

ADDENDUM TO NOTICE OF REGULAR MEETING
ELLIS COUNTY COMMISSIONERS COURT

13 MAY 24 PM 4:45

FILED FOR RECORD
ELLIS COUNTY CLERK

Addendum to Notice is hereby given that a meeting of the Ellis County Commissioners' Court will be held on Tuesday, May 28, 2013 at 3:00 p.m., in the Historic Ellis County Courthouse, Commissioners' Courtroom (2nd flr), 101 W. Main Street, Waxahachie, Texas at which time the following will be discussed and considered, to-wit:

County Judge: Carol Bush

County Clerk: Cindy Polley

Commissioners:

Assistant County Attorneys:

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

Ann Montgomery-Moran
Lee Auvenshine

ADMINISTRATIVE

- 3.8 Consideration and action to authorize the County Judge to execute an amendment to the contract of sale pertaining to the conveyance of property owned by Ellis County which is generally described as 114 S. Rogers, 109 W. Franklin, 111 W. Franklin, 113 W. Franklin, 115 W. Franklin, 117 W. Franklin, 200 S. College St., and an Unnumbered Lot on S. Rogers St. immediately adjacent to 115 W. Franklin and 117 W. Franklin, in Waxahachie, Texas, and further described as Lot 1 Blk 8 O T Waxahachie 0.086 Ac; Lot 3 Blk 15 O T 0.086 Ac; Lot 4A, 5A, 5B, 4B Blk 15 O T Waxahachie 0.162 Ac; Lot 9 Blk 15 O T Waxahachie 0.1069 Ac; Lot 6A Blk 15 O T Waxahachie 0.089 Ac. Original contract for sale was approved by the Commissioners Court on January 28, 2013 pursuant to Minute Order 116.13.

-Carol Bush, County Judge

ADJOURNMENT

Signed this the 24th 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 Addendum to 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 South doors of the Ellis County Courthouse, a place readily accessible to the general public at all times on the 24 day of May, 2013, at 4:45 a.m./p.m.

Cindy Polley, County Clerk

By Lisa Beckham, 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.

13 MAY 24 AM 9:08

FILED FOR RECORD
CINDY POLLEY
ELLIS COUNTY CLERK

**NOTICE OF MEETING
ELLIS COUNTY COMMISSIONERS COURT**

Notice is hereby given that a meeting of the Ellis County Commissioners Court will be held on **Tuesday, May 28, 2013, 3:00 P.M., in the Historic Ellis County Courthouse, Commissioners Courtroom (2nd flr), 101 W. Main Street, Waxahachie, Texas** at which time the following will be discussed and considered, to-wit:

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 – Bill Dodson

PROCLAMATIONS

- P1 Proclamation recognizing June 2nd through June 8th, 2013 as Childhood Cancer Awareness Week in Ellis County, in honor of the memory of Ashley O'Rear. – *Carol Bush, County Judge*
- P2 Proclamation recognizing Kortnei Johnson for her record setting races at the 2013 State UIL Track and Field events in Austin. – *Paul Perry, Commissioner, Pct 3*

PUBLIC COMMENT*

CONSENT AGENDA – Consideration and Action:

Administrative:

- A1 Approval of Regular Bills, Payroll, and Officers' Reports
- A2 Acceptance of Sara Garcia to act as County Judges' representative on The Bail Bond Board.
– *Carol Bush, County Judge*
- A3 Approval of the Official Minutes of the Ellis County Commissioners' Court regular meeting, May 13, 2013 – *Cindy Polly, County Clerk*
- A4 Approval of reducing the annual salary of Administrative Assistant from \$40,000.00 to \$32,553.00. Change is due to the reassignment of CRI Volunteer Coordinator

A5 Approval of the hiring of a part time CRI Volunteer Coordinator. This position will pay \$15.65 per hour and will be funded from Cities Readiness Initiative (CRI) grant funding.

