

**ELLIS COUNTY COMMISSIONERS' COURT
OFFICIAL MINUTES // SEPTEMBER 13, 2016**

A REGULAR MEETING OF THE ELLIS COUNTY COMMISSIONERS' COURT WAS HELD ON TUESDAY, SEPTEMBER 13, 2016 AT 2:00 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 ROBINSON, SECOND BY COMMISSIONER PERRY CARRIES UNANIMOUSLY

INVOCATION AND PLEDGE OF ALLEGIANCE – COMMISSIONER KYLE BUTLER

PUBLIC COMMENT*- Members of the public will have the opportunity to make their comments at the time the agenda item is being addressed.

CONSENT AGENDA:

MINUTE ORDER NO 351.16 APPROVING CONSENT AGENDA WITH AMENDMENT TO F22

ADMINISTRATIVE:

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

A2 ACCEPT OFFICIAL MINUTES OF THE ELLIS COUNTY COMMISSIONERS' COURT FOR JULY 26, 2016; AUGUST 9, 2016; AND AUGUST 23, 2016. – CINDY POLLEY, COUNTY CLERK

FINANCIAL:

F1 FROM 001-0340-50835 EMPLOYEE TRAINING \$1,000.00; 001-0340-50602 STAFF TRAVEL REIMBURSEMENT \$500.00 To 001-0340-50801 SUPPLIES \$1,500.00. – ELISEO LEE CORONADO, DPS HIGHWAY PATROL

F2 FROM 001-0180-50801 SUPPLIES \$150.00 To 001-0180-50802 EQUIPMENT \$150.00. – JUDGE BOB CARROLL, 40TH DISTRICT COURT

F3 FROM 001-0015-50502 STAFF SALARIES \$25,000.00; 001-0015-50813 INMATE MEDICAL \$60,000.00 To 001-0015-50814 FEEDING PRISONERS \$85,000.00. – BRAD NORMAN, ELLIS COUNTY SHERIFF'S OFFICE

