

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, March 13, 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 – Commissioner 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:

- A1 Approval of Regular Bills, Payroll, and Officers' Reports
- A2 Proclamation designating March 2018 March for Meals Awareness Month.
- A3 Accept the annual Racial Profiling Report from Constable, Pct. 2. – *Terry Nay, Constable, Pct. 2*
- A4 Accept the annual Racial Profiling Report from Constable, Pct. 1 – *Roy Callendar, Constable, Pct. 1*

Financial:

- F1 **From** 001-0100-50819 Computer \$1,400.00 **To** 001-0100-50873 Maintenance/Repairs \$1,400.00. – *Beth Allen, Accounts Payable*
- F2 **From** 011-0704-50558 FM3 – Contingency \$35,000.00 **To** 011-0704-50912 FM3 – Bridge Repairs \$20,000.00; 011-0704-50909 FM3 – Repair/Parts \$15,000.00. – *Paul Perry, Commissioner, Pct. 3*
- F3 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>
Corelogic	229605	\$4,389.27
Corelogic	224860	\$4,951.14
Corelogic	226772	\$3,314.97
Corelogic	241203	\$6,863.98
Corelogic	240010	\$4,763.66
Corelogic	237137	\$11,341.79
Corelogic	236849	\$3,563.91
Corelogic	235206	\$7,699.42
Corelogic	248044	\$4,496.52
Corelogic	258704	\$6,775.65
Corelogic	209651	\$4,076.04
Corelogic	180408	\$3,734.45
Corelogic	227175	\$5,559.00
Corelogic	173136	\$3,747.85
Corelogic	171429	\$2,921.36
Corelogic	149349	\$4,349.97
Corelogic	141565	\$2,578.38
Corelogic	175491	\$4,381.25
Corelogic	265998	\$5,964.46
Corelogic	195759	\$2,928.79
Corelogic	166005	\$3,967.30
Corelogic	165937	\$2,597.10
Corelogic	165571	\$3,048.43
Corelogic	202856	\$4,019.72
Cliff Hess	216346	\$8,336.39
Corelogic	215984	\$6,366.45
Corelogic	215861	\$3,279.71
Corelogic	218409	\$4,876.08
Corelogic	221253	\$2,631.33
Corelogic	156120	\$3,183.78
Corelogic	152777	\$2,631.25
Corelogic	151776	\$3,175.57
Corelogic	160019	\$5,979.76
Corelogic	232367	\$3,786.90
Corelogic	230324	\$3,895.93
Tony Folkers	222490	\$4,158.84
Deatra/Michael Bradshaw	219003	\$21,075.58
Seterus C/O Lereta LLC	141677	\$3,467.20
Carrington Mtg Srvs C/O Lereta LLC	243689	\$5,004.06
Carrington Mtg Srvs C/O Lereta LLC	160117	\$4,833.69
Carrington Mtg Srvs C/O Lereta LLC	227573	\$2,830.03
SPS C/O Lereta LLC	151534	\$3,434.93
Fiesta Mart, LLC	170754	\$18,748.19
Carrington	209659	\$3,297.17

Total: \$227,027.25

Simplified Plat:

- SP1 Consider and act on a request for a simplified plat of Shiloh Addition, Lot 1, Block 1. The property contains ± 5.455 acres of land in the John Crane Survey, Abstract No. 246 located on the southwest corner of Walnut Grove Road and Shiloh Road in the extraterritorial jurisdiction (ETJ) of the City of Midlothian, Road & Bridge Precinct No. 4.
- SP2 Consider and act on a request for a simplified plat of JMB Estates. The property contains ± 3.199 acres of land in the T.R. Harris Survey, Abstract No. 490 located on the north side of Moseley Road ± 4,440 feet east of Old Boyce Road North in the extraterritorial jurisdiction (ETJ) of the City of Ennis, Road & Bridge Precinct No. 2.
- SP3 Consider and act on a request for a simplified plat of Ravenwood Estates. The property contains ± 13.275 acres of land in the M.D. Bullion Survey, Abstract No. 166 and Lewis Goddard Survey, Abstract No. 398 located on the west side of Alysa Lane, ± 700 feet north of Old Maypearl Road, Maypearl, Road & Bridge Precinct No. 3.
- SP4 Consider and act on a request for a simplified plat of Pinnaka Plac Lot 1, Block A. The property contains ± 3.1132 acres of land in the T.L Miller Survey, Abstract No. 704 and the John Shay Survey, Abstract No. 974 located on the southeast corner of U.S. Highway 77 and Kinfolk Road, Italy, Road & Bridge Precinct No. 3.

