



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 **Wednesday, December 27th, 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 1 Commissioner Randy Stinson*

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. – *Treasurer Cheryl Chambers*
- A.2 Approval of Commissioners' Court Regular Meeting Minutes from December 12th, 2023. – *County Clerk Krystal Valdez*
- A.3 Approval of the June 2023 cash audit reports. – *First Assistant Auditor Staci Parr*
- A.4 Approval of the July 2023 cash audit reports. – *First Assistant Auditor Staci Parr*
- A.5 Acceptance of the County Auditor's monthly report for November 2023, pursuant to Texas Local Government Code §114.025. – *First Assistant Auditor Staci Parr*

- A.6 Approval to re-appoint the following Emergency Service District board members for two-year terms beginning January 1st, 2024 and ending December 31st, 2025. – *Fire Marshal Tim Birdwell*
- ESD #1: Charles Peyton
 - ESD #2: Danny Long, William Holmes, Jr., Timothy Raven
 - ESD #3: Clay Sparks, John V. Allen
 - ESD #4: Alan Hanes, Shaun Malone
 - ESD #5: Steve Salmon, Mark Hope
 - ESD #6: James Malone, Richard Beer
 - ESD #7: Brian Almand
 - ESD #8: Elizabeth McEwen, Teaner Johnson
 - ESD #9: James Prewitt
- A.7 Acceptance of completed continuing education hours during the District 8 County Judges and Commissioners Conference on 11/1/23. – *Precinct 1 Commissioner Randy Stinson*
- A.8 Approval of the Department of Development’s monthly financial report for November 2023, as required by Texas Local Government Code §114.044. – *Department of Development Director Alberto Mares*
- A.9 Acceptance of the election results from the certification of Ellis Appraisal District 2024 Board of Directors election. – *County Judge Todd Little*
- A.10 Acceptance of 2023 economic outlook data by Workforce Solutions of North Central Texas. – *County Judge Todd Little*
- A.11 Acceptance of the \$10,000.⁰⁰ surety bond for Fire Marshal Tim Birdwell for a period beginning December 15th, 2023 and ending December 15th, 2024. – *Fire Marshal Tim Birdwell*

Financial:

- F.1 Ratify the Local Provider Participation Fund (LPPF) payment made December 19th, 2023 in the amount of \$375,695.⁰⁹. – *County Treasurer Cheryl Chambers*
- F.2 Acceptance of a donation of Christmas decorations for the Commissioners’ Courtroom of the Historic Courthouse from the Ellis County Auditor’s Office in the amount of \$600.⁰⁰. – *First Assistant Auditor Staci Parr*

REGULAR AGENDA – Discussion, Consideration and Action:

Department of Development:

- 1.1 Discussion, consideration, and action on a plat of Walker Tract. The ±5.008-acre site is located ±2,630 feet northwest of the intersection of Shankle Road and FM 660, situated in the R. De La Pena Survey, Abstract No. 3, in the extraterritorial jurisdiction (ETJ) of the City of Ennis, Road and Bridge Precinct No. 1.

- 1.2 Ratify staff action on a preliminary plat of Chanteuse Manor. The ±11.057-acre site is located ±4,630 feet northeast of the intersection of Robnett Road and FM 813, situated in the A. Slayback Survey, Abstract No. 1005, Waxahachie, Road and Bridge Precinct No. 1.
- 1.3 Ratify staff action on a plat of Wilson Place. The ±1.970-acre site is located ±4,270 feet west of the intersection of Youngblood Road and FM 878, situated in the S. Wilson Survey, Abstract No. 1141, Waxahachie, Road and Bridge Precinct No. 1.
- 1.4 Ratify staff action on a plat of Atchley Addition. The ±2.800-acre site is located ±3,490 feet northwest of the intersection of FM 877 and Hwy 34, situated in the San Antonio and Mexican Gulf Railroad Company Survey, Abstract No. 1051, Ennis, Road and Bridge Precinct No. 2.
- 1.5 Ratify staff action on a preliminary plat of Cotton Creek Subdivision. The ±13.979-acre site is located at the northwest corner of the intersection of Sandwitch Road and Ramons Road, situated in Joseph Garwood Survey, Abstract No. 415, Ennis, Road and Bridge Precinct No. 2.
- 1.6 Ratify staff action on a plat of Molly's Acres. The ±1.546-acre site is located ±320 feet west of the intersection of Hwy 287 North and Old Church Road, situated in the G. Carpenter Survey, Abstract No. 190, Waxahachie, Road and Bridge Precinct No. 2.
- 1.7 Ratify staff action on a plat of Castaneda – Guerra Estates. The ±2.214-acre site is located ±6,700 feet east of the intersection of FM 667 and White Rock Road, situated in the I. H. Lowe Survey, Abstract No. 613, Italy, Road and Bridge Precinct No. 3.
- 1.8 Ratify staff action on an amending plat of Maypearl Hidden Hills, Lot 48. The ±1.720-acre site is located north of the intersection of Dubose Way & Sullivan Way, in the extraterritorial jurisdiction (ETJ) of the City of Maypearl, Waxahachie, Road and Bridge Precinct No. 3.
- 1.9 Ratify staff action on a plat of Woodard Farms Addition Phase 3. The ±6.413-acre site is located ±1,750 feet west of the intersection of N Armstrong Road and Matthews Road, situated in the Adam T. Miller Survey, Abstract No. 716, Venus, Road and Bridge Precinct No. 4.
- 1.10 Ratify staff action on a plat of Hurtik Addition. The ±3.995-acre site is located ±960 feet west of the intersection of Smith Road and Jackson Road, situated in the Margaret Cheek Survey, Abstract No. 219, in the extraterritorial jurisdiction (ETJ) of the City of Maypearl, Road and Bridge Precinct No. 4.

