

ELLIS COUNTY COMMISSIONERS COURT
OFFICIAL MINUTES – NOVEMBER 17, 2020

THE ELLIS COUNTY COMMISSIONERS COURT MET ON MONDAY, NOVEMBER 17, 2020 AT 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 WAS DISCUSSED AND CONSIDERED, TO-WIT:

MEMBERS PRESENT:

COUNTY JUDGE: TODD LITTLE

COUNTY CLERK: KRYSTAL VALDEZ

COMMISSIONERS:

RANDY STINSON, COMMISSIONER, PCT. 1
LANE GRAYSON, COMMISSIONER, PCT. 2
PAUL PERRY, COMMISSIONER, PCT. 3
KYLE BUTLER, COMMISSIONER, PCT. 4

OPENING COURT

COUNTY JUDGE CALLS MEETING TO ORDER, DECLARES QUORUM AND DECLARES NOTICES LEGALLY POSTED PURSUANT TO OPEN MEETINGS ACT.

MOTION TO OPEN COURT BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER BUTLER, MOTION CARRIED

INVOCATION AND PLEDGE OF ALLEGIANCE – *COMMISSIONER RANDY STINSON*

COMMENDATIONS/RECOGNITIONS:

PRESENTATION OF CONGRESSIONAL VETERANS COMMENDATION AWARDS PRESENTED BY CONGRESSMAN RON WRIGHT FOR NAMED VETERANS.

CONSENT AGENDA:

MINUTE ORDER 463.20 APPROVING CONSENT AGENDA

ADMINISTRATIVE:

- A1 APPROVING REGULAR BILLS, PAYROLL AND OFFICER'S REPORTS.
- A2 APPROVING COMMISSIONERS' COURT REGULAR MEETING MINUTES FROM NOVEMBER 3, 2020; SPECIAL MEETING MINUTES FROM NOVEMBER 6, 2020 AND SPECIAL MEETING MINUTES FROM NOVEMBER 10, 2020. – *KRYSTAL VALDEZ, COUNTY CLERK*
- A3 ACCEPTING THE ELLIS COUNTY FIRE MARSHAL SURETY BOND AND OATH OF OFFICE. – *TIM BIRDWELL, ELLIS COUNTY FIRE MARSHALL*

FINANCIAL:

- F1 ACCEPTING THE ELLIS COUNTY INVESTMENT REPORT – 3RD QUARTER 2020. – *CHERYL CHAMBERS, TREASURER*
- F2 **FY2020-21 LINE ITEM ADJUSTMENT:** DECREASE 001-0140-505600 COMPENSATORY/FRINGE LIABILITY BY \$4,436.21; INCREASE 001-0190-505020 378TH DISTRICT COURT SALARIES – FULL TIME BY \$3,715.73; INCREASE 001-0190-505540 378TH DISTRICT COURT RETIREMENT BY \$436.23; INCREASE 001-0190-505530 378TH DISTRICT COURT SOCIAL SECURITY BY \$284.25. – *JANET MARTIN, COUNTY AUDITOR*
- F3 ACCEPTING A TABULATED REPORT OF THE COUNTY’S RECEIPTS AND DISBURSEMENTS OF FUNDS FROM OCTOBER 27, 2020 – NOVEMBER 6, 2020, PURSUANT TO LOCAL GOVERNMENT CODE §114.024. – *JANET MARTIN, COUNTY AUDITOR*
- F4 ACCEPTING THE COUNTY AUDITOR’S MONTHLY REPORT FOR OCTOBER 2020, PURSUANT TO TEXAS LOCAL GOVERNMENT CODE §114.025. – *JANET MARTIN, COUNTY AUDITOR*
- F5 APPROVING THE USE OF CREDIT CARD REBATES IN ADDITION TO VENDING MACHINE COMMISSIONS FOR EMPLOYEE APPRECIATION EVENTS AND RECOGNITION; FUND AMOUNT WOULD ROLL FROM YEAR TO YEAR WITH A LIMIT OF NEW MONEY ADDED, NOT TO EXCEED \$10,000.00.
- F6 **FY2019-2020 LINE ITEM ADJUSTMENT:** LINE ITEM ADJUSTMENTS TO BALANCE EMPLOYEE INSURANCE LINE ITEMS; SEE ATTACHED SCHEDULE.
- F7 **FY2020-2021 LINE ITEM ADJUSTMENT:** DECREASE 012-0755-570000 CONTINGENCY – SURPLUS BY \$200,000.00; INCREASE 012-0755-508680 CONTRACT LABOR BY \$200,000.00. – *KYLE BUTLER, COMMISSIONER PRECINCT 4*
- F8 ACCEPTING THE DEPARTMENT OF DEVELOPMENT’S (DOD) MONTHLY FINANCIAL REPORT FOR OCTOBER 2020, AS REQUIRED BY CHAPTER 114.044 OF THE TEXAS LOCAL GOVERNMENT CODE.
- F9 ACCEPTING THE JUSTICE OF THE PEACE, PRECINCT 1’S MONTHLY FINANCIAL REPORT FOR OCTOBER 2020, AS REQUIRED BY CHAPTER 114.044 OF THE TEXAS LOCAL GOVERNMENT CODE.
- F10 APPROVING THE PAYMENT OF \$1,204.00 TO BE PAID TO HIBBS HALLMARK & COMPANY. ON SEPTEMBER 22, 2020 COMMISSIONERS COURT APPROVED \$449,414.00 WHICH OMITTED ONE LINE ITEM ON THE INVOICE; \$449,414.00 HAS BEEN PAID; TOTAL INVOICE AMOUNT IS \$450,618.00 – *JANET MARTIN, COUNTY AUDITOR*