- F4 FROM 001-0612-50808 GAS/OIL \$600.00; 001-0612-50801 SUPPLIES \$1,000.00; 001-0612-50805 CONFERENCE \$1,300.00; 001-0612-50803 FURNITURE/FIXTURES \$500.00 To 001-0612-50809 AUTO REPAIRS \$800.00; 001-0612-50812 RADIO \$300.00; 001-0612-50802 EQUIPMENT \$2,300.00. – TERRY NAY, CONSTABLE, PCT. 2
- F5 FROM 001-0050-50805 CONFERENCE \$500.00; 001-0050-50802 EQUIPMENT \$124.00; 001-0050-50803 FURNITURE / FIXTURES \$450.00 To 001-0050-50703 TELEPHONE \$124.00; 001-0050-50801 SUPPLIES \$450.00; 001-0050-50843 4-H TRAVEL \$500.00. – MARK ARNOLD, AGRILIFE EXTENTION OFFICE
- F6 FROM 001-0210-40719 CHAPTER 19 STATE FUNDING \$205.24 To 001-0210-50800 CHAPTER 19 EXPENDITURES \$205.24. – JANA ONYON, ELECTIONS ADMINISTRATOR
- F7 FROM 001-0210-40719 CHAPTER 19 STATE FUNDING \$149.84 To 001-0210-50800 CHAPTER 19 EXPENDITURES \$149.84. – JANA ONYON, ELECTIONS ADMINISTRATOR
- F8 FROM 001-0210-40719 CHAPTER 19 STATE FUNDING \$134.52 To 001-0210-50800 CHAPTER 19 EXPENDITURES \$134.52. – JANA ONYON, ELECTIONS ADMINISTRATOR
- F9 FROM 001-0210-40719 CHAPTER 19 STATE FUNDING \$6,144.00 To 001-0210-50800 CHAPTER 19 EXPENDITURES \$6,144.00. – JANA ONYON, ELECTIONS ADMINISTRATOR
- F10 FROM 011-0704-50807 GENERAL MISC. \$10,000.00 To 011-0704-50802 PURCHASE OF EQUIPMENT \$10,000.00. – PAUL PERRY, COMMISSIONER, PCT. 3
- F11 FROM 010-0653-30302 FM2 FUND BALANCE CARRY OVER \$50,000.00 To 010-0653-50911 FM2 GRAVEL \$50,000.00. – LANE GRAYSON, COMMISSIONER, PCT. 2
- F12 FROM 001-0425-50805 CONFERENCE \$1,000.00; 001-0425-50835 SAFETY/TRAINING \$2,200.00 To 001-0425-50819 COMPUTER \$1,000.00; 001-0425-50801 SUPPLIES \$2,200.00. – THERESA TAYLOR, HUMAN RESOURCES
- F13 FROM 001-0420-50807 GENERAL MISC. \$6,500.00 To 001-0420-50802 EQUIPMENT \$6,500.00. – CHATRINIA JOHNSON, JUVENILE SERVICES
- F14 FROM 001-0010-50889 TRANSPORT EXPENSES \$7,000.00; 001-0010-50870 ESTRAY \$5,200.00; 001-0010-50808 AUTO GAS & OIL \$3,000.00 To 001-0010-50702 REPAIRS \$3,000.00; 001-0010-50810 AUTO TIRES \$4,000.00; 001-0010-50803 FURNITURE FIXTURES \$5,200.00; 001-0010-50809 AUTO REPAIRS \$3,000.00. – BRAD NORMAN, ELLIS COUNTY SHERIFF'S OFFICE
- F15 FROM 001-0614-50805 CONFERENCE \$1,000.00; 001-0614-50808 AUTO GAS \$2,800.00; 001-0614-50809 AUTO REPAIRS \$700.00; 001-0614-50810 AUTO TIRES \$900.00 To 001-0614-50819 COMPUTER \$2,000.00; 001-0614-50802 EQUIPMENT \$1,000.00; 001-0614-50812 RADIO \$2,000.00; 001-0614-50801 SUPPLIES \$400.00. – MIKE JONES, CONSTABLE, PCT. 4
- F16 FROM 001-0230-50808 AUTO GAS/OIL \$600.00; 001-0230-50810 AUTO TIRES \$500.00; 001-0230-50601 TRAVEL REIMBURSEMENT \$1,200.00; 001-0230-50819 COMPUTER \$200.00; 001-0230-50874 PRINTING \$100.00 To 001-0230-50805 CONFERENCE \$1,900.00; 001-0230-50801 SUPPLIES \$700.00. – JODI PLATT, PURCHASING AGENT
- F17 FROM 001-0015-50502 STAFF SALARY \$58,000.00 To 001-0015-50802 EQUIPMENT \$58,000.00. – BRAD NORMAN, ELLIS COUNTY SHERIFF'S OFFICE
- F18 FROM 001-0450-50802 EQUIPMENT \$300.00 To 001-0450-50805 CONFERENCE \$300.00. – TIM BIRDWELL, FIRE MARSHAL
- F19 FROM 001-0375-50502 SALARIES \$9,500.00 To 001-0375-50802 EQUIPMENT \$9,500.00. – TED KANTOR, COUNTY ENGINEER
- F20 FROM 009-0602-50910 FM1 FUEL \$33,000.00; 009-0602-50913 FM1 CHEMICALS \$3,000.00; 009-0602-50909 FM1 REPAIRS/PARTS \$6,000.00; 009-0602-50908 FM1 LUMBER \$6,000.00; 009-0602-50807 FM1 GEN. MISC. \$10,000.00 To 009-0602-50911 FM1 GRAVEL \$48,000.00; 009-0602-50915 FM1 ASPHALT \$10,000.00. – DENNIS ROBINSON, COMMISSIONER, PCT. 1

F21 FROM 011-0704-50807 GEN Misc \$4,000.00 To 011-0704-50915 ASPHALT \$4,000.00. – PAUL PERRY, COMMISSIONER, PCT. 3

F22 FROM 005-0703-30302 FUND BALANCE \$100,000.00 To 005-0703-50802 PURCHASE OF EQUIPMENT \$100,000.00. – PAUL PERRY, COMMISSIONER, PCT. 3

SIMPLIFIED PLAT:

SP1 SIMPLIFIED PLAT – M & M ACRES, 2 LOTS, LOCATED 400 BLOCK OF GREATHOUSE CIRCLE, WAXAHACHIE, ROAD & BRIDGE PCT. 3, REQUESTED BY DAVID MUIRHEAD.

