

**ELLIS COUNTY COMMISSIONERS COURT  
OFFICIAL MINUTES // DECEMBER 18, 2015**

A REGULAR MEETING OF THE ELLIS COUNTY COMMISSIONERS' COURT WAS HELD ON FRIDAY, DECEMBER 18, 2015 AT 10:00 A.M., IN THE HISTORIC ELLIS COUNTY COURTHOUSE, COMMISSIONERS' COURTROOM, 101 WEST MAIN STREET (2<sup>ND</sup> FLOOR), WAXAHACHIE, TEXAS AT WHICH TIME THE FOLLOWING WAS DISCUSSED AND CONSIDERED TO WIT:

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

ASSISTANT COUNTY ATTORNEYS:

VANCE HINDS

RAY RIKE

OPENING COURT 10:02 A.M.

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

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

INVOCATION AND PLEDGE OF ALLEGIANCE - COMMISSIONER LANE GRAYSON

RECESS TO CONVENE TO EXECUTIVE SESSION 10:05 AM

MOTION BY JUDGE BUSH, SECOND BY COMMISSIONER PERRY CARRIES UNANIMOUSLY

**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 §551.076 OF THE GOVERNMENT CODE, CONSULTATION TO DELIBERATE THE DEPLOYMENT, OR SPECIFIC OCCASIONS FOR IMPLEMENTATION, OF SECURITY PERSONNEL OR DEVICES.

4.2 PURSUANT TO §551.071 OF THE GOVERNMENT CODE, CONSULTATION REGARDING PENDING OR CONTEMPLATED LITIGATION WITH DUNBAR ARMORED, INC.

ADJOURNMENT OF EXECUTIVE SESSION AND RECONVENE IN REGULAR SESSION 11:25 AM

MOTION BY COMMISSIONER PERRY, SECOND BY COMMISSIONER BUTLER CARRIES UNANIMOUSLY

MINUTE ORDER NO 466.15 APPROVING CONSENT AGENDA – CONSIDERATION AND ACTION:

ADMINISTRATIVE:

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

- A3 PERMANENTLY CHANGE THE APPROVED SALARY OF POSITION 4, ASSISTANT ATTORNEY VI (CURRENTLY BUDGETED AS \$94,160.00) TO ASSISTANT ATTORNEY V, AT \$83,240.00. – *PATRICK WILSON, COUNTY & DISTRICT ATTORNEY*
- A4 APPROVE TO REALLOCATE THE SAVINGS OF THE CHANGE TO THE ATTORNEY VI TO ATTORNEY V. PERMANENTLY APPROVE THE \$10,920.00 IN THE COUNTY ATTORNEY FUND TO PAY A PORTION OF THE CLERK II RECEPTIONIST POSITION IN OUR OFFICE THAT IS CURRENTLY PAID IN FULL BY THE DISTRICT ATTORNEY DRUG FORFEITURE FUND. THIS WOULD NOT CREATE ANY ADDITIONAL COST TO THE COUNTY. – *PATRICK WILSON, COUNTY & DISTRICT ATTORNEY*
- A5 NOVEMBER 2015 TRAVEL REPORTS OF THE TEXAS AGRILIFE EXTENSION OFFICE
  - MARK ARNOLD, AGRICULTURE
  - RITA HODGES, FAMILY & CONSUMER SCIENCE
  - MEGAN PARR, 4H

FINANCIAL:

- F1 FROM 001-0000-30302 BUDGET FUND BALANCE \$13,950.00 To 001-0035-50868 CONTRACT SERVICES \$13,950.00. – *TERAL CRAWFORD, DIRECTOR OF INFORMATION TECHNOLOGY*

SIMPLIFIED PLAT:

- SP1 SIMPLIFIED PLAT – KINGSFIELD ADDITION, LOT 1, BLOCK A, LONG BRANCH ROAD, MIDLOTHIAN, ROAD & BRIDGE 4, REQUESTED BY CHARLES KING.

