B)(2)(ACCESS) FOR THE STANDARD CONSTRUCTION DETAILS TO ALLOW ± 23 LOTS WITHOUT INTERIOR ACCESS. THE PROPERTY CONTAINS ± 338.434 ACRES OF LAND LOCATED SOUTHWEST OF THE INTERSECTION OF OLD MAYPEARL ROAD AND CUNNINGHAM MEADOWS, ± 1,870

FEET SOUTH OF THE INTERSECTION OF FM 66 AND CUNNINGHAM MEADOWS ROAD, IN THE EXTRA-TERRITORIAL JURISDICTION (ETJ) OF WAXAHACHIE, ROAD BRIDGE PRECINCT No. 3.

PUBLIC PARTICIPANTS: KARA EAN, MELISSA JONES, MIKE LYLE, LANCE RUST, BRAD OWEN

MOTION TO APPROVE BY COMMISSIONER PERRY, SECOND BY COMMISSIONER BUTLER, MOTION CARRIED

MINUTE ORDER 466.21 (1.6) APPROVING A PLAT OF PORTERFIELD ACRES. THE PROPERTY CONTAINS ± 4.001 ACRES OF LAND IN THE H. G. HURST SURVEY, ABSTRACT No. 458, LOCATED ON THE SOUTH SIDE OF MULKEY ROAD, ± 1,565 FEET EAST OF THE INTERSECTION OF WESTMORELAND ROAD AND MULKEY ROAD, IN THE EXTRA-TERRITORIAL JURISDICTION (ETJ) OF WAXAHACHIE, ROAD & BRIDGE PRECINCT No. 4.

MOTION TO APPROVE BY COMMISSIONER BUTLER, SECOND BY COMMISSIONER PERRY, MOTION CARRIED

MINUTE ORDER 467.21 (1.7) ACCEPTING A PERFORMANCE BOND FOR THE PROPOSED OAK CREEK RANCH. THE PROPERTY CONTAINS ± 129.014 ACRES OF LAND IN THE J. BAKER SURVEY, ABSTRACT No. 40, LOCATED EAST THE INTERSECTION OF SKINNER ROAD AND FM 875, IN THE EXTRATERRITORIAL JURISDICTION (ETJ) OF THE CITY OF MIDLOTHIAN, ROAD & BRIDGE PRECINCT No. 4.

MOTION TO APPROVE BY COMMISSIONER BUTLER, SECOND BY COMMISSIONER PERRY, MOTION CARRIED

PURCHASING

MINUTE ORDER 468.21 (2.1) APPROVING THE PURCHASE OF A 2021 F600/F650 FOR COMMISSIONER PRECINCT 1 IN AN AMOUNT OF \$130,377.00 USING BUYBOARD CONTRACT #301-19 WITH CAVENDER GRANDE.

MOTION TO APPROVE BY COMMISSIONER STINSON, SECOND BY COMMISSIONER GRAYSON, MOTION CARRIED

MINUTE ORDER 469.21 (2.2) APPROVING THE PURCHASE OF FURNITURE AND INSTALLATION SERVICES FOR THE SHERIFF'S OFFICE, FROM OAK CLIFF OFFICE PRODUCTS USING THE TIPS COOPERATIVE CONTRACT NUMBER 200301 FOR \$60,281.10; TO BE PAID FROM WATER DAMAGE INSURANCE CLAIM.

MOTION TO APPROVE BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER BUTLER, MOTION CARRIED

MINUTE ORDER 470.21 (2.3) APPROVING REMODELING SERVICES OF THE SHERIFF'S ADMINISTRATIVE OFFICES FROM LOOKUP PROPERTIES, INC. USING THE FORT WORTH BID No. 13P-16-0161

"REMODELING SERVICES BB PMD" PURSUANT TO SECTION 271.102 OF THE LOCAL GOVERNMENT CODE; CITY OF FORT WORTH INTERLOCAL AGREEMENT WITH ELLIS COUNTY, MO #280.11, FOR \$236,759.39; TO BE PAID FROM WATER DAMAGE INSURANCE CLAIM.