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

DEPARTMENT OF COUNTY DEVELOPMENT:

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

MINUTE ORDER NO 352.16 GRANTING A ONE-TIME VARIANCE FROM COUNTY OF ELLIS RULES, REGULATIONS AND SPECIFICATIONS FOR SUBDIVISIONS AND MANUFACTURED HOMES AS IT RELATES TO FIRE HYDRANT REQUIREMENT, WICKLIFFE FARM, LOT 4, LOCATED IN THE 2400 BLOCK OF FM 780, FERRIS, ROAD & BRIDGE PCT. 1, REQUESTED BY ANTHONY NAGLE, SR.

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

MINUTE ORDER NO 353.16 APPROVING RE-PLAT GREATHOUSE CIRCLE ESTATES, LOTS 5 AND 2A, BLOCK A, LOCATED AT 353 GREATHOUSE ROAD, WAXAHACHIE, ROAD & BRIDGE PCT. 3, REQUESTED BY JEFFERY HESS.

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

MINUTE ORDER NO 354.16 APPROVING AMENDED PLAT- BRYSON SPRINGS PHASE 1, LOCATED ON BRYSON ROAD, MIDLOTHIAN, ROAD & BRIDGE PCT. 4, REQUESTED BY JOHN HOUSTON.

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

MINUTE ORDER NO 355.16 APPROVING FINAL PLAT -BRYSON SPRINGS PHASE 2, 63 LOTS, LOCATED ON BRYSON ROAD, MIDLOTHIAN, ROAD & BRIDGE PCT. 4, REQUESTED BY JOHN HOUSTON.

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

MINUTE ORDER NO 356.16 RELEASING SUBDIVISION MAINTENANCE BOND#1089466 TO LEXON INSURANCE COMPANY IN THE AMOUNT OF ONE HUNDRED SIX THOUSAND FOUR HUNDRED FORTY-FOUR & NO/100 DOLLARS (\$106,444.00) JORDAN RUN, PHASE II, ROAD & BRIDGE PCT. 3.

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

MINUTE ORDER NO 357.16 ACCEPTING EXTENDED MAINTENANCE BOND #1089466 FROM LEXON INSURANCE COMPANY IN THE AMOUNT OF FIFTY-THREE THOUSAND & NO/100 DOLLARS (\$53,000.00) WHICH WILL EXPIRE ON AUGUST 29, 2017 FOR THE CONTINUING MAINTENANCE OF JORDAN RUN, PHASE II, ROAD & BRIDGE PCT. 3.

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

MINUTE ORDER NO 358.16 ACCEPTING THE INFRASTRUCTURE FOR JORDAN RUN, PHASE III, INCLUDING A PORTION OF DREW LANE, MAKALA DRIVE AND KYNLEIGH LANE, ROAD & BRIDGE PCT. 3, REQUESTED BY ENCORE LAND, LLC.

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

MINUTE ORDER NO 359.16 RELEASING SUBDIVISION CONSTRUCTION BOND #1111840 TO LEXON INSURANCE COMPANY IN THE AMOUNT OF FOUR HUNDRED NINETY-THREE THOUSAND FOUR HUNDRED TWO DOLLARS AND NO/100 DOLLARS (\$493,402.00) FOR THE COMPLETED INFRASTRUCTURE OF JORDAN RUN III, ROAD & BRIDGE PCT. 3.

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

MINUTE ORDER NO 360.16 ACCEPTING SUBDIVISION MAINTENANCE BOND # 1117997 FROM LEXON INSURANCE COMPANY IN THE AMOUNT OF ONE HUNDRED AND EIGHTY-TWO THOUSAND AND NO/100 DOLLARS (\$182,000.00) FOR JORDAN RUN III, ROAD & BRIDGE PCT. 3.

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

FAILED MOTION: 1.10 GRANT A ONE-TIME VARIANCE FROM COUNTY OF ELLIS RULES, REGULATIONS AND SPECIFICATIONS FOR SUBDIVISIONS AND MANUFACTURED HOMES AS IT RELATES TO 150' ROAD FRONTAGE REQUIREMENT, 434 TIGHTWAD ROAD, GRANDVIEW, ROAD & BRIDGE PCT. 3, REQUESTED BY ROBERT & PAULA BRIGGS.

