

**ELLIS COUNTY COMMISSIONERS' COURT
OFFICIAL MINUTES // AUGUST 24, 2015**

A REGULAR MEETING OF THE ELLIS COUNTY COMMISSIONERS' COURT WAS HELD ON MONDAY, AUGUST 24, 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

COMMISSIONERS:

DENNIS ROBINSON, COMMISSIONER, PCT. 1

LANE GRAYSON, COMMISSIONER, PCT. 2

PAUL PERRY, COMMISSIONER, PCT. 3

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 ROBINSON CARRIES UNANIMOUSLY

INVOCATION AND PLEDGE OF ALLEGIANCE—COMMISSIONER LANE GRAYSON

CONSENT AGENDA:

MINUTE ORDER NO 351.15 APPROVING CONSENT AGENDA

ADMINISTRATIVE:

- A1 APPROVAL OF REGULAR BILLS, PAYROLL, AND OFFICERS' REPORTS
- A2 APPROVE THE RENEWAL OF THE ELLIS COUNTY TAX ABATEMENT GUIDELINES. NO CHANGES MADE

FINANCIAL:

- F1 FROM 001-0400-50801 SUPPLIES \$465.00, 001-0400-50803 FURN/FIXTURES \$100.00 To 001-0400-50802 EQUIPMENT \$565.00 – CHERYL CHAMBERS, TREASURER
- F2 FROM 001-0020-50705 ELEVATOR \$2,000.00 To 001-0020-50867 COURTHOUSE LAWN CARE \$2,000.00 – KEITH ROBERTS, MAINTENANCE
- F3 FROM 001-0370-50804 POSTAGE \$2,000.00 To 001-0370-50601 TRAVEL \$1000.00, 001-0370-50805 CONFERENCE \$500.00, 001-0370-50801 SUPPLIES \$500.00 – JOHN BRIDGES, TAX ASSESSOR/COLLECTOR

- F4 FROM 001-0200-50832 VISITING JUDGE \$1,500 To 001-0200-50803 FURN/FIXTURES \$100.55, 001-0200-50801 SUPPLIES 1,399.45 – JUDGE CINDY ERMATINGER, 443RD DISTRICT COURT
- F5 FROM 012-0755-30302 FUND BALANCE CARRYOVER \$20,000.00 To 012-0755-50807 GENERAL Misc. \$20,000.00 – KYLE BUTLER, COMMISSIONER, PCT. 4
- F6 FROM 001-0360-50833 DA-COURT REPORTING \$2,000.00 To 001-0360-50807 DA-GEN Misc \$2,000.00 – PATRICK WILSON, COUNTY & DISTRICT ATTORNEY
- F7 FROM 001-0520-50703 TELEPHONE \$500.00, 001-0520-50601 TRAVEL REIMBURSEMENT \$1,000.00 To 001-0520-50801 \$1,500.00 – JACKIE MILLER, JR., JUSTICE OF THE PEACE, PCT. 2
- F8 FROM 001-0400-50801 SUPPLIES \$2,000.00 To 001-0400-50802 EQUIPMENT \$2,000.00 – CHERYL CHAMBERS, TREASURER
- F9 FROM 001-0010-40659 INSURANCE REIMBURSEMENT \$3,614.00 To 001-0010-50702 BUILDING REPAIR \$ 3,614.00 – BRAD NORMAN, ELLIS COUNTY SHERIFF’S OFFICE
- F10 FROM 001-0140-50560 COMP/FRINGE/WAGES \$1,378.00 To 001-0380-50502 WAGES \$1,280.00, 001-0380-50553 FICA/SOCIAL SECURITY \$98.00. THIS WILL ALLOW FOR A TEMPORARY COURT COORDINATOR FOR JUDGE CHAPMAN’S OFFICE FOR UP TO 80 HOURS TOTAL AT A RATE OF PAY OF UP TO \$16.00 PER HOUR.
- F11 FROM 001-0390-50801 SUPPLIES \$1,000.00, 001-0390-50808 AUTO/GAS \$500.00, 001-0390-50805 CONFERENCE \$400.00 To 001-0390-50819 COMPUTER \$1,900 – CAROL BUSH, COUNTY JUDGE
- F12 FROM 009-0602-50912 FM1 BRIDGE REPAIRS \$15,000.00, 009-0602-50802 FM1 PURCHASE OF EQUIPMENT \$35,000.00 To 009-0602-50911 FM1 GRAVEL \$50,000.00 – DENNIS ROBINSON, COMMISSIONER, PCT.1.
- F13 FROM 001-0010-40659 INSURANCE REIMBURSEMENT \$16,141.87 To 001-0010-50802 EQUIPMENT \$16,141.87 – JOHNNY BROWN, SHERIFF
- F14 FROM 001-0050-50873 MAINTENANCE/REPAIR \$1,180.00, 001-0050-50802 EQUIPMENT \$250.00 To 001-0050-50843 4-H TRAVEL \$1,000.00, 001-0050-50801 SUPPLIES \$180.00, 001-0050-50805 CONFERENCE \$250.00 – MARK ARNOLD, EXTENSION OFFICE
- F15 FROM 001-0385-50806 BONDS & DUES \$100.00, 001-0385-50801 SUPPLIES \$1,000.00, 001-0385-50842 JUDGE’S CONFERENCE \$250.00, 001-0385-50873 MAINT/REPAIRS 200.00, 001-0385-50807 VISITING JUDGE \$300.00 To 001-0385-50803 FURNITURE/FIXTURES \$1,850.00 – JUDGE GENE CALVERT, COUNTY COURT AT LAW #1
- F16 FROM 001-0613-50801 SUPPLIES \$407.18, 001-0613-50808 AUTO GAS/OIL REIMB \$714.00 To 001-0613-50802 \$1,121.18 – JIMMIE RAY, CONSTABLE, PCT. 3
- F17 APPROVE REFUND OF OVERPAYMENT TO THE FOLLOWING ACCOUNT FOR PAYMENT IN ERROR:

<u>REFUND TO BE ISSUED TO:</u>	<u>ACCOUNT</u>	<u>AMOUNT DUE</u>
CORELOGIC/GREEN TREE	141913	\$3,306.60
LOANCARE ESCROW DEPARTMENT	227879	\$9,686.69
CORELOGIC	236053	\$3,917.07

SIMPLIFIED PLAT:

SP1 KENT’S PRAIRIE, ONE LOT, BAUCUM ROAD, GEORGE KENT, ROAD AND BRIDGE PCT. 3
 MOTION TO APPROVE CONSENT AGENDA BY COMMISSIONER ROBINSON, SECOND BY COMMISSIONER PERRY CARRIES UNANIMOUSLY

DEPARTMENT OF COUNTY DEVELOPMENT

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

MINUTE ORDER NO 352.15 GRANTING A ONE-TIME VARIANCE FROM COUNTY OF ELLIS RULES, REGULATIONS AND SPECIFICATIONS FOR SUBDIVISIONS AND MANUFACTURED HOMES AS IT RELATES TO THE ROAD FRONTAGE REQUIREMENT OF 150' PER LOT, IN THE PROPOSED SUBDIVISION OF SPRINGFIELD LAKES, PHASE TWO, FOR LOTS 17 AND 18, BLOCK A, REQUESTED BY CLYDE HARGROVE, LOCATED IN ROAD AND BRIDGE PCT. 4

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

MINUTE ORDER NO 353.15 APPROVING FINAL PLAT- SPRINGFIELD LAKES, PHASE TWO, 51 LOTS, CLYDE HARGROVE, LOCATED IN ROAD AND BRIDGE PCT. 4

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

MINUTE ORDER NO 354.15 RENAMING COUNTY ROAD WINDHAM ROAD TO HAMBY ROAD, REQUESTED BY CHAD HAMBY, LOCATED IN ROAD AND BRIDGE PCT. 3