MOTION TO APPROVE BY GRAYSON, SECOND BY COMMISSIONER PERRY, MOTION CARRIED

REGULAR AGENDA

DEPARTMENT OF DEVELOPMENT

MINUTE ORDER 464.20 (1.1) APPROVING A PLAT OF BROOKS PLAINS. THE PROPERTY CONTAINS ± 15.155 ACRES OF LAND IN THE J. SMITH SURVEY, ABSTRACT NO. 962, LOCATED AT THE INTERSECTION OF OZRO ROAD AND FM 2258, VENUS, ROAD & BRIDGE PRECINCT NO. 3.

MOTION TO APPROVE BY COMMISSIONER PERRY, SECOND BY COMMISSIONER BUTLER, MOTION CARRIED

MINUTE ORDER 465.20 (1.2) APPROVING A FINAL PLAT OF MAYPEARL FARMS. THE PROPERTY CONTAINS ± 7.576 ACRES OF LAND IN THE J. A. GAONA SURVEY, ABSTRACT NO. 386, LOCATED AT THE SOUTHEAST CORNER OF OLD BUENA VISTA ROAD AND WILEMON ROAD, IN THE EXTRATERRITORIAL JURISDICTION (ETJ) OF MAYPEARL, ROAD & BRIDGE PRECINCT NO. 3.

MOTION TO APPROVE BY COMMISSIONER PERRY, SECOND BY COMMISSIONER GRAYSON, MOTION CARRIED

MINUTE ORDER 466.20 (1.3) APPROVING TO RELEASE A PERFORMANCE BOND FOR GREYSTONE ESTATES, LOT 14R. THE PROPERTY CONTAINS ± 10.997 ACRES OF LAND IN THE ABRAHAM SNIDER SURVEY, ABSTRACT NO. 981, LOCATED ON THE EAST SIDE OF SINGLETON ROAD, ± 2,430 FEET NORTH OF THE INTERSECTION OF SINGLETON ROAD AND CAMPBELL ROAD, WAXAHACHIE, ROAD & BRIDGE PCT. 3.

MOTION TO APPROVE BY COMMISSIONER PERRY, SECOND BY COMMISSIONER BUTLER, MOTION CARRIED

PURCHASING

MINUTE ORDER 467.20 (2.1) APPROVING TO ENTER INTO A SOFTWARE AS A SERVICE AGREEMENT WITH TECHSHARE, LGC TO PROVIDE INDIGENT DEFENSE SOFTWARE FOR A PERIOD OF ONE (1) YEAR STARTING 2021 WITH A FEE OF \$12,019.00. – *SUSAN SOROS, INDIGENT DEFENSE COORDINATOR*

MOTION TO APPROVE BY COMMISSIONER PERRY, SECOND BY COMMISSIONER GRAYSON, MOTION CARRIED

MINUTE ORDER 468.20 (2.2) APPROVING AND ACCEPTING QUOTE #00002658 FROM HARRIS ERP FOR CITYDATA FINANCIAL REPORTING SOFTWARE, TO BE PAID FROM THE COUNTY AUDITOR'S BUDGETED FUNDS IN THE AMOUNT OF \$12,616.00. – *JANET MARTIN, COUNTY AUDITOR*

MOTION TO APPROVE BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER STINSON, MOTION CARRIED

MINUTE ORDER 469.20 (2.3) AUTHORIZING THE REPLACEMENT OF AN AMERICAN NATIONAL LEASING COMPANY INVOICE (MO 423.20), WITH AN INCORRECT VEHICLE IDENTIFICATION NUMBER (VIN) 1GNLCDEC8LR286992, WITH THE CORRECTED INVOICE WITH VIN 1GNLCDEC6LR289553 FOR A 2020 CHEVROLET TAHOE SUPERVISOR PATROL VEHICLE FOR THE SHERIFF'S DEPARTMENT. – *E.J. HARBIN, PURCHASING*

