



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, April 18th, 2023, at 2:00 p.m. in the Commissioners’ Courtroom (2nd floor) of the Historic Ellis County Courthouse, located at 101 W. Main Street, Waxahachie, Texas**, at which time the following will be discussed and considered:

OPENING COURT

County Judge will call meeting to order, declare quorum if present, and declare notices legally posted pursuant to the Open Meetings Act, Texas Government Code Chapter 551.

Motion to open meeting

Invocation and Pledge of Allegiance – *County Judge Todd Little*

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

RESOLUTIONS

- Presentation of a commendation for Sylvia Smith to the Ellis County Museum.
- Presentation of a certificate of appreciation to Ellis County child abuse prevention organizations.

INTRODUCTION – Introduction of Michaela Sandefer as the incoming Emergency Management Coordinator.

CONSENT AGENDA – Consideration and action:

Administrative:

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

A.2 Approval of the February 2023 Monthly Treasurer’s Report. – *County Treasurer Cheryl Chambers*

- A.3 Approval of the March 2023 Monthly Treasurer’s Report. – *County Treasurer Cheryl Chambers*
- A.4 Approval of revised End User License Agreement with Unisys for Treasure’s Office software – *County Treasurer Cheryl Chambers*
- A.5 Approval of the Justice of the Peace, Precinct #1 Monthly Report to satisfy Local Government Code §114.044. – *The Honorable Chris Macon*
- A.6 Presentation of a tabulated report of the county’s receipts and disbursements of funds from March 14th, 2023 to April 7th, 2023, pursuant to Local Government Code §114.024. – *County Auditor Janet Martin*
- A.7 Approval of Commissioners’ Court Regular Meeting Minutes from April 4th, 2023. – *County Clerk Krystal Valdez*
- A.8 Discussion, consideration, and approval of resolutions authorizing the County Judge to execute Advanced Funding Agreements with TxDOT for the following bridges. – *Engineering Director Ted Kantor*
- NBI #18-071-0-AA03-06-002 for Whiterock Road over Mill Creek Tributary
 - NBI #18-071-0-AA03-06-003 for Whiterock Road over Mill Creek
 - NBI #18-071-0-AA02-96-001 for Harris Road over Hog Creek
 - NBI #18-071-0-AA02-38-001 for Bethel Road over Baker Branch
- A.9 Acceptance of the Fiscal Year 2024 Budget Calendar. – *County Judge Todd Little*

Financial:

- F.1 FY 2023 Line-Item Transfer. – *The Honorable Cindy Ermatinger*
 Decrease 001-0200-508020 (Equipment) by \$2,000.00
 Increase 001-0200-508010 (Supplies) by \$2,000.00
- F.2 Request for approval for the Tax Assessor to disburse property tax refunds in the amount of \$17,555.48. – *County Auditor Janet Martin*
- F.3 Request to pay FY 2022 invoices using FY 2023 budget funds. – *County Auditor Janet Martin*
- Safeware, Inc. Invoice #30007807 in the amount of \$90,853.24
 - Cherry Road Media Invoice #18061 in the amount of \$162.24
 - Aaron Pierce, Ph.D Invoice #10006 in the amount of \$2,500.00
 - RDO Equipment Co. Invoice #P5500718 in the amount of \$5,030.13
- F.4 FY 2023 Line-Item Transfer per Minute Order 199.23. – *County Auditor Janet Martin*
 Decrease 063-0963-508070 (Operating Expenditures) by \$5,932.38
 Increase 001-0030-508350 (Training) by \$5,932.38
- F.5 FY 2023 Line-Item Transfer. – *County Auditor Janet Martin*
 Decrease 011-0704-406490 (Fund Balance Carryover) by \$576,949.20
 Increase 011-0704-570000 (Contingency-Surplus) by \$576,949.20

- F.6 FY 2023 Line-Item Transfer. – *County Judge Todd Little*
Decrease 001-0390-508350 (Training) by \$125.00
Increase 001-0390-508050 (Conference) by \$125.00

