

**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, February 27, 2018, 10:00 A.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

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 January 2017 Travel Reports of the Texas AgriLife Extension Office
 - Mark Arnold, Agriculture
 - Rita Hodges, Family & Consumer Science
 - Megan Parr, 4H
- A3 Accept the annual Racial Profiling Report from the Sheriff's Office. – *Chuck Edge, Sheriff*
- A4 This item is placed on the agenda in the interest of transparency and information to the Court. The Sheriff's Office will be spending \$6,600 from forfeited funds. The account is the IRS account in Federal Forfeitures. The purchase will be three NFA items; namely MP5's. – *Chuck Edge, Sheriff*
- A4 Approval of Official Minutes of the Ellis County Commissioners' Court: November 7, 2017; November 17, 2017; November 21, 2017; December 5, 2017; December 19, 2017; December 22, 2017; December 29, 2017. – *Cindy Polley, County Clerk*

Financial:

- F1 **From** 001-0450-50802 Equipment \$1,000.00 **To** 001-0450-50809 Auto Repairs \$1,000.00. – *Tim Birdwell, Fire Marshal*
- F2 **From** 010-0653-30301 FM2 Fund Balance Carryover \$40,000.00 **To** 010-0653-50802 FM2 Purchase of Equipment \$40,000.00. – *Lane Grayson, Commissioner, Pct.2*
- F3 **From** 001-0420-50703 Telephone \$1,500.00; 001-0420-50801 Supplies \$3,500.00; 001-0420-50807 General Misc. \$1,500.00; 001-0420-50835 Education/Training \$2,000.00; 001-0420-50889 Transport Expense \$2,000.00; 001-0420-50892 Facilities Operation \$1,000.00; 001-0420-50893 Detention Provisions \$8,000.00 **To** 001-0421-50703 Telephone \$1,500.00; 001-0421-50801 Supplies \$3,500.00; 001-0421-50807 General Misc. \$1,500.00; 001-0421-50835 Education/Training \$2,000.00; 001-0421-50889 Transportation/Gas \$2,000.00; 001-0421-50892 Facilities Operation \$1,000.00; 001-0421-50893 Detention Provisions \$8,000.00. – *Juvenile Probation*
- F4 **From** 001-0010-50868 Contracts Svcs (SPCA & Other) \$2,609.01 **To** 001-0010-50819 Computer \$2,609.01. – *Chuck Edge, Sheriff*
- F5 **From** 009-0602-40008 FM1 Interlocal \$811.75; 009-0602-50807 Gen Misc \$1,000.00 **To** 009-0602-50914 FM1 Signs \$1,811.75. – *Randy Stinson, Commissioner, Pct. 1*
- F6 **From** 009-0602-50807 FM1 Gen Misc \$3,000.00 **To** 009-0602-50923 FM1 Bldg/Improv. \$3,000.00. – *Randy Stinson, Commissioner, Pct. 1*
- F7 **From** 012-0755-30302 FM4/Fund Balance \$169,000.00; 012-0755-40008 FM4/Interlocal \$15,000.00 **To** 012-0755-50802 FM4/Purchase of Equipment \$169,000.00; 012-0755-50909 FM4/Parts & Repairs \$15,000.00. – *Kyle Butler, Commissioner, Pct. 4*
- F8 **From** 001-0613-40096 Revenue \$736.54 **To** 001-0613-50820 LEOSE \$736.54. – *Mike McCorkle, Constable, Pct. 3*
- F9 Approve refund of overpayment to the following account for payment in error:

<u>Refund to be issued to:</u>	<u>Account</u>	<u>Amount Due</u>
Leretta, LLC	159134	\$2,763.84
Shaun Buckley	160117	\$4,833.69
Wells Fargo	207778	\$3,056.17
Wells Fargo	233113	\$8,533.17
Wells Fargo	229454	\$4,518.77
Wells Fargo	224754	\$3,290.47
Wells Fargo	242027	\$3,755.44
Wells Fargo	221678	\$4,783.56
Wells Fargo	259710	\$4,172.12
Corelogic	232700	\$5,799.16
Home Loan Service	242061	\$5,273.68

Richard Frosch	196357	\$5,231.93
John Douglas	207731	\$4,112.92
Ronald Knott	198136	\$4,883.58
Corelogic	151587	\$3,198.22

Simplified Plat:

DEPARTMENT OF COUNTY DEVELOPMENT

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

- 1.1 Consider & act upon a replat of Lot 4, Morgan Farm, into Lot 4A and Lot 4B. The property contains ± 18.00 acres of land and located on the west side of Ebenezer Road ±1,370 feet south of Wilson Road, in the extraterritorial jurisdiction (ETJ) of the City of Ennis, Road & Bridge Precinct No. 1.
- 1.2 Consider & act upon a replat of Lots 1 & 9, Emerald Forest. The property contains ± 8.98 acres of land and located at the intersection of Pioneer Court and Oak Hill Drive, just south of Newt Lane, in the extraterritorial jurisdiction (ETJ) of the City of Waxahachie, Road & Bridge Precinct No. 3.
- 1.3 Consider and act upon a request to grant a variance for a one-time variance from Section 10-F (Amendments) of Ellis County Order 182.11 (Septic Order) and Section 8-A (Residential Lots) of the adopted Rules & Regulations to allow a replat of one (1) lot to create two (2) lots with less than one (1) acre. The property contains ± 1.03 acres of land, commonly known as 1205 Jackson Street and 315 Burney Lane, Red Oak, and located on the southeast corner of Jackson Street and Burney Lane, in the extraterritorial jurisdiction (ETJ) of the City of Red Oak, Road & Bridge Precinct No. 4.
- 1.4 Consider and act upon a request to release Letter of Credit No. 4300074145 issued by Pinnacle Bank, in the amount of twenty-three thousand and one hundred dollars (\$23,100.00) for Sneed's Place Addition, a private subdivision, in the extraterritorial jurisdiction (ETJ) of the City of Grand Prairie, Road & Bridge Precinct No. 4.
- 1.5 Consider and act upon a request to grant a variance for a one-time variance from Section 8-A (Residential Lots) of the adopted Rules and Regulations to allow one (1) single-family dwelling. The property contains ± 28.526 acres of land located between Union Hill Road and Burl Moore Road, Ennis, Road & Bridge Precinct No. 1.

PURCHASING

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

- 2.1 Approval for County Judge to sign lease-purchase agreement for a 2018 John Deere 544K from RDO Equipment for Road and Bridge Precinct 4.
- 2.2 Approval for the County Judge to sign the agreed upon contract for RFP-2018-001 Animal Control Services for Ellis County.
- 2.3 Approval to declare the listed vehicles as surplus and to be disposed in accordance of the Local Government Code 263: 1989 Interstate Tilt Trailer 1JKTDV308KA601070

- 2.4 Financial software upgrade update.

ADMINISTRATIVE

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

- 3.1 Recognition of Ellis County Church Safety Training facilitators.
- 3.2 Resolution is for approval of submission of the grant application for the Rifle-Resistant Body Armor Grant to the Office of the Governor from the Ellis County Sheriff's Office. – *Chuck Edge, Sheriff*
- 3.3 Appointment of Bill Dodson, Raymond Mosley, and Linda Sibley to serve on the Ellis County Historical Commission. – *Silvia Smith, Ellis County Historical Commission*
- 3.4 Burn ban for Ellis County. – *Tim Birdwell, Fire Marshal*
- 3.5 Work order for the City of Garrett Interlocal Minute No. 504.17. Streets include: Garrett Ave, Marqurite, Pecan Hollow, Merritt, and Connor. Pothole repairs not to exceed 8 hours of work. – *Randy Stinson, Commissioner, Pct. 1*
- 3.6 Compensatory time reporting. – *Theresa Taylor, Director of Human Resources*
- 3.7 Texas Association of Counties Health and Employee Benefit Pool renewal of ARTS (Affordable Care Act Reporting and Tracking Service). – *Theresa Taylor, Director of Human Resources*
- 3.8 Approval of interlocal agreement between the City of Italy and County of Ellis. – *Paul Perry, Commissioner, Pct. 3*
- 3.9 Authorize up to \$12,500.00 for the purchase of a gooseneck trailer up to 35 ft long with up to 28,000 lb gvwr with monster ramps. – *Paul Perry, Commissioner, Pct. 3*
- 3.10 Authorize posting of public notice for the proposed name change of Anderson Road located near Forresteron, Texas. – *Ted Kantor, Engineer*
- 3.11 Approval of lease agreements for ADA voting equipment for Ellis County cities, school districts, and water districts that will be conducting elections on May 5, 2018. This includes the City of Mansfield, City of Maypearl, City of Milford and Milford ISD, City of Oak Leaf, City of Ovilla, Maypearl ISD, & Mountain Peak Special utility district who will be conducting their election on April 28, 2018. – *Jana Onyon, Elections Administrator*
- 3.12 Consideration and action authorizing the County Attorney to offer and settle a claim on behalf of Ellis County involving Jennifer True concerning property damage to her 2016 Mazda CX-5 Touring in the amount of \$2,467.63 which was involved in a collision with a vehicle owned by Ellis County and operated by an Commissioner Randy Stinson of Ellis County Road and Bridge Precinct 1, including obtaining a release of all claims. – *Vance Hinds, Assistant County & District Attorney*

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 §551.071 of the Government Code, consultation with counsel concerning a claim 6 damages to a 2016 Mazda CX-5 Touring owned by Jennifer True that was involved with in a collision with a vehicle owned by Ellis County and operated by Commissioner Randy Stinson on January 23, 2018.
- 4.2 Pursuant to §551.071 of the Government Code, consultation with counsel concerning lawsuit Cause No. 93563, Webster v. Bates, 40th District Court of Ellis County.
- 4.3 Pursuant to §551.076 of the Government Code, consultation to deliberate the deployment, or specific occasions for implementation, of security personnel or devices.
- 4.4 Pursuant to §551.074 of the Government Code, consultation regarding personnel matters.

ADJOURNMENT OF EXECUTIVE SESSION

ADJOURNMENT

Signed this the 23rd day of February 2018.



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 23 day of February, 2018 at 3:45 PM a.m./p.m.



Cindy Polley, County Clerk

By Cindy Polley, Deputy
Co 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.**