MOTION TO APPROVE BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER PERRY, MOTION CARRIED

MINUTE ORDER 470.20 (2.4) APPROVING THE AWARDING AND SIGNING OF CONTRACT RFB-2020-003 FOR DRAINAGE CULVERTS WITH CONTECH ENGINEERED SOLUTION, LLC. – *E.J. HARBIN, PURCHASING*

MOTION TO APPROVE BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER BUTLER, MOTION CARRIED

MINUTE ORDER 471.20 (2.5) APPROVING TO ENTER INTO SUBSCRIPTION AGREEMENT WITH WEST PUBLISHING CORPORATION FOR A TERM OF 36 MONTHS; MONTHLY PAYMENT OF \$568.17 FOR ONE (1) SET OF MATERIALS DESCRIBED AS *WEST COMPLETE LIBRARY*, TO BE USED AS A RESOURCE IN THE ELLIS COUNTY LAW LIBRARY.

MOTION TO APPROVE BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER STINSON, MOTION CARRIED

MINUTE ORDER 472.20 (2.6) APPROVING TO ENTER INTO SUBSCRIPTION AGREEMENT WITH WEST PUBLISHING CORPORATION FOR A TERM OF 36 MONTHS; MONTHLY PAYMENT OF \$993.60 FOR ONE (1) SET OF MATERIALS DESCRIBED AS *TEXAS ADMINISTRATIVE CODE*, TO BE USED AS A RESOURCE IN THE ELLIS COUNTY LAW LIBRARY.

MOTION TO APPROVE BY COMMISSIONER PERRY, SECOND BY COMMISSIONER GRAYSON, MOTION CARRIED

ADMINISTRATIVE

NO ACTION (3.1) DISCUSSION AND CONSIDERATION REGARDING ANOTHER "COUNTY CLEAN-UP DAY". – *KYLE BUTLER, COMMISSIONER PRECINCT 4*

MINUTE ORDER 473.20 (3.2) APPROVING THE BUDGETED AMOUNT OF \$300,000.00 PAYABLE TO TCDRS. THE PAYMENT IS AN ADDITIONAL INVESTMENT IN THE ELLIS COUNTY TCDRS ACCOUNT. – *JANET MARTIN, COUNTY AUDITOR*

MOTION TO APPROVE BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER BUTLER, MOTION CARRIED

MINUTE ORDER 474.20 (3.3) APPROVING THE RE-APPOINTMENT OF MAURICE OSBORN FOR A TERM STARTING DECEMBER 2020 THROUGH DECEMBER 2022; AND THE APPOINTMENT OF ALEX SMITH FOR A VACANT POSITION WITH A TERM EFFECTIVE IMMEDIATELY AND ENDING DECEMBER 2021; AS REPRESENTATIVE OF ELLIS COUNTY TO THE REGIONAL AGING ADVISORY COMMITTEE (RAAC). – *TODD LITTLE, COUNTY JUDGE*

MOTION TO APPROVE BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER PERRY, MOTION CARRIED

RECESS TO CONVENE TO EXECUTIVE SESSION **2:58 P.M.**

MOTION BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER PERRY, MOTION CARRIED

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, CONSULTATION WITH ATTORNEY CONCERNING PAYROLL AND RETIREMENT ISSUES.

ADJOURNMENT OF EXECUTIVE SESSION AND RECONVENE TO REGULAR SESSION **3:27 P.M.**

MOTION TO RECONVENE BY COMMISSIONER PERRY, SECOND BY COMMISSIONER GRAYSON, MOTION CARRIED

ADJOURNMENT **3:27 P.M.**

MOTION TO ADJOURN BY COMMISSIONER BUTLER, SECOND BY COMMISSIONER GRAYSON, MOTION CARRIED

THE OFFICIAL MINUTES OF THE ELLIS COUNTY COMMISSIONERS' COURT OF NOVEMBER 17, 2020
ARE HEREBY APPROVED.

PRESIDING OFFICER:



TODD LITTLE, COUNTY JUDGE



RANDY STINSON, COMMISSIONER, PCT 1



LANE GRAYSON, COMMISSIONER, PCT 2




PAUL PERRY, COMMISSIONER, PCT 3



KYLE BUTLER, COMMISSIONER, PCT 4

WITNESS MY HAND AND OFFICIAL SEAL OF OFFICE THIS 1ST DAY OF DECEMBER 2020.



KRYSTAL VALDEZ, COUNTY CLERK