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

MINUTE ORDER NO 355.15 APPROVING REPLAT – DUVALL PLACE ADDITION, LOTS 4R-A AND 4R-B, BLOCK 1, LEDGESTONE LANE, MIDLOTHIAN, REQUESTED BY PAUL PROCTOR, LOCATED IN R AND B PCT. 4

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

MINUTE ORDER NO 356.15 APPROVING REPLAT – SHALLOW CREEK ESTATES, PHASE 4, TRACTS, 32, 33 AND 34, SHALLOW CREEK DRIVE, MIDLOTHIAN, REQUESTED BY GREGG WILHELM, LOCATED IN ROAD AND BRIDGE PCT. 3

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

PURCHASING

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

MINUTE ORDER NO 357.15 AUTHORIZING COUNTY JUDGE TO SIGN CUSTOMER SERVICE AGREEMENT WITH ADDENDUM APPROVED BY LEGAL FROM SHRED IT FOR THE ELLIS COUNTY DISTRICT CLERK'S OFFICE IN ACCORDANCE WITH LOCAL GOVERNMENT CODE

MOTION BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER BUTLER CARRIES UNANIMOUSLY

MINUTE ORDER NO 358.15 APPROVAL TO PAY FOR VEHICLE REPAIRS FROM GENERAL FUND FOR THE 2007 DODGE CHARGER FROM CONSTABLE PCT. 4, WHICH WAS INVOLVED IN AN ACCIDENT ON AUGUST 3, 2015

MOTION BY COMMISSIONER BUTLER, SECOND BY COMMISSIONER PERRY TO PAY FOR VEHICLE REPAIR FROM THE GENERAL FUND; MOTION CARRIES 4/1, WITH JUDGE BUSH OPPOSING

MINUTE ORDER NO 359.15 DECLARING 2001 FORD F-250 TRUCK, VIN 1FTNX20L31EA26605, FROM ROAD AND BRIDGE PRECINCT 2 COURT AS SURPLUS AND DISPOSING OF IN ACCORDANCE WITH THE LOCAL GOVERNMENT CODE

MOTION BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER ROBINSON CARRIES UNANIMOUSLY

MINUTE ORDER NO 360.15 APPROVING SIGNATURE ON FIRST FINANCIAL ASSOCIATED AGREEMENTS; ACH ORIGINATION AGREEMENT, POSITIVE PAY AGREEMENT, WIRE TRANSFER AGREEMENT, AND REMOTE DEPOSIT CAPTURE AGREEMENT FOR RFA-2015-001 CONTRACT FOR BANK DEPOSITORY
MOTION BY COMMISSIONER ROBINSON, SECOND BY COMMISSIONER GRAYSON CARRIES UNANIMOUSLY

MINUTE ORDER NO 361.15 RECEIVING AND FILING COLLATERAL SECURITY AGREEMENT WITH FIRST FINANCIAL AND FROST NATIONAL BANK
MOTION BY COMMISSIONER PERRY, SECOND BY COMMISSIONER BUTLER CARRIES UNANIMOUSLY

MINUTE ORDER NO 362.15 APPROVING DUNBAR ARMORED CAR CONTRACT
MOTION BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER BUTLER CARRIES UNANIMOUSLY

2.6 **UPDATE** ON RECALLED VEHICLES:
VEHICLES HAVE BEEN REPAIRED AND ARE BACK IN SERVICE.

ADMINISTRATIVE:

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

MINUTE ORDER NO 363.15 ADOPTING THE ELLIS COUNTY INDIGENT HEALTH CARE PROGRAM FOR SEPTEMBER 1, 2015 THROUGH AUGUST 31, 2016 (ANNE PRICE, INDIGENT HEALTH CARE DIRECTOR)
MOTION BY COMMISSIONER ROBINSON, SECOND BY COMMISSIONER GRAYSON CARRIES UNANIMOUSLY

MINUTE ORDER NO 364.15 RENEWING OR MODIFYING THE CURRENT COUNTY RETIREE HEALTH INSURANCE COVERAGE THROUGH THE TEXAS ASSOCIATION OF COUNTIES HEALTH AND EMPLOYEE BENEFITS POOL FOR FISCAL YEAR 2015-2016 (ANNE PRICE, DIRECTOR OF HUMAN RESOURCES)
MOTION BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER PERRY CARRIES UNANIMOUSLY

