

FILED

JUN 22 2015

**COUNTY CLERK
ELLIS COUNTY, TEXAS**

**ELLIS COUNTY COMMISSIONERS' COURT
OFFICIAL MINUTES // MAY 26, 2015**

A REGULAR MEETING OF THE ELLIS COUNTY COMMISSIONERS' COURT WAS HELD ON MONDAY, MAY 26, 2015 AT 3:00 P.M., IN THE HISTORIC ELLIS COUNTY COURTHOUSE, COMMISSIONERS' COURTROOM, 101 WEST MAIN STREET (2ND FLOOR), WAXAHACHIE, TEXAS AT WHICH TIME THE FOLLOWING WAS DISCUSSED AND CONSIDERED TO WIT:

PRESENT WERE:

COUNTY JUDGE:

JUDGE CAROL BUSH - *ABSENT*

COMMISSIONERS:

DENNIS ROBINSON, COMMISSIONER, PCT. 1

LANE GRAYSON, COMMISSIONER, PCT. 2

PAUL PERRY, COMMISSIONER, PCT. 3 (*ARRIVED AT 3:25 PM*)

KYLE BUTLER, COMMISSIONER, PCT. 4

COUNTY CLERK:

CINDY POLLEY, COUNTY CLERK

COUNTY & DISTRICT ATTORNEY'S OFFICE:

VANCE HINDS

RAY RIKE

OPENING COURT:

THE COUNTY JUDGE CALLS MEETING TO ORDER, DECLARES QUORUM AND DECLARES NOTICES LEGALLY POSTED PURSUANT TO THE OPEN MEETINGS ACT

MOTION TO OPEN COURT BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER BUTLER CARRIES UNANIMOUSLY

INVOCATION AND PLEDGE OF ALLEGIANCE—COMMISSIONER DENNIS ROBINSON

CONSENT AGENDA:

MINUTE ORDER NO 243.15 APPROVING CONSENT AGENDA

ADMINISTRATIVE:

A1 APPROVAL OF REGULAR BILLS, PAYROLL, AND OFFICERS' REPORTS

A2 TO ACCEPT BONDS FOR THE FOLLOWING ESD BOARD MEMBERS:

ESD #2: JANUARY 1, 2015 – JANUARY 1, 2016

MONICA ARROYO –\$10,000

DANNY LONG –\$10,000

TOM MANNING –\$100,000

GARY RATLIFF –\$10,000

RAY REED –\$10,000

ESD #3: JANUARY 1, 2015 – JANUARY 1, 2016

JACKIE CATE – \$10,000

VINCENTE GUERRERO – \$10,000

MURIE WAINSCOTT – \$10,000

ESD #4: NOVEMBER 15, 2014 – NOVEMBER 15, 2015

OPEN – \$10,000
JOE BOND – \$100,000
RAY BRINDLE – \$10,000
ROBERT MAHLSTEDT – \$10,000
DUB NOWELL – \$10,000

ESD #6: JANUARY 15, 2015 – JANUARY 16, 2016

WILLIAM DERDEN – \$10,000
BILL GILLILAND – \$10,000
TOMMY HAMILTON – \$10,000
CHARLES MCCORMACK – \$10,000
JOE WILLIAMSON – \$10,000

ESD #7: JANUARY 27, 2015 – JANUARY 27, 2016

JANIS COLEMAN – \$10,000
CHERYL DUCKWORTH – \$10,000
DAVID FUTRAL – \$10,000
JAMES PHARR – \$10,000
GARY SPORTSMAN – \$10,000

ESD #8: DECEMBER 22, 2014 – DECEMBER 22, 2015

OPEN – \$10,000
ALLEN LANE – \$10,000
KEVIN MASON – \$30,000
TEANER JOHNSON – \$10,000
EVERETT RUSSELL – \$10,000

FINANCIAL:

- F1 FROM 001-0020-50807 GENERAL MISC. \$1,000.00 To 001-0020-50601 TRAVEL REIMBURSEMENT \$1,000.00 – KEITH ROBERTS, FACILITIES MAINTENANCE SUPERVISOR
- F2 FROM 001-0010-50868 CONTRACT SERVICES \$5,000.00, 001-0010-50889 TRANSPORT EXPENDITURES \$5,000.00 To 001-0010-50810 AUTO TIRES \$10,000.00 – JOHNNY BROWN, SHERIFF
- F3 FROM 010-0653-30301 FM2 FUND BALANCE CARRY OVER \$75,000.00 To 010-0653-50911 FM2 GRAVEL \$75,000.00 – LANE GRAYSON, COMMISSIONER PCT. 2
- F4 FROM 001-0614-40096 LEOSE REVENUE \$722.27 To 001-0614-50820 LEOSE EXPENDITURES \$ 722.27 – MIKE JONES, CONSTABLE, PCT. 4
- F5 FROM 009-0602-50807 FM1 GEN. Misc. \$2,000.00 To 009-0602-50914 FM1 SIGNS \$2,000.00 – DENNIS ROBINSON, COMMISSIONER PCT. 1
- F6 FROM 005-0703-30302 FUND BALANCE \$40,000.00 To 005-0703-50911 \$40,000.00 – PAUL PERRY, COMMISSIONER, PCT. 2

SIMPLIFIED PLAT:

- SP1 WHITFILL ROAD ADDITION, 2 LOTS, LOCATED ON WHITFILL ROAD, ROAD AND BRIDGE PCT. 2, REQUESTED BY JACKIE HENNING, SR & AMELIA VALDEZ

MOTION TO APPROVE CONSENT AGENDA BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER ROBINSON CARRIES UNANIMOUSLY

DEPARTMENT OF COUNTY DEVELOPMENT

CONSIDERATION AND ACTION AS MAY BE APPROPRIATE REGARDING THE FOLLOWING MATTERS:

MINUTE ORDER NO 244.15 GRANTING A ONE-TIME VARIANCE FROM COUNTY OF ELLIS RULES, REGULATIONS AND SPECIFICATIONS FOR SUBDIVISIONS AND MANUFACTURED HOMES AS IT RELATES TO THE UTILITY AND BUILDING LINE FOR 1151 TROPHY COURT EAST, MIDLOTHIAN, ROAD AND BRIDGE PCT 3...REQUESTED BY LEON HACHAT, III.

MOTION TO APPROVE BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER BUTLER CARRIES UNANIMOUSLY

PURCHASING

CONSIDERATION AND ACTION AS MAY BE APPROPRIATE REGARDING THE FOLLOWING MATTERS:

MINUTE ORDER NO 245.15 APPROVING MONTHLY RENTAL AGREEMENT FROM HOLT CAT FOR A CW14HW PNEUMATIC ROLLER FOR ROAD AND BRIDGE PRECINCT 3, IN ACCORDANCE WITH LOCAL GOVERNMENT CODE

MOTION TO APPROVE BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER BUTLER CARRIES UNANIMOUSLY

No ACTION: 2.2 LEASE AGREEMENT FROM JOHN DEERE FINANCIAL FOR A 2015 JOHN DEERE 544K, SERIAL NUMBER 1DW544KZKFE667604, FOR ROAD AND BRIDGE PRECINCT 3, IN ACCORDANCE WITH LOCAL GOVERNMENT CODE. LEASE TERM WILL BE 48 MONTHS WITH AN ANNUAL PAYMENT OF \$3451.79.