RECESS REGULAR SESSION TO CONVENE INTO PUBLIC HEARING

PUBLIC HEARING

Public hearing regarding amending Section 3-E (Lot and Street Layout) and any other related articles, sections and paragraphs of the County of Ellis Rules, Regulations, and Specifications for Subdivisions and Manufactured Homes, Court Order Number 192.02, to modify the minimum setback requirements for underground swimming pools.

ADJORNMENT OF PUBLIC HEARING

RECONVENE TO REGULAR SESSION

DEPARTMENT OF COUNTY DEVELOPMENT

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

- 1.1 Consider and act upon a request to amend the County of Ellis Rules, Regulations, and Specifications for Subdivisions and Manufactured Homes, Court Order Number 192.02, dated May 13, 2002, Section 3-E (Lot and Street Layout) and any other related articles, sections and paragraphs to modify the minimum setback requirements for underground swimming pools.
- 1.2 Consider and act upon a request to release Maintenance Bond No. 462644M issued by Developers Surety and Indemnity Company, in the amount of eighty nine thousand four hundred sixty-three dollars & 28/100 (\$89,463.28) for Taylor Ridge Addition Phase 3, in the extraterritorial jurisdiction

(ETJ) of the City of Waxahachie, Road & Bridge Precinct No. 3.

PURCHASING

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

- 2.1 Approval to accept the sole source purchase affidavit from Donelson Construction.
- 2.2 Approve and ratify storage unit rental agreements for Tax Assessor's Office.

ADMINISTRATIVE

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

- 3.1 Recognition of students who have earned the Gold Medal of Achievement from the Royal Rangers.
- 3.2 Burn ban for Ellis County. – *Tim Birdwell, Fire Marshal*
- 3.3 Approval of updated Mass Gathering Application. – *Tim Birdwell, Fire Marshal*
- 3.4 Approve lease agreement for ADA voting equipment for City of Venus which will be conducting elections on May 5, 2018. – *Jana Onyon, Elections Administrator*
- 3.5 Address and act on Citizen Complaints of general cleanliness in the new court house. – *Paul Perry, Commissioner, Pct.3*
- 3.6 Contract with GRS to perform GASB 75 Report, Master Agreement with NCTCOG, Interlocal Agreement with NCTCOG North Texas Share; business agreement under HIPPA pending legal review. – *Miykael Reeve, Auditor*
- 3.7 Approval of mediation fee in the amount of \$375.00 made payable to Lisa A. Wyatt, PLLC concerning the lawsuit Cause No. 93563, Webster v. Bates, 40th District Court of Ellis County.
- 3.8 To accept and ratify the Mediated Settlement Agreement on behalf of Ellis County, Texas concerning lawsuit Cause No. 93563, Webster v. Bates, 40th District Court of Ellis County that resulted from the court ordered mediation in this case.

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 lawsuit Cause

No. 93563, Webster v. Bates, 40th District Court of Ellis County.

4.2 Pursuant to §551.074 of the Government Code, consultation regarding personnel matters.

ADJOURNMENT OF EXECUTIVE SESSION

ADJOURNMENT

Signed this the 9th day of March 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 9th day of March, 2018 at 3:54 a.m./p.m.

Cindy Polley, County Clerk



By Sina Chambers, Deputy

- ***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.**