

**NOTICE OF MEETING  
ELLIS COUNTY COMMISSIONERS COURT**

FILED FOR RECORD  
CINDY POLLEY  
ELLIS COUNTY CLERK

Notice is hereby given that a meeting of the Ellis County Commissioners Court will be held on **Monday, October 28, 2013, 3:00 P.M., in the Historic Ellis County Courthouse, Commissioners Courtroom (2<sup>nd</sup> 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 - Commissioner Bill Dodson

**PUBLIC COMMENT\***

**CONSENT AGENDA – Consideration and Action:**

**Administrative:**

- A1 Approval of Regular Bills, Payroll, and Officers' Reports
- A2 Consideration to amend item A2 from Commissioners' Court dated 09.23.13 to the following: Consideration and action to amend Ellis County Juror pay from \$36 to \$40 each day following the first day of service. These amounts only included the amount reimbursed by the State of Texas and did not include the amount paid by Ellis County. Effective 9/1/13, the State of Texas will reimburse the County for \$34.00 of the \$40.00 paid beginning on the second day of service.  
– Cheryl Chambers, County Treasurer
- A3 Consideration and action to declare the following vehicles as surplus and allow sale through an internet auction site: 1) 1998 Oldsmobile VIN#4A3AA36G21G3HN52K3W48005766, 2) 2000 Mitsubishi VIN#4A3AA36G2YE017174, 3) 1991 Acura VIN#JH4KA7655MC037386, 4) 1997 Ford F-150 VIN#1FTEX18L3VKB96551, 5) 1999 Chevy 1500 VIN#1GCEK19T1X1142567, 6) 2003 Chevy 1500 VIN# 2GCEC19T531140666, 7) 2003 Ford F-150 VIN# 1FTRW07693KD12388, 8) 1999 Ford F-150 VIN# 1FTRX17WXXKB93212, and 9) 2000 GMC 1500 VIN# 1GTEC14W0YZ25796. – Chuck Laubach, Ellis County Sheriff's Office
- A4 Consideration and action to approve the new names as authorized and appointed signators on the

bank accounts used by the Ellis County & District Attorney's Office until further notice. –  
*Patrick Wilson, County & District Attorney*

**Financial:**

- F1 **From** 001-0010-40003 Misc. Reimbursements, 001-0140-50560 Compensatory/Fringe Liability To 001-0390-50501 Salary, 001-0390-50554 Retirement, 001-0390-50553 Fica/SS. – *Carol Bush, County Judge*
- F2 **From** 001-0140-50560 Compensatory/Fringe Liability To 001-0360-50502 Salary, 001-0360-50553, Fica/SS, 001-0360-50554 Retirement – *Carol Bush, County Judge*
- F3 **From** 010-0653-30301 FM2 Fund Balance Carryover To 010-0653-50913 FM2 Chemicals

**PURCHASING**

- 2.1 Consideration and approval to renew the following bids for a one (1) year renewal period, from 1/1/2014 – 12/31/2014:
- 2012-012 Preventative Maintenance Service Agreement for HVAC & Mechanical Systems with Performance A/C
  - RFP-2013-002 Convenience Store Fuel with Pearman Oil & LP Gas, Inc.
  - G-2013-003 Printed Forms with CuLeGo, Inc.
  - RFP-2013-001 Wholesale Gas & Diesel with Avenue Fuel
- 2.2 Consideration and approval of proposed agreement with Terracon and Ellis County for geotechnical engineering service for proposed structures in Precinct 2, Ellis County Texas in the amount of \$12,500.
- 2.3 Consideration and approval to purchase for Road and Bridge Precinct 3, a 2003 Freightliner FL106 Flatbed Dump Truck, VIN 1FVABZB813HL70275, in the amount of \$24,500 from Star Truck & Equipment, Inc.
- 2.4 Consideration to approve service agreement between B&J Wakefield Service, Inc. and Ellis County to inspect and maintain the aerobic systems located at Ellis County Training Center 1 and Ellis County Training Center 2 for the period of 10/5/13 – 10/4/2014.

**ADMINISTRATIVE**

- 3.1 Consideration and action approving the tax resale offer by Nexlots 5, LLC for property located at 307 W. Waco Street, Ennis, TX
- 3.2 Consideration and action approving the tax resale offer by Nexlots 5, LLC for property located at 705 E. Latimer St., Ennis, TX.
- 3.3 Consideration and action approving the tax resale offer by Nexlots 5, LLC for property located at 1502 Pittsfield St., Ennis, TX.

- 3.4 Consideration and action approving the tax resale offer by Nexlots 5, LLC for property located at 703 E. Latimer St., Ennis, TX.
- 3.5 Pursuant to Section 147(f) of the Internal Revenue Code, consideration and action to authorize the County Judge to execute an order approving tax-exempt financing as requested by the Young Men's Christian Association of Metropolitan Dallas, for the purpose of financing certain projects located at Waxahachie YMCA, 100 YMCA Drive, Waxahachie, Texas 75165. Ellis County shall not have any responsibility or liability for the financing or the project.
- 3.6 Discussion of County facilities and grounds maintenance.
- 3.7 Consideration and action to accept a grant from TXDOT, in the sum of \$20,000.00 for D.W.I. enforcement during Christmas/New Year's, Spring Break, Independence Day, and Labor Day Holidays. This will require a 20% (\$4,000.00) match from the general fund. – *Chuck Laubach, Ellis County Sheriff's Office*
- 3.8 Consideration and possible action regarding a lease agreement between Ellis County and the Texas Department of Public Safety allowing DPS to place its radio equipment on the new Ellis County tower.
- 3.9 Consideration and action to discuss and approve funding the proposal from Swagit Productions to provide streaming audio and video for the Commissioners' Court meetings not to exceed \$16,000. – *Paul Perry, Commissioner, Pct. 3*
- 3.10 Consideration and action to discuss and approve Interlocal Agreement between Italy Independent School District and Ellis County Road and Bridge #3. – *Paul Perry, Commissioner, Pct. 3*
- 3.11 Consideration and possible action for Ellis County to accept responsibility for grass maintenance and the installation of gates at the entrance and exits of the old rest stops on I-35E between Waxahachie and Forrester. TxDOT is shutting these rest stops down and law enforcement could use these areas for truck inspections, highway interdiction, etc. – *Paul Perry, Commissioner, Pct.3*
- 3.12 Amendment and renewal of Title IV-E County between the Texas Department of Family and Protective Services and Ellis County for the effective date of October 1, 2013 to September 30, 2014. – *Patrick Wilson, County & District Attorney*

## **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 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 24<sup>th</sup> day of October, 2013.



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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 24 day of October, 2013 at 1:57 a.m./p.m.

Cindy Polley, County Clerk

By P. Reiter, 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.**