

**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 **Tuesday, May 29, 2007 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 Chad Adams

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 Heath Sims, Pct. 3

2. CONSENT AGENDA – Consideration and Action:

Administrative:

A1 Approval of Regular Bills, Payroll, and Officers' Reports.

A2 Approval of the April 2007 Travel Reports of the Texas Cooperative Extension Office

Mark Arnold, Agriculture
Page Bishop, 4-H
Rita Hodges, Family & Consumer Sciences

A3 Approval to add a temporary part-time employee in the District Attorney's office for the purpose of scanning documents, to be paid for by the District Attorney Drug Forfeit Fund/Salary line item.

A4 Acknowledgement of Diana Buckley's completion of the refresher course on the Public Information Act.

Financial:

F1 From 5-001-0390-0801 Supplies to 5-001-0390-0601 Travel Reimbursement – Chad Adams, County Judge

F2 From 5-005-0703-0911 Gen Misc to 5-005-0703-0914 Signs – Heath Sims, Commissioner, Pct. 3

F3 From 5-001-0140-0558 Contingency to 5-001-0430-0809 Auto Repair – Chad Adams, County Judge

F4 From 5-001-0380-0802 Equipment to 5-001-0380-0806 Bond/Dues – Greg Wilhelm, County Court at Law No. 1

F5 From 5-001-0520-0873 Maint/Repair to 5-001-0520-0801 Supplies – Jackie Miller, JP Pct. 2

F6 From 5-010-0652-0914 Signs, 5-010-0652-0302 FM Fund Balance Carryover, 5-010-0652-0840 Contract Labor to 5-010-0652-0901 Repairs/Parts, 5-010-0652-0902 Gas/Oil, 5-010-0652-0903 Gravel – Bill Dodson, Commissioner, Pct. 2

F7 From 3-006-0100-0302 RB Fund Balance to 5-006-0754-0701 RB Utilities, 5-006-0754-0915 RB Conf/Dues/Bonds, 5-006-0754-0911 RB Gen Misc – Ron Brown, Commissioner, Pct. 4

F8 From 3-012-0000-0302 FM Fund Balance to 5-012-0754-0911 FM Gen Misc – Ron Brown, Commissioner Pct. 4

F9 From 5-031-0000-0001 DA Drug Fort-Gen Misc to 5-031-0000-0502 DA Drug Fort-Salary – Joe Grubbs, District Attorney

F10 Approve Tax Refund for Erroneous and Over Payment to Sumeer Homes, Inc, Account # 003001100300700108 for \$7,250.91; Keith and Kim Tucker, Account #144199 for \$3,126.45; Palm Harbor Homes, Account #221404 for \$10,129.70 – John Bridges, Tax Collector/Assessor

F11 From 5-001-0060-0502 Salary, 5-001-0060-0505 Longevity, 5-001-0060-0550 Hosp., 5-001-0060-0553 Soc. Sec, 5-001-0060-0554 Retire to 5-001-0375-0502 Salary, 5-001-0375-0505 Longevity, 5-001-0375-0550 Hosp., 5-001-0375-0553 Soc. Sec, 5-001-0375-0554 Retire – Delton Ake, Department of Dev’t

Simplified Plat

- 2.1 Simplified plat – Rocking “T” Addition, 2 lots, Brent & Katherine Turner, Plainview Road, Pct. 4.
- 2.2 Simplified plat – Shoemaker-Woods Subdivision, 2 lots, Roberts Wood, Bruce and Deborah Shoemaker, Chisholm Trail, Pct. 2.
- 2.3 Simplified plat – Valley Estates, 1 lot, Joe Jackson, Valley Road, Pct. 3.

3. ADMINISTRATIVE

- 3.1 Consideration and action to approve the hiring of Ms. Deborah Sartor for the position of Human Resources Director at an annual salary of \$52,500.
 - Chad Adams, County Judge
- 3.2 Consideration and action to accept the resignation of David Ritchey from the Ellis County Rural Rail Transportation Board.
 - Bill Dodson, Commissioner, Pct. 2
- 3.3 Consideration and action to appoint Calvin Reeves to the Ellis County Rural Rail Transportation Board to fill the unexpired term of David Ritchey.
 - Bill Dodson, Commissioner, Pct. 2
- 3.4 Consideration and action to accept the certification the signatures on a petition “TO LEGALIZE THE SALE OF BEER AND WINE FOR OFF-PREMISE CONSUMPTION ONLY” within the City of Midlothian and order the election for November 6, 2007.
 - Jane Anderson, Elections Administrator
- 3.5 Consideration and action to approve the certification of the signatures on a petition to “LEGALIZE THE SALE OF MIXED BEVERAGES IN RESTAURANTS BY FOOD AND BEVERAGE CERTIFICATE HOLDERS ONLY” within the City of Midlothian and order the election for November 6, 2007.
 - Jane Anderson, Elections Administrator

3.6 Consideration and action to approve a “Mechanical Service Agreement Contract with Metroplex Office Systems” renewal effective from August 1, 2007 through July 31, 2008 at an annual cost of \$664.13.

