



FILED FOR RECORD
KRYSTAL VALDEZ
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 REGULAR MEETING
ELLIS COUNTY COMMISSIONERS' COURT**

Notice is hereby given that a meeting of the Ellis County Commissioners' Court will be held on **Tuesday, April 5, 2022, 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 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:

- A.1 Approval of Regular Bills, Payroll and Officers' Reports. – *County Treasurer, Cheryl Chambers*
- A.2 Approval of Regular Meeting Minutes from March 8, 2022. – *County Clerk, Krystal Valdez*
- A.3 Presentation of a tabulated report of the county's receipts and disbursements of funds from March 12, 2022 – March 25, 2022, pursuant to Local Government Code §114.024. – *County Auditor, Janet Martin*
- A.4 Ratification of authority to file a supplemental amicus brief in high-speed rail litigation.
– *County & District Attorney, Ann Montgomery*
- A.5 Presentation of the Justice of the Peace, Pct. #1 monthly report pursuant to Local Government Code §114.044.
– *Justice of the Peace, Pct. #1, Judge Chris Macon*
- A.6 Consideration and acceptance of a donation of 331 paperback books from the Nicholas P. Sims Library to the Wayne McCollum Detention Center with an estimated value of \$2,508.86. – *County Auditor, Janet Martin*

- A.7 Consideration and acceptance of a donation from City of Midlothian of one (1) Gradall Grapple bucket to Precinct #4 due to the City of Midlothian no longer owning a Gradall. The bucket is no longer being used.
– *Commissioner, Pct #4, Kyle Butler*
- A.8 Acceptance and approval of the application for Marcus S. Brown to fill vacant board position on ESD #1 starting April 5, 2022 and running until December 31, 2023. Mr. Brown will be filling the position of Andy Mulvany who resigned as of December 31, 2021. – *County Fire Marshall, Tim Birdwell*
- A.9 Consideration and approval of Exhibit “A” work order in compliance with the Interlocal Agreement dated 12/14/21, Minute Order #543.21 between Ellis County and the City of Oak Leaf.
– *Commissioner, Pct. #4, Kyle Butler*
- A.10 Consideration and approval of Exhibit “A” work order in compliance with the Interlocal Agreement dated 12/14/21, Minute Order #543.21 between Ellis County and the City of Ovilla.
Commissioner, Pct. #4, Kyle Butler
- A.11 Acceptance of County Auditor’s Monthly Report for February 2022 pursuant to Local Government Code §114.025.
County Auditor, Janet Martin

Financial:

- F.1 **FY2022 LINE ITEM TRANSFER** – *Commissioner, Pct. #1, Randy Stinson*
DECREASE 009-0602-508070 Operating Expenditures by \$20,000.00
INCREASE 009-0602-509060 Culverts by \$20,000.00
- F.2 **FY2022 LINE ITEM TRANSFER** – *Commissioner, Pct. #3, Paul Perry*
DECREASE 005-0703-508070 Misc Expenses by \$94.60
INCREASE 001-0430-509770 Emergency Mgmt Preparedness Training by \$94.60
- F.3 **FY2022 LINE ITEM TRANSFER** – *Commissioner, Pct. #4, Kyle Butler*
DECREASE 006-0754-508070 Operating Expenditures by \$75.68
INCREASE 001-0430-509770 Emergency Mgmt Preparedness Training by \$75.68
- F.4 **FY2022 LINE ITEM TRANSFER** – *Commissioner, Pct. #4, Kyle Butler*
DECREASE 012-0755-570000 Contingency-Surplus by \$72,776.00
INCREASE 012-0755-509120 Bridge Repairs by \$72,776.00
- F.5 **FY2022 LINE ITEM TRANSFER** – Human Resources Director, Theresa Taylor
DECREASE 001-0425-508350 Safety/Training by \$75.68
INCREASE 001-0430-509770 Emergency Mgmt Preparedness Training by \$75.68

F.6 Auditor requests permission to pay the following FY2021 invoices from FY2022 funds:

- Wage Works INV2584533 in the amount of \$303.00
- Wage Works INV2713714 in the amount of \$303.00
- Wage Works INV2844464 in the amount of \$303.00
- Irene M. Vera #1425 in the amount of \$275.00
- O'Reilly #0645-134172 in the amount of \$108.04
- O'Reilly #0645-146532 in the amount of \$41.53
- O'Reilly #0645-160004 in the amount of \$14.99
- O'Reilly #0645-174412 in the amount of \$182.70
- O'Reilly #0645-179081 in the amount of \$97.52
- O'Reilly #0645-179518 in the amount of \$59.96
- O'Reilly #0645-201667 in the amount of \$39.99
- O'Reilly #0645-223672 in the amount of \$5.49
- O'Reilly #0645-116294 in the amount of \$-18.00
- O'Reilly #0645-148765 in the amount of \$-22.04
- O'Reilly #0645-174413 in the amount of \$-182.70
- O'Reilly #0645-179104 in the amount of \$-97.52

F.7 Approval of payment of Property Tax Refunds in the amount of \$3,040.50 by the Ellis County Tax Assessor Collector. – *County Auditor, Janet Martin*

F.8 Approval of payment of Property Tax Refunds in the amount of \$97,134.93 by the Ellis County Tax Assessor Collector. – *County Auditor, Janet Martin*

