



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, June 15, 2021, 2:00 P.M., in the Historic Ellis County Courthouse, Commissioners' Courtroom (2nd floor), 101 W. Main Street, Waxahachie, Texas** at which time the following will be discussed and considered, to-wit:

OPENING COURT

County Judge will call meeting to order, declare quorum if present, and declare notices legally posted pursuant to Open Meetings Act §551

Motion to open meeting

Invocation and Pledge of Allegiance – *Commissioner, Pct #3, Kyle Butler*

RECOGNITION to those who assisted in the EF2 tornado that hit Ellis County in the Forreton area on May 3, 2021. Presentation of the Meritorious Conduct Pin to Sergeant Tim Bulot for his actions that day. Certificate of Merit recognition to employees. – *County Sheriff, Brad Norman*

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. – *County Treasurer, Cheryl Chambers*
- A2 Approval of Commissioners' Court Regular Meeting Minutes from June 1, 2021. – *County Clerk, Krystal Valdez*
- A3 Acceptance of the monthly report from Justice of the Peace, Precinct #1, pursuant to Local Government Code §114.044. – *Justice of the Peace, Pct. #1, Chris Macon*
- A4 Present a tabulated report of the county's receipts and disbursements of funds from May 26, 2021 – June 7, 2021, pursuant to Local Government Code §114.024. – *County Auditor, Janet Martin*

- A5 Acceptance of the Annual Audit of the fiscal accounts and records of ESD #7 Bristol and ESD #4 Red Oak, pursuant to chapter 775.082 of the Texas Health and Safety Code. – *Fire Marshall, Tim Birdwell*
- A6 Acceptance of the resignation of Mike Heckathorn from ESD #5 Ferris. - *Fire Marshall, Tim Birdwell*
- A7 Acceptance of the Ellis County, Pct. #4 Road & Bridge 2020-2021 Road Report. – *Commissioner, Pct #4, Kyle Butler*
- A8 Acceptance of the Ellis County, Pct. #2 Road & Bridge 2020-2021 Road Report. – *Commissioner, Pct #2, Lane Grayson*
- A9 Approval of the DOD monthly financial report for May 2021, pursuant to Local Government Code §114.044 – *Department of Department, Alberto Mares*

Financial:

- F.1 Consideration and approval to commit money budgeted for the operations of the Juvenile Justice Alternate Education Program (“JJAEP”). The beginning balance for the JJAEP fund would be all unspent money as of 09.30.2021. Money would be used for any expense related to the operations of the JJAEP. – *County Auditor, Janet Martin*
- F.2 Consideration and approval to create a Vehicle Replacement fund through committing money. The beginning balance for the Vehicle Replacement fund would be all unspent money as of 09.30.2021. Money from the sale of vehicles or from insurance proceeds would be used to replenish the fund in addition to the annual budgeted amount. The vehicle fund is to be used to purchase replacement vehicles for Ellis County. – *County Auditor, Janet Martin*
- F.3 Approve Property Tax Refunds in the amount of \$4,949.00 as submitted by the Ellis County Tax Assessor Collector. – *Tax Assessor Collector, Richard Rozier*
- F.4 **FY2020-21 Line Item Transfer** – *Commissioner, Pct. #4, Kyle Butler*
 DECREASE 012-0755-570000 Contingency - Surplus by \$100,000;
 INCREASE 012-0755-509110 Gravel by \$100,000.
- F.5 **FY2020-21 Line Item Transfer** – *Commissioner, Pct. #5, Kyle Butler*
 DECREASE 012-0755-570000 Contingency - Surplus by \$125,000;
 INCREASE 012-0755-508680 Contract Labor by \$125,000.
- F.6 **FY2020-21 Line Item Transfer** – *Commissioner, Pct. #5, Kyle Butler*
 DECREASE 012-0755-570000 Contingency - Surplus by \$5,000;
 INCREASE 012-0755-509140 Signs by \$5,000.
- F.7 **FY2020-21 Line Item Transfer** – *Constable, Pct. #3, Curtis Polk, Jr.*
 DECREASE 001-0613-508050 Conference by \$1,500.00;
 INCREASE 001-0613-508020 Equipment by \$1,500.00.

