

**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, January 25, 2010 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

2010 JAN 21 PM 1:31
POSTED
CINDY POLLEY
ELLIS COUNTY CLERK

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 Ron Brown

2. CONSENT AGENDA – Consideration and Action:

Administrative:

- A1 Approval of Regular Bills, Payroll, and Officers' Reports
- A2 Approval of the December 2009 Travel Reports of the Texas Cooperative Extension Office
 - Mark Arnold, Agriculture
 - Page Bishop, 4-H
 - Rita Hodges, Family & Consumer Sciences
- A3 Accept the 2009 Racial Profiling Report from Terry Nay, Constable, Precinct 2.
- A4 To place the following vehicles on the list of authorized vehicles that are allowed to display regular exempt plates: Unit #1002: 2010 Ford Explorer VIN #1FMEU6DE7AUA35756; Unit #1003: 2010 Ford Explorer VIN#1FMEU6DE3AUA37410; Unit #1004: 2010 Ford Explorer VIN#1FMEU6DE7AUA37409, Unit #1: 2008 Ford Expedition VIN#1FMFU15558LA07783; Unit #2: 2008 Ford Expedition VIN#1FMFU155X8LA03857; Unit #4: 2008 Ford Expedition VIN#1FMFU15538LA07782 (Capt. Chuck Laubach)
- A5 To approve hiring seasonal workers from January 26, 2010 through December 31, 2010 for Road & Bridge Pct. 2 (Bill Dodson).

Financial:

- F1 From 004-0652-30302 Fund Balance to 004-0652-50912 Bridge Repair – Bill Dodson, Commissioner, Pct. 2
- F2 From 001-0000-30302 Fund Balance to 028-0928-50930 Right of Way Purchase – Carol Bush, County Judge
- F3 Approve refund of overpayment to the following for payment in error (John Bridges):

<u>Refund to be issued to</u>	<u>Account</u>	<u>Amount Due</u>
BAC Tax Services Corp	203180	\$8,979.14
BAC Tax Services Corp	224532	\$4,952.92
BAC Tax Services Corp	225589	\$2,425.45
BAC Tax Services Corp	232264	\$3,646.52
BAC Tax Services Corp	229396	\$4,263.13
Lawyer's Title	227838	\$3,054.07

3. ADMINISTRATIVE

- 3.1 Consideration and action to accept a proclamation supporting Judge Jackie Miller, Jr. for his participation in the Texas Association of Counties Leadership Class.
- Heath Sims, Commissioner, Pct. 3
- 3.2 Consideration and action to accept payment in the amount of \$45,180.34 from Willbros Construction and authorize a final release of all liability for damages caused by Willbros Construction to county roads within Ellis County Road and Bridge Precinct No. 2 during the construction and implementation of ETC Texas Independence Pipeline.
- Bill Dodson, Commissioner, Pct. 2
- 3.3 Consideration and action to enter into a marketing agreement with Financial Marketing Concepts Inc. for the provision of the Coast2Coast discount card program and authorize the County Judge to execute the agreement on behalf of Ellis County.
- Carol Bush, County Judge
- 3.4 Consideration and action to determine the time and method for the Ellis County Emergency Service District Boards to do their annual financial reporting.
- Holly Davis, Special Projects
 - Mike Navarro, Auditor

4. DEPARTMENT OF COUNTY DEVELOPMENT

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

- 4.1 Replat- Flying "W" Estates, Units IV & V, Blk. E, lot 2, Michael and Sonja Freyman, Pct. 3.

5 RECESS TO CONVENE TO EXECUTIVE SESSION

6. 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 §551.072, 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 §551.072.”

6.1 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. ADJOURNMENT OF EXECUTIVE SESSION

8. ADJOURNMENT

Signed this the 21 day of January, 2010.



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 21 day of January, 2010, at 4:31 a.m./p.m.

Cindy Polley, County Clerk

By Sue Boggs
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.