

FILED FOR RECORD
CINDY POLLEY
ELLIS COUNTY CLERK

**NOTICE OF MEETING
ELLIS COUNTY COMMISSIONERS COURT**

Notice is hereby given that a meeting of the Ellis County Commissioners Court will be held on Monday, October 13, 2014, 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:

- Dennis Robinson, Commissioner, Pct. 1
- Bill Dodson, Commissioner, Pct. 2
- Paul Perry, Commissioner, Pct. 3
- Ron Brown, Commissioner, Pct. 4

Assistant County Attorneys:

- Ann Montgomery-Moran
- 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 Dennis Robinson

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 3rd Quarter 2014 Ellis County Investment Report. – *Cheryl Chambers, Treasurer*
- A3 September 2014 Travel Reports of the Texas AgriLife Extension Office
 - Mark Arnold, Agriculture
 - Rita Hodges, Family & Consumer Sciences

Financial:

- F1 **From 010-0653-40003 FM2 Revenue \$3,725.01 To 010-0653-50915 FM2 Asphalt \$3,725.01. – *Bill Dodson, Commissioner, Pct.2***
- F2 **From 010-0653-40003 FM2 Revenue \$578.92 To 010-0653-50911 FM2 Gravel \$578.92. - *Bill Dodson, Commissioner, Pct.2***

- F3 **From** 001-0380-50601 Travel Reimbursement \$350.00, 001-0380-50832 Visiting Judge \$700.00 **To** 001-0380-50882 Books \$350.00, 001-0380-50873 Maintenance/Office Equipment \$700.00. – *Judge Jim Chapman, County Court at Law #1*
- F4 **From** 005-0703-50911 Gravel \$1,000.00, 005-0703-50915 Asphalt \$1,000.00 **To** 005-0703-50910 Gas/Oil \$2,000.00. - *Paul Perry, Commissioner Pct. 3*
- F5 **From** 010-0653-50914 FM2 Signs \$1,000.00 **To** 010-0653-50868 FM2 Contract Labor \$1,000.00. *Bill Dodson, Commissioner, Pct. 2*
- F6 **From** 001-0614-50819 Computer \$118.00, 001-0614-50802 Equipment \$575.00 **To** 001-0614-50811 Insurance \$118.00, 001-0614-50808 Fuel \$575.00. – *Mike Jones, Constable Pct. 4*
- F7 **From** 001-0010-50502 Staff Salaries \$10,000.00, 001-0010-50807 General Misc. \$7,000.00, 001-0010-50819 Computer \$7,000.00, 001-0010-50835 Employee Training \$1,000.00, 001-0010-50868 SPCA Contract Services \$4,000.00, 001-0010-50902 Crime Prevention \$3,000.00, 001-0010-50904 Animal Control \$5,000.00 **To** 001-0010-50808 Auto Gas & Oil \$31,000.00, 001-0010-50809 Auto Repair \$6,000.00. – *Johnny Brown, Sheriff*
- F8 **From** 001-0015-50502 Jail Staff Salaries \$78,000.00, 001-0015-50702 Repairs \$5,000.00, 001-0015-50704 Pest Control \$1,800.00, 001-0015-50801 Supplies \$10,000.00, 001-0015-50812 Radios \$1,913.00, 001-0015-50815 Jailer Uniforms \$7,708.00, 001-0015-50865 Employee Screening \$14,000.00, 001-0015-50905 Jail Petty Cash \$3,157.00 **To** 001-0015-50701 Utilities \$73,078.00, 001-0015-50814 Feeding Prisoners \$48,500.00. – *Johnny Brown, Sheriff*
- F9 **From** 001-0385-50801 Supplies \$666.00, 001-0385-50703 Telephone \$624.00 **To** 001-0385-50873 Maintenance/Repair Office \$85.84, 001-0385-50802 Equipment \$1,204.16. – *Judge Gene Calvert, County Court at Law #2*
- F10 **From** 001-0090-50833 Contract Court Reporters \$80,346.00 **To** 001-0200-50502 Salary \$62,465.00, 001-0200-50553 FICA/SS \$4,779.00, 001-0200-50554 Retirement \$6,727.00, 001-0200-50550 Insurance \$6,375.00. – *Judge Cindy Ermatinger, 443rd District Court*
- F11 **From** 001-0613-50808 Auto Gas/Oil \$1,000.00 **To** 001-0613-50801 Supplies \$1,000.00
- F12 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>
Nationstar Mortgage	150661	\$3,533.93

