

**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, October 25, 2016, 2:00 P.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
Lane Grayson, Commissioner, Pct. 2
Paul Perry, Commissioner, Pct. 3
Kyle Butler, Commissioner, Pct. 4

Assistant County Attorneys:

Vance Hinds
Ray Rike

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 Ellis County 3rd Quarter 2016 Investment Report. – *Cheryl Chambers, Treasurer*
- A3 Reappointment of David Pietrusznski to the Local Workforce Development Board.
- A4 September 2016 Travel Reports of the Texas AgriLife Extension Office
 - Mark Arnold, Agriculture
 - Rita Hodges, Family & Consumer Science
 - Megan Parr, 4H
- A5 Appointment of Felicia Warner to serve on the NCTHFC (North Central Texas Housing Finance Committee) Board.

Financial:

- F1 **From** 001-0010-40950 FEMA/or State Emergency Disaster Funds \$3,511.03 **To** 001-0430-50802

- Equipment (Emergency Management) \$51.53; 001-0140-50558 Contingencies/Res/Emergency Incident (Non-Departmental) \$3,459.50. – *Stephanie Parker, Emergency Management Coordinator*
- F2 **From** 010-0653-30302 FM2 Fund Balance Carry Over \$100,000.00 **To** 010-0653-50802 FM2 Equipment \$100,000.00. – *Lane Grayson, Commissioner, Pct. 2*
- F3 **From** 001-0210-40719 Chapter 19 State Funding \$256.55 **To** 001-0210-50800 Chapter 19 Expenditures \$256.55. – *Jana Onyon, Elections Administrator*
- F4 **From** 024-0924-50802 Equipment \$600.00 **To** 024-0924-50831 Uniform Expense \$600.00. – *Tim Birdwell, Fire Marshal*

DEPARTMENT OF COUNTY DEVELOPMENT

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

- 1.1 Release Maintenance Bond #SUR6037266 to State Auto Insurance in the amount of forty four thousand, seven hundred and eighty seven dollars (44,787.00), for Taylor Ridge, Phase 2, Road & Bridge Pct. 3, requested by Ivan Brigman.
- 1.2 Accept the Infrastructure of Taylor Ridge, Phase 2, including a portion of Taylor Ridge Drive, as county owned and maintained, Road & Bridge Pct. 3, requested by Ivan Brigman.
- 1.3 Grant a one-time variance from County of Ellis Rules, Regulations and Specifications for Subdivisions and Manufactured Homes as it relates to one driveway access on existing county road, Long Branch Road, Midlothian, Road & Bridge Pct. 4, requested by Betty Dillard.
- 1.4 Preliminary Plat, Long Branch Estates, 40 lots, Long Branch Road & Spring Branch Road, Midlothian, Road & Bridge Pct. 4, requested by Lance Rust.

PURCHASING

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

- 2.1 Approval to surplus Case MXU115 tractor with Tiger Brute Boom Mower attachment. This will be used as trade in for new equipment. Trade in value will be \$10,000.00.
- 2.2 Approval to purchase a John Deere tractor, Model 6110M, with a 25ft. Machete II Boom mower and use surplus Case MXU115 tractor with Tiger Boom Mower as trade. Purchase price \$146,170.25. Trade in value for Case tractor is \$10,000.00. Total purchase price after trade in will be \$136,170.25.
- 2.3 Approval to purchase necessary warehouse grade pallet shelving for the Records Storage Building for the District Clerk, Treasurer, Auditor, and Tax Office.
- 2.4 Approval to surplus and donate all non-essential used vehicle parts currently held by the Sheriff's Office according to Local Government Code Section 263.152(a) (4).

- 2.5 Approval for County Judge to sign HVAC Maintenance agreement from American Mechanical for the Sheriff's Office and Jail, Law Enforcement Center, and Station 2 facilities. American Mechanical is affiliated with TXMAS cooperative program.
- 2.6 Approval for County Judge to sign agreement from American Mechanical for the air handling control systems for the Sheriff's Office and Jail facility. American Mechanical is affiliated with TXMAS cooperative program.
- 2.7 Approval for County Judge to sign maintenance agreement from DFW Communications/Motorola for service calls and maintenance for our radio communications equipment. DFW Communications is contracted by Motorola through the Texas DIR program.
- 2.8 Approval for the award of Bid Number RB-2016-003, Contract for Hauling Road Materials.