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

DEPARTMENT OF COUNTY DEVELOPMENT

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

MINUTE ORDER NO 467.15 APPROVING RE-PLAT FOR FLYING W ESTATES, PHASE V, LOT 1R, BLOCK D, 5201 OLD BUENA VISTA ROAD, WAXAHACHIE, ROAD & BRIDGE 3, REQUESTED BY CHERYL WILBUR.

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

MINUTE ORDER NO 468.15 GRANTING A ONE-TIME VARIANCE FROM COUNTY OF ELLIS RULES, REGULATIONS AND SPECIFICATIONS FOR SUBDIVISIONS AND MANUFACTURED HOMES AS IT RELATES TO INSTALLATION OF A FIRE HYDRANT, 5885 FM 1722, ENNIS, ROAD AND BRIDGE PCT 2 REQUESTED BY RON THOMAS.

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

MINUTE ORDER NO 469.15 GRANTING A ONE-TIME VARIANCE FROM COUNTY OF ELLIS RULES, REGULATIONS AND SPECIFICATIONS FOR SUBDIVISIONS AND MANUFACTURED HOME AS IT RELATES TO INSTALLATION OF A FIRE HYDRANT, 1112 FM 308, GRANDVIEW, ROAD AND BRIDGE PCT 3 REQUESTED BY BRIAN BOTTELBERGHE.

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

MINUTE ORDER NO 470.15 GRANTING A ONE-TIME VARIANCE FROM COUNTY OF ELLIS RULES, REGULATIONS AND SPECIFICATIONS FOR SUBDIVISIONS AND MANUFACTURED HOME AS IT RELATES TO THE ROAD FRONTAGE REQUIREMENT OF 150' PER LOT IN THE PROPOSED RE-PLAT, 1112 FM 308, GRANDVIEW, ROAD AND BRIDGE PCT 3, BRIAN BOTTELBERGHE.

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

PURCHASING

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

MINUTE ORDER NO 471.15 APPROVING THE PURCHASE OF A 2016 CHEVROLET SILVERADO CREW CAB FROM CALDWELL COUNTRY FOR ROAD AND BRIDGE PRECINCT 2, IN ACCORDANCE WITH LOCAL GOVERNMENT CODE.

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

MINUTE ORDER NO 472.15 APPROVING THE PURCHASE OF TWO (2) 2016 FORD F-250 CREW CABS FROM CALDWELL COUNTRY FOR ROAD AND BRIDGE PRECINCT 1, IN ACCORDANCE WITH LOCAL GOVERNMENT CODE. (\$25,219)  
MOTION TO APPROVE BY COMMISSIONER ROBINSON, SECOND BY COMMISSIONER GRAYSON CARRIES UNANIMOUSLY

MINUTE ORDER NO 473.15 APPROVING THE PURCHASE OF A 2016 FORD F-150 CREW CAB FROM CALDWELL COUNTRY FOR ROAD AND BRIDGE PRECINCT 1, IN ACCORDANCE WITH LOCAL GOVERNMENT CODE. (\$26,217)  
MOTION TO APPROVE BY COMMISSIONER ROBINSON, SECOND BY COMMISSIONER GRAYSON CARRIES UNANIMOUSLY

ADMINISTRATIVE

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

MINUTE ORDER NO 474.15 CONFERRING COUNTY BENEFITS TO THE FIRE MARSHAL EFFECTIVE DECEMBER 18, 2015  
MOTION TO APPROVE BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER PERRY TO APPROVE CARRIES UNANIMOUSLY

MINUTE ORDER NO 475.15 APPROVING RECLASSIFICATION OF THE POSITION OF A ROAD WORKER TO THAT OF "HEAVY EQUIPMENT OPERATOR" BY AMENDING THE CURRENT POSITION SCHEDULE FROM A MAXIMUM NUMBER OF TWO "HEAVY EQUIPMENT" OPERATORS TO MAXIMUM OF THREE .... AND THE TOTAL NUMBER OF "EQUIPMENT OPERATORS" FROM A MAXIMUM OF FIVE TO MAXIMUM OF SIX WITH NO ADDITIONAL EMPLOYEES

