



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, May 2nd, 2023, at 2:00 p.m. in the Commissioners' Courtroom (2nd floor) of the Historic Ellis County Courthouse, located at 101 W. Main Street, Waxahachie, Texas**, at which time the following will be discussed and considered:

OPENING COURT

County Judge will call meeting to order, declare quorum if present, and declare notices legally posted pursuant to the Open Meetings Act, Texas Government Code Chapter 551.

Motion to open meeting

Invocation and Pledge of Allegiance – *Precinct 3 Commissioner Paul Perry*

PROCLAMATION – Proclamation Recognizing the National Day of Prayer

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 Acceptance of the County Treasurer's 1st Quarter 2023 Quarterly Investment Report. – *County Treasurer Cheryl Chambers*
- A.3 Approval of Commissioners' Court Regular Meeting Minutes from April 18th, 2023. – *County Clerk Krystal Valdez*

- A.4 Approval of Commissioners' Court Special Meeting Minutes from April 21st, 2023. – *County Clerk Krystal Valdez*
- A.5 Approval of the necessary new applicants for ESD #1 (Maypearl). Request approval to accept the application of Walter Samples to replace Secretary Gary Harris, whose term ends in December 2024. – *Fire Marshal Tim Birdwell*
- A.6 Acceptance of the Justice of the Peace, Precinct 4 monthly report for January 2023, pursuant to Texas Local Government Code §114.044. – *The Honorable Louis Ponder*
- A.7 Acceptance of the Justice of the Peace, Precinct 4 monthly report for February 2023, pursuant to Texas Local Government Code §114.044. – *The Honorable Louis Ponder*
- A.8 Acceptance of the Justice of the Peace, Precinct 4 monthly report for March 2023, pursuant to Texas Local Government Code §114.044. – *The Honorable Louis Ponder*
- A.9 Approval of the Department of Development's monthly financial report for March 2023, as required by Chapter 114.044 of the Texas Local Government Code. – *Department of Development Director Alberto Mares*
- A.10 Presentation of a tabulated report of the county's receipts and disbursements of funds from April 8th, 2023 – April 21st, 2023, pursuant to Texas Local Government Code §114.024. – *County Auditor Janet Martin*

Financial:

- F.1 FY 2023 Line-Item Transfer. – *Department of Development Director Alberto Mares*
- Decrease 001-0060-508050 (Conference) by \$189.20
 - Increase 001-0430-404100 (Emergency Management Safety Training) by \$189.20
- F.2 FY 2023 Line-Item Transfer. – *Precinct 1 Commissioner Randy Stinson*
- Decrease 009-0602-570000 (Contingencies) by \$5,000.00
 - Increase 009-0602-508680 (FM1 Tires) by \$5,000.00
- F.3 FY 2023 Line-Item Transfer. – *The Honorable Louis Ponder*
- Decrease 001-0540-508020 (Equipment) by \$1,071.56
 - Decrease 001-0540-507030 (Telephone) by \$424.02
 - Increase 001-0540-508290 (Computer Equipment) by \$1,495.58
- F.4 FY 2023 Line-Item Transfer. – *Sheriff Brad Norman*
- Decrease 001-0010-505020 (Full-Time Salaries) by \$86,036.66
 - Increase 001-0010-508020 (Equipment) by \$86,036.66
- F.5 FY 2023 Line-Item Transfer. – *Sheriff Brad Norman*
- Decrease 001-0010-506940 (Employee Recognition) by \$351.81
 - Increase 042-0942-400870 (Sheriff Forfeiture) by \$325.00
 - Increase 001-0010-508850 (Sales Tax) by \$26.81

- F.6 FY 2023 Line-Item Transfer. – *County Auditor Janet Martin*
- Decrease 005-0706-406490 (Fund Balance Carryover) by \$755,570.91
 - Increase 005-0703-570000 (Contingency-Surplus) by \$755,570.91
- F.7 FY 2023 Special Budget Request. – *County Auditor Janet Martin*
- Accept ordered restitution received by the Sheriff's Office as Unanticipated Revenue in the amount of \$210.00.
 - Increase 001-0010-506970 (Evidence Analysis and Testing) by \$210.00
- Pursuant to Texas Local Government Code §111.0108, Unanticipated Revenue certified by County Auditor.*
- F.8 FY 2023 Special Budget Request. – *County Auditor Janet Martin*
- Accept vending machine commissions as Unanticipated Revenue in the amount of \$254.32.
 - Increase 001-0140-506940 (Employee Recognition) by \$254.32
- Pursuant to Texas Local Government Code §111.0108, Unanticipated Revenue certified by County Auditor.*
- F.9 Approval for the Tax Assessor to disburse property tax refunds in the amount of \$30,425.53. – *County Auditor Janet Martin*

REGULAR AGENDA – Discussion, Consideration and Action:

Department of Development:

- 1.1 Discussion, consideration & action on a plat of Wooded Creek. The property contains ± 52.243 acres in the John Drinkard Survey, Abstract No. 273, located west of the intersection of Waterford Crossing and Waterford Drive in the extraterritorial jurisdiction (ETJ) of the City of Waxahachie, Road and Bridge Precinct No. 3.
- 1.2 Discussion, consideration & action to release a performance bond and accept a maintenance bond for the Wooded Creek Subdivision. The property contains ± 52.243 acres of land, located west of the intersection of Waterford Crossing and Waterford Drive, in the extraterritorial jurisdiction (ETJ) of the City of Waxahachie, Road & Bridge Precinct No. 3.
- 1.3 Discussion, consideration & action on a plat of Bryson Sanborn Addition. The property contains ± 4.97 acres in the John R. Billingsley Survey, Abstract No. 80, located on the north side of Bryson Lane, ± 1,315 feet west of the intersection of Bryson Lane and Water Street in the extraterritorial jurisdiction (ETJ) of the City of Ovilla, Road and Bridge Precinct No. 4.
- 1.4 Discussion, consideration, and action for the County Judge to execute a professional services agreement with Freese & Nichols, Inc. to update the 2019 Ellis County Master Thoroughfare Plan in an amount not to exceed \$100,000 (not including optional services).
- 1.5 Receive an update on the 2023 FEMA Flood Maps for the unincorporated areas of Ellis County.