F.9 Consideration and approval of ARPA funds in the estimated amount of \$11,015.85 to renew Adobe for the County District Attorney's Office. The initial Adobe purchase was made using ARPA funds as it allows the County District Attorney's employees to work remotely. Reference quote #239541 from CSI. – *County Auditor, Janet Martin*

F.10 Consideration and acceptance of grant proceeds of \$50,778.75 from the Texas State Comptroller's Office in payment of the SWAT Equipment Enhancement Grant. The grant is a reimbursement grant. Special budget for the funds is 001-0010-590100 and will be moved at a later time for additional equipment needs.
– *County Auditor, Janet Martin*

REGULAR AGENDA – Discussion, Consideration and Action:

Department of Development:

- 1.1 **Discussion, consideration & action on a plat of Cook Farm.** The property contains ± 2.00 acres of land in the R De La Pena Survey Abstract No. 3, located on the west side of Newton Road, ± 6,200 feet south of the intersection of Chaparral Road and Newton Road, Ferris, Road & Bridge Precinct No. 1.
- 1.2 **Consideration and action of a request for a one-time variance for Parcel No. 178150 from Volume III (Standard Construction Details) Section II (C) (7) of the County's development regulations to allow construction of a cul-de-sac that exceeds the maximum length requirement and an alternative cul-de-sac design.** The property contains an ± 80.6-acre tract of land located on the west side of Union Hill Road, ± 655 feet west of the intersection of Alsdorf Road and Union Hill Road, Ennis, Road & Bridge Precinct No. 1.
- 1.3 **Discussion, consideration & action on a plat of Greatwood Estates.** The property contains ± 6.60 acres of land in the T.D. Mason Survey Abstract No. 1227, located on the west side of Singleton Road, ± 2,100 feet northwest of the intersection of Campbell Road and Singleton Road, located in the extraterritorial jurisdiction (ETJ) of Maypearl, Midlothian, Road & Bridge Precinct No. 3.

- 1.4 **Discussion, consideration & action on a plat of Ibanez Addition.** The property contains ± 20.251 acres of land in the E.T. Branch Survey Abstract No. 34, located on the west side of Anderson Ranch Road, ± 2,100 feet southwest of the intersection of Hight Road and Anderson Ranch Road, Waxahachie, Road & Bridge Precinct No. 3.
- 1.5 Discussion, consideration & action for a one-time variance for Parcel ID No. 259837 & 181475 from Volume I, Section IV (A) (2) (Residential Lots) of the Subdivision & Development Standards to allow two (2) lots without **meeting the minimum road frontage and one (1) lot without meeting the minimum lot size for development & Septic Order, minimum lot depth & width requirements and the narrowest width requirement.** The properties contain ± 5.978 acres of land located on the west side of Westmoreland Road, ± 930 feet south of the intersection of Southridge Street and Westmoreland Road, in the extraterritorial jurisdiction (ETJ) of the City of Ovilla, Road and Bridge Precinct No. 4.

Purchasing:

- 2.1 Discussion, consideration and approval of 6,160 square ft. of Concrete Paving Services using the contract with Muirhead Concrete Services, LLC (Minute Order 366.20) in the amount of \$49,320.00 for Road & Bridge Pct 2.

Administrative:

- 3.1 Consideration and acceptance unanticipated revenue Hon. Sharen Wilson, Criminal District Attorney, Tarrant County in the amount of \$8,041.77. Funds are from restitution paid by a previous employee resulting from theft prosecution. Money was receipted into General Fund Due to Other Government Agencies and General Fund will issue a check to the Hon. Richard Rozier, Ellis County Tax Assessor Collector. Mr. Rozier will receipt those funds into Miscellaneous Income since the restitution represents revenue from a previous fiscal year.
– *County Auditor, Janet Martin*
- 3.2 Presentation of the 2021 Prairielands Groundwater Conservation District Annual Report. – *Prairielands GCD General Manager, Kathy Turner Jones*
- 3.3 Discussion, consideration and adoption of a Certificate of Resolution granting approval of a project of Red Oak Industrial Development Corporation. – *City of Red Oak, Economic Development Director, Lee McCleary*
- 3.4 Discussion, consideration, and approval for the Notice of the Special Election to be held on May 7, 2022 for voting in an election to adopt or reject two proposed Constitutional Amendments as submitted by the 87th Legislature of the State of Texas; Notice includes all entities contracting with the Elections office; For approval of the Election Day Schedule. – *Elections Administrator, Jana Onyon*
- 3.5 Discussion, consideration, and approval for one (1) additional full-time staff position within the Ellis County Elections Office. Such position is necessary due to an increase in population, new legislative requirements, and an increase in additional duties to comply with the election code. Transfer \$25,900.42 from 001-0140-570000, Contingency-Surplus to the 0210 Account Salary Line Items for funding one (1) additional Clerk III position. – *Elections Administrator, Jana Onyon*

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.

ADJOURNMENT OF EXECUTIVE SESSION

ADJOURNMENT OF REGULAR MEETING

Signed this the 1st day of April, 2022



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 1st day of April, 2022 at 3:48 ~~a.m.~~/p.m.



Krystal Valdez, County Clerk *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.