LANE GRAYSON, COMMISSIONER, PCT. 2

MOTION TO RECLASSIFY POSITION OF ROAD WORKER TO HEAVY EQUIPMENT OPERATOR TO AMEND THE POSITION SCHEDULE FROM A MAXIMUM OF TWO "HEAVY EQUIPMENT OPERATORS" TO THREE AND MAXIMUM (EQUIPMENT) "OPERATORS" FROM FIVE TO SIX

NO ACTION {3.1 THE TAX RESALE OFFER BY LADD VIEN FOR PROPERTY LOCATED AT MESA RD., WAXAHACHIE, TX.  
{3.2 THE TAX RESALE OFFER BY LADD VIEN FOR PROPERTY LOCATED AT EL CAMINO RD., WAXAHACHIE, TX.

MINUTE ORDER NO 476.15 ACCEPTING THE APPLICATION OF ELMER "LYNN" CALDWELL FOR EMERGENCY SERVICES DISTRICT #8 BOARD - LANE GRAYSON, COMMISSIONER, PCT. 2  
MOTION TO APPROVE BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER ROBINSON CARRIES UNANIMOUSLY

MINUTE ORDER NO 477.15 ACCEPTING THE APPLICATION OF RANDY JOHNSON FOR EMERGENCY SERVICES DISTRICT #6 BOARD. - KYLE BUTLER, COMMISSIONER, PCT. 4  
MOTION TO APPROVE BY COMMISSIONER BUTLER, SECOND BY COMMISSIONER PERRY CARRIES UNANIMOUSLY

MINUTE ORDER NO 478.15 ACCEPTING THE APPLICATION OF JAMES C. MALONE FOR EMERGENCY SERVICES DISTRICT #6 BOARD. - KYLE BUTLER, COMMISSIONER, PCT. 4

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

MINUTE ORDER NO 479.15 ACCEPTING THE AMENDED 2014-2015 FEDERAL EQUITABLE SHARING AGREEMENT AND CERTIFICATION REPORT. - CHUCK LAUBACH, ELLIS COUNTY SHERIFF'S OFFICE

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

NO ACTION 3.7 COUNTY COURTHOUSE SECURITY.

MINUTE ORDER NO 480.15 APPROVING AMENDMENT NO. 1 DUNBAR ARMORED SERVICE CONTRACT. THE PURPOSE OF THIS AMENDMENT IS TO INCREASE THE AMOUNT OF TIME AT EACH STOP BEFORE WE ARE CHARGED AN EXCESS TIME CHARGE AND TO ALLOW TWO STOPS AT ENNIS WITHOUT ADDITIONAL CHARGES TO THE COUNTY. - RAY RIKE, ASSISTANT COUNTY & DISTRICT ATTORNEY

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

ADJOURNMENT

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

THE OFFICIAL MINUTES OF THE ELLIS COUNTY COMMISSIONERS' COURT REGULAR MEETING OF DECEMBER 18, 2015 ARE HEREBY APPROVED.

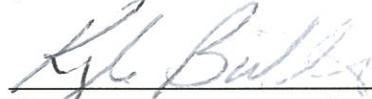
PRESIDING OFFICER:

  
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CAROL BUSH, COUNTY JUDGE

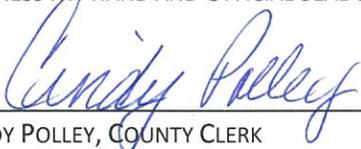
  
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DENNIS ROBINSON, COMMISSIONER, PCT 1

  
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LANE GRAYSON, COMMISSIONER, PCT 2

  
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PAUL PERRY, COMMISSIONER, PCT 3

  
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KYLE BUTLER, COMMISSIONER, PCT 4

WITNESS MY HAND AND OFFICIAL SEAL OF OFFICE THIS FEBRUARY 23, 2016

  
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CINDY POLLEY, COUNTY CLERK

