

**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 13, 2008 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 Bill Dodson

2. CONSENT AGENDA – Consideration and Action:

Administrative:

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

A2 Accept certificates of completion for Pheadra Vickers for the Attorney General's training courses on the Texas Public Information Act and the Open Meetings Act.

A3 Accept certificate of completion for Judy Robertson for the Robert Lee Sutherland Seminar XV, Integrated Health: Connecting Body and Mind.

A4 Approval of salary supplements for the County Attorney's Office to be paid with funds received from the Texas Comptroller of Public Accounts for discretionary expenses for the 2008-2009 budget year:

Habon Mohamed	\$4,030.00	C. Joanna Hill	\$1,145.00
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Lee Auvenshine	\$1,355.00	David Finney	\$2,770.00
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Kie Watkins	\$1,181.00	Sandy Fisher	\$4,618.00
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A5 Approval of a proclamation declaring November, 2008 as "Home Care and Hospice Month."

- A6 Approval and Certification of the Minutes from the Commissioners' Court Agenda dated:
September 8, 2008 Regular Sptember15, 2008 Special
- A7 Approval to direct all money that otherwise would be deposited in a salary fund, created under Chapter §154.007 of the Local Government Code, to be deposited into the general fund of Ellis County.

Financial:

- F1 From 5-001-0370-0873 Maint/RPS to 5-001-0370-0801 Supplies – John Bridges, Tax Assessor/Collector
- F2 From 5-001-0230-0873 Maint/Ofc Equip to 5-001-0230-0890 Co Supply Room – Richard Denniston, Purchasing Agent
- F3 From 011-0704-50807 Gen Exp to 011-0704-50906 Culverts, 011-0704-50907 Tires, 011-0704-50913 Chemicals, 011-0704-50914 Signs, 011-0704-50918 Hardware/Tools – Heath Sims, Commissioner, Pct. 3
- F4 From 005-0703-50906 Culverts, 005-0703-50907 Tires, 005-0703-50913 Chemicals, 005-0703-50914 Signs, 005-0703-50918 Hardware/Tools, 005-0703-50807 Gen. Exp – Heath Sims, Commissioner, Pct. 3
- F5 From 001-0015-50807 Gen Misc to 001-0015-50812 Radio, 001-0015-50815 Uniform – Ray Stewart, Sheriff
- F6 From 001-0390-50601 Travel to 001-0390-50801 Supplies – Chad Adams, County Judge
- F7 From 001-0425-50810 Tires, 001-0425-50801 Supplies to 001-0425-50803 Furn/Fixtures, 001-0425-50819 Computer – Diana Buckley, Human Services
- F8 From 006-0754-40010 Sale of Equipment to 006-0754-50807 Gen. Misc – Ron Brown, Commissioner, Pct. 4
- F9 From 001-0210-40719 Chapter 19 Funding to 001-0210-50801 Supplies – Jane Anderson, Elections
- F10 From 005-0703-50868 Contract Labor, 005-0703-50924 Soil Conservation, 005-0703-50553 Social Security, 005-0703-50554 Retirement to 005-0703-50926 Debt Service – Heath Sims, Commissioner, Pct. 3
- F11 From 011-0704-50909 Repair/Parts to 011-0704-50885 Sales Tax – Heath Sims, Commissioner, Pct. 3
- F12 From 005-0703-50917 Right of Way to 005-0703-50930 ROW Purchase – Heath Sims, Commissioner, Pct. 3
- F13 From 011-0704-50915 Asphalt to 011-0704-50911 Gravel – Heath Sims, Commissioner, Pct. 3

Simplified Plat:

- 2.1 Sheets Addition, one lot, John and Peggy Sheets, Pct. 3.

3. ADMINISTRATIVE

- 3.1 Consideration and action to approve a Resolution in support of the Meals-on-Wheels of Johnson & Ellis County applying for a grant from the Texas Department of Agriculture Home –Delivered Meal Grant Program.
- Holly Davis, Special Projects Director