Simplified Plat:

- SP1 The Alsdorf Estate, 1 lot, located on Alsdorf Road in Road and Bridge Pct. 1 , requested by Donald and Mary Jo Deinhart.

DEPARTMENT OF COUNTY DEVELOPMENT

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

- 1.1 Grant a one-time variance as it relates to the County of Ellis Rules, Regulations and Specifications for Subdivisions and Manufactured Homes, for the 150' road frontage requirement, at the location of 145 Orr Circle, Palmer; Green Acres North subdivision, lot 28, in Road and Bridge Pct. 1, requested by Biatriz Arango.
- 1.2 Grant a one-time variance as it relates to the County of Ellis Rules, Regulation and Specifications for Subdivisions and Manufactured Homes, for the fire hydrant requirement at the location of 145 Orr Circle, Palmer; Green Acres North subdivision, lot 28, in Road and Bridge Pct. 1, requested by Biatriz Arango.
- 1.3 Final Plat – Oak Vista Estates, 6 lots Oak Vista Road, Waxahachie, located in Road and Bridge Pct. 3, requested by Jim Strawn.
- 1.4 Final Plat – Taylor Ridge Phase 2, 10 lots, Oak Vista Road, Waxahachie, located in Road and Bridge Pct. 3, requested by Ivan Brigman.
- 1.5 Accept the infrastructure of Taylor Ridge Phase 2, including a portion of Taylor Ridge Drive, located in Road and Bridge Pct. 3, requested by Ivan Brigman.
- 1.6 Release construction bond #5173937 to SureTec Insurance Company for the completed infrastructure of Taylor Ridge, Phase 2 in the amount of \$111,967.00 and accept the SureTec maintenance bond #SUR6037266 in the amount of \$44,787.00.

PURCHASING

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

- 2.1 To approve the purchase of a 2006 Dodge Ram 3500 in the amount of \$10,000.00 for Road & Bridge, Pct. 4, in accordance with Local Government Code.
- 2.2 To renew Contract #2013-011 Food Service for Ellis County Detention Center, in accordance with Local Government Code. Term will be October 6, 2014 to September 30, 2015.
- 2.3 To award RFP 2014-007, Construction Services for Construction of the Records Storage Building, in accordance with Local Government Code.
- 2.4 Approval for the County Judge to sign a customer service agreement with Knight Security Systems utilizing DIR Contract #DIR-SDD-1725 in the amount of \$12,146.31 in accordance with Local Government Code.
- 2.5 To declare the following item as surplus and to be disposed of in accordance with the Local Government Code 263 – 1993 Chevrolet Utility Truck, VIN1GBHC34K6PE113007

ADMINISTRATIVE

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

- 3.1 Proclamation declaring October, 2014 as Domestic Violence Awareness Month in Ellis County. – *Alecia Peters, Healing Hearts*