REGULAR AGENDA – Discussion, Consideration and action:

DEPARTMENT OF DEVELOPMENT

- 1.1 Discussion, consideration, and action on a plat of Quinta Cinco Estrellas. The property contains ± 17.917 acres of land in the J. W. Baker Survey, Abstract No. 35, located at the northwest corner of Palmyra Road and Hunsucker Road, in the extraterritorial jurisdiction (ETJ) of the City of Red Oak, Road and Bridge Precinct #1.
- 1.2 Discussion, consideration, and action to accept performance bonds for the proposed subdivision known as Springside Estates, Phase 2, located in Road & Bridge Precinct #4.
- 1.3 Discussion, consideration, and action to accept a performance bond for the subdivision known as Estates of Hidden Creek, located in Road & Bridge Precinct #4.

PURCHASING

- 2.1 Discussion, consideration, and approval to purchase Proprietary Soil Stabilizer and Services for projects located at; Singleton Rd., Maypearl, TX 76064; Dunaway Rd. & Bethel Rd., Waxahachie, TX 75165; and Baucum Rd., Maypearl, TX 76064 from New Earthlok, LLC utilizing the exemption granted under 262.024, Local Government Code on November 5, 2019 (Minute Order 487.19) for Road & Bridge Precinct #3.
- 2.2 Discussion, consideration, and approval for the payoff of a lease agreement 10657-7806-011 with BancorpSouth for (1) 2021 Mack Granite GR64F Dump Truck, in the amount of \$15,157.61, for Road & Bridge Precinct #2.
- 2.3 Discussion, consideration, and approval to purchase a Broce RJT350 Broom in the amount of \$45,900.66 for Road & Bridge Precinct #1, using the BuyBoard Cooperative Contract number 597-19 from R.B. Everett & Company.
- 2.4 Discussion, consideration, and approval to surplus and donate the following items to the Milford Police Department: three (3) Pro Guard prisoner partitions; two (2) Model #4P5700T Serial #10/11/2011; one (1) Model #4P5700T12 Serial #10/26/12; three (3) black drawer organizers; six (6) Pro Guard vinyl window protectors, and all mounting hardware.

ADMINISTRATIVE

Motion to enter public hearing.

PUBLIC HEARING

Conduct a public hearing to discuss entering into a Tax Abatement Agreement between Ellis County, Texas and Myti Properties, LLC and TIMCO Logistics Systems.

Motion to exit public hearing.

- 3.1 Discussion, consideration, and approval of Interlocal Agreement between Ellis County, Texas and the City of Red Oak, Texas for Assessment Collection for Red Oak Public Improvement, District #1. – *Tax Assessor – Collector, Richard Rozier*
- 3.2 Discussion, consideration, and approval to engage Campbell & Associates Law Firm, P.C. to represent Texas State Bar administrative matter. – *County and District Attorney, Ann Montgomery*

- 3.3 Discussion, consideration, and approval to enter into a Tax Abatement Agreement between Ellis County, Texas and Myti Properties, LLC and TIMCO Logistics Systems.
- The name of the property owner and applicant: Myti Properties, LLC and TIMCO Logistics Systems.
 - The name of the reinvestment zone shall be Tax Reinvestment Zone #31 as established by the City of Waxahachie at 197 Ovilla Road, Waxahachie, Texas.
 - The improvements to be included in the tax abatement agreement generally consist of an expansion of business operations including, but not limited to, a new building with improvements.
 - The estimated costs of the improvements are \$6,950,000.
- 3.4 Discussion, consideration, and approval of Amendment to TSSWCB Contract No. MT11-REP-ESF-523-21, Initial Term to end September 30th, 2022. – *County Engineer, Ted Kantor*
- 3.5 Discussion, consideration, and approval to apply for a Department of Justice grant for \$750, 000 for three years to stand up and implement a Human Trafficking Task Force in Ellis County. This grant is a two-part grant and is being sought in conjunction with the Child Advocacy Center of Ellis County and they too will be seeking a grant for \$750,000 for three years as the Victim Services Provider. – *County Sheriff, Brad Norman*

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 §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 Chapter §551.071 of the Government Code, consultation with legal counsel regarding pending or contemplated litigation, including pending or contemplated administrative proceedings, concerning Texas State Bar administrative matter.

ADJOURNMENT OF EXECUTIVE SESSION

ADJOURNMENT

Signed this the 11th day of June, 2021.



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 11th day of June, 2021 at 4:58 ~~a.m.~~/p.m.



Krystal Valdez, County Clerk *Deputy*



- 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.