ROBERT BRIGGS ADDRESSED THE COURT

MOTION TO GRANT ONE TIME VARIANCE BY COMMISSIONER PERRY FAILS FOR LACK OF SECOND

(MINUTE ORDER NO 361.16 SKIPPED)

PURCHASING:

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

MINUTE ORDER NO 362.16 APPROVAL TO REALLOCATE OR SURPLUS THE 2009 DODGE CHARGER, VIN 2B3KA43T99H569118 FROM CONSTABLE PRECINCT 2 AND A 2006 CHEVROLET IMPALA, VIN 2G1WS551269356363, FROM CONSTABLE PRECINCT 4.

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

MINUTE ORDER NO 363.16 AWARDING OF RB-2016-013, PAVEMENT REHABILITATION AND RESURFACING TO HERITAGE ASPHALT CO. LLC. AND APAC-TEXAS.

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

MINUTE ORDER NO 364.16 REJECTING BID NUMBER RB-2016-001, HOURLY RATES FOR CONCRETE REPAIR *(NO BIDS RECEIVED)*

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

MINUTE ORDER NO 365.16 APPROVING THE 2016-2017 COMPREHENSIVE INSURANCE RENEWAL POLICY WITH HIBBS-HALLMARK AND COMPANY.

MOTION TO APPROVE BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER BUTLER CARRIES 4/1 WITH COMMISSIONER PERRY VOTING NO

NO ACTION 3.1 DISCUSSION AND UPDATE REGARDING ELLIS COUNTY PURCHASING POLICY AND PROCEDURES MANUAL AND FLEET POLICY.

MINUTE ORDER NO 366.16 AUTHORIZING COUNTY JUDGE TO SIGN CONTRACT FOR RFP-2015-002, EMBANKMENT AND APPROACH REPAIR OF BARDWELL DAM ROAD BRIDGE BETWEEN ELLIS COUNTY AND HUNTER EXCAVATION.

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

ADMINISTRATIVE:

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

NO ACTION: 3.1 BURN BAN FOR ELLIS COUNTY. – TIM BIRDWELL, FIRE MARSHAL

MINUTE ORDER NO 367.16 APPROVING WORK ORDER UNDER INTERLOCAL AGREEMENT BETWEEN THE COUNTY OF ELLIS AND CITY OF ALMA TO IMPROVE DRAINAGE, TRIM TREES, RECLAIM, SPOT BASE (AS NEEDED WITH GRAVEL), AND PERFORM A 2 COURSE CHIP SEAL SURFACE FOR 1 MILE ESTIMATING \$72,800.00. – LANE GRAYSON, COMMISSIONER, PCT. 2

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

RECESS REGULAR SESSION TO CONVENE TO PUBLIC HEARING

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

PUBLIC HEARING

SECOND PUBLIC HEARING ON THE PROPOSED ELLIS COUNTY TAX RATE FOR BUDGET FISCAL YEAR 2016-2017 PURSUANT TO COMMISSIONERS' COURT ANNOUNCEMENT ON AUGUST 9, 2016, MINUTE ORDER NUMBER 313.16.

PUBLIC HEARING REGARDING ON THE PROPOSED ABANDONMENT OF A PORTION OF BARKER ROAD, LOCATED IN ROAD & BRIDGE PRECINCT 2.

NO PARTICIPATION

ADJOURNMENT OF PUBLIC HEARING (2:46 PM)

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

MINUTE ORDER NO 368.16 ADOPTING THE ELLIS COUNTY BUDGET FY 2016-17 PURSUANT TO LOCAL GOVERNMENT CODE §111.008. *(MIKE NAVARRO COUNTY AUDITOR, APPEARED BEFORE THE COURT TO ADDRESS CHANGES TO THE PROPOSED BUDGET)*

PUBLIC PARTICIPANTS: AMY HEDTKE, DAVE VANCE, BRYAN CODY & JAMES PARKS

MOTION TO APPROVE BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER BUTLER CARRIES WITH COMMISSIONER PERRY VOTING NO

MINUTE ORDER NO 369.16 APPROVAL TO ABANDON A PORTION OF BARKER ROAD, LOCATED IN ROAD & BRIDGE PRECINCT 2. – LANE GRAYSON, COMMISSIONER, PCT. 2

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

MINUTE ORDER NO 370.16 APPROVING ALLOCATION OF \$37,883.62 TO REGIONAL PUBLIC DEFENDER FOR CAPITAL CASES FOR FY 2016-17.