- 3.2 Dr. Donald Kelm, District Extension Administrator will present prospective 4-H agent Megan Pharr to Ellis County to the Commissioners' Court. – *Mark Arnold, Texas A&M AgriLife Extension Service*
- 3.3 Approval to appoint Karen Carreon to the Ellis County Historical Commission for a term expiring on December 31, 2014. – *Sylvia Smith, Ellis County Historical Commission*
- 3.4 Approval to appoint Pat Chandler to the Ellis County Woman's Building Board for a term ending December 31, 2018. – *Sylvia Smith, Ellis County Woman's Building Board*
- 3.5 To approve a resolution designating the County Judge as the Program Director / contact person and the County Auditor as the Financial Officer for the 2015 Indigent Defense Formula Grant Program. – *Mike Navarro, County Auditor*
- 3.6 Approval of Interlocal Cooperation Agreement between City of Italy and Ellis County, Pct. 3. – *Paul Perry, Commissioner, Pct. 3*
- 3.7 Approval of Interlocal Cooperation Agreement between City of Midlothian and Ellis County, Pct. 3. – *Paul Perry, Commissioner, Pct. 3*
- 3.8 Approval of Interlocal Cooperation Agreement between City of Milford and Ellis County, Pct. 3. – *Paul Perry, Commissioner, Pct. 3*
- 3.9 Approval of Interlocal Cooperation Agreement between City of Waxahachie and Ellis County, Pct. 3. – *Paul Perry, Commissioner, Pct. 3*
- 3.10 Approval of Interlocal Cooperation Agreement between Maypearl ISD and Ellis County, Pct. 3. – *Paul Perry, Commissioner, Pct. 3*
- 3.11 Approval of Interlocal Cooperation Agreement between Midlothian ISD and Ellis County, Pct. 3. – *Paul Perry, Commissioner, Pct. 3*
- 3.12 Approval of Interlocal Cooperation Agreement between Milford ISD and Ellis County, Pct. 3. – *Paul Perry, Commissioner, Pct. 3*
- 3.13 Approval of Interlocal Cooperation Agreement between Waxahachie ISD and Ellis County, Pct.3 – *Paul Perry, Commissioner, Pct. 3*
- 3.14 The possible support for the installation of CrossingGuard – a camera mounted on school bus stop arms -- for any school district throughout Ellis County to protect children entering and exiting a school bus. There is no cost to the county for this program. – *Paul Perry, Commissioner, Pct. 3*
- 3.15 To appoint Kaufman County Judge Bruce Wood to serve as alternate representative for Ellis and Kaufman Counties, along with the cities of Waxahachie, Midlothian, Ennis, Red Oak, Forney, Terrell and Kaufman on the Regional Transportation Council of the Metropolitan Planning Organization for the Dallas-Fort Worth Metropolitan Area on the North Central Texas Council of

Governments for a term beginning January 1, 2015 through May 31, 2016. – *Carol Bush, County Judge*

- 3.16 To fill vacancies of election judges and alternate judges. – *Bruce Sherbet, Elections Administrator*
- 3.17 Interlocal Cooperation Contract between County of Ellis and City of Midlothian for term agreement of October 1, 2014 to September 30, 2015. – *Ron Brown, Commissioner, Pct 4*
- 3.18 To approve construction permit fee, for publicly funded construction projects, to the Ellis County fire code fee schedule. The fee will be \$500.00 plus \$25.00 per hour. – *Joe Stewart, Fire Marshal /EMC*
- 3.19 Accept the spraying of Roadside Inc. (Frank Kelly) to spray the following mileage throughout the County. Estimated total to be approximately 54 miles. – *Bill Dodson, Commissioner, Pct. 2*

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 Section 551.071 of the Texas Government Code, consultation with attorney concerning a settlement offer or contemplated litigation by Joshua Hibschman.

ADJOURNMENT OF EXECUTIVE SESSION

ADJOURNMENT

Signed this the 9th day of October, 2014.

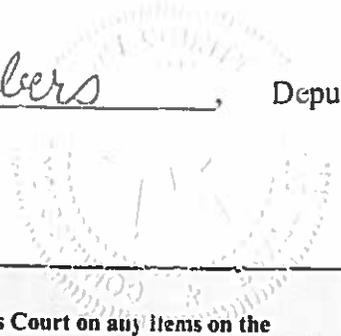


Carol Bush
Ellis County Judge

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 October, 2014 at 3:42 a.m/p.m.

Cindy Polley, County Clerk

By Jina 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.**