

**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 22, 2009 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 Carol Bush

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 2009 Travel Reports of the Texas Cooperative Extension Office

Mark Arnold, Agriculture

Page Bishop, 4-H

Rita Hodges, Family & Consumer Sciences

A3 Accept certificate of completion of the User-Friendly Customer Service at the NCTCOG Regional Training Center for Joe Jimenez and Judy Robertson

A4 Approval to authorize payment to Wes Calhoun in the amount of \$349.15 in exchange for a full and final release resolving any potential liability of Ellis County. (Lee Auvenshine)

A5 Approval to raise wage for the accounting clerk by \$1.00 per hour and to move a road worker I to road worker III with a \$1.00 per hour increase. (Ron Brown)

Financial:

F1 From 0010010-50807 Gen Misc to 001-0010-50702 Repairs, 001-0010-50806 Bond/Dues, 001-0010-50812 Radio, 001-0010-50819 Computer – Johnny Brown, Sheriff

- F2 From 010-0653-30301 Fund Balance to 010-0653-50909 Repairs/Parts – Bill Dodson, Commissioner, Pct. 2
- F3 From 001-0375-50808 Auto Gas/Oil to 001-0375-50801 Supplies, 001-0375-50807 Gen Misc – Joe White, Engineer
- F4 From 001-0210-40719 Chapter 19 Funding to 001-0210-50800 Chapter 19 Expenditures – Jane Anderson, Elections
- F5 From 003-0601-50807 Gen Misc to 003-0601 50923 Building Improvements – Dennis Robinson, Commissioner, Pct. 1
- F6 From 001-0000-30302 Fund Balance to 001-0425-50804 Postage – Carol Bush, County Judge
- F7 From 047-0947-40087 Drug Forfeiture to 047-0947-50811 Drug Forfeiture Auto Purchase – Johnny Brown, Sheriff
- F8 Approve refund of overpayment to IndyMac Bank, account #169119 for \$2,774.64 payment in error (John Bridges):
- F9 From 001-0000-30302 Fund Balance to 001-0140-50802 Equipment, 001-0140-50868 Contract Services – Carol Bush, County Judge

Simplified Plat:

- 2.1 Torti Addition, 1 lot, Frank and Karen Torti, Pct. 3.

3. ADMINISTRATIVE

- 3.1 Consideration and action to authorize the County Judge to sign the Local Government Certification Form for Private Non-Profit Organizations to allow the Catholic Charities of Dallas, Inc. Homeless Prevention Rapid Re-Housing Program to apply for a grant with the Texas Department of Housing and Community Affairs for 9 million dollars for the nine county area of Region 3.
 - Holly Davis, Special Projects Director
- 3.2 Presentation of the 2009 NACo Achievement Award for the *Indigent Health Care Program Partnership with Hope Clinic*.
 - Diana Buckley, Human Services
- 3.3 Consideration and action to approve the Sheriff’s Office application for the Bulletproof Vest Partnership Grant by the U. S. Department of Justice.
 - Chuck Laubach, Sheriff’s Office
- 3.4 Consideration and action to appoint Commissioner Bill Dodson to be the Ellis County Commissioner Court representative to the Ellis County SPCA Board of Directors, replacing Ron Brown.
 - Ron Brown, Commissioner, Pct. 4
- 3.5 Consideration and action to authorize the County Judge to seek membership within the Ellis Dallas Unified Cooperative Team (EDUCT) and as such pay annual dues to the organization for the purpose of enhancing emergency response anywhere within the county to enhance public safety for all citizens of the county.
 - John Patterson, Emergency Management

4. PURCHASING

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

- 4.1 To approve invoices for Limestone Flex Base from 4/1/09 to 5/31/09 as spot market purchases.
- 4.2 To award winning bid for the demolition of two (2) residential homes and related structures.
- 4.3 To deem old engines, transmissions and brake rotors as surplus so it may be sold for scrap metal with the funds received to be added to the General Fund. The scrap metal is located at Station II.

5. DEPARTMENT OF COUNTY DEVELOPMENT

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

- 5.1 To grant a variance from County of Ellis Rules, Regulations, and Specifications for Subdivisions and Manufactured Homes as it relates to lot size requirement, Kevin Goodman, Pct. 1.
- 5.2 To grant a variance from County of Ellis Rules, Regulations and Specifications for Subdivisions and Manufactured Homes as it relates to fire hydrant requirement, Kevin Goodman, Pct. 1.
- 5.3 Replat- lots 1-6, block 2, Pleasant Acres Addition, Kevin Goodman, Pct. 1.
- 5.4 To grant a variance from County of Ellis Rules, Regulations and Specifications for Subdivisions and Manufactured Homes as it relates to lot road frontage requirement with an individual water well and an On-Site-Sewage Facility, Floyd Bates, Pct. 2.

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 18th day of June, 2009.

Carol Bush
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 18th day of June, 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.

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.