MOTION TO APPROVE BY COMMISSIONER STINSON, SECOND BY COMMISSIONER GRAYSON, MOTION CARRIED

NO ACTION (2.4) DISCUSSION, CONSIDERATION, AND APPROVAL TO ADVERTISE AND SOLICIT FOR REQUEST FOR STATEMENT OF QUALIFICATIONS (RFSQ) FOR SELECTION OF A MEDICAL DOCTOR WITH STAFF TO ADMINISTER MONOCLONAL ANTIBODIES.

ADMINISTRATIVE

MINUTE ORDER 471.21 (3.1) APPROVING A YEARLY PAYMENT TO THE TEXAS COUNTY AND DISTRICT RETIREMENT SYSTEM (TCDRS) IN THE AMOUNT OF \$300,000 TO PAY DOWN THE ELLIS COUNTY LIABILITY. PAYMENT TO COME FROM GENERAL FUND AND WAS INCLUDED IN THE FY2022 ELLIS COUNTY BUDGET. – *JANET MARTIN, COUNTY AUDITOR*

MOTION TO APPROVE BY COMMISSIONER PERRY, SECOND BY COMMISSIONER GRAYSON, MOTION CARRIED

NO ACTION (3.2) PRESENTATION REGARDING ANNUAL PROGRAM FROM DR. DONALD KELM, DISTRICT EXTENSION ADMINISTRATION, DISTRICT 8. – *MARK ARNOLD, TEXAS A&M AGRILIFE EXTENSION SERVICE, ELLIS COUNTY*

MINUTE ORDER 472.21 (3.3) APPROVING A RESOLUTION AUTHORIZING THE MEALS ON WHEELS COUNTY GRANT PROGRAM FOR FY2022, RECOMMITTING \$50,000.00. - *CHRISTINE HOCKIN-BOYD, EXECUTIVE DIRECTOR, MEALS ON WHEELS*

MOTION TO APPROVE BY COMMISSIONER PERRY, SECOND BY COMMISSIONER GRAYSON, MOTION CARRIED

MINUTE ORDER 473.21 (3.4) APPROVING SHERIFF NORMAN TO SIGN AN EXPENDED SUBSCRIPTION AGREEMENT WITH GUARDIAN TRACKING (ENVISAGE TECHNOLOGIES, LLC), WHICH WILL PROVIDE SOFTWARE SUBSCRIPTIONS FOR THE ENTIRE AGENCY AT A YEARLY FEE OF \$7,340.00. – *BRAD NORMAN, COUNTY SHERIFF*

MOTION TO APPROVE BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER BUTLER, MOTION CARRIED

MINUTE ORDER 474.21 (3.5) APPROVING TO RENEW TEXAS ASSOCIATION OF COUNTIES (TAC) WORKERS' COMPENSATION PROGRAM FOR THE 2022 PLAN YEAR AND SUBMIT POOL DOCUMENTATION NECESSARY FOR THE POOL TO PROPERLY UNDERWRITE THE RENEWAL. – *THERESA TAYLOR, HUMAN RESOURCES*

MOTION TO APPROVE BY COMMISSIONER STINSON, SECOND BY COMMISSIONER PERRY, MOTION CARRIED

MINUTE ORDER 475.21 (3.6) AUTHORIZING THE COUNTY JUDGE TO SIGN THE UT SOUTHWESTERN MEDICAL CENTER MOBILE MAMMOGRAPHY SERVICE AGREEMENT. – *THERESA TAYLOR, HUMAN RESOURCES*

MOTION TO APPROVE BY COMMISSIONER STINSON, SECOND BY COMMISSIONER GRAYSON, MOTION CARRIED

MINUTE ORDER 476.21 (3.7) AUTHORIZING ELLIS COUNTY & DISTRICT ATTORNEY ANN MONTGOMERY TO TERMINATE THE ENGAGEMENT AGREEMENT WITH CAMPBELL & ASSOCIATES LAW FIRM, P.C. CONCERNING A TEXAS STATE BAR ADMINISTRATIVE MATTER. – *ANN MONTGOMERY, COUNTY & DISTRICT ATTORNEY*