MINUTE ORDER NO 246.15 DECLARING 2010 DODGE CHARGER VIN 2B3CA4CV2AH203544, FROM THE SHERIFF'S OFFICE AS SURPLUS, TO BE DISPOSED OF IN ACCORDANCE WITH THE LOCAL GOVERNMENT CODE, PENDING FINAL REPORT FROM THE FIRE MARSHAL'S OFFICE

MOTION TO BY COMMISSIONER BUTLER, SECOND BY COMMISSIONER GRAYSON CARRIES UNANIMOUSLY

MINUTE ORDER NO 247.15 DECLARING 1998 FORD F-250 TRUCK VIN 1FTRF27LXXKA71920, FROM ROAD AND BRIDGE PRECINCT 2 COURT AS SURPLUS, AND TO BE DISPOSED OF IN ACCORDANCE WITH THE LOCAL GOVERNMENT CODE

MOTION TO BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER BUTLER CARRIES UNANIMOUSLY

MINUTE ORDER NO 248.15 DECLARING 2000 DODGE RAM 1500 TRUCK, VIN 1B7HC16Y71S738476, FROM ROAD AND BRIDGE PRECINCT 2 COURT AS SURPLUS, TO BE DISPOSED OF IN ACCORDANCE WITH THE LOCAL GOVERNMENT CODE

MOTION TO APPROVE BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER BUTLER CARRIES UNANIMOUSLY

MINUTE ORDER NO 249.15 RESCINDING APPROVAL OF AWARD RB-2015-009, PAVEMENT REHABILITATION AND RESURFACING SERVICES DATED MAY 11, 2015 AT \$13.00 PER SQUARE YARD (MET WITH VENDOR REGARDING COST)

MOTION TO RESCIND BY COMMISSIONER BUTLER, SECOND BY COMMISSIONER GRAYSON CARRIES UNANIMOUSLY

MINUTE ORDER NO 250.15 APPROVING THE AWARD OF RB-2015-009, PAVEMENT REHABILITATION AND RESURFACING SERVICES AS REVISED AT \$21.00 PER SQUARE YARD
MOTION TO APPROVE BY COMMISSIONER BUTLER, SECOND BY COMMISSIONER GRAYSON CARRIES UNANIMOUSLY

ADMINISTRATIVE:

CONSIDERATION AND ACTION AS MAY BE APPROPRIATE REGARDING THE FOLLOWING MATTERS:

3.1 PRAIRIELAND CONSERVATION DISTRICT ANNUAL REPORT PRESENTED BY JIM CONKWRIGHT, GENERAL MANAGER. – CAROL BUSH, COUNTY JUDGE

MINUTE ORDER NO 251.15 APPOINTING JAMES MAYES, LES GERRON, AND BILL DODSON AS DIRECTORS OF LEVEE DISTRICT #4
MOTION TO APPROVE BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER BUTLER CARRIES UNANIMOUSLY

MINUTE ORDER NO 252.15 INSTALLING VIDEO SERVER BY ELECTRA LINK AT COST OF \$68,052.33 FOR SOFTWARE THAT DRIVES SECURITY CAMERAS IN PARKING GARAGE AND COURTS BUILDING
(TERAL CRAWFORD, DIRECTOR OF IT)
MOTION TO APPROVE BY COMMISSIONER BUTLER, SECOND BY COMMISSIONER GRAYSON CARRIES UNANIMOUSLY

3.4 DISCUSSION REGARDING REPLACEMENT OF THE SOUND SYSTEM IN COMMISSIONERS COURTROOM. – CAROL BUSH, COUNTY JUDGE

MINUTE ORDER NO 253.15 ACCEPTING PAYMENT OF \$15,000.00 FROM TARRANT REGIONAL WATER DISTRICT TO ROAD & BRIDGE, PCT. 4, FOR MILLER ROAD BRIDGE SO THAT WE MAY STRENGTHEN AND INCREASE WEIGHT LIMIT OF BRIDGE (KYLE BUTLER, COMMISSIONER, PCT. 4)
MOTION TO APPROVE BY COMMISSIONER BUTLER, SECOND BY COMMISSIONER PERRY CARRIES UNANIMOUSLY

