

**NOTICE OF MEETING
ELLIS COUNTY COMMISSIONERS COURT**

Notice is hereby given that a meeting of the Ellis County Commissioners Court will be held on **Monday, May 13, 2013, 10:00 A.M., in the Historic Ellis County Courthouse, Commissioners Courtroom, 101 W. Main Street, Waxahachie, Texas** at which time the following will be discussed and considered.

County Judge: Carol Bush

County Clerk: Cindy Polley

Commissioners:

Dennis Robinson, Commissioner, Pct. 1
Bill Dodson, Commissioner, Pct. 2
Paul Perry, Commissioner, Pct. 3
Ron Brown, Commissioner, Pct. 4

Assistant County Attorneys:

Ann Montgomery-Moran
Lee Auvenshine

OPENING COURT

County Judge will call meeting to order, declare quorum if present, and declare notices legally posted pursuant to Open Meetings Act.

Motion to Open Court.

Invocation and Pledge of Allegiance - Commissioner Dennis Robinson

PUBLIC COMMENT*

CONSENT AGENDA – Consideration and Action:

Administrative:

- A1 Approval of Regular Bills, Payroll, and Officers' Reports
- A2 April, 2013 Travel Reports of the Texas AgriLife Extension Office
 - Mark Arnold, Agriculture
 - Page Bishop, 4-H
 - Rita Hodges, Family & Consumer Sciences
- A3 1st Quarter 2013 Ellis County Investment Report – Cheryl Chambers, Treasurer
- A4 To increase photo copy fee from .50 cents to \$1.00 as allowed by law – Melanie Reed, District Clerk
- A5 Approval of the Minutes of the Ellis County Commissioner Court meeting, April 22, 2013 – Cindy Polly, County Clerk
- A6 Approve change of Indigent Supervisor position to Indigent Healthcare Coordinator at an hourly rate of \$17.87.

13 MAY 10 AM 8:38
FILE FOR RECORD
CINDY POLLEY
ELLIS COUNTY CLERK

Financial:

- F1 **From** 001-0520-50874, Docket Books / Printing **To** 001-0520-50803, Office Fixture / Furniture. – Jackie Miller, Jr. JP, Pct. 2
- F2 **From** 001-0612-50808, Gas/Oil; 001-0612-50819, Computers; 001-0612-50812, Radio **To** 001-0612-50703, Telephone; 001-0612-50802, Equipment. – Terry Nay, Constable, Pct 2
- F3 **From** 010-0653-50807, FM2 Gen Exp **To** 010-0653-50913, FM2 Chemical. – Bill Dodson, Commissioner, Pct. 2
- F4 **From** 010-0653-50868, FM2 Contract Labor **To** 010-0653-50907 FM2 Tires. – Bill Dodson, Commissioner, Pct. 2
- F5 **From** 003-0601-30302 RB 1 Fund Balance **To** 003-0601-50807 RB 1 Gen. Misc. – Dennis Robinson, Commissioner, Pct. 1
- F6 **From** 009-0602-30302 FM1 Fund Balance **To** 009-0602-50909 FM1 Repairs/Parts, 009-0602-50910 FM1 Fuel, 009-0602-50914 FM1 Signs, 009-0602-50807 FM1 Gen. Misc. – Dennis Robinson, Commissioner Pct. 1
- F7 **From** 001-0310-50626 Recording/Microfilm **To** 001-0310-50805 Conference – Melanie Reed, District Clerk
- F8 **From** 005-0703-50930 Right of Way Purchase **To** 005-0703-50701 Utilities – Paul Perry, Commissioner, Pct. 3
- F9 **From** 001-0050-50873 Maint/Repair **To** 001-0050-50803 Furniture/Fixtures and 001-0050-50843 4-H Travel – Mark Arnold, Texas A&M Agrilife Extension Service
- F10 Approve refund of overpayment to the following accounts for payment in error:

<u>Refund to be issued to:</u>	<u>Account</u>	<u>Amount Due</u>
Ricky L., Donna K. Ballard	209661	\$2,892.12
D. L. Peterson Trust	230759	\$5,776.32

Simplified Plat:

- SP1 Garrett-Roberts Subdivision Section One, 2 lots, F.M. 879, at the request of Evan H. Johnson and Cynthia Vasquez, Pct. 2. – *Judy Armstrong, Department of Development*

PURCHASING

Consideration and action regarding the following presented by Kim Gould, Purchasing Agent:

- 2.1 Consideration to declare as surplus (1) 1995 Ford F250 VIN# 1FTHX25F3SKB52918 to be disposed of according to the TX Local Government Code.