- F.7 FY 2023 Line-Item Transfer. – *County Judge Todd Little*
Decrease 001-0140-509390 (Courthouse Security Contract Services) by \$2,580.64
Increase 001-0140-508020 (Equipment) by \$2,580.64

- F.8 FY 2023 Line-Item Transfer. – *Precinct 2 Commissioner Lane Grayson*
Decrease 010-0653-508680 (Contract Labor) by \$5,000.00
Increase 010-0653-509180 (FM2 Hardware/Tools) by \$5,000.00

- F.9 FY 2023 Line-Item Transfer. – *The Honorable Jackie Miller*
Decrease 001-0520-508740 (Docket Books-Printing) by \$300.00
Decrease 001-0520-508350 (Training) by \$1,000.00
Decrease 001-0520-508730 (Maint/RPS Ofc. Equipment) by \$2,000.00
Decrease 001-0520-508010 (Supplies) by \$1,000.00
Increase 001-0520-508060 (Official Bond Dues) by \$300.00
Increase 001-0520-508050 (Conference) by \$1,000.00
Increase 001-0520-508680 (Contract Services) by \$3,000.00

- F.10 FY 2023 Line-Item Transfer. – *The Honorable William Wallace*
Decrease 001-0130-508680 (Contract Services) by \$25,000.00
Increase 001-0190-508330 (Extra Court Reporters) by \$25,000.00

- F.11 FY 2023 Line-Item Transfer. – *Elections Administrator Jana Onyon*
Decrease 001-0140-507080 (Comprehensive Insurance) by \$152,330.00
Increase 036-0936-508070 (Operating Expenditures) by \$152,330.00

REGULAR AGENDA – Discussion, Consideration and Action:

Department of Development:

- 1.1 Discussion, consideration, and action to grant a one-time variance for Parcel ID 147551 from Section IV (A) (2) of the Subdivisions & Development Standards to allow this property to develop without meeting the minimum road frontage requirement. The property contains ± 58.84 acres of land located on the east side of Batchler Circle, ± 1,620 feet east of the intersection of Batchler Circle and Batchler Road, in the extraterritorial jurisdiction (ETJ) of the City of Red Oak, Road & Bridge Precinct No. 1.

- 1.2 Discussion, consideration & action on a plat of Lamberth Estates. The property contains ± 17.044 acres in the Esau Jackson Survey, Abstract No. 566, located on the southwest corner of FM 308 and FM 66, Grandview, Road and Bridge Precinct No. 3.

- 1.3 Discussion, consideration, and action to grant a one-time variance for Parcel ID 283252 from Section IV (A) (2) of the Subdivisions & Development Standards to allow this property to develop without meeting the minimum road frontage requirement. The property contains ± 10.06 acres of land located on the...

...west side of Hollis Road ± 1,370 feet north of the intersection of Willow Bend Drive and Hollis Road, Waxahachie, Road & Bridge Precinct No. 3.

- 1.4 Discussion, consideration & action on a replat of Medina Estates, being a replat of Alford's Acres, Lots 2R & 3R. The property contains ± 8.207 acres of land, located on the southwest corner of Little Branch Road and Davenport Drive, in the extraterritorial jurisdiction (ETJ) of the City of Waxahachie, Road and Bridge Precinct No. 4.
- 1.5 Discussion, consideration, and action to grant a one-time variance for Parcel ID 196268 from Section IV (A) (2) of the Subdivisions & Development Standards to allow this property to develop without meeting the minimum road frontage requirement. The property contains ± 1.204 acres of land located on the east side of Shiloh Road, ± 1,140 feet south of the intersection of Shiloh Road and Lizzy Lane, in the extraterritorial jurisdiction (ETJ) of the City of Midlothian, Road & Bridge Precinct No. 4.
- 1.6 Discussion, consideration & action on a plat of Byrd Addition. The property contains ± 3.004 acres in the James Barker Survey, Abstract No. 40, located on the east side FM 875, ± 1,760 feet south of the intersection FM 875 and Skinner Road in the extraterritorial jurisdiction (ETJ) of the City of Waxahachie, Road and Bridge Precinct No. 4.