3.6 TO DISCUSS SUSPENSION OF ELLIS COUNTY RESIDENTS REGISTRATION BY THE TAX ASSESSOR FOR ALLEGED TOLL ROAD VIOLATIONS AND OTHER NON-CRIMINAL ACTS WHEN ALLEGED VIOLATIONS ARE COMMITTED IN OTHER COUNTIES. THIS IS IN REFERENCE TO THE INTERLOCAL AGREEMENT BETWEEN ELLIS COUNTY TAX ASSESSOR AND NTTA, MINUTE ORDER 172.14.
– PAUL PERRY, COMMISSIONER, PCT. 3

*JOHN BRIDGES, TAX ASSESSOR COLLECTOR GAVE A BRIEF EXPLANATION OF THE SCOFF LAW
JOHNNY BROWN, SHERIFF WAS REQUESTED BY COMMISSIONER PERRY TO ADDRESS TRAFFIC LAW
AMY HEDKE MADE REQUEST THAT COURT RESCIND THE ORDER*

No ACTION: 3.7 REGARDING REPAIR OF CITY OF MAYPEARL STREETS OVER THE NEXT TWO YEARS: CREEKVIEW CIRCLE, HILLRIDGE STREET, FOURTH STREET, COMMERCE STREET, TRICE STREET, NOBLE STREET, PHILLIPS STREET, CLAUNCH STREET, AND FIRST STREET. – PAUL PERRY, COMMISSIONER, PCT. 3

No ACTION: 3.8 REVIEW AND APPROVE 2015 FINAL ROAD REPORT FOR ROAD & BRIDGE PCT. 3. – PAUL PERRY, COMMISSIONER, PCT. 3

MINUTE ORDER NO 254.15 PURCHASING ONE 2015 CHEVROLET SILVERADO PICKUP TO REPLACE A VEHICLE TOTALED IN AN ACCIDENT. FUNDS FOR THE \$27,107.80 STATE CONTRACT PRICE WILL COME FROM THE INSURANCE REIMBURSEMENT AND FEDERAL FORFEITED FUNDS.

(CHUCK LAUBACH, ELLIS COUNTY SHERIFF'S OFFICE)

MOTION TO APPROVE BY COMMISSIONER PERRY, SECOND BY COMMISSIONER BUTLER CARRIES UNANIMOUSLY

3.10 REGARDING THE APPOINTMENT, EMPLOYMENT, EVALUATION, REASSIGNMENT, DUTIES, DISCIPLINE OR DISMISSAL OF THE PURCHASING AGENT – *CAROL BUSH, COUNTY JUDGE*
JODI PLATT, INTERIM PURCHASING AGENT, ADDRESSED THE COURT REGARDING THE POSITION STATING HER WISH TO LEAD THE PURCHASING DEPARTMENT AS PURCHASING AGENT

MINUTE ORDER NO 255.15 APPOINTING JODI PLATT AS PURCHASING AGENT VERIFYING AN ANNUAL SALARY OF \$52,000 WHICH IS THE CURRENT SALARY RECEIVED WHEN PROMOTED FROM ASSISTANT PURCHASING AGENT TO INTERIM PURCHASING AGENT

MOTION TO APPROVE BY COMMISSIONER PERRY, SECOND BY COMMISSIONER GRAYSON CARRIES UNANIMOUSLY

ADJOURNMENT

MOTION TO ADJOURN BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER PERRY CARRIES UNANIMOUSLY

THE OFFICIAL MINUTES OF THE ELLIS COUNTY COMMISSIONERS' COURT REGULAR MEETING OF MAY 26, 2015 ARE HEREBY APPROVED.

PRESIDING OFFICER:



CAROL BUSH, COUNTY JUDGE



DENNIS ROBINSON, COMMISSIONER, PCT 1



LANE GRAYSON, COMMISSIONER, PCT 2



PAUL PERRY, COMMISSIONER, PCT 3

Absent

KYLE BUTLER, COMMISSIONER, PCT 4

WITNESS MY HAND AND OFFICIAL SEAL OF OFFICE THIS 22ND DAY OF JUNE, 2015:



CINDY POLLEY, COUNTY CLERK

