



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, January 25, 2022, 2:00 P.M., in the Historic Ellis County Courthouse, Commissioners' Courtroom (2<sup>nd</sup> 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 #4, Kyle Butler*

**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 Amended Commissioners' Court Regular Meeting Minutes from January 11, 2022. – *County Clerk, Krystal Valdez*
- A.3 Acceptance of the 2021 Certificate of Completion for Continuing Education hours required by Sec. 51.605 of the Texas Local Government Code. - *County Clerk, Krystal Valdez*
- A.4 Approval of 2021 Compilation report for the following ESD Fire Commissioners. Pursuant to 775.082, Texas Health & Safety code, acceptance of the annual Compilation report of the fiscal accounts and records of the following Emergency Services District in Ellis County, for ESD # 5, Ferris, Texas. – *Fire Marshal, Tim Birdwell*
- A.5 Approval of the Department of Development's (DoD) monthly financial report for December 2021, as required by Chapter 114.044 of the Texas Local Government Code. – *Director of Development, Alberto Mares*

- A.6 Presentation of a tabulated report of the county's receipts and disbursements of funds from December 17, 2021-January 13,2022 pursuant to Local Government Code §114.024. – *County Auditor, Janet Martin*
- A.7 Consideration and approval to pay Flair invoices from ARPA funds. The original approval for the invoice was from CRF funds which have now expired. Total of the invoices is \$18,976.67. Services provided are necessary for WebEx. To be paid from 001-0035-508680 and reimbursed from 063-0963-508070. The activity will also require a funds transfer from ARPA to General Fund in the amount of \$18,976.67. - *County Auditor, Janet Martin*
- A.8 Consideration and approval of a budget amendment required to correct the accounting for Juvenile Justice Probation Fees. Remaining fees at the end of each year have been closed into General Fund, Fund Balance. The remaining balance should remain available from year to year. The required entry will reduce General Fund, Fund Balance by \$75,174.71 and will increase Fund Balance in Fund 075 and will require a cash transfer. The correction is for the years of FY2011 through current. – *County Auditor, Janet Martin*
- A.9 Acceptance of the Ellis County Fire Marshal 2021 Racial Profiling Report, status as “exempt.”  
– *Fire Marshal, Tim Birdwell*

**Financial:**

- F.1 **FY2022 LINE ITEM TRANSFER** – *Commissioner, Pct 2, Lane Grayson*  
**DECREASE** 010-0653-508070 FM2 General Expenses by \$25,000.00  
**INCREASE** 010-0653-509080 FM2 Lumber by \$25,000.00
- F.2 Auditor requests permission to pay the following FY0221 invoices from FY2022 funds:
- Compton's Cleaning and Restoration #21645 in the amount of \$9, 116.57
  - Pearman Oil #66783 in the amount of \$147.30
  - Custom Products Corporation #358128 in the amount of \$2,380.70
  - Avenue Fuel Distributors #74119 in the amount of \$2,307.49
  - Avenue Fuel Distributors #74297 in the amount of \$3,048.75
  - *County Auditor, Janet Martin*

**REGULAR AGENDA – Discussion, Consideration and Action:**

**Department of Development:**

- 1.1 **Discussion, consideration, & action for a request for a variance application on ± 2.260 acres of land found within Parcel ID No. 260392 to plat one (1) lot without meeting these requirements: Volume I, Section IV (A) (Lots) of the Subdivision & Development Standards & Volume III, Section II (B) (Access) and (C) (Streets & Connectivity); Section IV (A) (Applicability), (D) (Pavement) of the Standard Construction Details.** The property is in the James Barker Survey, Abstract No. 40, located west of Brookside Road, ± 3,875 feet west of the intersection of Brookside Road and IH-35, in the extraterritorial jurisdiction (ETJ) of Waxahachie, Road & Bridge Precinct #3.

**Purchasing:**

- 2.1 Discussion, consideration, and approval to find that HOK Architectural Services and Architexas are the most highly qualified providers of architectural services on the basis of demonstrated competence and qualifications under Section 2254.004 of the Texas Local Government Code, following Request for Statement of Qualifications No. 2022-001.
- 2.2 Discussion, consideration, and approval to authorize negotiations with HOK Architectural Services and Architexas under Section 2254.004 of the Texas Local Government Code for design and other related services for the build out of future Ellis County projects.