Purchasing

- 2.1 Discussion, consideration, and action to approve an interlocal agreement between the City of Italy and Ellis County in accordance with the Interlocal Cooperation Act, Chapter 791 of the Texas Government Code.
- 2.2 Discussion, consideration, and action to modify Minute Order #477.23, a Request for Statement of Qualification (RFSQ) for a professional engineer or engineering firm to review the county's flood study and other general engineering services as needed by the county.

- 2.3 Discussion, consideration, and action to allow the County Judge to execute one (1) lease agreement with American National Leasing for one (1) 2024 Chevrolet Silverado PPV for Ellis County Constable, Precinct 2, using TIPPS Contract #210907.
- 2.4 Discussion, consideration, and action to allow the County Judge to sign a one (1)-year contract for jail maintenance with Texas Air Systems, LLC utilizing Heritage Air Services, LLC to perform the maintenance using TIPPS Contract #23010402.
- 2.5 Discussion, consideration, and action to allow the County Judge to sign a five (5)-year contract with Axon Enterprise, Inc. for body cameras, tasers, and related equipment for the Ellis County Constable, Precinct 2, in the amount of \$27,196.²⁰ to be paid in annual installments using BuyBoard Contract #648-21.
- 2.6 Discussion, consideration, and action to allow the County Judge to sign a five (5)-year contract with Axon Enterprise, Inc. for body cameras, tasers, and related equipment for the Ellis County Constable, Precinct 3, in the amount of \$25,125.²² to be paid in annual installments using BuyBoard Contract #648-21.

Administrative:

- 3.1 Approval to reclassify Heavy Equipment Operator Position #3601-730-005 to Assistant Foreman. No funding or budget change is required to support this reclassification. – *Precinct 1 Commissioner Randy Stinson*
- 3.2 Approval to reclassify PT Civilian Coordinator (\$32,118.⁰⁰) to Deputy PT 20/Week (\$32,992.⁰⁰). No funding or budget change is required to support this reclassification. – *Sheriff Brad Norman*
- 3.3 Discussion, consideration, and action to allow the County Judge to sign a temporary lease with Waxahachie ISD for a staging area to be used for the construction of the new Justice of the Peace, Precinct 2 sub-courthouse. The lease will be at no cost to the county but remains subject to certain conditions by Waxahachie ISD. – *County Judge Todd Little*
- 3.4 Discussion, consideration, and action to renew Office 365 using American Rescue Plan Act (ARPA) funds in the amount of \$120,376.⁰⁰ for a subscription period beginning December 1st, 2023 and ending November 30th, 2024. – *Sheriff Brad Norman*
- 3.5 Discussion, consideration, and approval to use American Rescue Plan Act (ARPA) funds in an amount not to exceed \$820,000.⁰⁰ as a partial contribution for the replacement of ten (10) Temptrol Air Handling Units at the Ellis County Jail. – *Chief Deputy Terri Ogden*
- 3.6 Discussion, consideration, and approval to replace ten (10) Temptrol Air Handling Units, including related equipment and labor, at the Ellis County Jail in an amount not to exceed \$1,157,513.⁰⁰ using TIPPS Contract #23010401 and #23010402 with Texas Air Systems, LLC.
– *Chief Deputy Terri Ogden*
- 3.7 Discussion, consideration, and action to amend the purchase and sale agreement for the Old First Baptist Church property to complete performance of the contract. – *County Judge Todd Little*

- 3.8 Discussion, consideration, and action on an advanced funding agreement and resolution with TxDOT for the replacement of National Bridge Inventory Structure 18-071-AA02-91-002 (bridge on Lowell Road over Mill Creek) with no equivalent matching cost. – *Engineering Director Ted Kantor*
- 3.9 Discussion, consideration, and action on the appointment of an employee to serve as the Ellis County Director of Human Resources. – *Human Resources Director Theresa Taylor*

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 concerning TCEQ matters, specifically pending Texas Pollutant Discharge Elimination Systems permits (TPDES) and pending petitions for the creation of Municipal Utility Districts (MUD's).
- 4.2 Pursuant to Texas Local Government Code §551.074, deliberation of the appointment, employment, evaluation, and duties of Ellis County Human Resources Director candidates.
- 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 regarding the temporary lease to help with the construction of the new Justice of the Peace, Precinct 2 sub-courthouse.
- 4.4 Pursuant to Texas Government Code §551.071(2), consultation with outside legal counsel on a matter in which the duty of the attorney to the governmental body under the Texas Rules of Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter, and regarding questions about the First Baptist Purchase contract.

ADJOURNMENT OF EXECUTIVE SESSION

ADJOURNMENT OF REGULAR MEETING

Signed the 22nd day of December, 2023



Todd Little, Ellis County Judge

I, the undersigned, County Clerk Ellis County, 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 22nd day of December, 2023 at 2:15 p.m.





Sina Chambers, Deputy
Crystal Valdez, County Clerk