ADMINISTRATIVE

- 3.1 Consideration and action to approve the sale of certain real property previously acquired at a delinquent tax foreclosure sale to David Ford, on behalf of E.M.A. Church in the amount of \$15,000.00. Ellis county, Ennis Independent School District and City of Ennis acquired title to said real property at a tax foreclosure sale in Cause No. 14,445-TX, in the 40th Judicial District Court of Ellis County, Texas. Said property is described as follows: Lot 18, Block 5, Lake Highland Addition #5, an addition to the City of Ennis, Ellis County, Texas according to Map or Plat, thereof, recorded in Volume 3, Page 126 Map Records of Ellis County, Texas (25-5840-0050-1800-103)

- *Carol Bush, County Judge*

- 3.2 Interlocal Cooperation Contract between County of Ellis and City of Glenn Heights for road repairs and related maintenance for a term of May 1, 2013 to May 1, 2014.

- *Ron Brown, Commissioner, Pct. 4*

RECESS REGULAR SESSION TO CONVENE TO PUBLIC HEARING

PUBLIC HEARING

In accordance with §251.152 of the Texas Transportation Code, a public hearing will be conducted before the Ellis County Commissioners Court to consider reducing the speed limit on Liska Road near Ennis, Texas, to 35 miles per hour pursuant to §251.154 of the Texas Transportation Code.

ADJOURNMENT OF PUBLIC HEARING

RECONVENE TO REGULAR SESSION

- 3.3 Consideration and action to reduce the speed limit on Liska Road near Ennis, Texas, to 35 miles per hour pursuant to §251.154 of the Texas Transportation Code and to authorize the installation of all appropriate signs to enforce this order.

- *Bill Dodson, Commissioner, Pct. 2*

- 3.4 Consideration and action to authorize the placement of a gate across Harrington Road within Ellis County Road and Bridge Pct. 2 pursuant to Section 251.010 of the Texas Transportation Code at no cost to Ellis County.

- *Bill Dodson, Commissioner, Pct.2*

- 3.5 Consideration and action as required in selecting three public members for services on the elected officials' Salary Grievance Committee for fiscal year 2013-2014. Three (3) names that are drawn at random from the list of grand jurors for the preceding year will become members of the committee upon written acceptance to the County Clerk. Additional names will be drawn to create an alternate list. (TX Local Government Code §152.014 and §152.015).

- *Cindy Polley, County Clerk*

RECESS REGULAR SESSION TO CONVENE TO PUBLIC HEARING

PUBLIC HEARING

Public hearing regarding potential changes to the Ellis County Flood Damage Prevention Order which was originally adopted on November 30, 1998, and amended on July 25, 2011, pursuant to Chapter 16, Subchapter I of the Texas Water Code and to comply with the requirements and criteria of the National Flood Insurance Program.

ADJOURNMENT OF PUBLIC HEARING

RECONVENE TO REGULAR SESSION

- 3.6 Pursuant to Chapter 16, Subchapter I of the Texas Water Code and to comply with the criteria of the National Flood Insurance Program, consideration and action to approve changes to the Ellis County Flood Damage Prevention Order which was originally adopted on November 30, 1998, and amended on July 25, 2011.

- *Joe White, Ellis County Engineer*

RECESS 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, 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.”

- 4.1 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.”

ADJOURNMENT OF EXECUTIVE SESSION

ADJOURNMENT

Signed this the 10th day of May, 2013.



Carol Bush
Ellis County Judge

I, the undersigned, County Clerk of the Ellis County Commissioners Court do hereby certify that the above Notice of 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 10th day of May, 2013 at 8:38 (a.m)/~~p.m~~

Cindy Polley, County Clerk

By Lisa Beckham, Deputy

- ***Public Comment** – This section provides the public the opportunity to address the Commissioners Court on any items on the Agenda. Members of the public wishing to participate must present a completed public participation form to the County Clerk at least 10 minutes prior to the beginning of the meeting.
- The Commissioners Court reserves the right to consider and take action on the above agenda items in any particular order.
- 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.