- 2.3 Discussion, consideration, and approval for the County Judge to sign a twelve-month lease with Document Solutions for a copier for use at the Waxahachie Civic Center during jury selection in an amount of \$129.00 per month.
- 2.4 Discussion, consideration, and approval of an Interlocal Cooperative Purchasing Agreement between Kaufman County, Texas and Ellis County, Texas, in accordance with the Interlocal Cooperation Act and Section 271.102 of the Texas Local Government Code, to authorize participation in a Cooperative Purchasing Program with Kaufman County.
- 2.5 Discussion, consideration, and approval to renew the agreement with Martin Marietta for a one-year period for SuperSlurry using the approved Sole Source Exemption (Minute Order 156.20).
- 2.6 Discussion, consideration, and approval of concrete paving services (3,980 Square Feet and 5,650 Square Feet) using the contract with Muirhead Concrete Services, LLC (Minute Order 366.20) in the amount of \$79,448.00 for Road & Bridge Precinct 2.
- 2.7 Discussion, consideration, and approval to renew with Everbridge, Inc. for the Mass Notification System for the term of May 21, 2022 through May 20, 2025 using the BuyBoard Cooperative Contract Number 647-21 in the amount of \$14,354.98 per year.

**Administrative:**

- 3.1 Discussion, consideration, and approval of payment of unpaid invoices from the remodel to the Sheriff's Office following the water damage. Ellis County Purchasing Department has been in contact with the insurance company and they will be issuing the final check shortly. – *County Auditor, Janet Martin*
- 3.2 Discussion, consideration and approval to use ARPA funds to purchase additional laptops for the County Auditor in the amount of \$5,693.56. – *County Auditor, Janet Martin*
- 3.3 Discussion, consideration, and approval to enact a Burn Ban Order pursuant to Texas Local Government Code Section 352.081 for Ellis County, to be effective immediately. – *Fire Marshal, Tim Birdwell*
- 3.4 Approval of the re-appointment of Commissioner, Pct #1, Randy Stinson to the North Central Texas Council of Governments 9-1-1 Board of Managers. Term to be 2 years long through the end of December 2023.  
– *Commissioner, Pct #1, Randy Stinson*
- 3.5 Approval of the appointment of Dani Muckleroy to the Regional Aging Advisory Committee (RAAC) for the North Central Texas Council of Governments' (NCTCOG) Area Agency on Aging. – *County Judge, Todd Little*
- 3.6 Discussion and consideration of recent personnel changes at the Juvenile Justice Alternative Education Program "JJAEP"; Clarification of historical and current student enrollment; Clarification on the number of instructors hired by the former school director to instruct the student body in relation to enrollment numbers; Clarification of which school districts have sent students to the JJAEP; Clarification of the effects on the current budget salary and other expenses. – *Commissioner, Pct #3, Paul Perry*

## 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 matter concerning EEOC Complaint No. 450-2022-00196.
- 4.2 Pursuant to Chapter §551.071 of the Government Code, consultation with legal counsel regarding pending or contemplated litigation matter concerning the construction project located at Ellis County Juvenile Center.
- 4.3 Pursuant to Chapter §551.071 of the Government Code, consultation with legal counsel regarding pending or contemplated litigation matter concerning TCEQ, specifically pending Texas Pollutant Discharge Elimination Systems permits (TPDES) and pending petitions for the creation of municipal utility districts (MUD), including but not limited to the Selinger MUD and Lakeview MUDs.
- 4.4 Pursuant to Chapter §551.071 of the Government Code, consultation with legal counsel regarding pending variance application on ± 2.260 acres of land found within Parcel ID No. 260392.

## ADJOURNMENT OF EXECUTIVE SESSION

## ADJOURNMENT OF REGULAR MEETING

Signed this the 21<sup>st</sup> day of January, 2022

  
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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 21<sup>st</sup> day of January, 2022 at 4:31 ~~a.m.~~/p.m.



  
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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.