

COPY

**AMENDED NOTICE OF REGULAR MEETING
ELLIS COUNTY COMMISSIONERS' COURT**

POSTED
7-23-10

Amended Notice is hereby given that a regular meeting of the Ellis County Commissioners' Court will be held on **Monday, July 26, 2010 at 6:00 P.M., in the Historic Ellis County Courthouse, Commissioners' Courtroom (2nd flr), 101 West Main Street, 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

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

CONSENT AGENDA – Consideration and Action:

Administrative:

- A1 Approval of Regular Bills, Payroll, and Officers' Reports
- A2 Approval of the June, 2010 Travel Reports of the Texas Cooperative Extension Office
Mark Arnold, Agriculture
Page Bishop, 4-H
Rita Hodges, Family & Consumer Sciences

Financial:

- F1 **From** 001-0210-40719, Chapter 19 State Funding **To** 001-0210-50800, Chapter 19 Expenditures.
-Jane Anderson, Elections
- F2 **From** 001-0360-50873, Maint/Rsp Office Equipment **To** 001-0360-50833, Court Reporting.
-Joe Grubbs, County & District Attorney
- F3 **From** 001-0430-50805, Conference **To** 001-0430-50811, Auto Purchase/Insurance – John Patterson,
Emergency Management

- F4 **From** 010-0653-50908, FM 2, Lumber **To** 010-0653-50910, FM 2, Gas – Bill Dodson, Commissioner Pct 2
- F5 **From** 005-0703-50807, Misc **To** 005-0703-50910 Gas / Oil – Heath Sims, Commissioner Pct 3
- F6 **From** 004-0652-30302, RB 2, Fund Balance Carryover **To** 004-0652-50915, RB2, Asphalt – Bill Dodson, Commissioner Pct 2
- F7 Approve refund of overpayment to the following:
- | <u>Refund to be issued to:</u> | <u>Account</u> | <u>Amount Due</u> |
|--|----------------|-------------------|
| First American Real Estate Tax Service | 142424 | \$6,031.99 |
| Carrington Mortgage Services, c/o LPS | 166466 | \$3,505.69 |
| Carrington Mortgage Services, c/o LPS | 169368 | \$2,658.21 |
| Lender Processing Services, Inc. | 209659 | \$3,064.50 |
- John Bridges, Tax Office

ADMINISTRATIVE

- 3.1 Update and discussion of slaughter house on Slama Rd. (Pct 2) in Ellis County and Navarro County. Presentation by C.A.S.H (Citizens Against Slaughter House).
- *Bill Dodson, Commissioner Pct 2*
- 3.2 Consideration and action as appropriate to renew employee health insurance coverage through the Texas Association of Counties Health and Employee Benefits Pool, realizing a renewal credit of \$343,714 and passing along a slight increase in the cost of dependent premiums.
- *Diana Buckley, Human Services*
- 3.3 Consideration and action to approve changing the hours of the November 2, 2010 General Election Early Voting Schedule. Changing the weekday hours of the branch locations FROM 8 am to 5 pm TO 8 am to 6 pm.
- *Jane Anderson, Elections*
- 3.4 Consideration and action to approve an application for the Edward Byrne Memorial 2010 Justice Assistance Grant (JAG) in the amount of \$14,758 and to reaffirm Captain Chuck Laubach as the signing authority for JAG grants.
- *Chuck Laubach, Sheriff's Office*

RECESS REGULAR SESSION TO CONVENE TO PUBLIC HEARING

PUBLIC HEARING

Public hearing and opportunity for comment on the application for 2010 JAG grant to purchase computer software, hardware and field equipment.

ADJOURNMENT OF PUBLIC HEARING

RECONVEVE TO REGULAR SESSION

- 3.5 Consideration and action to authorize the purchase of approximately 2.5 acres of land from J.B. Mercer on I-45 Business in Palmer, Texas, immediately adjacent to property owned by Ellis County and utilized by Ellis County Road and Bridge Precinct No. 1.
- *Dennis Robinson, Commissioner Pct 1*
- 3.6 Consideration and action to appoint Marshal Evans to fill the unexpired term to the Emergency Service District #6 that was left vacant following the resignation of Jimmy Roy. This term will expire December 31, 2011.
- *Heath Sims, Commissioner Pct 3*
- 3.7 Consideration and action to approve an interlocal agreement between Ellis County and the City of Midlothian regarding right of way acquisitions of Mockingbird Lane (from Onward Road to Walnut Grove Road).
- *Ron Brown, Commissioner Pct 4*
- 3.8 Consideration and action to approve an interlocal agreement at the request of the City of Ovilla to grind and chip seal of 3,770 feet of Westmoreland Road and 2,640 feet of Red Oak Creek Road.
- *Ron Brown, Commissioner Pct 4*
- 3.9 Consideration and action to approve a Supplemental Watershed Plan Agreement No. 2 between Ellis County, Dalworth Soil and Water Conservation District, and the United States Department of Agriculture, Natural Resources Conservation Services for the improvements to Flood Retarding Structure No. 10 of the Mountain Creek Watershed.
- *David Ridgway, Engineering*

PURCHASING

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

- 4.1 To approve the purchase of approximately \$50,000 of cold laid asphalt from APEX Company "necessary for the preservation and/or protection of the public health or safety of the residents of the county" (LGC 262.024 (a)(2)).

ENGINEERING

The following presented by Joe White, County Engineer:

- 5.1 Discussion concerning future sale of real properties located in downtown Waxahachie.
- 5.2 Consideration and action to increase the contract amount with Corbet Group Inc. for construction of the Adult Probation Building by \$34,000 to allow a new roof to be placed on the structure in lieu of repairing the existing roof.

- 5.3 Consideration and action to increase the Electra Link contract by \$46,000 to provide computer and communications cabling and fiber connection for the Adult Probation Building. Necessary funds are provided in the Bond Program.

RECESS REGULAR SESSION TO CONVENE TO EXECUTIVE SESSION

EXECUTIVE SESSION

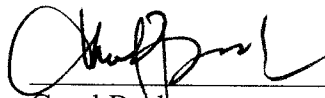
"The Commissioners' Court of Ellis County reserves the right to adjourn into **Executive Session** at any time during the course of this meeting to discuss any of the matters listed in this agenda, in the order deemed appropriate, as authorized by Texas Government Code §551.072, or to seek the advice 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."
- 6.2 Pursuant to Section 551.072 of the Government Code, consultation with counsel regarding the possible purchase of approximately 2.5 acres of land from J.B. Mercer on I-45 Business in Palmer, Texas, immediately adjacent to property owned by Ellis County and utilized by Ellis County Road and Bridge Precinct No. 1.

ADJOURNMENT OF EXECUTIVE SESSION

ADJOURNMENT

Signed this the 23rd day of July, 2010.



Carol Bush
Ellis County Judge

I, the undersigned, County Clerk of the Ellis County Commissioners Court do hereby certify that the above Amended 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 Historic Ellis County Courthouse, a place readily accessible to the general public at all times on the 23rd day of July, 2010, at 1:50 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.