

**COMMISSIONERS COURT  
REGULAR MEETING  
JANUARY 28, 2020**

BE IT REMEMBERED that on this day, the Commissioners Court of Kaufman County, Texas met in a Regular Meeting in the Commissioners' Court Meeting Room, Kaufman Texas with the following members present: **Hal Richards**, County Judge; **Mike Hunt**, Commissioner Precinct 1; **Skeet Phillips**, Commissioner Precinct 2; **Terry Barber**, Commissioner Precinct 3; **Ken Cates**, Commissioner Precinct 4; **Bobbie Bartlett**, Deputy Clerk.

**INVOCATION;  
PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG;  
PLEDGE OF ALLEGIANCE TO THE TEXAS FLAG;  
REMARKS FROM VISITORS;**

**ROUTINE CORRESPONDENCE**

**CONSENT AGENDA**

2. There came on to be a motion to approve the Consent Agenda.
  - A. Approve renewing membership with Texas Association of Counties (TAC) and pay annual membership fees for 2020.
  - B. Approve Re-appointment of John Loar and Taylor Golden as Board Members to the Emergency Services District #2.

Motion was made by Commissioner Terry Barber and seconded by Commissioner Ken Cates.

Motion was put to a vote. Motion carried and is so ordered.

**SWEARING IN OF NEWLY APPOINTED JUSTICE OF THE PEACE**

3. There came on to be the swearing in of Rhitt Jackson, Justice of the Peace Precinct 3.

**PRESENTATION**

4. There came on to be a Presentation regarding Information on the 2019 Bond Program.

**MOTION TO APPROVE DEPUTATION**

7. There came on to be a motion to approve the Deputation of Tanner Cole as Reserve Deputy Constable for Kaufman County Precinct 2.

Motion was made by Commissioner Skeet Phillips and seconded by Commissioner Terry Barber.

Motion was put to a vote. Motion carried and is so ordered.

**MOTION TO APPROVE DEPUTATION**

8. There came on to be a motion to approve the Deputation of Jordan Clark and Collin Corder as Deputy Sheriffs for the Kaufman County Sheriff's Office.

Motion was made by Commissioner Mike Hunt and seconded by Commissioner Skeet Phillips.

Motion was put to a vote. Motion carried and is so ordered.

**MOTION TO APPROVE PURCHASE**

9. There came on to be a motion to approve allowing Chief Carla Stone to purchase her issued Hand Gun for 50% of fair market value (\$142.50).

Motion was made by Commissioner Terry Barber and seconded by Commissioner Ken Cates.

Motion was put to a vote. Motion carried and is so ordered.

**MOTION TO APPROVE RESOLUTION**

10. There came on to be a motion to approve the 2020 Kaufman County Resolution Indigent Defense Grant Program.

Motion was made by Commissioner Ken Cates and seconded by Commissioner Terry Barber.

Motion was put to a vote. Motion carried and is so ordered.

**MOTION TO ACCEPT DONATION**

11. There came on to be a motion to accept a donation from the Friends of the Kaufman County Historical Commission, in the amount of \$9,872.64.

Motion was made by Commissioner Mike Hunt and seconded by Commissioner Terry Barber.

Motion was put to a vote. Motion carried and is so ordered.

**MOTION TO APPROVE APPOINTMENT**

12. There came on to be a motion to approve appointing Deborah Bonner and Vanessa Brooks to the Kaufman County Child Welfare Board.

Motion was made by Commissioner Skeet Phillips and seconded by Commissioner Ken Cates.

Motion was put to a vote. Motion carried and is so ordered.

**MOTION TO APPROVE REQUEST FOR FUNDS**

5. There came on to be a motion to approve the Request for additional funds due to Texas Department of Transportation (TxDOT) for the SH 243 at FM 2515 and SH 243 at FM 2727 Intersections Improvements Projects, in the amount of \$466,099.25.

Motion was made by Commissioner Mike Hunt and seconded by Commissioner Skeet Phillips.

Motion was put to a vote. Motion carried and is so ordered.

**MOTION TO ACCEPT REPORT**

6. There came on to be a motion to accept the Kaufman County Transportation Planning Report for January 2020.

Motion was made by Commissioner Skeet Phillip and seconded by Commissioner Terry Barber.

