

**AMENDED  
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, June 23, 2008 at 6:00 P.M., in the Commissioners' Courtroom, 101 West Main Street (2<sup>nd</sup> 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 Approval of the May 2008 Travel Reports of the Texas Cooperative Extension Office

Mark Arnold, Agriculture

Page Bishop, 4-H

Rita Hodges, Family & Consumer Sciences

A3 Approve Tax Refund for Over Payment to First American, Account # 201010 for \$3,270.81 – John Bridges, Tax Collector/Assessor

A4 To approve the payment of \$3,641.93 to Brian Jamison as full compensation for an accident that occurred in R&B Pct. 4 on May 20, 2008. Payment will be made upon receipt of a full release.

**Financial:**

F1 From 3-010-0000-0302 Fund Balance Carryover to 5-010-0625-0902 Gas – Bill Dodson, Commissioner, Pct. 2

F2 From 5-001-0360-0805 Conference to 5-001-0360-0807 Gen Misc, 5-001-0360-0846 Witness Fee – Joe Grubbs, District Attorney

F3 From 5-001-0375-0898 Consultant to 5-001-0375-0801 Supplies – Joe White, County Engineer

- F4 From 3-001-0000-0302 Fund Balance to 5-001-0614-0802 Equipment – Chad Adams, County Judge
- F5 From 3-001-0000-0302 Fund Balance to 5-001-0614-0502 Deputy Salary, 5-001-0614-0553 Social Security, 5-001-0614-0554 Retirement – Chad Adams, County Judge
- F6 From 3-001-0000-0302 Fund Balance to 5-001-0400-0819 Computer – Chad Adams, County Judge
- F7 From 5-001-0614-0803 Furniture/Fixtures to 5-001-0614-0801 Supplies - -Steve McKinney, Constable Pct. 4
- F8 From 5-001-0030-0502 Salaries to 5-001-0030-0802 Equipment – Mike Navarro, Auditor
- F9 From 5-001-0360-0805 Conference, 5-001-0360-0801 Supplies to 5-001-0360-0833 Court Reporting, 5-001-0360-0846 Witness Fee – Joe Grubbs, District Attorney
- F10 From 5-001-0390-0805 Conference to 5-001-0390-0819 Computer – Chad Adams, County Judge
- F11 From 5-001-0612-0808 Gas/Oil, 5-001-0612-0703 Telephone to 5-01-0612-0801 Supplies – Terry Nay, Constable, Pct. 2
- F12 From 5-012-0754-0911 Gen Misc to 5-012-0754-0910 Purchase of Equipment –Ron Brown, Commissioner, Pct. 4
- F13 From 5-001-0010-0835 Employee Training to 5-001-0010-0868 Contract Service-SPCA – Ray Stewart, Sheriff
- F14 From 5-001-0210-0888 Computer Service/Rental to 5-001-0210-0855 Voting Equip Subs. – Jane Anderson, Elections

**Simplified Plat:**

- 2.1 Rossen Estates, 2 lots, Melvin and Debra Rossen, Pct. 2.
- 2.2 Fajardo’s 55 Lots, 1 lot, J.D. Fajardo, Pct. 2.

**3. ADMINISTRATIVE**

- 3.1 Consideration and action to close, discontinue, abandon and vacate a portion of an Ellis County roadway and/or easement shown and described in the Map of Bristol Farm Lots Cabinet A, Slide 123, being all of the tract of land conveyed to Gary Royce Threadgill by deed recorded in Volume 281, page 508 of the Deed Records of Ellis County, Texas, all of which property is presently owned by C.B. and Joyce Hart.
  - Bill Dodson, Commissioner, Pct. 2
- 3.2 Consideration and action to declare a Burn Ban for Ellis County (welding allowed).
  - Jim Pharr, Fire Marshall Investigator
- 3.3 Presentation by Captain John Knight on the current status of radio communication in Ellis County and steps to move forward on improvement.
  - Bill Dodson, Commissioner, Pct. 2
  - Heath Sims, Commissioner, Pct. 3
- 3.4 Consideration and action to approve a resolution in support of the proposed expansion of the Metropolitan Planning Area boundary for the Dallas Fort Worth region.
  - Barbra Leftwich, Ellis County Planner
  - Ron Brown, Commissioner, Pct. 4

- 3.5 Consideration and action to approve a Work Order with the City of Ferris for road work.  
- Dennis Robinson, Commissioner, Pct. 1
- 3.6 Consideration and action to approve the funding of a Deputy Constable from June 24, 2008 through September 30, 2008 and hiring Deputy Ken Singleton as a full-time temporary employee to work a mortgage fraud case in Ellis County.  
- Chad Adams, County Judge
- 3.7 Consideration and action to allow the county judge to enter into contract negotiations with emergency service providers and accept a contract for emergency medical services in Ellis County, pending review of the contract by the county attorney.  
- Chad Adams, County Judge
- 3.8 Consideration and action to approve the Ellis County application for SEP (Supplemental Environmental Project) funding for Ellis County Clean Air projects.  
- Chad Adams, County Judge
- 3.9 Consideration and action to approve the appointment of Liz Tull, Dawn Rickman and Jackie Wray to the Child Welfare Board to replace Bernice Crownover and Claire Crabb whose terms of service have ended.  
- Holly Davis, Special Projects Director
- 3.10 Consideration and action to approve an application to be used when appointing new members to Emergency Service District Boards.  
- Holly Davis, Special Projects Director

#### **4. DEPARTMENT OF COUNTY DEVELOPMENT**

##### **Consideration and action regarding the following presented by Delton Ake, Director Department of County Development:**

- 4.1 To grant a variance to County of Ellis Rules, Regulations and Specifications for Subdivisions and Manufactured Home Parks as it relates to building set-back requirement of 40' on an existing F.M. road to 35' due to an extra 10' of ROW dedicated by the developer Leonard Frisse, as shown on Ellis County Thoroughfare Plan, Pct. 1.
- 4.2 Simplified Plat - Frisse Subdivision, 1 lot, Leonard Frisse, Pct. 1.
- 4.3 To grant a variance to County of Ellis Rules, Regulations and Specifications for Subdivisions and Manufactured Home Parks as it relates to utility easements inside property lines, James Dorskocil, 105 Howe Circle, Italy, Pct. 3.
- 4.4 To grant a variance to County of Ellis Rules, Regulations and Specifications for Subdivisions and Manufactured Home Parks as it relates to fire hydrant requirement of 450' maximum

spacing, Novy Road, Brian Novy, Pct. 2.

**5. PURCHASING**

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

- 5.1 To award the purchase of #4 Pea Gravel to Trinity Materials for the period of July 1, 2008 through June 30, 2009.
- 5.2 To approve the list of items from the County Treasurer's Office as surplus and approve disposal at auction.

**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, §551.072, §551.074 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, §551.072, §551.074.”

- 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.
- 7.2 Pursuant to Section §551.074 of the Government Code, consultation with counsel regarding an EEOC claim filed by Tondra L. Roberts.

**8. ADJOURNMENT OF EXECUTIVE SESSION**

**9. ADJOURNMENT**

Signed this the 20th day of June, 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 20th day of June, 2008, at \_\_\_\_\_ a.m./p.m.

By \_\_\_\_\_  
Cindy Polley, County Clerk

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.