

**NOTICE OF MEETING
ELLIS COUNTY COMMISSIONERS COURT**

FILED FOR RECORD
CINDY POLLEY
ELLIS COUNTY CLERK

Notice is hereby given that a meeting of the Ellis County Commissioners Court will be held on **Tuesday, September 12, 2017, 2:00 P.M., in the Historic Ellis County Courthouse, Commissioners Courtroom (2nd flr), 101 W. Main Street, Waxahachie, Texas** at which time the following will be discussed and considered, to-wit:

County Judge: Carol Bush

County Clerk: Cindy Polley

Commissioners:

Randy Stinson, Commissioner, Pct. 1
Lane Grayson, Commissioner, Pct. 2
Paul Perry, Commissioner, Pct. 3
Kyle Butler, Commissioner, Pct. 4

Assistant County Attorney:

Vance Hinds

OPENING COURT

County Judge will call meeting to order, declare quorum if present, and declare notices legally posted pursuant to Open Meetings Act.

Motion to Open Court.

Invocation and Pledge of Allegiance – 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:

- A1 Approval of Regular Bills, Payroll, and Officers' Reports
- A2 Acknowledge the Continuing Education Transcript of Commissioner Paul Perry indicating he had exceeded the 2017 Commissioner Statutory Continuing Education Units. – *Paul Perry, Commissioner, Pct. 3*
- A3 Approval to revise Ellis County Investment Policy to include TexPool Prime as an improved investment and authorize County Judge to sign documents to participate in TexPool Prime. – *Cheryl Chambers, Treasurer*
- A4 Accept County Auditor Compensation Orders.
- A5 Accept Court Reporter Compensation Order for the 40th and 443rd Judicial District Court.
- A6 August 2017 Travel Reports of the Texas AgriLife Extension Office
-Mark Arnold, Agriculture
-Rita Hodges, Family & Consumer Science

-Megan Parr, 4H

Financial:

- F1 **From** 001-0612-50808 Fuel \$3,000.00; 001-0612-50806 Bonds/Dues \$400.00; 001-0612-50805 Conference \$1,500.00; 001-0612-50803 Furn/Fixtures \$500.00; 001-0612-50801 Supplies \$1,500.00. **To** 001-0612-50802 Equipment \$6,000.00; 001-0612-50809 Auto Repairs \$900.00. – *Terry Nay, Constable, Pct. 2*
- F2 **From** 009-0602-50807 FM1 General Expense \$7,000.00 **To** 009-0602-50911 FM1 Gravel \$5,000.00; 009-0602-50962 FM1 Lubricant \$2,000.00. – *Randy Stinson, Commissioner, Pct. 1*
- F3 **From** 010-0653-30301 FM2 Fund Balance Carryover \$40,000.00 **To** 010-0653-50802 FM2 Equipment \$40,000.00. – *Lane Grayson, Commissioner, Pct. 2*
- F4 **From** 001-0210-40719 Chapter 19 State Funding \$840.00 **To** 001-0210-50800 Chapter 19 Expenses \$840.00. – *Jana Onyon, Elections Administrator*
- F5 **From** 001-0420-50801 Supplies \$2,000.00 **To** 001-0420-50802 Equipment \$2,000.00. – *Chatrinia Tuck, Chief, Juvenile Probation*
- F6 **From** 001-0000-30302-00000-000 Fund Balance \$153,952.00; 001-0010-40682 Aircheck Texas \$416,798.00 **To** 001-0140-50558 Contingency Reserve \$3,000.00; 001-0140-50801 Supplies \$2,000.00; 001-0140-50803 Furniture Fixtures \$50.00; 001-0140-50859 System Administration Fees \$41,000.00; 001-0140-50868 Contract Services \$265,000.00; 001-0140-50903 Lawsuit Settlement \$250,000.00; 001-0613-50802 Equipment \$9,700.00.
- F7 **From** 001-0430-50808 Fuel/Gas \$3,000.00 **To** 001-0430-50802 Equipment \$3,000.00. – *Stephanie Parker, Emergency Management Coordinator*
- F8 **From** 001-0430-50810 Tires \$500.00 **To** 001-0430-50815 Uniforms \$500.00. – *Stephanie Parker, Emergency Management Coordinator*
- F9 **From** 001-0030-50868 Contract Labor \$2,900.00 **To** 001-0030-50801 Supplies \$2,450.00; 001-0030-50802 Equipment \$450.00. – *Miykael Reeve, County Auditor*
- F10 **From** 001-0450-50689 GIS Software Contract \$1,850 **To** 001-0450-50809 Auto Repairs \$150.00; 001-0450-50802 Equipment \$1,700.00. – *Tim Birdwell, Fire Marshal*
- F11 **From** 001-0230-50805 Conference \$1,500.00; 001-0230-50888 Computer Service \$500.00; 001-0230-50802 Equipment \$500.00 **To** 001-0230-50801 Office Supplies \$2,500.00. – *Jodi Platt, Purchasing Agent*

Simplified Plat:

- SP1 Consider and act on a request to approve a simplified plat of Enslin's Addition. The property contains ± 3.00 acres of land in the T.J. Chambers Survey, Abstract No. 1 located on east side of Zmolek Road ± 2,800 feet south of FM 85, Ennis, Road & Bridge Precinct No.2.