Purchasing

- 2.1 Discussion, consideration, and approval of a price re-determination for RFP-2019-012 (Food Services for Ellis County Detention Center) in the amount of 11.80% based on the Consumer Price Index (CPI). The effective dates will be October 1st, 2023 through September 30th, 2025.
- 2.2 Discussion, consideration, and approval for the County Judge to execute one (1) lease agreement with American National Leasing for one (1) 2023 Ford Explorer for the Ellis County Attorney's Office.
- 2.3 Discussion, consideration, and approval to purchase HVAC and mechanical equipment for the Ellis County Central Building using TIPS-USA Purchasing Cooperative Contract #22010601 with Texas Air Systems, LLC.
- 2.4 Discussion, consideration, and approval to award CSP-2023-001 ("Renovation of Ellis County Central") to Rogers-O'Brien Construction in the amount of \$9,900,000.00; accepting Deductive Alternate #1 (Mechanical Equipment) in the amount of -\$435,090.00 for a total amount of \$9,464,910.00, including owner contingency.
- 2.5 Approval to purchase services on an as-needed basis using the following cooperative contract for departments: Tarrant County RFQ Cooperative Contract for Construction Materials Testing and Geotechnical Engineering Services.

Administrative:

- 3.1 Approval of a resolution to enforce state law regarding "Exempt" license plates for county vehicles.
– *Precinct 3 Commissioner Paul Perry*
- 3.2 Approval for the County Judge to sign the solicitation/contract/order for commercial items to provide deputy services for the U.S. Army Engineer District. Deputies will patrol parks around Lake Bardwell starting May 14th, 2023 through September 6th, 2023. – *Sheriff Brad Norman*
- 3.3 Discussion, consideration, and action to renew the user license agreement for an online vital records request application between Ellis County and Permitium, LLC. – *County Clerk Krystal Valdez*
- 3.4 Discussion, consideration, and action on the 3rd amended order resolution adopted by Minute Order No. 268.08 to amend and restate resolution concerning utility and communications lines in county right-of-way. – *Engineering Director Ted Kantor*
- 3.5 Discussion, consideration, and action on a request to grant an easement request from Oncor through county-owned property in Ennis, Texas (Parcel ID 186129). – *Engineering Director Ted Kantor*
- 3.6 Approval for the County Judge to apply for unclaimed property capital credits from the Texas Comptroller of Public Accounts. – *County Judge Todd Little*
- 3.7 Discussion, consideration, and approval of the \$10 million American Rescue Plan Act (ARPA) Standard Allowance to reimburse the General Fund for salaries already paid in Fiscal Year 2023. This...

...reimbursement will free up funds for priorities that were delayed due to the county's pandemic response. – *County Judge Todd Little*

- 3.8 Discussion, consideration, and approval of the following American Rescue Plan Act (ARPA) Community Partners and Infrastructure awardees. Funding to an awardee will be disbursed when all pre-award requirements are met and the applicable contract is executed per the County Auditor's Office requirements. – *County Judge Todd Little*

Community Recovery

- Meals on Wheels of North Central Texas - \$442,741.00
- Ellis County Coalition for Health Options, DBA Hope Health - \$2,000,000.00
- Mentors Care - \$164,550.00
- Boys & Girls Club of Ennis - \$750,000.00
- Court Appointed Special Advocates (CASA) of Ellis County - \$47,392.00
- WRC Pregnancy Center of Ellis County, DBA FirstLook - \$160,000.00
- Ellis County Children's Advocacy Center - \$568,850.00
- Ellis County Children's Advocacy Center (Ollie's Place) - \$36,441.00

Infrastructure

- Avalon Water & Sewer Service Corp. - \$150,000.00
- South Ellis County Water Supply Corp. - \$268,380.00
- Buena Vista-Bethel Special Utility District - \$916,600.00

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 Chapter 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 Chapter 551.

- 4.1 Pursuant to Texas Government Code §551.071(1), consultation with legal counsel regarding pending or contemplated litigation matter concerning TCEQ matters, specifically pending Texas Pollutant Discharge Elimination Systems permits (TPDES) and pending petitions for the creation of Municipal Utility Districts (MUDs), including but not limited to the Shankle Road MUD and Our Calling MUD.
- 4.2 Pursuant to Texas Government Code §551.071(1), consultation with legal counsel regarding potential litigation regarding properties on Union Hill Road in Precinct 1.
- 4.3 Pursuant to Texas Government Code §551.072, 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 relating to Parcel ID 186129 easement grant.

ADJOURNMENT OF EXECUTIVE SESSION

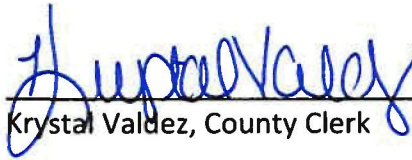
ADJOURNMENT OF REGULAR MEETING

Signed this the 28th day of April, 2023



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 April, 2023 at 4:36 p.m.



Krystal Valdez, County Clerk