

FILED

JUN 13 2011

COUNTY CLERK
ELLIS COUNTY, TEXAS

ELLIS COUNTY COMMISSIONERS' COURT
OFFICIAL MINUTES // MAY 9, 2011

A Regular Meeting of the Ellis County Commissioners' Court was held on Monday, May 9, 2011 at 10:00 A.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:

COMMISSIONERS:

Dennis Robinson, Commissioner, Pct. 1
Bill Dodson, Commissioner, Pct. 2
Heath Sims, Commissioner, Pct. 3
Ron Brown, Commissioner, Pct. 4, County Judge Pro-Tempore

COUNTY CLERK:

Cindy Polley, County Clerk

COUNTY & DISTRICT ATTORNEY'S OFFICE:

Ann Montgomery-Moran, Assistant County Attorney
Lee Auvenshine, Assistant County Attorney

OPENING COURT:

The County Judge Pro-Tempore calls meeting to order, declares quorum and declares notices legally posted pursuant to the Open Meetings Act

Motion to Open Court by Commissioner Dodson, second by Commissioner Robinson carries unanimously

Invocation and Pledge of Allegiance—Commissioner Heath Sims

CONSENT AGENDA:

MINUTE ORDER NO 190.11 APPROVING CONSENT AGENDA

Administrative:

- A1 Approval of Regular Bills, Payroll, and Officers' Reports;
- A2 Approval of appointment of Sam D. Ventura, Jr. as the Ellis County Representative to the North Central Texas Workforce Development Board of Directors for a two year term beginning October 1, 2011 through September 30, 2014;
- A3 Approval and certification of the minutes from the Commissioners Court Agenda dated:
 - April 11, 2011 REGULAR
 - April 25, 2011 REGULAR
- A4 Approval of the April, 2011 Travel Reports of the Texas AgriLife Extension Office
 - Mark Arnold, Agriculture
 - Page Bishop, 4-H
 - Rita Hodges, Family & Consumer Sciences

Financial:

Approving the following budget amendments:

- F1 From 001-0050-50802, Equipment; 001-0050-50803, Furniture/Fixtures; 001-0050-50873, Maint/ Repair To 001-0050-50819, Computer; 001-0050-50843, 4-H Travel – Mark Arnold, AgriLife
- F2 From 001-0140-50837, Post Mortem; 001-0140-50804, Postage To 001-0140-50868, Contract Services – Carol Bush, County Judge
- F3 From 001-0390-50801, CJ Supplies To 001-0390-50819, CJ, Computer. – Carol Bush, Co Judge
- F4 From 005-0703-50930, ROW To 005-0703-50910, Fuel/Oil – Heath Sims, RB3
- F5 From 009-0602-50802, FM1 Purchase of Equipment To 009-0602-50807, FM1 Gen. Misc. -Dennis Robinson, RB1
- F6 Approve refund of overpayment to the following accounts for payment in error:

<u>Refund to be issued to:</u>	<u>Account</u>	<u>Amount Due</u>
Charles R. McHughes	153079	\$2,705.03

Simplified Plat:

SP1 Barton Road Estates, 1 lot, Barton Road, James and Katrina Walton, Pct. 3
Motion by Commissioner Sims, second by Commissioner Robinson to approve consent agenda carries unanimously

DEPARTMENT OF COUNTY DEVELOPMENT

Consideration and action regarding the following presented by Delton Ake, Director Department of Development:

MINUTE ORDER NO 191.11 GRANTING A ONE-TIME VARIANCE FROM THE ELLIS COUNTY RULES, REGULATIONS AND SPECIFICATIONS FOR SUBDIVISIONS AND MANUFACTURED HOMES, AS IT RELATES TO THE 30' BUILDING SET-BACK LINE REQUIREMENT, AT THE LOCATION OF 5811 WEST HIGHLAND RD., MIDLOTHIAN, ORVILLE AND MARSHA BARNHART, PCT. 4

Motion by Commissioner Brown, second by Commissioner Dodson carries unanimously

PURCHASING

Consideration and action regarding the following presented by Hanna McCleary, Interim Purchasing Agent:

MINUTE ORDER NO 192.11 APPROVAL TO EXTEND THE CONTRACT AGREEMENT WITH ERGON ASPHALT & EMULSIONS, INC. FOR EMULSION ASPHALT FOR THE PERIOD OF EIGHT MONTHS MAY 4, 2011 THROUGH DECEMBER 31, 2011

