



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, February 22, 2022, 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 Randy Stinson*

PUBLIC COMMENT*- Members of the public will have the opportunity to make their comments at the time the agenda item is being addressed.

RECOGNITION

AA Recognition of the Ellis County Office of Emergency Management for receiving the National Weather Service (NWS) Storm Ready Certification. – *County Judge, Todd Little*

AB Recognition of Ellis County's award-winners from the Fort Worth Stock Show and Rodeo. – *County Judge, Todd Little*

AC Recognition and presentation of the Life Saving Award to Deputy Demond Davis for his efforts in saving a human life during the course of his duties. – *County Sheriff, Brad Norman*

CONSENT AGENDA – Consideration and action:

Administrative:

A.1 Approval of Regular Bills, Payroll and Officers' Reports. – *County Treasurer, Cheryl Chambers*

A.2 Approval of Commissioners' Court Regular Meeting Minutes from February 8, 2022. – *County Clerk, Krystal Valdez*

- A.3 Acceptance of monthly collections and distribution reports for 01/01/2022 thru 01/31/2022, pursuant to Chapter §31.10 of the Texas Property Tax Code. – *County Tax Assessor Collector, Richard Rozier*
- A.4 Acceptance of Department of Development’s monthly financial report for January 2022, pursuant to Chapter §114.044 of the Texas Local Government Code. – *Department of Development, Alberto Mares*
- A.5 Acceptance of the Monthly Treasurer’s Reports from November and December 2021.
– *County Treasurer, Cheryl Chambers*
- A.6 Presentation of a tabulated report of the county’s receipts and disbursements of funds from January 14, 2022 – February 14, 2022, pursuant to Chapter §114.044 of the Texas Local Government Code.
– *County Auditor, Janet Martin*
- A.7 Acceptance of the County Auditor’s Monthly Report for December 2021, pursuant to Chapter §114.044 of the Texas Local Government Code. – *County Auditor, Janet Martin*
- A.8 Consideration and approval for the County Judge to execute an order form with Thomson Reuters for West Proflex Service, for the Law Library in the amount of \$64,575.24. – *Purchasing, E.J. Harbin*
- A.9 Consideration and approval for the County Judge to execute a name change assignment for Thomson Reuters from Judge Jim Chapman to Ellis County. - *Purchasing, E.J. Harbin*
- A.10 Accept a donation of 148 paperback books valued at \$1,659.49 from Theresa Peel and 6 paperback books valued at \$57.90 from an anonymous donor to the Wayne McCollum Detention Center. – *County Auditor, Janet Martin*
- A.11 Consideration and approval to pay the shipping fee of \$189.74 from American Rescue Plan Act from line item #018-0908-507020 for the UPS battery replacement from Grainger. (Minute Order 116.22)
– *Purchasing, E.J. Harbin*
- A.12 Consideration and approval of an administrative error in Fund 021 County Clerk Records Management. The position is listed as a Clerk II and should have been a Clerk III. The correction is effective as of 02.07.2022.
– *County Auditor, Janet Martin*

Financial:

- F.1 **FY2022 LINE ITEM TRANSFER** – *County Auditor, Janet Martin*
DECREASE 063-0963-509941 ARPA – trans to Auditor by \$18,700.00
INCREASE 001-0030-508880 Computer Software by \$18,700.00
- F.2 **FY2022 LINE ITEM TRANSFER** – *County Engineer, Ted Kantor*
DECREASE 001-0140-570000 Consulting by \$700.00
INCREASE 001-0375-508070 Operating Expenditures by \$700.00
- F.3 Approval of salary supplement for the County Attorney Office Employee, James Bullock, to be paid with funds received and transferred from County & District Attorney State Apportionment Funds to the County Attorney line items (including FICA, Social Security and Retirement line items) in the following manner:
 - (a) 2020 – 2021 \$0.00
 - (b) 2021 – 2022 \$1,000.00

