

**NOTICE OF WORKSHOP
ELLIS COUNTY COMMISSIONERS' COURT**

Notice is hereby given that a **Workshop** will be held on Monday, February 9, 2009 at 9:30 a.m. at the Ellis County Courthouse in the Commissioners' Courtroom, 101 West Main St, 2nd Floor, Waxahachie, Texas, the following item will be discussed:

Workshop – no action will be taken

Discussion concerning updates to the Ellis County Tax Abatement Policy and Guidelines

Signed this the 5th day of February, 2009.

Chad Adams
Ellis County Judge

I, the undersigned, County Clerk of the Ellis County Commissioners' Court do hereby certify that the above Notice of Workshop Meeting of the Ellis County Commissioners' Court was posted at the doors of the Ellis County Courthouse, a place readily accessible to the general public at all times on the 5th day of February, 2009 at _____ .M.

Cindy Polley, County Clerk

By _____
Deputy

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 has 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.

**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, February 9, 2009 at 10:00 A.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 Dennis Robinson

2. CONSENT AGENDA – Consideration and Action:

Administrative:

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

A2 Approve reclassification of one (1) Deputy I to a Civilian Crime Scene Tech at the same base pay, removing the uniform allowance and certification pay.

A3 Approve reclassification of one employee due to a change in job responsibilities in Pct. 1.

A4 Approval and Certification of the Minutes from the Commissioners' Court Agenda dated January 1, 2009 Special.

Financial:

F1 From 001-0210-40719 Chapter 19 Funding to 001-0210-50800 Chapter 19 Expenditures – Jane Anderson, Elections

F2 From 001-0210-40719 Chapter 19 Revenue to 001-0210-50800 Chapter 19 Expenditures – Jane Anderson, Elections

- F3 From 3-006-0000-0302 Fund Balance to 006-0754-50868 Contract Labor – Ron Brown, Commissioner, Pct. 4
- F4 Approve refund of overpayment to the following accounts for payment in error:
- | | | |
|------------------------------|--------|------------|
| Citizens National Bank | 142539 | \$2,517.53 |
| Taylor Bean & Whitaker | 222436 | 7,543.22 |
| Total Mortgage Solutions, LP | 239144 | 3,689.89 |
| Total Mortgage Solutions, LP | 235775 | 3,635.69 |
- F5 From 001-0000-30302 Fund Balance to 001-0420-50811 Auto Purchase – Chad Adams, County Judge
- F6 From 006-0754-40008 Interlocal Agreements to 006-0754-50868 Contract Labor – Ron Brown, Commissioner, Pct. 4

Simplified Plat:

- 2.1 Flesher Addition – 1 lot, John and Lisa Flesher, Pct. 4.

3. ADMINISTRATIVE

- 3.1 Consideration and action to accept an Economic Stimulus Prize for the Human Services Department for winning one of 15 \$1,000 awards for a case study on the Ellis County wellness program, to be used to further the county health and safety initiative.
- Diana Buckley, Director, Human Services
- 3.2 Consideration and action to approve an addendum to the contract with Indigent Healthcare Solutions adding the Power Search function for Medicaid enrollment verification.
- Diana Buckley, Director, Human Services
- 3.3 Consideration and action to accept a TERP (Texas Emissions Reduction Program) grant from the Texas Commission on Environmental Quality to be used toward the purchase of the Durapatcher for Precinct 1.
- Holly Davis, Special Projects Director
- 3.4 Consideration and action to approve the proposed redemption and conveyance of tax sale struck off property by Quitclaim Deed. Cause No. 12,837-TX; Ellis County and Midlothian Independent School District vs. Buffalo Hills, Inc, in the district court of said county, said property being located in Ellis County, Texas, and described as follows: 29.471 Acres, more or less, out of the Joseph Stewart Survey, Abstract 961, being more particularly described as the SAVE & EXCEPT Tract in Volume 792, Page 590, Deed Records of Ellis County, Texas (99-0961-0000-2000-108)
- Kevin Chester, Linebarger Gogan Blair & Sampson, LLP
- 3.5 Consideration and action to approve and ratify the Deputy Constable appointments for Precincts 1, 2, 3, and 4.
- Ben Fry, Terry Nay, Jimmie Ray, Mike Jones, Ellis County Constables

- 3.6 Consideration and action to enter into an “Added Value Service Agreement” with Aerowave Technologies for Boyce Tower equipment (exhibit A), County Jail equipment (exhibit B) and 77 vehicle unit radios.
- Johnny Brown, Sheriff
- 3.7 Consideration and action to approve the reappointment of the following people to serve a two year term on the Ellis County Historical Commission:
- Precinct 1: Virginia Duff, Susie Toal, Helen Prude, Virginia Kellum
 - Precinct 2:
 - Precinct 3: Harold Dorsey, Wilma Dorsey, Edwin Farrar, Carol Farrar, Margaret Felty
Shannon Simpson, Carolyn Robinson, William Robinson, Nancy Post, Larry Felty
 - Precinct 4: Sylvia Smith, Betty Dillard, Nana Lou Dudley, Karen Esberger
 - Larry Felty, Chair, Ellis County Historical Commission
 - Holly Davis, Special Projects Director
- 3.8 Consideration and action to approve a Work Order under Interlocal Agreement between Ellis County and the Palmer ISD to replace or repair parking lots at 303 Dick St., FM 813 W-116, FM 813 W-112, 422 W. Jefferson, 315 W. Jefferson, 418 W. Jefferson.
- Dennis Robinson, Commissioner, Pct. 1
- 3.9 Consideration and action to approve and reaffirm the revised Tax Abatement Guidelines, Criteria and Procedures for Ellis County.
- Holly Davis, Special Projects Director
- 3.10 Discussion regarding parking restrictions within restricted traffic zones, pursuant to Section §251.155 of the Transportation Code.
- Dennis Robinson, Commissioner, Pct. 1
 - Lee Auvenshine, Assistant County and District Attorney

4. ENGINEERING

Consideration and action regarding the following presented by Joe White, County Engineer:

- 4.1 To pay John Burns Construction Company \$5,300 above the initial estimate previously approved by the Commissioners’ Court for the reroute of the Waxahachie Independent School District fiber optic lines. The additional cost is due to a necessary route revision.
- 4.2 To increase the agreement with Oncor Electric Delivery Company to provide streetlights for the bond project from \$15,787 to \$17,310 in order to add an additional streetlight.
- 4.3 To continue participation for the year 2009 in the Regional Storm Water Management Program through the North Central Texas Council of Governments at a cost share amount of \$2,552.
- 4.4 Discussion of pricing and possible future sale of county property located in Ennis.

5. PURCHASING

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

- 5.1 To reject the audio visual system bid for the bond program.
- 5.2 To reject the security system bid for the bond program.
- 5.3 To award the contract for Metal Culverts to Contech Construction Products for all precincts for the period of January 1, 2009 through December 31, 2009.
- 5.4 To award the contract for Emulsified Asphalt jointly to Ergon Asphalt and Cleveland Asphalt due to availability of product for all precincts for the period of January 1, 2009 through December 31, 2009.
- 5.5 To purchase a Dynaoac Model CP142 Nine Wheel Pneumatic Roller for Precinct 4 at a total cost of \$46,000.

6. RECESS TO CONVENE TO EXECUTIVE SESSION

7. 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 §551.071, 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 §551.071.”

- 7.1 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”.

8. ADJOURNMENT OF EXECUTIVE SESSION

9. ADJOURNMENT

Signed this the 5th day of February, 2009.

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 5th day of February, 2009, 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.

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