



FILED FOR RECORD  
KRYSTAL VALDEZ  
ELLIS COUNTY CLERK

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, May 16<sup>th</sup>, 2023, at 2:00 p.m. in the Commissioners' Courtroom (2<sup>nd</sup> 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 – *Precinct 4 Commissioner Kyle Butler*

**PROCLAMATION** – Proclamation Recognizing *National Salvation Army Week*

**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. – *County Treasurer Cheryl Chambers*
- A.2 Approval of Commissioners' Court Regular Meeting Minutes from May 2<sup>nd</sup>, 2023. – *County Clerk Krystal Valdez*
- A.3 Presentation of a tabulated report of the county's receipts and disbursements of funds from April 22<sup>nd</sup>, 2023 – May 5<sup>th</sup>, 2023, pursuant to Texas Local Government Code §114.024. – *County Auditor Janet Martin*

- A.4 Approval of the Department of Development’s monthly financial report for April 2023, as required by §114.024 of the Texas Local Government Code. – *Department of Development Director Alberto Mares*
- A.5 Acceptance of the Ellis County Ag Extension Monthly Report for April 2023, pursuant to Texas Local Government Code §114.024. – *Texas A&M AgriLife Extension Service Director Mark Arnold*
- A.6 Approval of the Justice of the Peace, Precinct 1 monthly report to satisfy Local Government Code §114.044. – *The Honorable Chris Macon*

**Financial:**

- F.1 FY 2023 Line-Item Transfer. – *Precinct 3 Commissioner Paul Perry*
- Decrease 001-0613-508020 (Equipment) by \$1,960.00
  - Increase 001-0613-508050 (Conference) by \$1,960.00
- F.2 FY 2023 Line-Item Transfer. – *Precinct 3 Commissioner Paul Perry*
- Decrease 011-0704-570000 (FM3 Contingency) by \$10,000.00
  - Increase 011-0704-509060 (FM3 Culverts) by \$10,000.00
- F.3 FY 2023 Line-Item Transfer. – *Elections Administrator Jana Onyon*
- Decrease 001-0210-508480 (Part Time Election Salaries) by \$40,000.00
  - Increase 001-0210-508190 (Computer) by \$40,000.00
- F.4 FY 2023 Line-Item Transfer. – *Elections Administrator Jana Onyon*
- Decrease 001-0210-509420 (Election Expenses) by \$6,000.00
  - Increase 001-0210-508020 (Equipment) by \$6,000.00
- F.5 FY 2023 Line-Item Transfer. – *Information Technology Director Jocelyn King*
- Decrease 001-0035-505020 (Salaries – Full Time) by \$6,000.00
  - Increase 001-0035-508680 (Contract Services) by \$6,000.00
- F.6 FY 2023 Line-Item Transfer. – *County Treasurer Cheryl Chambers*
- Decrease 001-0400-508010 (Supplies) by \$28.19
  - Increase 001-0400-508020 (Equipment) by \$28.19
- F.7 FY 2023 Line-Item Transfer. – *Texas A&M AgriLife Extension Service Director Mark Arnold*
- Decrease 001-0050-508030 (Furniture/Fixtures) by \$450.00
  - Increase 001-0050-508090 (Auto Repairs) by \$450.00
- F.8 Approval for the Tax Assessor to disburse property tax refunds in the amount of \$90,694.75. – *County Auditor Janet Martin*

- F.9 Accept bullet-proof vest grant revenue in the amount of \$89,405.00 as unanticipated revenue. Request for special budget of unanticipated revenue:
- Increase 001-0010-508025 (Ballistic Armor) by \$89,405.00
- Pursuant to Texas Local Government Code §111.0108, unanticipated revenue certified by County Auditor. – *County Auditor Janet Martin*
- F.10 Accept ordered restitution received by the Sheriff’s Office in the amount of \$470.00 as unanticipated revenue. Request special budget of unanticipated revenue:
- Increase 001-0010-506970 (Evidence Analysis) by \$470.00
- Pursuant to Texas Local Government Code §111.0108, unanticipated revenue certified by County Auditor. – *County Auditor Janet Martin*
- F.11 Accept funds from King Street Productions – Bass Reeves for the use of the Historic Courthouse in the amount of \$28,000.00 as unanticipated revenue. Request for special budget of unanticipated revenue:
- Increase 001-0140-500025 (Courthouse Usage Facility Expense [Repairs]) by \$10,000.00
  - Increase 038-0908-507020 (Building Repairs and Improvements) by \$18,000.00
- Pursuant to Texas Local Government Code §111.0108, unanticipated revenue certified by County Auditor. – *County Auditor Janet Martin*
- F.12 FY 2023 Line-Item Transfer (Contingent on purchase of computer software). – *County Auditor Janet Martin*
- Decrease 001-0030-508680 (Contract Services) by \$5,500.00
  - Decrease 001-0030-508190 (Computer Equipment) by \$7,500.00
  - Decrease 001-0030-508190 (Full-Time Salaries) by \$5,000.00
  - Increase 001-0030-508880 (Computer Software) by \$18,000.00
- F.13 FY 2023 Line-Item Transfer. – *The Honorable Jackie Miller, Jr.*
- Decrease 001-0520-508740 (Docket Books – Printing) by \$1,000.00
  - Decrease 001-0520-508350 (Training) by \$500.00
  - Decrease 001-0520-506020 (Staff Travel) by \$1,000.00
  - Increase 001-0520-508050 (Conference) by \$2,500.00