- 3.2 Consideration and action to approve a Proclamation declaring the month of October, 2008, as Czech Heritage Month in Ellis County.
- Chad Adams, County Judge
- 3.3 Consideration and action to approve additional or replacement Presiding Judges and Alternate Judges for the November 4, 2008 General Election.
- Jane Anderson, Elections Administrator
- 3.4 Discussion concerning the formation of the Ellis County Emergency Management and Response Advisory Committee that will be a technical and advisory board for the Ellis County Office of Emergency and the Ellis County Commissioners' Court on issues related to emergency management and emergency response.
- John Patterson, Emergency Management
- 3.5 Consideration and action to accept the grant funds from the FEMA Hazard Mitigation Grant Program (HMGP) authorized by 44 C.F.R. 206.434 ("The Stafford Act") and to authorize the Ellis County Judge to execute any and all documents as shall be necessary under the terms of the grant and 44 C.F.R. 206.434 ("The Stafford Act") to appraise, negotiate, acquire, demolish, and upon further action by this Court properly dispose of the property for which mitigation of damages had been sought.
- John Patterson, Emergency Management Coordinator
- 3.6 Presentation from the North Central Texas Council of Governments on the Clean Fleet Vehicle Policy and compliance with those guidelines
- Lori Pampell, North Central Texas Council of Governments, Transportation Planner
 - Carrie Reese, North Central Texas Council of Governments, Transportation Planner
- 3.7 Consideration and action to approve a "Clean Fleet Vehicle Ordinance" to comply with guidelines set by the Regional Transportation Council for vehicle acquisition, vehicle operation, and vehicle maintenance.
- Holly Davis, Special Projects Director
- 3.8 Consideration and action to approve a Memorandum of Understanding between Ellis County and the First Administrative Judicial Region regarding an interim plan to ensure "Judicial Readiness in Times of Emergency" that essential juridical services are available to those who seek access to the court when a courthouse is unavailable or inoperable.
- Holly Davis, Special Projects Director
- 3.9 Consideration and action to approve the renewal of the lease agreement between Ellis County and Edwin Spaniel for the term of October 1, 2008 through September 30, 2009, for agricultural purposes, for \$6,461.23 which is \$20.01 an acre, for 322.9 acres of the property referred to as the Ellis County Farm.
- Bill Dodson, Commissioner, Pct. 2
- 3.10 Consideration and action to approve an Interlocal Cooperation Contract between County of Ellis and the City of Alma.
- Bill Dodson, Commissioner, Pct. 2

- 3.11 Consideration and action to extend the service relationship between Ellis County and Hope Clinic to provide primary care, prescriptions, and case management for Indigent Health Care clients with a focus on preventive care, and to add preventive, restorative, endodontic, prosthetic and limited surgical dental care, including a one-time purchase of dental equipment, authorizing the County Judge to sign a five year contract for this purpose.
- Heath Sims, Commissioner, Pct. 3
- 3.12 Consideration and action to contract with Estes Electric for relocation of electrical services and installation of telephone conduits. This work is requested by Oncor and AT&T in conjunction with and in advance of the power line relocations along Jackson Street. A cost not to exceed \$19,000 is included in the bond budget.
- Joe White, County Engineer
- 3.13 Consideration and action necessary to grant a discretionary exemption under 262.024(7) and for the County Judge to sign a letter of intent with Flowers Construction Company for power line reroute, removal and underground utility construction. The exact county portion of the project cost will be determined upon completion of Oncor engineering and design and is included in the bond budget.
- Joe White, County Engineer
- 3.14 Consideration and action for Ellis County to enter into a building lease for \$3600 per month with Haight-Taylor-McClain, LLC for storage for the Ellis County Sheriff Department.
- Joe White, County Engineer
- 3.15 Consideration and action for Ellis County to enter into a warehouse lease for \$3000 per month with Tejas Logistics.
- Joe White, County Engineer
- 3.16 Consideration and action to enter into a lease for \$500 per month with Boyce Feed and Grain Company for temporary parking area during construction of the Bond Program.
- Joe White, County Engineer
- 3.17 Consideration and action to sign a new lease or modify the existing lease with Marti Zmolik for remodeling and moving the Ennis Adult Probation Office into a new adjacent office space.
- Joe White, County Engineer
- 3.18 Consideration and action to contract with Lindamood Excavating to remove multiple structures, slabs and miscellaneous concrete work. Cost not to exceed \$23,000.
- Joe White, County Engineer

4. DEPARTMENT OF COUNTY DEVELOPMENT

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

- 4.1 Discussion regarding inter local agreements pertaining to county responsibility of the OSSF'S located in the city limits.

4.2 Preliminary Plat – Fresh Water District Prairie Ridge, Phase I, 291 lots, Kyle Kruppa, Pct. 4.

5. PURCHASING

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

- 5.1 To declare four (4) boxes of outdated law books as surplus and approve disposal at auction. Books are from CCL1.
- 5.2 To approve the renewal of blanket agreement #BPA250- Bridge and Headwall Repair. Renewal will be for another 12 months.
- 5.3 To approve the attached list as surplus and approve disposal at auction. Items are located in Purchasing and are from various departments.

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 8th 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 8th 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.