Purchasing

- 2.1 Discussion, consideration, and approval to purchase Express Vote and DS200 election equipment, accessories, and maintenance services from Elections Systems & Software (ES&S) using the Texas Association of School Boards BuyBoard Cooperative Contract #622-20 for \$169,980.00.
- 2.2 Discussion, consideration, and action to approve an interlocal agreement between the City of Lewisville and Ellis County in accordance with the Interlocal Cooperation Act, Chapter 791 of the Texas Government Code.

Administrative:

- 3.1 Discussion, consideration, and approval for the Ellis County Judge to sign the Ellis County Local Emergency Planning Committee (LEPC) Officers (TDEM Form #151) for a term of 2 years (April 1st, 2023 to March 31st, 2025) that was voted on by the LEPC membership on April 4th, 2023. Chairman – Tommy Jackson; Vice-Chairman – William Stetson; Secretary/Treasurer – Hugh Grandstaff. – *Emergency Management Senior Specialist Brian Davis*
- 3.2 Discussion, consideration, and approval to amend the "Work Period and Time Reporting" section of the Ellis County Personnel Manual (as approved on September 22nd, 2014, Minute Order 354.14 and consisting of 5 pages) – specifically, the Compensatory Time section on pages 2-4 to include overtime pay at time and a half of the employee's hourly rate for each hour worked in excess of 80 hours in a pay period. – *Sheriff Brad Norman*
- 3.3 Discussion, consideration, and action for Ellis County to cover the cost of ELDT and/or CLD License education for commissioners' employees to meet state requirements for some road employees. Including approval of new county policy, application, and proposed agreement – *Commissioner Kyle Butler*

- 3.4 Discussion, consideration, and approval of applicant selection criteria for American Rescue Plan Act (ARPA) funding, including (but not limited to) the following measures. – *County Judge Todd Little*
- Infrastructure Project Exceeds \$2,000,000 (*Eliminates Project*)
 - Community Recovery Award Capped to \$2,000,000 (*Limits Maximum Project Award*)
 - Not in Ellis County (*Eliminates Project Line-items Not Primarily Servicing Ellis County*)
 - No Double-dipping/Passthroughs (*Eliminates Project Line-items Requested in Other Applications or Passes Funding to Third-party*)
 - No Salary-related Expenses (*Eliminates Project Line-items That Cover Labor Expenses*)
 - No Community Recovery New Construction Projects (*Entities with no Existing Contractual County Relationship - Eliminates Project Line-items*)
 - No Land Purchases (*Entities with no Existing Contractual County Relationship - Eliminates Project Line-items*)
 - No Other Real Property Purchases (*Entities with no Existing Contractual County Relationship - Eliminates Project Line-items*)
 - Not Established for More Than 12 months (*Eliminates Project*)
- 3.5 Discussion, consideration, and approval of the following Child Welfare Board members for a term of three years: Ellen Hays, Emily Hindman, and Emil Slovacek. – *County Judge Todd Little*
- 3.6 Discussion, consideration, and action regarding ambulance coverage for Emergency Service District 5. – *Fire Marshal Tim Birdwell*

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 Chapter 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 Chapter 551.

- 4.1 Pursuant to Texas Government Code §551.071(2), consultation with legal counsel on a matter in which the duty of the attorney to the governmental body under the Texas Rules of Disciplinary Rules of Professional Conduct of the State Bar of Texas if such rule clearly conflicts with the chapter, regarding ambulance coverage for Emergency Service District 5.
- 4.2 Pursuant to Texas Government Code §551.072, to deliberate the purchase, exchange, lease, or value of real property if the deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person.
- 4.3 Pursuant to Texas Government Code §551.071(2), consultation with legal counsel on a matter in which the duty of the attorney to the governmental body under the Texas Rules of Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter, and regarding the Fair Labor Standards Act's requirements for the Ellis County Personnel Manual.

ADJOURNMENT OF EXECUTIVE SESSION

ADJOURNMENT OF REGULAR MEETING

Signed this the 14th day of April, 2023



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 14th day of April, 2023 at 4:20 p.m.





Krystal Valdez, County Clerk