2021 MAY 28 PM 1:30

RANDY STINSON
Commissioner Pct. #1

LANE GRAYSON
Commissioner Pct. #2

TODD LITTLE
County Judge

Krystal Valdez
Ellis County Clerk

PAUL PERRY
Commissioner Pct. #3

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, June 1, 2021, 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:

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 – *Commissioner, Pct #3, Paul Perry*

Proclamation Presentation thanking the Volunteers and Medical Staff Vaccine Hub Workforce. – *County 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 May 18, 2021 & Special Meeting Minutes from May 24, 2021. – *County Clerk, Krystal Valdez*

A3 Acceptance of the Monthly Treasurer's Report for April 2021. - *County Treasurer, Cheryl Chambers*

A4 Acceptance of a Revised Investment Strategy, Exhibit B of the Ellis County Investment Policy. Adding the American Rescue Plan Funds to the list of approved investment funds. – *County Treasurer, Cheryl Chambers*

A5 Acceptance of the Human Resources Department Quarterly Comp Time Report for 3rd Quarter. – *Human Resources, Theresa Taylor*

A6 Acceptance of the Department of Development's (DoD) monthly financial report for April 2021, pursuant to Chapter §114.044 of the Texas Local Government Code. – *Director of Department of Development, Alberto Mares*

A7 Acceptance of the annual Road Report for Road & Bridge Pct #1. – *Commissioner, Pct. #1, Randy Stinson*

A8 Acceptance of the annual Road Report for Road & Bridge Pct #3. – *Commissioner, Pct. #3, Paul Perry*

A9 Acceptance of the County Auditor's Monthly Report for April 2021, pursuant to Local Government Code, §114.025. – *County Auditor, Janet Martin*

A10 Presentation of a tabulated report of the county's receipts and disbursements of funds from May 11, 2021 – May 25, 2021, pursuant to Local Government Code, §114.024. – *County Auditor, Janet Martin*

A11 Acceptance of the March 2021 and April 2021 cash audit reports. - *County Auditor, Janet Martin*

A12 Acceptance of the ESD #1 Application of Charles Peyton to replace Wade Norquist, commission ending on 12/31/2021. – *County Fire Marshall, Tim Birdwell*

A13 Acceptance of the ESD #4 Application of Shaun Malone to replace Ray Brindle, commission ending on 12/31/2021. – *County Fire Marshall, Tim Birdwell*

Financial:

F.1 County Auditor to certify receipt of May 2021 TJJD Grant funds in the amount of $61,230.00 in accordance with Local Government Code 111.0106. – *County Auditor, Janet Martin*

F.2 County Auditor requests permission to pay Axon invoice SI-1678626 from 8.25.2020 with Ellis County FY2021 funds. – *County Auditor, Janet Martin*

F.3 County Auditor requests permission to pay commissions to Linebarger, Goggan Blair & Sampson, LLP for July, August, September 2020 fees from Ellis County FY2021 funds. – *County Auditor, Janet Martin*

F.4 Request for Approval by Tax Collector Assessors Office to issue Property Tax Refunds. – *County Auditor, Janet Martin*

F.5 **FY2020-21 Line Item Transfer** – *County Auditor, Janet Martin*
DECREASE 001-0180-508330 Extra Court Reporters by $1,000.00
DECREASE 001-0190-508330 Extra Court Reporters by $1,000.00
DECREASE 001-0200-508330 Extra Court Reporters by $1,000.00
DECREASE 001-0380-508330 Extra Court Reporters by $1,000.00
DECREASE 001-0385-508330 Extra Court Reporters by $1,000.00
DECREASE 001-0387-508330 Extra Court Reporters by $1,000.00
INCREASE 001-0190-508335 AG Court Reporters by $6,000.00

F.6 **FY2020-21 Line Item Transfer** – *County Judge, Todd Little*
DECREASE 001-0140-57000 Contingency – Surplus by $61,075.00
INCREASE 001-0210-509420 Election Expenses by $15,643.00
INCREASE 001-0210-506950 FICA by $6,000.00
INCREASE 001-0210-508230 Legal Notices by $1,610.00
INCREASE 001-0210-507030 Telephone by $797.00
INCREASE 001-0210-506010 Mileage Reimbursement by $200.00
INCREASE 001-0210-508480 Part Time Election Salaries by $36,825.00