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

MINUTE ORDER NO 371.16 APPROVING THE REAPPOINTMENT OF LISA HEINE TO THE LAKES REGIONAL COMMUNITY CENTER'S ELLIS COUNTY BOARD

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

MINUTE ORDER NO 372.16 APPROVING PROCLAMATION DESIGNATING SEPTEMBER 2016 AS PREPAREDNESS MONTH IN ELLIS COUNTY. – STEPHANIE PARKER, EMERGENCY MANAGEMENT COORDINATOR

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

MINUTE ORDER NO 373.16 AUTHORIZING COUNTY JUDGE TO SIGN AGREEMENT WITH ELECTION SYSTEM & SOFTWARE, LLC FOR BALLOT PROCESSING, PRINTING, AND MAILING SERVICES. – JANA ONYON, ELECTIONS ADMINISTRATOR.

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

MINUTE ORDER NO 374.16 APPROVING PURCHASE OF SUPPLIES FOR ELECTIONS OFFICE OPEN HOUSE, NOT TO EXCEED \$300.00.

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

MINUTE ORDER NO 375.16 APPOINTING TIMBERLIE PURDUE TO EMERGENCY SERVICES DISTRICT #7 BOARD TO FILL A VACANCY THROUGH DECEMBER 21, 2016. – DENNIS ROBINSON, COMMISSIONER, PCT. 1

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

MINUTE ORDER NO 376.16 ACCEPTING FISCAL YEAR 2015 SURPLUS DISTRIBUTION FROM TAC (TEXAS ASSOCIATION OF COUNTIES) HEALTH AND EMPLOYEE BENEFITS POOL. – CAROL BUSH, ELLIS COUNTY JUDGE

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

MINUTE ORDER NO 377.16 APPROVING RENEWAL OF TAC (TEXAS ASSOCIATION OF COUNTIES) RISK MANAGEMENT POOLS WORKERS' COMPENSATION PROGRAM. – THERESA TAYLOR, DIRECTOR OF HUMAN RESOURCES

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

MINUTE ORDER NO 378.16 AUTHORIZING COUNTY JUDGE TO SIGN CONTRACT FOR SERVICES BETWEEN ELLIS COUNTY AND THE GINGERBREAD HOUSE. *MIKE NAVARRO, COUNTY AUDITOR, ADDRESSED THE COURT IN A NON-OFFICIAL CAPACITY ON BEHALF OF THE GINGERBREAD HOUSE.*

MOTION BY JUDGE BUSH TO APPROVE CONTRACT, SECOND BY COMMISSIONER PERRY CARRIES UNANIMOUSLY (\$20,000)

RECESS REGULAR SESSION TO CONVENE TO EXECUTIVE SESSION (3:19PM)

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

RECESS EXECUTIVE SESSION TO RECONVENE IN REGULAR SESSION

MOTION BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER BUTLER CARRIES UNANIMOUSLY

RECESS REGULAR SESSION TO CONVENE IN EXECUTIVE SESSION FOR CONSIDERATION OF: (3:21 PM)

MOTION BY COMMISSIONER BUTLER, SECOND BY COMMISSIONER PERRY 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.

- 4.1 PURSUANT TO §551.071 OF THE GOVERNMENT CODE, CONSULTATION WITH COUNSEL CONCERNING LAWSUIT CAUSE NO. 93563, WEBSTER V. BATES, 40TH DISTRICT COURT OF ELLIS COUNTY.
- 4.2 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.

ADJOURNMENT OF EXECUTIVE SESSION TO RECONVENE IN REGULAR SESSION (3:31 PM)

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

(RE 3.7)

MINUTE ORDER NO 379.16 AUTHORIZING COUNTY JUDGE TO SIGN LEASE AGREEMENT FOR COUNTY FACILITIES.

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

ADJOURNMENT

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

THE OFFICIAL MINUTES OF THE ELLIS COUNTY COMMISSIONERS' COURT REGULAR MEETING OF SEPTEMBER 13, 2016 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 OCTOBER 11, 2016.



CINDY POLLEY, COUNTY CLERK