- Jane Anderson, Elections Administrator

3.7 Presentation from Mr. Jerry Whitehead, President of Southwest Data Solutions, LLC regarding alternative voter registration software.

- Jane Anderson, Becky Morgan, Nancy Byers, Elections
- Jerry Whitehead, Southwest Data Solutions, LLC

3.8 Consideration and action to authorize the Ellis County Purchasing Department to issue bids for replacement of voter registration software for the Ellis County Elections Department.

- Jane Anderson, Elections Administrator

3.9 Consideration and action to accept the announcement from the Institute for Supply Management acknowledging that Richard T. Denniston has earned the status of Original Lifetime Certified Purchasing Manager (C.P.M.)

- Chad Adams, County Judge

3.10 Consideration and action to approve updates to Westlaw Online resources for legal research for Judge Gene Calvert, Ellis County Court at Law #2.

- Leanne Brindle, Law Library

3.11 Consideration and action to approve an addendum to the contract with Westlaw Online Patron Access to add more legal research resources.

- Leanne Brindle, Law Library

3.12 Consideration and action to enter into a Tax Abatement Agreement for Taxable Real and Personal Property between Ellis County, Texas and Coal City Cob Company, Inc. located in the Waxahachie, Texas Enterprise Zone, City of Waxahachie, Texas.

- Leanne Brindle, Law Library

3.13 Consideration and action to approve the Tarrant County Cultural Education Facilities Finance Corporation Texas Hospital Revenue Bonds (Methodist Hospitals of Dallas Project) Series 2007. This does not create any type of obligation on the part of Ellis County but is solely for the purpose of complying with certain provisions of the Internal Revenue Code relating to the issuance of tax- exempt bonds.

- Holly Davis, Special Projects Director

3.14 Consideration and action to approve payment of \$3,353.00 to NCTCOG which allows Ellis County to obtain a license to use the iSWM (Integrated Stormwater Management) Design Manual for Site Development.

- Joe White, County Civil Engineer

3.15 Consideration and action to approve the agreement and Standard Terms of Engagement for Legal Services with Vinson & Elkins to act as bond and finance counsel for Ellis County in the issuance of bonds and other debt obligations.

- Mike Navarro, Ellis County Auditor

3.16 Consideration and action authorizing the County Attorney's Office to file a lawsuit against Barbara and Stephen Parsons Individually and d/b/a BMP Auto for temporary and permanent injunctive relief to prevent further violation of Ellis County's Amended Order Regarding Screening of Certain Outdoor Businesses and Licensing and Regulation of Automotive Impound, Salvage and/or Wrecking Yards and Junkyards, which was adopted on June 26, 2006, pursuant to Chapter 396 of the Texas Transportation Code and Chapter 234 of the Texas Local Government Code.

- Lee Auvenshine, Assistant County and District Attorney

3.17 Discussion with the Staubach Company regarding the Request For Qualifications (RFQ) for design services for the courts and detention center following the successful passage of the bond election.

- Ron Brown, Commissioner, Pct. 4

3.18 Discussion regarding which county offices will be located in the new courts building and which county offices will be located in and/or moved into the historic courthouse.

- Ron Brown, Commissioner, Pct. 4

3.19 Discussion regarding the makeup and appointment process of the Citizen's Bond Oversight Committee, taking recommendations from the Staubach Company.

- Ron Brown, Commissioner, Pct. 4

4. PURCHASING

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

4.1 Consideration and action as may be appropriate to award the bid for a F250 Pickup to Cole Ford. This is for Precinct 2 and the total cost is \$24,186.67.

4.2 Consideration and action as may be appropriate to award the bid for nine (9) each Panasonic Arbitrator Cameras to John Wright and Associates. This is for the Sheriff's Office and the cost is \$54,948.96.

4.3 Consideration and action as may be appropriate to award the bid for the base storage unit to be used with the Arbitrator Cameras to Insight Co. This is for the Sheriff's Office and the cost is \$19,983.53.

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 to County of Ellis Rules, Regulations and Specifications for Subdivisions and Manufactured Homes as it relates to the road frontage requirement of 150' minimum front to back on a public road, page 41, paragraph four. Elizabeth Lawrence and Lee James are requesting a variance to divide their existing two homes to sell one of the lots. The proposed two lots will have 75' and 145' of road frontage. There will be no more than one residence on each lot and they are existing, 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, page 19, paragraph one and Amendment #11, approved on August 28, 2006, Highview Park Road, F.W. Lynch, 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 §551.074, 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 §551.074.”

8. ADJOURNMENT OF EXECUTIVE SESSION

9. ADJOURNMENT

Signed this the 24th day of May, 2007.

Chad Adams
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 24th day of May, 2007, at _____ a.m./p.m.

Cindy Polley, County Clerk

By _____

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.