F.7 **FY2020-21 Line Item Transfer** – *County Judge, Todd Little*
DECREASE 001-0140-570000 Contingency by $307,725.00
INCREASE 001-0015-508020 Jail Equipment by $307,725.00

F.8 **FY2020-21 Line Item Transfer** – *Commissioner, Pct #3, Paul Perry*
DECREASE 011-0704-57000 FM3 Contingency by $160,000.00
INCREASE 011-0704-508020 FM3 Equipment by $160,000.00

F.9 **FY2020-21 Line Item Transfer** – *Commissioner, Pct #2, Lane Grayson*
DECREASE 010-0653-508070 FM2 General Exp. by $7,000.00
INCREASE 010-0653-509090 FM2 Repair Parts by $7,000.00

F.10 **FY2020-21 Line Item Transfer** – *County Sheriff, Brad Norman*
DECREASE 001-0015-508140 Inmate Feeding by $5,239.41
INCREASE 001-0015-508020 Equipment by $5,239.41

F.11 **FY2020-21 Line Item Transfer** – *County Sheriff, Brad Norman*
DECREASE 001-0015-508070 Operating Expense by $600.00
DECREASE 001-0015-508190 Computer Equipment by $876.46
DECREASE 001-0015-508880 Computer Software by $1,124.08
INCREASE 001-0015-508020 Equipment by $1,120.01
INCREASE 001-0015-508030 Furniture/Fixtures by $636.38
INCREASE 001-0015-508120 Radio by $844.15

F.12 **FY2020-21 Budget Amendment** – *Purchasing Director, EJ Harbin*
Pursuant to Local Government Code §111.0108, acceptance of Buyboard Rebate of $2,993.00 and Lone Star Auctioneers of $5,000.00 as Unanticipated Revenue certified by County Auditor.
DECREASE 001-0230-400030 Misc Reimbursements by $7,993.00
INCREASE 001-0230-508070 Operating Expenditure by $4,500.00
INCREASE 001-0230-508900 CO Supply Room by $2,000.00
INCREASE 001-0230-508010 Supplies by $743.00
INCREASE 001-0230-506980 Law Books/Dues by $400.00
INCREASE 001-0230-508080 Auto Gas by $350.00

F.13 **FY2020-21 Line Item Transfer** – *County Clerk, Krystal Valdez*
DECREASE 001-0320-507030 Telephone by $1,000.00
INCREASE 001-0320-508020 Equipment by $1,000.00

F.14 **FY2020-21 Line Item Transfer** – *Emergency Management, Samantha Pickett*
DECREASE 001-0430-506980 Law Books/Dues by $550.00
DECREASE 001-0430-508010 Supplies by $1,000.00
DECREASE 001-0430-508680 EMC Contract Service by $1,000.00
DECREASE 001-0430-509770 Preparedness Training by $1,000.00
INCREASE 001-0430-508020 Equipment by $3,555.00

F.15 **FY2020-21 Line Item Transfer** – *Emergency Management, Samantha Pickett*
DECREASE 001-0430-508100 Auto Tires by $500.00
DECREASE 001-0430-509760 Preparedness Fair by $1,000.00
DECREASE 001-0430-508050 Conference by $1,725.00
INCREASE 001-0430-508090 Auto Repair by $3,225.00

F.16 **FY2020-21 Line Item Transfer** – *Emergency Management, Samantha Pickett*
DECREASE 001-0430-508080 Auto Gas by $195.00
DECREASE 001-0430-508350 Training by $100.00
INCREASE 001-0430-507030 Telephone by $295.00

F.17 **FY2020-21 Line Item Transfer** – *Department of Development, Alberto Mares*
DECREASE 001-0060-508880 Computer Software by $6,000.00
INCREASE 001-0060-508190 Computer by $6,000.00

REGULAR AGENDA – Discussion, Consideration and action:

DEPARTMENT OF DEVELOPMENT

1.1 **Discussion, consideration & action on a plat of Barton Acres**. The property contains ± 13.964 acres of land in the F. Layton Survey, Abstract No. 624, located at the northeast corner of Barton Road and W. 1st Street, in the extraterritorial jurisdiction (ETJ) of the City of Maypearl, Road and Bridge Precinct #3.