ADMINISTRATIVE

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

- 3.1 Presentation of flag and resolution by Representative John Wray.
- 3.2 Proclamation designating November 2016 as COPD Awareness Month in Ellis County.
- 3.3 Proclamation designating November 17, 2016 as World Pancreatic Cancer Day in Ellis County.
- 3.4 2017 Ellis County Resolution for the Indigent Defense Grant Program. – *Mike Navarro, Auditor*
- 3.5 Order providing for the issuance and sale of Ellis County, Texas General obligation refunding bonds, series 2016; levying a tax in payment thereof; awarding the sale of the bonds; authorizing the execution and delivery of a paying agent/registrars agreement and an escrow agreement; approving a bond counsel engagement letter and disclosure counsel engagement letter; calling certain obligations for redemption; and enacting other provisions relating. – *Mike Navarro, Auditor*
- 3.6 Extension Interpretative Event for Commissioners Court presented by Donald Kelm, District Extension Administrator and Extension Staff.
- 3.7 Presentation from Leggett & Platt Tax regarding Abatement Zone application.
- 3.8 Burn Ban for Ellis County. – *Tim Birdwell, Fire Marshal*
- 3.9 Nomination of Fire Marshal Tim Birdwell to serve as Ellis County representative on the Resource Conservation Council (RCC). – *Carol Bush, County Judge*
- 3.10 Consider the applications of Clay Schoolfield, Phillip Gilbert, Alex Smith, and Billy Robinson to ESD (Emergency Services District) #6 Board. One candidate will be selected to fill the vacancy of an unexpired term through December 31, 2016.
- 3.11 Authorizing the funding of 5 percent of the total cost to implement structural repairs to Chambers Creek FRS. No. 5 pursuant to the existing agreement between Ellis County and the Ellis-Prairie Soil and Water Conservation District (EPSWCD). 95 percent of the funding will be provided by a

matching grant from the Texas State Soil and Water Conservation Board to the EPSWCD pursuant to the Structural Repair Grant Program. As previously approved by the Court, the administration of the contract for the EPSWCD will be performed by the Assistant County Engineer. In exchange for project administration, the EPSWCD agrees to transfer the administration funds for the project at completion of construction to Ellis County. The administration fee is calculated as 4.75 percent of the total construction cost for the project. – *Ted Kantor, Engineer*

- 3.12 Approve new map pricing for the Engineering Office. – *Ted Kantor, County Engineer*
- 3.13 Accept donation, for all precincts, of scrap concrete from repairs to TxDOT highways. – *Ted Kantor, County Engineer*
- 3.14 Authorize County Judge to sign amendment one to the Pharmacy Benefit Management Services Agreement. – *Terri Klein, Indigent Health Coordinator*
- 3.15 Accept interlocal agreement with City of Italy. – *Paul Perry, Commissioner, Pct. 3*
- 3.16 South Ellis County Water Supply Corporation – Ellis County recommendation for procurement support for CDBG grant. – *Paul Perry, Commissioner, Pct. 3*
- 3.17 To approve the Revised appointment of the Presiding and Alternate Judges for the upcoming two year term (September 1, 2016 through August 31, 2018) as submitted by the Democratic and Republican Parties. – *Jana Onyon, Elections Administrator*

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 §551.076 of the Government Code, consultation to deliberate the deployment, or specific occasions for implementation, of security personnel or devices.
- 4.2 Pursuant to §551.071 of the Government Code, consultation with counsel regarding pending or contemplated litigation with Professional Coating Technologies.

ADJOURNMENT OF EXECUTIVE SESSION

ADJOURNMENT

Signed this the 21st day of October 2016.



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 21st day of October, 2016 at 3:12 ~~a.m.~~/p.m.

Cindy Polley, County Clerk

By *Gina 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.**