Motion was put to a vote. Motion carried and is so ordered.

**MOTION TO APPROVE EXITNG REGULAR MEETING**

**AND ENTER INTO PUBLIC HEARING**

13. There came on to be a motion to approve exiting Regular Meeting and enter into a Public Hearing to receive input from the public on Item 14 - Placing "No Parking Zone" signs on Bob White Lane and Dove Drive, Kaufman County Precinct Number 3.

Motion was made by Commissioner Terry Barber and seconded by Commissioner Ken Cates.

Motion was put to a vote. Motion carried and is so ordered.

**PUBLIC HEARING**

14. Public Hearing was held. No one from the public spoke on topic.

**MOTION TO APPROVE EXITING PUBLIC HEARING**

**AND ENTER INTO REGULAR MEETING**

16. There came on to be a motion to approve exiting Public Hearing and enter into Regular Meeting.

Motion was made by Commissioner Terry Barber and seconded by Commissioner Ken Cates.

Motion was put to a vote. Motion carried and is so ordered.

**MOTION TO APPROVE EXITING REGULAR MEETING**

**AND ENTER INTO PUBLIC HEARING**

13. There came on to be a motion to approve exiting Regular Meeting and enter back into Public Hearing to receive input from the public on Item 15 - Placing "No Thru Truck" signs on County Road 281, County Road 282, and County Road 283, in the unincorporated sections of Precinct 1.

Motion was made by Commissioner Mike Hunt and seconded by Commissioner Skeet Phillips.

Motion was put to a vote. Motion carried and is so ordered.

**PUBLIC HEARING**

15. Public Hearing was held. No one from the public spoke on topic.

**MOTION TO APPROVE EXITING PUBLIC HEARING**

**AND ENTER INTO REGULAR MEETING**

16. There came on to be a motion to approve exiting Public Hearing and enter into Regular Meeting.

Motion was made by Commissioner Ken Cates and seconded by Commissioner Mike Hunt.

Motion was put to a vote. Motion carried and is so ordered.

**MOTION TO APPROVE ORDER**

17. There came on to be a motion to approve No Parking Order and installation of "No Parking" signs to be placed on the following County Roads; Bob White Lane and Dove Drive in Precinct 3.

Motion was made by Commissioner Terry Barber and seconded by Commissioner Skeet Phillips.

Motion was put to a vote. Motion carried and is so ordered.

**MOTION TO APPROVE ORDER**

18. There came on to be a motion to approve Order for Designation and Installation of No Thru Truck Signs on the Unincorporated Area of the following County Roads; County Road 281, County Road 282, and County Road 283, in the unincorporated sections of Precinct 1.

Motion was made by Commissioner Mike Hunt and seconded by Commissioner Skeet Phillips.

Motion was put to a vote. Motion carried and is so ordered.

**MOTION TO APPROVE REPLAT**

19. There came on to be a motion to approve the Replat of Lot 20 of Meadow Ranch Estates Phase II.

Motion was made by Commissioner Ken Cates and seconded by Commissioner Skeet Phillips.

Motion was put to a vote. Motion carried and is so ordered.

**MOTION TO AMEND PREVIOUS MOTION**

19. There came on to be a motion to amend the previous motion to approve the Replat of Lot 20 of Meadow Ranch Estates Phase II, contingent upon the Replat showing the front and side setback building lines and delete the required rear set back lines provided for in the original subdivision documents.

Motion was made by Commissioner Ken Cates and seconded by Commissioner Skeet Phillips.

Motion was put to a vote. Motion carried and is so ordered.

**MOTION TO ACCEPT REPORT**

20. There came on to be a motion to accept Development Services Quarterly Report for October 2019 through December 2019.

Motion was made by Commissioner Skeet Phillips and seconded by Commissioner Terry Barber.

Motion was put to a vote. Motion carried and is so ordered.

**MOTION TO APPROVE DEVELOPMENT SERVICES FORM**

21. There came on to be a motion to approve new 9-1-1 Addressing Application Form.

Motion was made by Commissioner Ken Cates and seconded by Commissioner Skeet Phillips.

Motion was put to a vote. Motion carried and is so ordered.

**MOTION TO APPROVE DESIGNATED REPRESENTATIVE**

22. There came on to be a motion to approve adding the County's Designated Representative for TCEQ (OSSF) to the Kaufman County Development Support Committee.