Motion by Commissioner Sims, second by Commissioner Dodson carries unanimously

MINUTE ORDER NO 193.11 AWARDING ANNUAL BID FOR LIGHTWEIGHT ROAD SURFACING AGGREGATE TO TXI FOR THE PERIOD OF MAY 9, 2011 THROUGH DECEMBER 31, 2011 WITH TWO (2) ONE (1) YEAR OPTIONS TO EXTEND TERM (PROPOSAL #2011-002)

Motion by Commissioner Robinson, second by Commissioner Sims carries unanimously

MINUTE ORDER NO 194.11 REJECTING ANNUAL BID FOR UNSCREENED PIT RUN GRAVEL FOR THE PERIOD OF MAY 9, 2011 THROUGH DECEMBER 31, 2011 (PROPOSAL #2011) OPTING TO PURCHASE ON THE OPEN MARKET UNTIL SPENDING LIMIT IS REACHED AND GO OUT FOR BID AT THAT TIME IF NECESSARY

Motion to reject bid by Commissioner Sims, second by Commissioner Dodson carries unanimously

MINUTE ORDER NO 195.11 AWARDING THE PROPERTY INSURANCE FOR ELLIS COUNTY TO HIBBS-HALLMARK FOR THE PERIOD OF ONE YEAR STARTING MAY 23, 2011 THROUGH MAY 22, 2012 IN THE TOTAL AMOUNT OF \$367,607 WITH AMENDMENTS TO CHANGE THE AUTO LIABILITY DEDUCTABLE TO \$2,500 AND THE AUTO PHYSICAL DAMAGE DEDUCTABLE TO \$2,500

Motion by Commissioner Robinson, second by Commissioner Sims carries unanimously

ADMINISTRATIVE:

MINUTE ORDER NO 196.11 RESCINDING THE ELLIS COUNTY BURN BAN ENACTED APRIL 25, 2011
(Jim Pharr, Fire Investigator)

Motion by Commissioner Dodson, second by Commissioner Robinson carries unanimously

MINUTE ORDER NO 197.11 APPROVING A CONTRACT BETWEEN THE TEXAS HEALTH AND HUMAN SERVICES COMMISSION AND THE ELLIS COUNTY AND DISTRICT ATTORNEY'S OFFICE TO PROVIDE REIMBURSEMENT FOR THE PROSECUTION OF CASES INVOLVING FRAUD, WASTE AND/OR ABUSE OF FUNDS RELATED TO THE FOLLOWING PROGRAMS: TEMPORARY ASSISTANCE TO NEEDY FAMILIES; FOOD STAMPS; SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM; MEDICAID; WOMEN, INFANTS AND CHILDREN; AND CHILDREN'S HEALTH INSURANCE PROGRAM, PURSUANT TO TEXAS GOVERNMENT CODE SECTIONS 41.004 AND 531.039
(Lee Auvenshine, Assistant County & District Attorney)

Motion by Commissioner Robinson, second by Commissioner Dodson carries unanimously

MINUTE ORDER NO 198.11 APPROVING A WORK ORDER BETWEEN THE CITY OF GARRETT AND ELLIS COUNTY ROAD AND BRIDGE PCT. 1 FOR ONE COURSE CHIP SEAL ON STREETS IN GARRETT
(Dennis Robinson, RB1)

Motion by Commissioner Robinson, second by Commissioner Dodson carries unanimously

MINUTE ORDER NO 199.11 APPROVING A WORK ORDER BETWEEN PALMER INDEPENDENT SCHOOL DISTRICT AND ELLIS COUNTY ROAD AND BRIDGE PCT. 1 FOR ONE COURSE CHIP SEAL FOR PARKING LOTS
(Dennis Robinson, RB1)

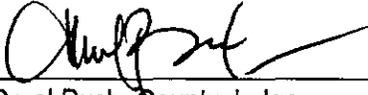
Motion by Commissioner Robinson, second by Commissioner Dodson carries unanimously

ADJOURNMENT

Motion to adjourn by Commissioner Robinson, second by Commissioner Sims carries unanimously

The Official Minutes of the Ellis County Commissioners' Court Regular Meeting of May 9, 2011 are hereby approved.

Presiding Officer:



Carol Bush, County Judge

absent

Dennis Robinson, Commissioner Pct 1



Bill Dodson, Commissioner, Pct 2

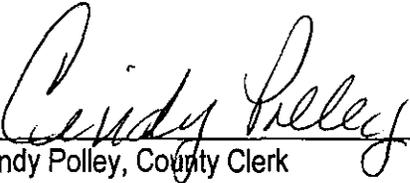


Heath Sims, Commissioner, Pct 3



Ron Brown, Commissioner, Pct 4

Witness my hand and Official Seal of Office this June 13, 2011.



Cindy Polley, County Clerk