

**NOTICE OF REGULAR MEETING
ELLIS COUNTY COMMISSIONERS' COURT**

Notice is hereby given that a regular meeting of the Ellis County Commissioners' Court will be held on **Monday, October 27, 2008 at 6:00 P.M., in the Commissioners' Courtroom, 101 West Main Street (2nd Floor), Waxahachie, Texas** at which time the following will be discussed and considered, to-wit:

County Judge:

Judge Chad Adams

Commissioners:

Dennis Robinson, Commissioner, Pct. 1

Bill Dodson, Commissioner, Pct. 2

Heath Sims, Commissioner, Pct. 3

Ron Brown, Commissioner, Pct. 4

County Clerk:

Cindy Polley, County Clerk

County & District Attorney's Office:

Ann Montgomery, Assistant County Attorney

Lee Auvenshine, Assistant County Attorney

1. OPENING COURT

1.1 County Judge will call meeting to order, declare quorum if present, and declare notices legally posted pursuant to Open Meetings Act.

1.2 Motion to Open Court.

1.3 Invocation and Pledge of Allegiance – Commissioner Heath Sims

2. CONSENT AGENDA – Consideration and Action:

Administrative:

A1 Approval of Regular Bills, Payroll, and Officers' Reports.

A2 Approval of the September 2008 Travel Reports of the Texas Cooperative Extension Office

Mark Arnold, Agriculture

Page Bishop, 4-H

Rita Hodges, Family & Consumer Sciences

A3 Approval to adopt an Order authorizing certain Sheriff's Department vehicles to be exempt from the inscription requirement in the Transportation Code and to appoint Sheriff Ray Stewart, Chief Deputy Charles Sullins, Captain Dennis Brearley and Captain Danny Williams representatives to obtain regular license plates to be used on those exempt vehicles. (Captain Danny Williams)

Financial:

- F1 From 011-0704-50915 Asphalt to 011-0704-50926 Debt Service – Heath Sims, Commissioner, Pct. 3
- F2 From 004-0652-50807 Gen Exp to 044-0652-50557 Worker’s Comp – Bill Dodson, Commissioner, Pct. 2
- F3 From 001-0000-30302 Fund Balance to 001-0020-50716 Courthouse Repairs - Chad Adams, County Judge
- F4 From 009-0602-50807 General Exp to 009-0602-50962 Lubricants – Dennis Robinson, Commissioner, Pct. 1
- F5 From 4-042-0000-0302 Fund Balance to 5-042-0000-0811 Auto Purchase – Ray Stewart, Sheriff
- F6 Approve refund of overpayment to Wells Fargo Home Mortgage Acct. # 224474 in the amount of \$4,825.93 for payment in error
- F7 From 001-0010-50802 Equipment, 001-0010-50809 Auto Parts to 001-0010-50554 Retirement, 001-0010-50808 Auto Gas & Oil, 001-0010-50810 Auto Tires – Ray Stewart, Sheriff
- F8 From 001-0015-50814 Feeding Inmates to 001-00158-50701 Utilities, 001-0015-50801 Supplies, 001-0015-50808 Auto Gas & Oil, 001-0015-50813 Inmate Medical – Ray Stewart, Jail
- F9 From 3-001-0000-0302 Fund Balance to 001-0540-50502 Deputy Salary, 001-0540-50554 Retirement, 001-0612-50502 Deputy Salary, 001-0612-50554-Retirement, 001-0612-50553 Social Security – Chad Adams, County Judge
- F10 From 001-0612-40096 Revenue/LEO, 001-0612-50802 Equipment to 001-0612-50820 LEOSE Training, 001-0612-5809 Auto Repair – Terry Nay, Constable, Pct. 2
- F11 From 001-0425-50873 Maint/Rps Equip, 001-0425-50809 Auto Repair to 001-0425-50804 Postage, 001-0425-50703 Telephone – Diana Buckley, Human Services
- F12 From 006-0754-50807 Gen Misc to 006-0754-50557 Worker’s Comp, 006-0754-50911 Gravel - Ron Brown, Commissioner Pct. 4
- F13 From 012-0755-50907 Tires, 012-0755-50911 Gravel to 012-0755-50909 Repairs & Parts, 012-0755-50915 Asphalt – Ron Brown, Commissioner, Pct. 4

Simplified Plat:

- 2.1 Simplified Plat – Hibbets Addition, 1 lot, Kenneth and Louanne Hibbets, Pct. 3.