- F.4 Approval of salary supplement for the County Attorney Office Employee, Bryan Norris, to be paid with funds received and transferred from County & District Attorney State Apportionment Funds to the County Attorney line items (including FICA, Social Security and Retirement line items) in the following manner:
- | | | |
|-----|-------------|------------|
| (a) | 2020 – 2021 | \$4,500.00 |
| (b) | 2021 – 2022 | \$5,000.00 |
- F.5 Approval of salary supplement for the County Attorney Office Employee, Larry Grice, to be paid with funds received and transferred from County & District Attorney State Apportionment Funds to the County Attorney line items (including FICA, Social Security and Retirement line items) in the following manner:
- | | | |
|-----|-------------|----------|
| (a) | 2020 – 2021 | \$510.00 |
| (b) | 2021 – 2022 | \$525.00 |
- F.6 Approval of salary supplement for the County Attorney Office Employee, Todd Woodruff, to be paid with funds received and transferred from County & District Attorney State Apportionment Funds to the County Attorney line items (including FICA, Social Security and Retirement line items) in the following manner:
- | | | |
|-----|-------------|----------|
| (a) | 2020 – 2021 | \$510.00 |
| (b) | 2021 – 2022 | \$525.00 |
- F.7 Approval of salary supplement for the County Attorney Office Employee, Johnny Reece, to be paid with funds received and transferred from County & District Attorney State Apportionment Funds to the County Attorney line items (including FICA, Social Security and Retirement line items) in the following manner:
- | | | |
|-----|-------------|----------|
| (a) | 2020 – 2021 | \$510.00 |
| (b) | 2021 – 2022 | \$525.00 |
- F.8 Approval of salary supplement for the County Attorney Office Employee, Joseph Aguilar, to be paid with funds received and transferred from County & District Attorney State Apportionment Funds to the County Attorney line items (including FICA, Social Security and Retirement line items) in the following manner:
- | | | |
|-----|-------------|----------|
| (a) | 2020 – 2021 | \$510.00 |
| (b) | 2021 – 2022 | \$525.00 |
- F.9 Approval of salary supplement for the County Attorney Office Employee, Steve Adams, to be paid with funds received and transferred from County & District Attorney State Apportionment Funds to the County Attorney line items (including FICA, Social Security and Retirement line items) in the following manner:
- | | | |
|-----|-------------|----------|
| (a) | 2020 – 2021 | \$0.00 |
| (b) | 2021 – 2022 | \$525.00 |
- F.10 Approval of salary supplement for the County Attorney Office Employee, Adrianna Silva, to be paid with funds received and transferred from County & District Attorney State Apportionment Funds to the County Attorney line items (including FICA, Social Security and Retirement line items) in the following manner:
- | | | |
|-----|-------------|------------|
| (a) | 2020 – 2021 | \$0.00 |
| (b) | 2021 – 2022 | \$1,700.00 |
- F.11 Approval of salary supplement for the County Attorney Office Employee, D’Andra Royse, to be paid with funds received and transferred from County & District Attorney State Apportionment Funds to the County Attorney line items (including FICA, Social Security and Retirement line items) in the following manner:
- | | | |
|-----|-------------|------------|
| (a) | 2020 – 2021 | \$0.00 |
| (b) | 2021 – 2022 | \$1,700.00 |
- F.12 Approval of salary supplement for the County Attorney Office Employee, Karen Hendricks, to be paid with funds received and transferred from County & District Attorney State Apportionment Funds to the County Attorney line items (including FICA, Social Security and Retirement line items) in the following manner:
- | | | |
|-----|-------------|------------|
| (a) | 2020 – 2021 | \$5,590.00 |
| (b) | 2021 – 2022 | \$1,700.00 |

- F.13 Approval of salary supplement for the County Attorney Office Employee, DeeAnn Frye, to be paid with funds received and transferred from County & District Attorney State Apportionment Funds to the County Attorney line items (including FICA, Social Security and Retirement line items) in the following manner:
- | | | |
|-----|-------------|----------|
| (a) | 2020 – 2021 | \$0.00 |
| (b) | 2021 – 2022 | \$500.00 |
- F.14 Approval of salary supplement for the County Attorney Office Employee, Jennifer Wilhoite, to be paid with funds received and transferred from County & District Attorney State Apportionment Funds to the County Attorney line items (including FICA, Social Security and Retirement line items) in the following manner:
- | | | |
|-----|-------------|----------|
| (a) | 2020 – 2021 | \$0.00 |
| (b) | 2021 – 2022 | \$500.00 |
- F.15 Approval of salary supplement for the County Attorney Office Employee, Christy Huskins, to be paid with funds received and transferred from County & District Attorney State Apportionment Funds to the County Attorney line items (including FICA, Social Security and Retirement line items) in the following manner:
- | | | |
|-----|-------------|----------|
| (a) | 2020 – 2021 | \$0.00 |
| (b) | 2021 – 2022 | \$500.00 |
- F.16 Approval of salary supplement for the County Attorney Office Employee, Samantha Gonzalez, to be paid with funds received and transferred from County & District Attorney State Apportionment Funds to the County Attorney line items (including FICA, Social Security and Retirement line items) in the following manner:
- | | | |
|-----|-------------|----------|
| (a) | 2020 – 2021 | \$0.00 |
| (b) | 2021 – 2022 | \$500.00 |

REGULAR AGENDA – Discussion, Consideration and Action:

Department of Development:

- 1.1 **Discussion, consideration & action on a plat of Pisheh Place.** The property contains ± 4.977 acres of land in the Marion Woodard Survey, Abstract No. 1120, located on the west side of Boyce Road, ± 3,185 feet north of the intersection of Wilson Road and Boyce Road, in the extraterritorial jurisdiction (ETJ) of Waxahachie, Road & Bridge Precinct #1.
- 1.2 **Discussion, consideration & action for a one-time variance for Parcel ID No. 177360 from Volume I, Section IV (A) (2) (Residential Lots) of the Subdivision & Development Standards to allow one (1) lot without meeting the continuous minimum road frontage requirement.** The property contains ± 23.68 acres of land located on the south side of FM 879, ± 7,400 feet west of the intersection of FM 1722 and FM 879, in the extraterritorial jurisdiction (ETJ) of Ennis, Palmer, Road and Bridge Precinct #2.
- 1.3 **Discussion, consideration & action on a plat of Cunningham Estates, Phase One.** The property contains ± 44.592 acres of land in the W. Lockwood Survey, Abstract No. 647, the A. Ferguson Survey, Abstract No. 350 located south of the intersection of Old Maypearl Road & Cunningham Meadows Road, in the extraterritorial jurisdiction (ETJ) of Waxahachie, Road & Bridge Precinct #3.

Purchasing:

- 2.1 Discussion, consideration and approval to purchase Drainage Culverts from Hamilton Supply using the Smith County Interlocal Agreement, Minute Order No. 226.19.
- 2.2 Discussion, consideration and approval to purchase Drainage Culverts from Wilson Culverts using the Smith County Interlocal Agreement, Minute Order No. 226.19.

- 2.3 Discussion, consideration, and approval to grant an exemption under Section 262.024, Local Government Code, from the bidding requirements of Section 262.023, Local Government Code for the purchase of Professional Multimedia Services from Swagit Productions for the Elections Department.
- 2.4 Discussion, consideration and approval to sign a Pharmacy Benefit Management Services Agreement with Integrated Prescription Management, Inc., ("IPM") for an initial term of three years utilizing the Interlocal Cooperative Purchasing Agreement with Kaufman County ("Minute Order 132.22").
- 2.5 Discussion, consideration and approval to purchase Professional Multimedia Software Services from Swagit Productions, LLC for the Elections Department for an annual amount of \$23,695.00.
- 2.6 Discussion, consideration and approval for the payoff of lease agreement 70806-012 with BancorpSouth for two 2021 Mack Granite GR64F Dump Trucks in the amount of \$272,225.95. - *Road & Bridge Precinct 2*
- 2.7 FY2022 LINE ITEM TRANSFER – *Commissioner, Pct. #2, Lane Grayson*
DECREASE 010-0653-570000 Contingency by \$275,000.00
INCREASE 010-0653-508020 Equipment by \$275,000.00

Administrative:

- 3.1 Discussion, consideration, and approval to submit Solicitation No. W9126G22Q0012 to the US Army Corps of Engineers Fort Worth for FY22 Contract for Increased Law Enforcement for that part of Lake Bardwell lying within Ellis County, Texas for a total contract price of \$37,580.16. – *County Sheriff, Brad Norman*
- 3.2 Discussion, consideration, and approval of the Ellis County Cardiopulmonary Resuscitation (CPR) Program. The Ellis County Office of Emergency Management, in partnership with the Ellis County Fire Marshal's Office, will offer American Heart Association approved CPR courses to the employees of Ellis County.
– *Emergency Management, Samantha Pickett*
- 3.3 Discussion, consideration, and approval to participate in Texas Association of Counties (TAC) Cybersecurity Training program and for County Judge to sign the agreement. – *Director of Human Resources, Theresa Taylor*
- 3.4 Discussion, consideration, and approval to authorize the County Judge to execute Order regarding settlement offers in the matter of Texas opioid multi-district litigation for the County in the matter of County of Ellis v. Purdue Pharma, Inc., et al., MDL PRETRIAL CAUSE NO. 2018-63587, in the 152d District Court of Harris County, Texas, removed to MDL 2804, N.D. OH.

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 matters concerning County of County of Ellis v. Purdue Pharma, Inc., et al., MDL PRETRIAL CAUSE NO. 2018-63587, in the 152d District Court of Harris County, Texas, removed to MDL 2804, N.D. OH.
- 4.2 Pursuant to Chapter §551.071 of the Government Code, consultation with legal counsel regarding pending or contemplated litigation matters concerning TCEQ, specifically pending permits for Texas Pollutant Discharge Elimination Systems (TPDES permit) and petitions for the creation of municipal utility districts (MUD), including but not limited to the Selinger MUDs, Lakeview MUDs, and Highland Lakes MUDs.

ADJOURNMENT OF EXECUTIVE SESSION

ADJOURNMENT OF REGULAR MEETING

Signed this the 18th day of February, 2022



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 18th day of February, 2022 at 4:11 am/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.