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FILED FOR RECORD
KRYSTAL VALDEZ
ELLIS COUNTY CLERK

RANDY STINSON
Commissioner Pct. #1

LANE GRAYSON
Commissioner Pct. #2

TODD LITTLE
County Judge

Krystal Valdez
Ellis County Clerk

PAUL D. 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, March 5th, 2024, 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**, a quorum of the Court will be physically present. During this meeting time the following will be discussed and considered:

OPENING COURT

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

MOTION TO OPEN MEETING

INVOCATION AND PLEDGE OF ALLEGIANCE – *Precinct 2 Commissioner Lane Grayson*

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 the January 2024 Monthly Treasurer's Report. – *County Treasurer Cheryl Chambers*

A.3 Approval of the County Treasurer's 2023 continuing education hours for the Public Funds Investment Act. – *County Treasurer Cheryl Chambers*

A.4 Approval of the County Treasurer's 2023 continuing education hours for the County Treasurer's Association of Texas. – *County Treasurer Cheryl Chambers*

A.5 Approval of the County Treasurer's 2023 continuing education hours for the County Investment Academy. – *County Treasurer Cheryl Chambers*

A.6 Approval of the Commissioners' Court regular meeting minutes from February 20th, 2024. – *County Clerk Krystal Valdez*

A.7 Approval of the January 2024 Cash Audit Report, pursuant to Local Government Code §115.002. – *First Assistant County Auditor Staci Parr*

A.8 Approval of a tabulated report of the county's receipts and disbursements of funds from January 26th, 2024 - February 23rd, 2024 pursuant to Local Government Code §114.024. – *First Assistant County Auditor Staci Parr*

A.9 Approval to accept the resignation of Mr. Jeff Johnson as member for Levee #2 Board of Directors effective 9/25/2023 after almost 32 years of service. – *County Judge Todd Little*

A.10 Approval to accept the resignations of Mr. Jason Toomey and Mr. James Toomey, effective 1/29/2024, and Mr. Bill Downey, effective 10/31/2023, as members for Levee #3 Board of Directors. – *County Judge Todd Little*

Financial:

F.1 Approval to pay FY2023 invoices using FY2024 budgeted funds (see supporting documentation). – *First Assistant County Auditor Staci Parr*

F.2 Approval for the Tax Assessor/Collector to disburse property tax refunds in the amount of $95,564.10. – *First Assistant County Auditor Staci Parr*

F.3 Accept insurance reinvestment from Opioid Settlement funds in the amount of $99,001.93 as unanticipated revenue. Request special budget of unanticipated revenue:

- Increase 055-0955-508070 (Operating Expenditures) by $99,001.93

Pursuant to Local Government Code §111.0108, unanticipated revenue certified by County Auditor. – *First Assistant County Auditor Staci Parr*

F.4 FY24 Line-Item Transfer. – *Precinct 3 Constable Curtis Polk*

- Decrease 001-0613-508020 (Equipment) by $1,634.95
- Increase 001-0613-508050 (Conference) by $1,634.95

F.5 FY24 Line-Item Transfer. – *Elections Administrator Jana Onyon*

- Decrease 001-0210-506950 (FICA) by $438.00
- Increase 001-0210-508110 (Auto Purch/Insurance) by $438.00

F.6 FY24 Line-Item Transfer. – *Precinct 1 Commissioner Randy Stinson*

- Decrease 009-0602-570000 (Contingency) by $200,000.00
- Increase 009-0602-508680 (Contract Services) by $200,000.00

F.7 FY24 Line-Item Transfer. – *County Judge Todd Little*

- Decrease 001-0425-505035 (Salaries – Temporary) by $61,500.^00
- Increase 001-0425-505020 (Salaries – Full Time) by $61,500.^00

REGULAR AGENDA – Discussion, Consideration and Action:

Department of Development:

1.1 Discussion, consideration and action to ratify staff action on a preliminary plat of Blue Jay Estates. The ± 89.915-acre site is located ± 1,015 feet south of the intersection of FM 878 and Youngblood Road, situated in the W. Balch Survey, Abstract No. 107, and the E. Pulse Survey, Abstract No. 846, Waxahachie, Road and Bridge Precinct No. 1.

1.2 Discussion, consideration and action to ratify staff action on a preliminary plat of Jewel Estates. The ± 15.318-acre site is located ± 5,210 feet north of the intersection of FM 813 and Robnet Road, situated in the A. Slayback Survey, Abstract No. 1005, Waxahachie, Road and Bridge Precinct No. 1.

1.3 Discussion, consideration and action to ratify staff action on a plat of Carrera Ranch. The ±16.00-acre site is located is located ± 2,410 feet west of the intersection of FM Hwy. 878 and Ike Road, Waxahachie, Road and Bridge Precinct No. 1.

1.4 Discussion, consideration and action to ratify staff action on a plat of Chanteuse Manor. The ± 11.057-acre site is located ± 4,065 feet north of the intersection of Robnet Road and FM 813, situated in the A. Slayback Survey, Abstract No. 1005, Waxahachie, Road and Bridge Precinct No. 1.

