

**NOTICE OF REGULAR MEETING  
ELLIS COUNTY COMMISSIONERS' COURT**

Notice is hereby given that a regular meeting of the Ellis County Commissioners' Court will be held on **Monday, February 12, 2007 at 10:00 A.M., in the Commissioners' Courtroom, 101 West Main Street (2<sup>nd</sup> Floor), Waxahachie, Texas** at which time the following will be discussed and considered, to-wit:

**County Judge:**

Judge Chad Adams

**Commissioners:**

Dennis Robinson, Commissioner, Pct. 1

Bill Dodson, Commissioner, Pct. 2

Heath Sims, Commissioner, Pct. 3

Ron Brown, Commissioner, Pct. 4

**County Clerk:**

Cindy Polley, County Clerk

**County & District Attorney's Office:**

Ann Montgomery, Assistant County Attorney

Lee Auvenshine, Assistant County Attorney

**1. OPENING COURT**

1.1 County Judge will call meeting to order, declare quorum if present, and declare notices legally posted pursuant to Open Meetings Act.

1.2 Motion to Open Court.

1.3 Invocation and Pledge of Allegiance - Commissioner Heath Sims, Pct. 3

**2. CONSENT AGENDA – Consideration and Action:**

**Administrative:**

A1 Approval of Regular Bills, Payroll, and Officers' Reports.

A2 Approval of the January 2006 Travel Reports of the Texas Cooperative Extension Office

Mark Arnold, Agriculture  
 Page Bishop, 4-H  
 Rita Hodges, Family & Consumer Sciences

A3 Approval and Certification of the Minutes from the Commissioners' Court Agenda dated:

December 12	Regular Agenda	December 11	Special Agenda
December 19	Special Agenda	December 15	Special Agenda
	Regular Agenda	December 27	

**Financial:**

- F1 From 5-001-0140-0558 Contingency to 5-001-0140-0898 Contract Services – Chad Adams, County Judge
- F2 From 5-001-0390-0502 Deputies Salary to 5-001-0080-0601 Travel Reimbursement, 5-001-0080-0805 Conference – Chad Adams, County Judge
- F3 From 5-001-0390-0801 Supplies to 5-001-0390-0601 Travel Reimbursement, 5-001-0390-0805-Conference – Chad Adams, County Judge
- F4 From 5-001-0140-0558 Contingency to 5-001-0140-0801 Supplies – Chad Adams, County Judge

**Simplified Plat**

2.1 Decuir Estates, 2 lots, James and Linda Decuir, Pct. 2

**3. ADMINISTRATIVE**

3.1 Consideration and action to designate Judge Chad Adams as Pool Coordinator and Carol Hanes as Primary and Billing Contact for the Texas Association of Counties (TAC) Health and Employees Benefits Pool.

- Carol Hanes, Human Resources Specialist

3.2 Consideration and action to approve:  
 the rider to the bond for Greg Wilhelm, Ellis County Treasurer;  
 the corrected bond for Melanie Reed, Ellis County District Clerk;  
 the bond for Alfred Mims, Director of Community Supervision & Corrections.  
 - Holly Davis, Special Projects Director

3.3 Consideration and action to approve the Memorandum of Understanding between Ellis County and Lakeview Camp for Sheltering and Mass Care Activities.

- Sharon McKinney, Homeland Security

3.4 Consideration and action to approve the Statement of Agreement between the American Red Cross- Dallas Area Chapter and the Ellis County Department of Homeland Security.

- Sharon McKinney, Homeland Security

3.5 Consideration and action to approve an Interlocal Agreement between Ellis County and the Midlothian Independent School District.

- Heath Sims, Commissioner, Precinct 3

3.6 Consideration and action to approve a lease agreement between Ellis County and Marty Zmolik for office space for Ellis County Offices.

- Joe White, Ellis County Engineer

- Alfred Mims, Director, Community Supervision and Corrections

3.7 Consideration and action to approve a resolution supporting the right of the citizens of Ellis County to determine participation in any sales tax funding for regional rail in North Texas.

- Holly Davis, Special Projects Director

#### **4. PURCHASING**

**Consideration and action regarding the following presented by Richard Denniston, Purchasing Agent:**

4.1 To grant authority to the purchasing agent to negotiate an agreement for electric power supply from HGAC Energy. Results of the negotiation will be presented at a future Commissioners' Court.

4.2 To approve the continuation of spot buying of asphalt products until a source can be located for a n annual agreement.

#### **5. DEPARTMENT OF COUNTY DEVELOPMENT**

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

5.1 To grant a variance from the County of Ellis Rules and Regulations of Subdivisions and Manufactured Homes as it relates to the road frontage requirement

of 150' for any lot of property for Rodney Green at the location of 373 Greathouse Circle, Pct. 3.

5.2 To grant a variance from the Commissioner's Court of Ellis County Amended Outdoor Business Order #215.06 as it relates to screening of certain outdoor businesses for SADISCO DALLAS, located at 901 S. Main Street, Ferris, Pct. 1.

5.3 To grant a variance from the Commissioner's Court of Ellis County Amended Outdoor Business Order #215.06 to Charles Davidson as it relates to screening of certain outdoor businesses for D & W Towing & Recovery Inc., as it relates to set-back from road, Pct. 1.

5.4 To grant a variance from the County of Ellis Rules and Regulations of Subdivisions and Manufactured Homes as it relates to maximum length for a Cul-de-sac in the proposed subdivision, Vista Pointe, to Stan Baucum at the location of Baucum Road, Pct. 3.

5.5 To grant a variance from the County of Ellis Rules and Regulations of Subdivisions and Manufactured Homes as it relates to fire hydrants located every 450' in a platted subdivision to Gretchen Holmquist, Cockerham Est., 3 lots, Pct. 3.

5.6 To approve a Replat – Cockerham Est. lots 1R, 2R and 1A-R, Cockerham Est., Craig and Gretchen Holmquist, Pct. 3.

## 6. RECESS TO CONVENE TO EXECUTIVE SESSION

## 7. 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 §551.071 and §551.072, 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 §551.071 and §551.072.”

7.1 Pursuant to §551.071 of the Texas Government Code, consultation with counsel concerning the application and creation of the Maypearl Water Control and Improvement District, in a matter pending before the Texas Commission for

Environmental Quality and the State Office of Administrative Hearings.

7.2 Discussion regarding the purchase, exchange, lease, sale or value of real property as allowed by Texas Government Code, § 551.072, "if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person."

**8. ADJOURNMENT OF EXECUTIVE SESSION**

**9. ADJOURNMENT**

Signed this the 8th day of February, 2007.

\_\_\_\_\_  
Chad Adams  
Ellis County Judge

I, the undersigned, County Clerk of the Ellis County Commissioners Court do hereby certify that the above Notice of Regular Meeting of the Ellis County Commissioners Court is a true and correct copy of said Notice, that I received said Notice, and it was posted at the doors of the Ellis County Courthouse, a place readily accessible to the general public at all times on the 8th day of February, 2007, at \_\_\_\_\_ a.m./p.m.

Cindy Polley, County Clerk

By \_\_\_\_\_

The Commissioners Court reserves the right to consider and take action on the above agenda items in any particular order.

Anyone wishing to address the Commissioners Court concerning a posted agenda item must make a formal request by presenting a "Participation Form" to the County Clerk at least 10 minutes prior to the beginning of the meeting.

If you or your representative, have a disability that requires special arrangements and you plan to attend this public meeting, please contact the County Judge's Office at (972) 825-5011 within 72 hours of the meeting. Reasonable accommodations will be made to meet your needs at the meeting.