Motion was made by Commissioner Skeet Phillips and seconded by Commissioner Terry Barber.

Motion was put to a vote. Motion carried and is so ordered.

**MOTION TO ACCEPT REPORT**

23. There came on to be a motion to accept the Tax Assessor-Collectors Monthly Report for December 2019.

Motion was made by Commissioner Skeet Phillips and seconded by Commissioner Mike Hunt.

Motion was put to a vote. Motion carried and is so ordered.

**MOTION TO ACCEPT REPORT**

24. There came on to be a motion to accept the Fire Marshal's Monthly Report for December 2019

Motion was made by Commissioner Mike Hunt and seconded by Commissioner Terry Barber.

Motion was put to a vote. Motion carried and is so ordered.

**MOTION TO ACCEPT REPORT**

25. There came on to be a motion to accept the Treasurer's Monthly Report for December 2019

Motion was made by Commissioner Ken Cates and seconded by Commissioner Terry Barber.

Motion was put to a vote. Motion carried and is so ordered.

**MOTION TO APPROVE AGREEMENT**

26. There came on to be a motion to approve a Project Agreement with the City of Post Oak Bend for pothole patching on Meadows Road, in the amount of \$3,455.00.

Motion was made by Commissioner Mike Hunt and seconded by Commissioner Skeet Phillips.

Motion was put to a vote. Motion carried and is so ordered.

**MOTION TO APPROVE VENDOR**

27. There came on to be a motion to approve Texas Bit to furnish all material, labor and equipment required to asphalt Miller Farm Road, in the amount of \$144,593.76.

Motion was made by Commissioner Skeet Phillips and seconded by Commissioner Terry Barber.

Motion was put to a vote. Motion carried and is so ordered.

**MOTION TO APPROVE APPOINTMENT**

28. There came on to be a motion to approve the Appointment of Chris Rutledge, Craig Teal, Joe Bittner, Christina Cecil and Jill Hale as the Directors for Kaufman County Fresh Water Supply District No. 1-F.

Motion was made by Commissioner Skeet Phillips and seconded by Commissioner Mike Hunt.

Motion was put to a vote. Motion carried and is so ordered.

**MOTION TO APPROVE AWARDING OF CONTRACT**

29. There came on to be a motion to approve awarding of Contract for RFP 20-04; Cedar Creek Watershed Site Repair – TSWCB to Feller Enterprise, LLC.

Motion was made by Commissioner Ken Cates and seconded by Commissioner Terry Barber.

Motion was put to a vote. Motion carried and is so ordered.

**MOTION TO APPROVE AWARDING OF CONTRACT**

30. There came on to be a motion to approve awarding of Contract for RFP 20-07A; 2019 Kaufman County Bond Program Transportation Improvement Projects – Vendor Contracts, as presented by Purchasing Agent.

Motion was made by Commissioner Mike Hunt and seconded by Commissioner Skeet Phillips.

Motion was put to a vote. Motion carried and is so ordered.

**MOTION TO APPROVE AWARDING OF CONTRACT**

31. There came on to be a motion to approve awarding of Contract for RFP 20-09; 2019 Kaufman County Bond Program – Facilities Master Plan to HOK.

Motion was made by Commissioner Terry Barber and seconded by Commissioner Mike Hunt.

Motion was put to a vote. Motion carried and is so ordered.

**MOTION TO APPROVE AWARDING OF CONTRACT**

32. There came on to be a motion to approve awarding of Contract for RFP 20-12; Kaufman County Compensation & Classification Study to Evergreen Solutions.

Motion was made by Commissioner Skeet Phillips and seconded by Commissioner Ken Cates.

Motion was put to a vote. Motion carried and is so ordered.

**MOTION TO APPROVE AWARDING OF CONTRACT**

33. There came on to be a motion to approve awarding of Contract for RFP 20-13; Professional Services for Transportation Program Planning and Development to Innovative Transportation Solutions, Inc.

Motion was made by Commissioner Skeet Phillips and seconded by Commissioner Terry Barber.

Motion was put to a vote. Motion carried and is so ordered.

**MOTION TO APPROVE LINE ITEM TRANSFERS**

34. There came on to be a motion to approve Line Item Transfers.

Motion was made by Commissioner Mike Hunt and seconded by Commissioner Terry Barber.