Financial:

F1 **From** 001-0360-50805 DA-Conference **To** 001-0360-50806 DA-Dues – *Patrick Wilson, County & District Attorney*

F2 **From** 005-0703-50930 Right of Way Purchase **To** 005-0703-50819 Computer and 005-0703-50907 Tires – *Road & Bridge, Pct. 3*

F3 **From** 042-0942-30302 Fund Balance **To** 042-0942-50807 Equipment – *Johnny Brown, Sheriff*

F4 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>
US Bancorp Service Providers	203210	\$3,126.10

Simplified Plat:

SP1 Abigail Acres, 4 lots, Brindley Road, requested by Jason and Angela Ramsey, Pct. 3.

DEPARTMENT OF COUNTY DEVELOPMENT

Consideration and action regarding the following presented by Judy Armstrong, Director Department of Development:

1.1 Grant a one-time variance for lot 4, block G, LaVista Estates, Phase Two, 940 Melissa Drive, Midlothian, TX., from County of Ellis Rules and Regulations for Subdivisions and Manufactured Home Parks as it is related to the 10' side building set back line/utility easement, at the request of Mark D. Goodson. This property is located within the unincorporated area of Ellis County, Texas, specifically with Ellis County Road and Bridge Pct. 4.

ADMINISTRATIVE

3.1 Discussion and Action to accept additional and unclaimed Ellis County Emissions funding from the Texas Commission on Environmental Quality, in the amount of \$12,652, to fund the Ellis County Emissions Enforcement Program. -*Terry Nay, Constable, Pct 2*

3.2 Consideration and action on funds available for the Ellis County Emissions Enforcement Program through an ILA with Rockwall County for accepting \$4,098 in available and unused Rockwall County funds to support the Ellis County Program pending approval of Rockwall County as well. -*Terry Nay, Constable, Pct 2*

- 3.3 Consideration and action to authorize the County Judge to sign a letter to NCTCOG endorsing the Commissioners Court support of the TxDOT planned expansion of truck lane restrictions on IH 35E and IH 45. – *Barbara Leftwich, County Planner*
- 3.4 Consideration and action to approve the transfer of certain real property previously acquired at a delinquent tax foreclosure sale in Cause No. 11,370-TX and Cause No. 18,858-TX. Said property is described as follows: .124 acres, more or less, and being all that certain Lot 1 in Block C of the Waxahachie Place addition to the City of Waxahachie, Ellis County, Texas and being more particularly described in that certain Replat of record in Volume 702, Page 40 of the Plat Records of Ellis County Texas; and 0.18 acre, more or less, situated in the E. W. Rogers Survey, Ellis County, Texas, as described in deed dated April 29, 1977, from Johnny Reed to Larry Ingram, in Volume 609, Page 386, Deed Records of Ellis County, Texas. – *Carol Bush, County Judge*
- 3.5 Consideration and action authorizing County Judge to appoint an Evaluation & Feasibility Committee of RFP 2013-010 Jail Management. – *Kim Gould, Purchasing Agent*
- 3.6 Consideration and action to approve an interlocal agreement between Ellis County and the North Central Texas Council of Governments for the development of a FEMA Hazard Mitigation Plan. – *Joe Stewart, Ellis County Office of Emergency Management.*
- 3.7 Discussion of West Nile Virus mitigation efforts and possible mosquito surveillance program. – *Joe Stewart, Ellis County Office of Emergency Management.*

RECESS TO CONVENE TO EXECUTIVE SESSION

EXECUTIVE SESSION

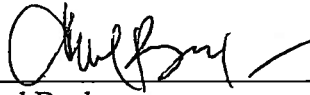
The Commissioners Court of Ellis County reserves the right to adjourn into **Executive Session** at any time during the course of this meeting to discuss any of the matters listed in this agenda, in the order deemed appropriate, as authorized by Texas Government Code 551, or to seek the advice of its 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.
- 4.2 Consultation to deliberate the deployment, or specific occasions for implementation, of security personnel or devices under Sec. 551.076.

ADJOURNMENT OF EXECUTIVE SESSION

ADJOURNMENT

Signed this the 23rd 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 ____ day of May, 2013 at _____ 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.**