MOTION TO APPROVE BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER STINSON, MOTION CARRIED

MINUTE ORDER 477.21 (3.8) APPROVING AN AMENDED AGREEMENT BETWEEN MDLABS, LLC, ELLIS COUNTY, TEXAS, AND THE CITY OF FERRIS, TEXAS FOR THE PROVISION OF A MONOCLONAL ANTIBODY INFUSION CLINIC; AND APPROVING A TERMINATION NOTICE FOR THE AGREEMENT THAT WOULD BE EFFECTIVE NOVEMBER 6, 2021. – *TODD LITTLE, COUNTY JUDGE*

MOTION TO APPROVE BY COMMISSIONER STINSON, SECOND BY COMMISSIONER GRAYSON, MOTION CARRIED

NO ACTION (3.9) PRESENTATION BY BERRY DUNN OF THE ELLIS COUNTY, TEXAS JUSTICE AND PUBLIC SAFETY SYSTEM NEEDS ASSESSMENT. – *TONY TULL, BERRY DUNN*

MINUTE ORDER 478.21 (3.10) APPROVING TO ADVERTISE AND SOLICIT FOR REQUEST FOR PROPOSALS (RFP) FOR SELECTION OF JUSTICE AND PUBLIC SAFETY SOFTWARE. – *TONY TULL, BERRY DUNN*

MOTION TO APPROVE BY COUNTY JUDGE LITTLE, SECOND BY COMMISSIONER GRAYSON, MOTION CARRIED

TABLED (3.11) DISCUSSION, CONSIDERATION, AND APPROVAL TO ENGAGE BERRY DUNN FOR THE NEXT PHASE (RFP PREPARATION AND EVALUATION) OF THE ELLIS COUNTY, TEXAS JUSTICE AND PUBLIC SAFETY SOFTWARE PROJECT. – *TONY TULL, BERRY DUNN*

ADJOURN TO EXECUTIVE SESSION **4:27 P.M.**

MOTION TO ADJOURN BY COMMISSIONER BUTLER, SECOND BY COMMISSIONER PERRY, MOTION CARRIED

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 §551 OR AS OTHERWISE MAY BE PERMITTED UNDER §551.

- 4.1 PURSUANT TO §551.071 OF THE GOVERNMENT CODE, CONSULTATION WITH LEGAL COUNSEL REGARDING PENDING OR CONTEMPLATED LITIGATION MATTERS CONCERNING SPECIAL DISTRICTS AND/OR TCEQ MUDS AND TPDES APPLICATIONS.
- 4.2 PURSUANT TO CHAPTER §551.071 OF THE GOVERNMENT CODE, CONSULTATION WITH LEGAL COUNSEL REGARDING PENDING OR CONTEMPLATED LITIGATION MATTER CONCERNING MDLABS, LLC AGREEMENT.

RECONVENE TO REGULAR SESSION **5:20 P.M.**

MOTION TO RECONVENE BY COMMISSIONER STINSON, SECOND BY COMMISSIONER PERRY, MOTION CARRIED

ADJOURNMENT **5:22 P.M.**

MOTION TO ADJOURN BY COMMISSIONER PERRY, SECOND BY COMMISSIONER BUTLER, MOTION CARRIED

THE OFFICIAL MINUTES OF THE ELLIS COUNTY COMMISSIONERS' COURT ON OCTOBER 19, 2021,
ARE HEREBY APPROVED.

PRESIDING OFFICER:



TODD LITTLE, COUNTY JUDGE



RANDY STINSON, COMMISSIONER, PCT 1



LANE GRAYSON, COMMISSIONER, PCT 2

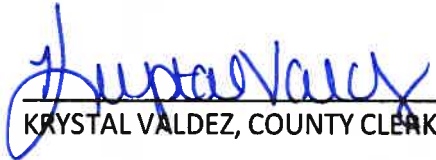


PAUL PERRY, COMMISSIONER, PCT 3



KYLE BUTLER, COMMISSIONER, PCT 4

WITNESS MY HAND AND OFFICIAL SEAL OF OFFICE THIS 2ND DAY OF NOVEMBER 2021.



KRYSTAL VALDEZ, COUNTY CLERK