3.3 BURN BAN FOR ELLIS COUNTY. (NO CHANGE ...BURN BAN REMAINS IN EFFECT

MINUTE ORDER NO 365.15 APPROVING PROCLAMATION RECOGNIZING SEPTEMBER, 2015 AS CHILDHOOD CANCER AWARENESS MONTH IN ELLIS COUNTY
MOTION BY JUDGE BUSH, SECOND BY COMMISSIONER PERRY CARRIES UNANIMOUSLY

RECESS REGULAR SESSION TO CONVENE TO PUBLIC HEARING

MOTION BY COMMISSIONER ROBINSON, SECOND BY COMMISSIONER GRAYSON CARRIES UNANIMOUSLY

PUBLIC HEARING

PUBLIC HEARING ON THE PROPOSED FY 2015-16 ELLIS COUNTY BUDGET, PURSUANT TO LOCAL GOVERNMENT CODE §111.007.

FIRST PUBLIC HEARING ON THE PROPOSED ELLIS COUNTY TAX RATE FOR BUDGET FISCAL YEAR 2015-2016 PURSUANT TO COMMISSIONERS COURT ANNOUNCEMENT ON AUGUST 10, 2015, MINUTE ORDER NUMBER 344.15.

PARTICIPANTS:

TREY MOON	STEVE EAGAN	RON GILLESPIE	JAMES PARKS	RON COFF
BRAD ELLIOTT	KAREN MATHOWITZ	JAMES PARKS	BOBBY BROWN	

ADJOURNMENT OF PUBLIC HEARING AND RECONVENE TO REGULAR SESSION

MOTION BY COMMISSIONER ROBINSON, SECOND BY COMMISSIONER PERRY CARRIES UNANIMOUSLY

MINUTE ORDER NO 366.15 APPROVING THE FY 2015-2016 HOLIDAY SCHEDULE

MOTION BY COMMISSIONER ROBINSON, SECOND BY COMMISSIONER GRAYSON CARRIES UNANIMOUSLY

MINUTE ORDER NO 367.15 APPROVING THE FY 2015-16 PAYROLL SCHEDULE

MOTION BY COMMISSIONER ROBINSON, SECOND BY COMMISSIONER PERRY CARRIES UNANIMOUSLY

MINUTE ORDER NO 368.15 REAPPOINTING MIKE GREENLEE TO ELLIS COUNTY EMERGENCY SERVICES

DISTRICT #9 BOARD FOR A TWO YEAR TERM EFFECTIVE AUGUST 24, 2015 THROUGH DECEMBER 31, 2016 (DENNIS ROBINSON, COMMISSIONER, PCT. 1)

MOTION BY COMMISSIONER ROBINSON, SECOND BY COMMISSIONER PERRY CARRIES UNANIMOUSLY

ADJOURNMENT

MOTION TO ADJOURN BY COMMISSIONER ROBINSON, SECOND BY COMMISSIONER BUTLER CARRIES UNANIMOUSLY

THE OFFICIAL MINUTES OF THE ELLIS COUNTY COMMISSIONERS' COURT REGULAR MEETING OF AUGUST 24, 2015 ARE HEREBY APPROVED.

PRESIDING OFFICER:



CAROL BUSH, COUNTY JUDGE



DENNIS ROBINSON, COMMISSIONER, PCT 1



LANE GRAYSON, COMMISSIONER, PCT 2

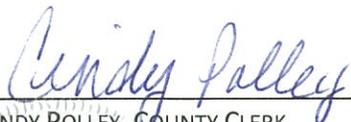


PAUL PERRY, COMMISSIONER, PCT 3



KYLE BUTLER, COMMISSIONER, PCT 4

WITNESS MY HAND AND OFFICIAL SEAL OF OFFICE THIS JANUARY 12, 2016:



CINDY POLLEY, COUNTY CLERK