DEPARTMENT OF COUNTY DEVELOPMENT

Consideration and action as may be appropriate regarding the following matters:

- 1.1 Consider and act on a request to approve an Interlocal Cooperation Agreement between Ellis County and Grand Prairie for floodplain development permits in the City's Extraterritorial Jurisdiction (ETJ).
- 1.2 Consider and act upon a request to grant a one-time variance from Section X (Performance Guarantees) of the County of Ellis Rules, Regulations and Specifications for Subdivisions and Manufactured Homes to waive the performance and maintenance bond requirements and to waive the road fees for the construction of a private street for Sneed's Place Addition, a 5-lot subdivision located north of the intersection of Elk Trail and Squirrel Road, in the extraterritorial jurisdiction (ETJ) of the City of Grand Prairie, Road & Bridge Precinct No. 4.
- 1.3 Consider and act upon a request to grant a one-time variance from Section II-H (Utility Service) of the County of Ellis Rules, Regulations and Specifications for Subdivisions and Manufactured Homes to allow construction of property without meeting the minimum fire hydrant requirements. The property contains \pm 18.6326 acres of land located between Feaster Road and Old Maloney Road, Waxahachie, Road & Bridge Precinct No. 2.
- 1.4 Consider and act upon a replat of Lot 13 of Meadow Creek Farms, Installment No. 1 into Lots 13A and 13B. The property contains \pm 18.6326 acres of land located between Feaster Road and Old Maloney Road, Waxahachie, Road & Bridge Precinct No. 2.
- 1.5 Consider and act upon an abandonment and vacation of an alleyway located between Lots 5 & 6 and 16 & 17, Block 11, Skyline Acres. The area contains \pm 0.06 acres (\pm 2,615 square feet) of land located between Lewis Avenue and Ruby Avenue \pm 450 feet south of Skyline Drive, in the extraterritorial jurisdiction (ETJ) of the City of Midlothian, Road & Bridge Precinct No. 4.
- 1.6 Consider and act upon a request to amend the County of Ellis Rules, Regulations, and Specifications for Subdivisions and Manufactured Homes, Court Order Number 192.02, dated May 13, 2002, specifically Paragraph 3 of Section 3-E (Lot and Street Layout) and any other related articles, sections and paragraphs to modify the minimum setback requirements.

PURCHASING

Consideration and action as may be appropriate regarding the following matters:

- 2.1 Approval for County Judge to sign lease-purchase agreement from Holt Cat for Road and Bridge Pct. 2 lease extension for a 140M Cat Motor Grater, Serial Number M9D01698. Purchase was approved February 14, 2017.
- 2.2 Approval to surplus and dispose of according to Local Government 263 a 2010 Dynapac Model CP142 Pneumatic Roller, serial number 2163BR3031, for Road and Bridge Precinct 4
- 2.3 Approval for County Judge to sign one year agreement from SK Septic Service for Ellis County Juvenile Services aerobic septic system inspections.

- 2.4 Approval for County Judge to sign Xerox lease agreements for 443rd District Court. Courtroom machine previous monthly payment was \$114.71, new monthly payment \$113.71. Office machine previous monthly payment \$284.02, new monthly payment \$278.70.

ADMINISTRATIVE

Consideration and action as may be appropriate regarding the following matters:

- 3.1 Burn ban for Ellis County. – *Tim Birdwell, Fire Marshal*
- 3.2 Approval of Interlocal Cooperative Contract between County of Ellis and City of Garrett beginning September 12, 2017 to December 31, 2017. – *Randy Stinson, Commissioner, Pct. 1*
- 3.3 Work Order for road work for the City of Palmer, Interlocal Minute Order no. 505.16(b). Streets included: Meadowlark, Joy, Craig, Bluebonnet, Kinsla, W. Cooper, W. Canton, W. Denton, E. Denton, E. Cooper, Lucy and Suzanne for a total of \$113,884.16. – *Randy Stinson, Commissioner, Pct. 1*
- 3.4 Approval of a resolution in support of the Meals-on-Wheels of Johnson & Ellis County applying for a grant from the Texas Department of Agriculture Home –Delivered Meal Grant Program.
- 3.5 Consideration and action as may be appropriate regarding approval of Agreement Cooperation Between County of Ellis and Ennis Garden Club (represented by Chairman of the Bluebonnet Trail Annual Event) Pursuant to Local Govt. Code §319.003 (a) and 319.004. Terms of this agreement shall be from FY October 1, 2017 to September 30, 2018. – *Lane Grayson, Commissioner, Pct. 2*
- 3.6 Consideration and action as may be appropriate regarding Work Order Under Agreement Cooperation Between County of Ellis and Ennis Garden Club (represented by Chairman of the Bluebonnet Trail Annual Event) for FY October 1, 2017 to September 30, 2018. Description of project is placement of directional signs that are provided by Ennis Garden Club on Ellis County Precincts 1 and 2 county easements only (as designated by Ennis Garden Club representatives) for the Bluebonnet Trail annual event. Work Order services will be provided before, during and after the Bluebonnet Trail annual event (approximately the end of February, March, April and of middle of May, 2018). – *Lane Grayson, Commissioner, Pct. 2*
- 3.7 Consideration and action as may be appropriate regarding approval of Interlocal Cooperation Contract between County of Ellis and City of Garrett beginning October 1, 2017 to September 30, 2018. – *Lane Grayson, Commissioner, Pct. 2*
- 3.8 Consideration and action as may be appropriate regarding approval of Interlocal Cooperation Contract between County of Ellis and Avalon ISD beginning October 1, 2017 to September 30, 2018. – *Lane Grayson, Commissioner, Pct. 2*
- 3.9 Consideration and action as may be appropriate regarding approval of Interlocal Cooperation Contract between County of Ellis and City of Ennis beginning October 1, 2017 to September 30, 2018. – *Lane Grayson, Commissioner, Pct. 2*

- 3.10 Consideration and action as may be appropriate regarding approval of Interlocal Cooperation Contract between County of Ellis and Ennis ISD beginning October 1, 2017 to September 30, 2018. – *Lane Grayson, Commissioner, Pct. 2*
- 3.11 Consideration and action as may be appropriate regarding approval of Interlocal Cooperation Contract between County of Ellis and City of Bardwell beginning October 1, 2017 to September 30, 2018. – *Lane Grayson, Commissioner, Pct. 2*
- 3.12 Consideration and action as may be appropriate regarding approval of Interlocal Cooperation Contract between County of Ellis and City of Alma beginning October 1, 2017 to September 30, 2018. – *Lane Grayson, Commissioner, Pct. 2*
- 3.13 Resolution regarding the BG18 Rifle-Resistant Body Armor Grant Program (BAGP). – *Capt. Chris Hamilton, Ellis Count Sheriff's Office*
- 3.14 Approval for the Ellis County and District Attorney's Office to donate \$4,500.00 to the Texas District and County Attorneys Association Foundation from its asset forfeiture funds pursuant to the Texas Code of Criminal Procedure Article 59.06(d-2)(3).
- 3.15 Compensatory Time Reporting. – *Theresa Taylor, Director, Human Resources*
- 3.16 Renewal of TAC (Texas Association of Counties) Workers' Compensation Program and submit the necessary Poll documentation necessary for the Pool to properly underwrite the renewal. – *Theresa Taylor, Director, Human Resources*
- 3.17 Accept reimbursement & repairs for road damages from construction of TRWD Integrated Pipeline Project. – *Ted Kantor, County Engineer*
- 3.18 Approve the purchase of radio for Emergency Services in an amount not to exceed the cost of \$25,000.00. - *Stephanie Parker, Emergency Management Coordinator*
- 3.19 Discussion of (and possible action on) SPCA contract. – *Paul Perry, Commissioner, Pct. 3*
- 3.20 Interlocal agreement for enforcement of Ellis County Fire Code between Ellis County and City of Italy. – *Tim Birdwell, Fire Marshal*
- 3.21 Authorize County Judge to sign addendum to extend Interlocal Agreement with the North Central Texas Council of Governments for 9-1-1 Services.
- 3.22 Renewal of Interlocal Agreement between Ellis County and Lubbock County, TX acting through the Regional Public Defender for Capital Cases.
- 3.23 Action as necessary for the sale or lease of real property.

RECESS TO CONVENE TO EXECUTIVE SESSION

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 §551.074 of the Government Code, consultation regarding personnel matters.
- 4.2 Pursuant to §551.076 of the Government Code, consultation to deliberate the deployment, or specific occasions for implementation, of security personnel or devices.
- 4.3 Pursuant to Section 551.072 of the Government Code, consultation with counsel regarding the possible sale or lease of real property if 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 8th day of September 2017.



Carol Bush
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 8 day of September, 2017 at 3:27 pm a.m./p.m.



Cindy Polley, County Clerk

By Cindy Polley, Deputy Clerk

- ***Public Comment – This section provides the public the opportunity to address the Commissioners Court on any items on the Agenda. Members of the public wishing to participate must present a completed public participation form to the County Clerk at least 10 minutes prior to the beginning of the meeting.**
- **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.**