

15 MAR -6 AM 9:14
RECORDED 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, March 9, 2015, 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
Lane Grayson, Commissioner, Pct. 2
Paul Perry, Commissioner, Pct. 3
Kyle Butler, 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 Paul Perry

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 Approval of the Statement of Elected/Appointed Official and Oath of Office for the following Emergency Service District Board Members:
 - o ESD #1
 - Andy Mulvaney
 - Gary Harris
 - James Morrison
 - o ESD #2
 - Monica (Bonney) Arroyo
 - Gary Ratliff
 - o ESD #3
 - Vicente Guerrero
 - Larry Norcross
 - Richard Dabney

- A3 Proclamation recognizing March 15-21, 2015 as Poison Prevention Week in Ellis County.
- A4 Approval of Approval of the Official Minutes for January 12, 2015, January 26, 2015 February 9, 2015, & February 24, 2015. – *Cindy Polley, County Clerk*

Financial:

- F1 **From** 047-0947-30302 Fund Balance \$896.30 **To** 047-0947-50802 Equipment \$896.30. – *Chuck Laubach, Ellis County Sheriff's Office*
- F2 **From** 005-0703-30302 Fund Balance \$45,000.00 **To** 005-0703-50911 Gravel \$45,000.00. – *Paul Perry, Commissioner, Pct. 3*
- F3 **From** 001-0612-40096 State LEOSE Payment \$785.39 **To** 001-0612-50820LEOSE Training \$785.39 \$785.39. – *Terry Nay, Constable, Pct. 2*
- F4 **From** 001-0330-40096 State LEO Payment \$12,839.67 **To** 001-0010-50820 LEOSE Training \$12,839.67. – *Johnny Brown, Sheriff*
- F5 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>
Angelo Dragija	154850	\$2,443.55
Corelogic Commercial Tax Service	202129	\$3,428.86
Wells Fargo Real Estate Tax Services, LLC	203201	\$4,949.25
Wells Fargo Real Estate Tax Services, LLC	222134	\$11,053.71
Justin Shaw	233668	\$4,721.41
Waste Management, Inc.	243186	\$68,737.45
Melissa Ortiz	231599	\$3,388.53

Simplified Plat:

- SP1 Farmer's Acre, 1 lot, 4225 Lakeview Drive, Ennis, Jo Ann Farmer, Pct. 2.

DEPARTMENT OF COUNTY DEVELOPMENT

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

- 1.1 Replat- Maypearl Hidden Hills, Lot 22, 144 Sullivan Way, Waxahachie, Richard DuBose, Pct. 3.
- 1.2 Replat – Cockerham Estates, Lots 5,6,7&8, 756 Arrowhead Road, Waxahachie, Brett Hess, Pct. 3.
- 1.3 Preliminary Plat- Taylor Ridge, Phase 3, 17 lots, Oak Vista Road, Waxahachie, Ivan Brigman, Pct. 3.

- 1.4 Preliminary Plat- Pioneer Point, 150 lots, FM 66 & Richard Road, Waxahachie, Kars Tamminga, Pct. 3.
- 1.5 Grant a one-time variance from County of Ellis Rules, Regulations and Specifications of Subdivisions and Manufactured as it relates to the fire hydrant requirement to replat Reeves Place, lot 1, 1460 Hwy 77, Italy, Rory Reeves, Pct. 3.

PURCHASING

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

- 2.1 Take necessary action to reject all responses on the following bids submitted to Ellis County Purchasing: RB-2015-001-Annual Contract for Crushed Limestone Chip Seal, Type D, Grades 3,4, and 5, RB-2015-003- Recycled Concrete Flex Base, Type D, Grade 1 or 2 and RB-2015-004- Washed Pea Gravel, Type A, Grade 4 and 5 in accordance with the Local Government Code.
- 2.2 To approve the disbursement of \$1500 from contingency, to be held by the County Treasurer's Office initially, to be further distributed to other County offices to allow them to pay for exempt vehicle registrations in an efficient method due to the new requirements of the Two Steps One Sticker Program adopted by the Texas Department of Motor Vehicles.
- 2.3 To declare the following item as surplus and to be disposed of in accordance with the Local Government Code 263 – Morbark E-Z Beaver Wood Chipper, Model 17 S/N #2214, from Road and Bridge Precinct 4.
- 2.4 To accept insurance claim settlement check in the amount of \$3,236.13 for damages sustain to Ellis County Sheriff's Office estray barn.
- 2.5 To renew Bid RB-2013-006 Emulsified Asphalt with Ergon Asphalts and Heartland Asphalt Materials for a one (1) year renewal period, from March 15, 2015 to March 31, 2016.
- 2.6 The purchase of a 2012 Ford F250 Truck in the amount \$22,995.00 from Comfleet Auto Sales for Road and Bridge Precinct 2, in accordance with Local Government Code.
- 2.7 To purchase office furnishings from a participating vendor in approved co-op or Texas State contract for the Courts and Administration Building Finish Out and Elections Building upon completion.
- 2.8 To take necessary action to reject the only bid submitted for the 2013 TxCDBG grant project #713159 for water improvements for South Ellis County Water Supply Corporation from Lyness Construction, in accordance with Local Government Code.
- 2.9 To award TxCDBG Project 713159 – Lee Road Plant Improvements to J&K Excavation, LLC in accordance of the Local Government Code.
- 2.10 To award TxCSBG Project 713159 – Lee Road 6" Water Line to Circle H Construction, LP in accordance of the Local Government Code.

ADMINISTRATIVE

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

- 3.1 Presentation of Better Living for Texas Regional Award to Arlene Hamilton, Ellis County Master Wellness Volunteer made by Annie Tinsley, East Regional Manager of Better Living for Texans. - *Mark Arnold, Extension Office*
- 3.2 Burn Ban Order for Ellis County. – *Joe Stewart, Fire Marshal/EMC*
- 3.3 To authorize the County Judge to execute any document necessary to approve the bond or refinance of bonds, with respect to the Tarrant County Cultural Education Facilities Finance Corporation Hospital Revenue Bonds (Baylor Scott & White Health Project) Series 2015. Such approval is not to be construed as any representation or warranty by the County, nor to create any performance obligation on the part of the County.
- 3.4 To accept a \$15,000 payment for reinforcement of Miller Road Bridge in Precinct 4 from Tarrant Regional Water District. – *Kyle Butler, Commissioner, Pct. 4*
- 3.5 Status report on use of compensatory time. – *Anne Price, Director of Human Resources*
- 3.6 Interlocal Agreement between Ellis County and City of Waxahachie regarding use of gun range. – *Carol Bush, Ellis County Judge*
- 3.7 Consideration and approval to accept a donation of two ballistic K-9 vests. -*Chuck Laubach, Ellis County Sheriff's Office*
- 3.8 To authorize a Memorandum of Understanding with the City of Ovilla regarding the Ovilla Water Tower. – *Chuck Laubach, Ellis County Sheriff's Office*
- 3.9 Designate Jodi Platt as interim Purchasing Agent. – *Carol Bush, Ellis County Judge*
- 3.10 Approve an Interlocal Agreement between Ellis County and the City of Waxahachie to allow the City to place equipment on the County's radio tower, improving interoperability and public communications.

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 §551.074 of the Government Code, consultation to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the Purchasing Agent.
- 4.2 Pursuant to §551.074 of the Government Code, consultation to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the Fire Marshal/EMC.

ADJOURNMENT OF EXECUTIVE SESSION

ADJOURNMENT

Signed this the 6th day of March, 2015.



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 6th day of March, 2015 at 9:14 a.m./p.m.

Cindy Polley, County Clerk

By Ina 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.**