Motion was put to a vote. Motion carried and is so ordered.

**MOTION TO APPROVE CLAIMS FOR PAYMENT**

35. There came on to be a motion to approve Claims for Payment in the amount of \$2,405,067.02.

Motion was made by Commissioner Terry Barber and seconded by Commissioner Ken Cates.

Motion was put to a vote. Motion carried and is so ordered.

**MOTION TO APPROVE EXITING REGULAR MEETING  
AND ENTER INTO EXECUTIVE SESSION**

36. There came on to be a motion to approve exiting Regular Meeting and enter into Executive Session.

37. Pursuant to Section 551.074 of the Texas Government Code, the Commissioners Court will meet in closed session to discuss candidates for County Engineer Position.

38. Pursuant to Section 551.071 of the Texas Government Code, the Commissioners Court will meet in closed session to consider pending or contemplated litigation subjects or settlement offers. The following cases/subjects may be discussed:

John Bohmer vs Kaufman County Constable Pct. 2 – SOAH Docket No. 407-16-4788.F5;

Kaufman County vs Amir Lakhani – Cause No. 103841-422;

Kaufman County vs Jamaluddin Premjee – Cause No. 104292-422;

Kaufman County vs Purdue Pharma, et. al – Civil Action No. 3:18-cv-02270;

Lassiter vs Kaufman County Commissioners Court – filed Cause No. 100368-CC2;

Murphy vs Kaufman County;

Nelson et al vs Honda et al – Civil Action No. CC-19-00514-D;

Winzer vs Kaufman County – Civil Action No. 3:15-CV-01284-N;

39. Pursuant to Section 551.074 of the Texas Government Code, the Commissioners Court will meet in Executive Session to discuss the Lily Solar Project – Tabled.

40. Pursuant to Section 551.074 of the Texas Government Code, the Commissioners Court will meet in closed session to discuss: Department Performance Evaluations.

Motion was made by Commissioner Skeet Phillips and seconded by Commissioner Terry Barber.

Motion was put to a vote. Motion carried and is so ordered.

**EXECUTIVE SESSION**

37-40. Executive Session was held. County Judge has Certified Agenda.

**MOTION TO APPROVE EXITING EXECUTIVE SESSION  
AND ENTER INTO REGULAR MEETING**

41. There came on to be a motion to approve exiting Executive Session and enter into Regular Meeting.

Motion was made by Commissioner Terry Barber and seconded by Commissioner Ken Cates.

Motion was put to a vote. Motion carried and is so ordered.



**MOTION TO APPROVE ENFORCEMENT OF LITIGATION SETTLEMENT**

42. There came on to be a motion to approve allowing the Kaufman County District Attorney Office to take appropriate action necessary to enforce litigation settlement regarding Case No. 10381-422; Kaufman County vs Amir Lakhani.

Motion was made by Commissioner Skeet Phillips and seconded by Commissioner Ken Cates.

Motion was put to a vote. Motion carried and is so ordered.

**MOTION TO APPROVE EXITING REGULAR MEETING  
AND ENTER INTO EXECUTIVE SESSION**

36. There came on to be a motion to approve exiting Regular Meeting and enter back into Executive Session.

Motion was made by Commissioner Skeet Phillips and seconded by Terry Barber.

Motion was put to a vote. Motion carried and is so ordered.

**MOTION TO APPROVE EXITING EXECUTIVE SESSION  
AND ENTER INTO REGULAR MEETING**

42. There came on to be a motion to approve exiting Executive Session and enter back into Regular Meeting.

Motion was made by Commissioner Skeet Phillips and seconded by Commissioner Terry Barber.

Motion was put to a vote. Motion carried and is so ordered.

**MOTION TO ADJOURN**

There came on to be a motion to adjourn.

Motion was made by Commissioner Skeet Phillips and seconded by Commissioner Terry Barber.

Motion was put to a vote. Motion carried and is so ordered.

I, Laura Hughes, County Clerk of Kaufman County, Texas, do hereby certify that the above Commissioner Court Minutes are a true and correct record of the proceedings from the Commissioners Court Meeting.

ATTEST:

*Laura Hughes*

Laura Hughes, County Clerk