3. ADMINISTRATIVE

- 3.1 Consideration and action to approve a Proclamation declaring the month of October, 2008, as Czech Heritage Month in Ellis County.
 - Chad Adams, County Judge
- 3.2 Consideration and action to approve a Proclamation designating November 10 – 14, 2008 as No TV Week in Ellis County.
 - Chad Adams, County Judge
- 3.3 Consideration and action to approve a Proclamation designating the week of October 27-31 as National Red Ribbon Campaign Week in Ellis County.
 - Chad Adams, County Judge

- 3.4 Consideration and action to approve lowering the speed limit on Brad's Way from 35 miles per hour to 30 miles per hour.
 - Ron Brown, Commissioner, Pct. 4
- 3.5 Consideration and action to retain a Property Acquisition Specialist for services on the Franks Bridge Replacement Project on Franks Road, Precinct 3.
 - Heath Sims, Commissioner, Pct. 3
- 3.6 Consideration and action to approve an Interlocal Cooperation Contract between County of Ellis and the City of Garrett for FY 2008-2009.
 - Bill Dodson, Commissioner, Pct. 2
- 3.7 Consideration and action to approve an Interlocal Cooperation Contract between County of Ellis and the City of Ennis for FY 2008-2009.
 - Bill Dodson, Commissioner, Pct. 2
- 3.9 Consideration and action to approve an Interlocal Cooperation Contract between County of Ellis and the City of Bardwell for FY 2008-2009.
 - Bill Dodson, Commissioner, Pct. 2
- 3.9 Consideration and action to approve an Interlocal Cooperation Contract between County of Ellis and the Ennis I.S.D. for FY 2008-2009.
 - Bill Dodson, Commissioner, Pct. 2
- 3.10 Consideration and action to approve an Interlocal Cooperation Contract between County of Ellis and the Avalon I.S. D. for FY 2008-2009.
 - Bill Dodson, Commissioner, Pct. 2
- 3.11 Consideration and action to contract with John Burns Construction Company to relocate the Waxahachie Independent School District fiber optic lines which are currently located on the power poles on Jackson Street which are being removed in association with the bond construction work. Cost not to exceed \$14,900.
 - Joe White, County Engineer
- 3.12 Consideration and action for payment to Charter Cable Company for relocation of Charter fiber optic and coax cable lines currently located on power poles on Jackson Street which are being removed in association with the bond construction work. Cost not to exceed \$11,500.
 - Joe White, County Engineer

4. PURCHASING

Consideration and action regarding the following presented by Richard Denniston, Purchasing Agent:

- 4.1 To approve the following items as surplus and approve disposal at auction: two (2) Ergonomic keyboards, one (1) Logitech keyboard, three (3) Sharp calculators, three (3) Avaya analog phones TDMA phones from DA office, laser jet printer, Brother Intelli 1270e fax machine that doesn't work, fax machine work center 470X, Curtis Mathes tape player. Items are located in Purchasing and are from various departments.

4.2 To approve rejecting the bids and rebidding the Pierce Road Drainage Project in Precinct 1.

5. RECESS TO CONVENE TO EXECUTIVE SESSION

6. 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 §551.072, 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 §551.072.”

6.1 Pursuant to Section 551.072 of the Government Code, consultation with counsel regarding the possible sale or lease of real property “if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person.”

7. ADJOURNMENT OF EXECUTIVE SESSION

8. ADJOURNMENT

Signed this the 23rd day of October, 2008.

Chad Adams
Ellis County Judge

I, the undersigned, County Clerk of the Ellis County Commissioners Court do hereby certify that the above Notice of Regular 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 23rd day of October, 2008, at _____ a.m./p.m.

Cindy Polley, County Clerk

By _____
Deputy

The Commissioners Court reserves the right to consider and take action on the above agenda items in any particular order.

Anyone wishing to address the Commissioners Court concerning a posted agenda item must make a formal request by presenting a "Participation Form" to the County Clerk at least 10 minutes prior to the beginning of the meeting.

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.