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

**Department of Development:**

- 1.1 Discussion, consideration & action on a plat of Fanning Addition, Lot 1 and Lot 2, Block A. The property contains ± 20.760 acres in the John Conway Survey, Abstract No. 223, located on the south side of Pierce Road, ± 1,610 feet east of the intersection of Pierce Road and Oglesby Road, in the extraterritorial jurisdiction (ETJ) of the City of Red Oak, Road and Bridge Precinct No. 1.
- 1.2 Discussion, consideration & action on a plat of Greenwood Estates. The property contains ± 3.025 acres in the R. Brenham Survey, Abstract No. 45, and the A. McDonald Survey, Abstract No. 727, located on the east side of McKeever Road, ± 115 feet north of the intersection of McKeever Road and FM 813, Waxahachie, Road and Bridge Precinct No. 1.

- 1.3 Discussion, consideration & action on a plat of Bluebonnet Hills. The property contains ± 3.918 acres in the Thomas M. Rowe Survey, Abstract No. 890, located on the west side of Valek Road, ± 1,800 feet northwest of the intersection of Valek Road and FM 85, in the extraterritorial jurisdiction (ETJ) of the City of Ennis, Road and Bridge Precinct No. 2.
- 1.4 Discussion, consideration & action on an amending plat of Sagebrush Addition Lots 1A-9A. The property contains ± 10.206 acres of land located east of the intersection of Longbranch Road & Champion Road, in the extraterritorial jurisdiction (ETJ) of the City of Midlothian, Road and Bridge Precinct No. 4.

### Purchasing

- 2.1 Discussion, consideration, and approval for the County Judge to execute a contract with Rogers-O'Brien Construction, LLC for completion of the Ellis County Central Building Project, to include the authorization of a recommended owner's contingency amount.
- 2.2 Discussion, consideration, and approval of a Builders Risk Policy with Hibbs-Hallmark to insure the County for the duration of the Ellis County Central Building Project.

### Administrative:

- 3.1 Discussion, consideration, and action to determine the composition of the Salary Grievance Committee, pursuant to Local Government Code §152.014 (A) (1) or (A) (2). – *County Clerk Krystal Valdez*
- 3.2 Selection of public members chosen from the Grand Jury list to complete the Salary Grievance Committee, pursuant to Local Government Code §152.015. – *County Clerk Krystal Valdez*
- 3.3 Discussion, consideration, and action to employ outside counsel to work on future construction contracts for Ellis County. – *County & District Attorney Ann Montgomery*
- 3.4 Discussion, consideration, and approval of the following American Rescue Plan (ARPA) community recovery and infrastructure awardees. Funding to an awardee will be disbursed when all pre-award requirements are met, and the applicable contract is executed. – *County Judge Todd Little*

### Community Recovery

- Eagle Oak Retreat Foundation – \$391,075
- Ellis Baptist Association – Ellis Christian Men's Job Corps – \$320,000
- Ellis Baptist Association – Ellis Christian Women's Job Corps – \$98,750
- Ferris Avenue Baptist Church, DBA: The Avenue Church – \$149,367
- First United Methodist Church of Waxahachie Backpack Program – \$60,000
- Helping Hands of Ennis – \$44,000
- Manna House Outreach – \$320,000
- Paws for Reflection Ranch – \$380,880
- TBHC Foster Care & Adoption – \$70,800

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- The Anchor Home – \$146,666
- Unite Ellis County – \$104,000
- Waxahachie Clinic – Child and Family Guidance Center – \$86,000
- Waxahachie Family YMCA – \$1,500,000

Infrastructure

- City of Ennis – \$2,000,000
- City of Glenn Heights – \$2,000,000
- City of Milford – 1,100,000
- City of Palmer – \$1,400,000

**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(1), consultation with legal counsel regarding pending or contemplated litigation matter concerning TCEQ matters, specifically pending Texas Pollutant Discharge Elimination Systems permits (TPDES) and pending petitions for the creation of Municipal Utility Districts (MUDs), including updates on current MUD litigation in Ellis County.
- 4.2 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 seeking outside counsel for future county construction contracts.
- 4.3 Pursuant to Texas Government Code §551.071(1), consultation with legal counsel regarding pending or contemplated litigation matter regarding AMR.
- 4.4 Pursuant to Texas Government Code §551.071(1), consultation with legal counsel regarding pending or contemplated litigation matter regarding mental health services for defendants in Ellis County.
- 4.5 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 regarding Ellis County Central.

**ADJOURNMENT OF EXECUTIVE SESSION**

**ADJOURNMENT OF REGULAR MEETING**

Signed this the 12<sup>th</sup> day of May, 2023

  
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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 12<sup>th</sup> day of May, 2023 at 4:22 p.m.

  
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Krystal Valdez, County Clerk *Deputy*