1.5 Discussion, consideration and action to ratify staff action on a final plat of Gereda Ranch. The ± 2.70-acre site is located ± 1,235 feet south of the intersection of Neck Road and Newton Road, situated in the R. De La Pena Survey, Abstract No. 3, Ferris, Road and Bridge Precinct No. 1.

1.6 Discussion, consideration and action to ratify staff action on a plat of Oates Acres. The ± 2.7004-acre site is located ± 1,395 feet west of the intersection of FM 813 and Oates Road, situated in the T.R. Follet Survey, Abstract No. 373, Palmer, Road and Bridge Precinct No. 1.

1.7 Discussion, consideration and action to ratify staff action on a plat of Spur 469 Addition. The ± 5.893-acre site is located ± 2,020 feet south of the intersection of Spur 469 and FM 879, situated in the Granville Kirk Survey, Abstract No. 605, in the extra-territorial jurisdiction (ETJ) of the City of Garrett, Road and Bridge Precinct No. 1.

1.8 Discussion, consideration and action on a replat of Longhorn Estates on Stack Lots 47-R1A, 47-R1B, 47-R1C. The ± 8.795-acre site is located near the intersection of Stacks Road & Slate Rock Road, Waxahachie, Road and Bridge Precinct No. 1.

1.9 Discussion, consideration and action to ratify staff action on a preliminary plat of Howard Hills. The ± 36.055-acre site is located ± 480 feet north of the intersection of FM Hwy 877 and Nash Howard Road, situated in the C. White Survey, Abstract No. 1109, Waxahachie, Road and Bridge Precinct No. 2.

1.10 Discussion, consideration and action to ratify staff action on a plat of M & D Delacruz Estates. The ± 2.017-acre site is located ± 1,495 feet southwest of the intersection of Zmolek Road and FM 85, situated in the T. Chambers Survey, Abstract No. 1, Ennis, Road and Bridge Precinct No. 2.

1.11 Discussion, consideration and action on a replat of Estates of Hidden Creek Lots 1A-1E, Block B. The ± 6.194-acre site is located ± 640 feet north of the intersection of Stonebriar Drive and FM 387, Waxahachie, Road and Bridge Precinct No. 4.

1.12 Discussion, consideration and action on a replat of Estates of Hidden Creek Lots 1R, Block E. The ± 10.294-acre site is located ± 395 feet north of the intersection of South Ring Road and FM 387, Waxahachie, Road and Bridge Precinct No. 4.

Purchasing

2.1 Discussion, consideration, and action to accept the Termination for Convenience requested by Witt O'Brien's (tertiary award) of RFP-2023-007 Disaster Debris Monitoring and Consulting Services (Minute Order 313.23) and approved contract (Minute Order 116.24).

2.2 Discussion, consideration, and action to award RFP-2023-003: Software and Implementation Services for a Court Case and Jury Management System and enter negotiations on the contract with Catalis Courts & Land Records.

2.3 Discussion, consideration, and action for the County Judge to sign an agreement with Granite Government Solutions to replace 21 existing POTS lines in an amount of $12,587.^{00}$ annually utilizing Omnia Partners Contract #01-99.

Administrative:

3.1 Presentation of year 1 measurement and verification results of the Energy Savings Performance Contract by McKinstry. – *County Judge Todd Little*

3.2 Presentation to provide the court with programming interpretation and information. – *Texas AgriLife Extension Service Director Mark Arnold, Waxahachie Senior Center Director Danae Hicks, and Program Participants*

3.3 Discussion, consideration, and action to appoint Mr. Steve Johnson, Mr. Ricky Williams, Mr. Macon Bodle, Mr. Gary Threadgill, and/or Mr. Scott Hatch to the Levee #2 Board of Directors. – *County Judge Todd Little*

3.4 Discussion, consideration, and action to appoint Mr. Steven Beakley, Ms. Carrie Chan Twining, and/or Mr. Steven Twining to the Levee #3 Board of Directors. – *County Judge Todd Little*

3.5 Discussion, consideration, and approval for the County Judge to sign the UT Southwestern Medical Center Mobile Mammography service agreement. – *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 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 Government Code §551.071 (1), consultation with legal counsel regarding pending litigation in the matter styled *BLUEBIRD MEDICAL ENTERPRISES, LLC, PLAINTIFF, V. KEN PAXTON, ATTORNEY GENERAL OF TEXAS, AND ELLIS COUNTY TEXAS, DEFENDANTS*, in the 459th District Court of Travis County, Texas.

ADJOURNMENT OF EXECUTIVE SESSION

ADJOURNMENT OF REGULAR MEETING

Signed the 29th day of February, 2024

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 29th day of February, 2024 at 3:54 p.m.

COMMISSIONERS COURT ELLIS COUNTY, TEXAS

Krystal Valdez, County Clerk