1.2 **Discussion, consideration & action on a plat of Mijares & Martinez Ranch**. The property contains ± 4.196 acres of land in the R. De La Pena Survey, Abstract No. 3, located on the west side of Neck Road ± 3,274 feet south of the intersection of Neck Road and Newton Road, Ferris, Road and Bridge Precinct #1.

1.3 **Discussion, consideration & action on a plat of W.O.J. Estates**. The property contains ± 10.316 acres of land in the James Blair Survey, Abstract No. 115, located on the east side of Brigman Road ± 1,780 feet southeast of the intersection of Brigman Road and EP Dawson Road, Maypearl, Road and Bridge Precinct #3.

1.4 **Discussion, consideration & action to vacate/rescind Minute Order 514.19 (approved on December 3, 2019), an approved road frontage variance for 5204 E. FM 875, also known as Ridgway Addition.**

1.5 **Discussion, consideration & action regarding TCEQ permit applications associated with the creation of Ellis County MUD FM 984. Approval to contest: creation of Municipal Utility District (MUD) located off FM 984 in the ETJ of Ennis, Texas; Texas Pollutant Discharge Elimination System permit (TPDES); and any associated permits with MUD FM 984. Approval to engage legal counsel (Bickerstaff Heath Delgado Acosta LLP) to represent Ellis County in TCEQ proceedings.**

PURCHASING

2.1 Discussion, consideration and approval the listed equipment and various items as surplus for various County Departments and Road & Bridge Pct #3 to be disposed of in accordance with Local Government Code Chapter 263.

2.2 Discussion, consideration and approval of cooperative purchasing interlocal agreement with National Cooperative Purchasing Alliance (NCPA) in accordance with Local Government Code Chapter 271.

2.3 Discussion, consideration and approval to purchase a Broce RJT350 Broom in the amount of $51,537.92 for Road & Bridge Precinct #2, using the BuyBoard Cooperative Contract #597-19 from R.B. Everett & Company.

2.4 Discussion, consideration and approval to renew the following bid RFP-2019-009 Disaster Debris Monitoring and Consulting Services with Debris Tech for a one-year period June 25, 2021 to June 24, 2022.

2.5 Discussion, consideration and approval to purchase a Tiger RT50D Boom Mower in the amount of $166,644.00 for Road & Bridge Precinct #3, using the BuyBoard Cooperative Contract #611-20 from Tiger Corporation.

2.6 Discussion, consideration, and approval of Service and License Renewal Agreement with CivicPlus, LLC in the annual amount of $15,429.30, using TIPS Contract # 190701.

ADMINISTRATIVE

3.1 Discussion, consideration and approval for the City of Ennis to authorize a structural analysis be performed on the communications tower at the County Farm. – *County Engineer, Ted Kantor*

3.2 Discussion, consideration and approval to order the Special Runoff Election to be held on July 27, 2021 for the purpose of electing United States Representative District 6 to Member of Congress to fill a vacancy as required by Article I, Section 2 of the U.S. Constitution and Section 204.021 of the Texas Constitution; for approval of the Early Voting Schedule. – *Elections Administrator, Jana Onyon*

3.3 Discussion and update requested from the Department of Development and Engineering as it relates to the testing process for the subgrade material for concrete roadway structure. – *Commissioner Pct. #4, Kyle Butler*

3.4 Discussion, consideration, and approval of Emergency Services District #6's request for a 30-day extension of audit deadline, pursuant to Health and Safety Code, §775.082(d). The new deadline shall be July 1, 2021. – *County Fire Marshall, Tim Birdwell*

3.5 Discussion, consideration, and approval to extend option period to purchase property located at 301 N. Rogers St., Waxahachie, Texas 75165. –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 §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 legal counsel regarding pending or contemplated litigation matter concerning special districts and/or TCEQ MUD FM 984 and TPDES applications.

4.2 Pursuant to Chapter §551.072 of the Government Code, to deliberate the purchase, exchange, lease, or value of real property if the deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person.

ADJOURNMENT OF EXECUTIVE SESSION

ADJOURNMENT

Signed this the 28th day of May, 2021.

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 28th day of May, 2021 at 1:30 a.m. (p.m.)

COMMISSIONERS COURT ELLIS COUNTY, TEXAS

Krystal Valdez, County Clerk

- **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.**