

FILED
APR - 8 2013
COUNTY CLERK
ELLIS COUNTY, TEXAS

ELLIS COUNTY COMMISSIONERS' COURT
OFFICIAL MINUTES // MARCH 25, 2013

A REGULAR MEETING OF THE ELLIS COUNTY COMMISSIONERS' COURT WAS HELD ON MONDAY, MARCH 25, 2013 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

BILL DODSON, COMMISSIONER, PCT. 2

PAUL PERRY, COMMISSIONER, PCT. 3

RON BROWN, COMMISSIONER, PCT. 4

COUNTY CLERK:

CINDY POLLEY, COUNTY CLERK

COUNTY & DISTRICT ATTORNEY'S OFFICE:

ANN MONTGOMERY-MORAN

LEE AUVENSHINE, ASSISTANT COUNTY ATTORNEY

OPENING COURT

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

MOTION TO OPEN COURT BY COMMISSIONER PERRY, SECOND BY COMMISSIONER DODSON CARRIES UNANIMOUSLY INVOCATION AND PLEDGE OF ALLEGIANCE – COMMISSIONER BILL DODSON, PCT. 2

PUBLIC COMMENT

Re 1.3 Jimmie Simmons

Patrick Prater

Re 1.2 Dave Vance ... Opposed

CONSENT AGENDA – Consideration and action to approve:

Administrative:

A1 Regular Bills, Payroll, and Officers' Reports

A2 Certification of the minutes from the Commissioners' Court Agendas dated:
February 11, 2013 February 25, 2013 March 11, 2013

A3 Statement of Elected/Appointed Official and Oath of Office for the following Emergency Service District Board Member: Rick Davis, ESD #9

A4 Placement of the following vehicles on the list of authorized vehicles that are allowed to display regular exempt plates:

- 1) 2013 Chevy SUV VIN# 1GNSCAE08DR131765;
- 2) 2013 Chevy SUV VIN# 1GNSCAE05DR162889;
- 3) 2013 Chevy SUV VIN# 3GNMCFE05DG115206

Financial:

F1 From 001-0375-50933, Consultant To 001-0375-50808, Auto/Gas/Oil – Joe White, Engineer

F2 From 001-0360-50846, Witness Fee To 001-0360-50601, DA, Travel Reimbursement. - Patrick Wilson, County & District Attorney

F3 From 010-0653-50807, FM2 Gen Exp To 010-0653-50910, FM2 Gas – Bill Dodson, Commissioner Pct. 2

F4 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>
BAC Tax Services Corporation	229572	\$2,837.21
Dovenmuehle Mortgage	255027	\$4,058.96
Walter I. Ponivas and Alicia G. Ponivas	225797	\$3,506.02
Industry Consulting Group	190398	\$3,177.79
U.S. Bancorp Service Providers, LLC	232302	\$2,795.27

ADMINISTRATIVE

MINUTE ORDER No. 151.13 APPROVING SALE OF CERTAIN REAL PROPERTY TO JODY DREWS FOR THE AMOUNT OF \$1,000.00. ELLIS COUNTY AND THE ENNIS INDEPENDENT SCHOOL DISTRICT ACQUIRED TITLE TO SAID REAL PROPERTY BY TAX FORECLOSURE SALE IN THE 40TH JUDICIAL DISTRICT COURT OF ELLIS COUNTY, TEXAS; CAUSE No. 17,753-TX... SAID PROPERTY DESCRIBED AS: "BEING ALL THAT CERTAIN LOT, TRACT OR PARCEL OF REAL PROPERTY DESCRIBED AS LOT 12, COUNTY LINE ESTATES, PHASE 1, AN ADDITION TO ELLIS COUNTY, TEXAS, AND BEING MORE PARTICULARLY DESCRIBED IN THAT CERTAIN DEED OF RECORD IN VOLUME 1928, PAGE 651 OF THE DEED RECORDS OF ELLIS COUNTY, TEXAS. Carol Bush, County Judge

Caleb Perkins with Perdue-Brandon- Fielder- Collin and Mott Presenting

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

MINUTE ORDER No. 152.13 AUTHORIZING THE ELLIS COUNTY PURCHASING AGENT TO PREPARE A REQUEST FOR PROPOSAL FOR JAIL MANAGEMENT. Carol Bush, County Judge

MOTION BY COMMISSIONER DODSON TO APPROVE, SECOND BY JUDGE BUSH CARRIES 4/1 WITH COMMISSIONER PERRY OPPOSED AND VOTING NO

No Action 1.3 Consideration and action to authorize the County Judge to sign contract with Vector Disease Control International for the establishment of a vector-borne mosquito surveillance program and possible ground-based spraying.

Joe Stewart, Fire Marshal / Emergency Management Coordinator

MINUTE ORDER No. 153.13 APPROVAL FOR ELLIS COUNTY TO ENTER INTO AN INTERLOCAL COOPERATIVE AGREEMENT WITH HALL COUNTY SHERIFF'S OFFICE FOR THE PURPOSES OF TEXAS LAW ENFORCEMENT TELECOMMUNICATIONS SYSTEM (TLETS) / NATIONAL LAW ENFORCEMENT TELECOMMUNICATIONS SYSTEM (NLETS) ACCESS ON THEIR COPSYNC MESSAGE SWITCH. *Joe Stewart, Fire Marshal / Emergency Management Coordinator*

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

No Action 1.5 Discussion, consideration and approval for Fire Marshal's Office to hire contract fire inspectors and contract fire-watch personnel on an as needed basis.

Joe Stewart, Fire Marshal / Emergency Management Coordinator

EXECUTIVE SESSION 3:30 PM

MOTION BY COMMISSIONER BROWN TO RECESS REGULAR SESSION AND CONVENE IN EXECUTIVE SESSION, SECOND BY COMMISSIONER ROBINSON CARRIES UNANIMOUSLY

"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."

2.1 Pursuant to Section 551.072 of the Government Code, consultation with counsel regarding the possible sale or lease of real property "if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person."

2.2 Consultation to deliberate the deployment, or specific occasions for implementation, of security personnel or devices under Sec. 551.076.

ADJOURNMENT OF EXECUTIVE SESSION 4:15 PM

Motion by Commissioner Brown to adjourn Executive Session and reconvene in Regular Session, second by Commissioner Dodson

ADJOURN

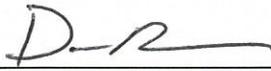
MOTION TO ADJOURN BY COMMISSIONER BROWN, SECOND BY COMMISSIONER PERRY CARRIES UNANIMOUSLY

THE OFFICIAL MINUTES OF THE ELLIS COUNTY COMMISSIONERS' COURT REGULAR MEETING OF MARCH 25, 2013 ARE HEREBY APPROVED.

PRESIDING OFFICER:



CAROL BUSH, COUNTY JUDGE



DENNIS ROBINSON, COMMISSIONER, PCT 1



BILL DODSON, COMMISSIONER, PCT 2



PAUL PERRY, COMMISSIONER, PCT 3



RON BROWN, COMMISSIONER, PCT 4

WITNESS MY HAND AND OFFICIAL SEAL OF OFFICE THIS APRIL 8, 2013



CINDY POLLEY, COUNTY CLERK

