

**COMMISSIONERS COURT
REGULAR/WORKSHOP MEETING
AUGUST 11, 2020**

BE IT REMEMBERED that on this day, the Commissioners Court of Kaufman County, Texas met in a Regular/Workshop Meeting in the Commissioners Court Meeting Room, Kaufman Texas with the following members present: **Hal Richards**, County Judge; **Mike Hunt**, Commissioner Precinct No. 1; **Skeet Phillips**, Commissioner Precinct No. 2; **Terry Barber**, Commissioner Precinct No. 3; **Ken Cates**, Commissioner Precinct No. 4; **Laura Hughes**, County Clerk.

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

DISCUSSION

3. There came on to be a discussion on the Cenotaph (Confederate Memorial / Monument) located at the Kaufman County Courthouse. Several members of the public spoke on the topic.

ROUTINE CORRESPONDENCE

MOTION TO APPROVE INTERLOCAL AGREEMENT

4. There came on to be a motion to approve an Interlocal Cooperation Agreement (ICA) between Kaufman County and the City of Kaufman for the County Road 151 (CR 151) (Tabor Parkway) Project in the amount of \$4,500,000.00.

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.

CONSENT AGENDA

2. There came on to be a motion to approve the Consent Agenda.

A. Accept Star Transit Ridership Reports for July 2020.

B. Accept Commissioner Court Minutes for July 27, 2020 and July 28, 2020.

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 SPECIAL ELECTION ORDER

5. There came on to be a motion to approve Order calling a Special Election for the Proposed Incorporation of the Town of Ables Springs, Kaufman County, Texas, as presented by Peter Esposito.

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 GENERAL ELECTION ORDER

6. There came on to be a motion to approve Order Calling the General Election for the purpose of electing County and Precinct Officers, as required by Article XVI, Section 65 of the Texas Constitution.

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 SPECIAL ELECTION ORDER

7. There came on to be a motion to approve Order Calling Election for Creation of the Kaufman County Assistance District No. 3 and Imposition of a Sales and Use Tax.

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 SALARY ADJUSTMENT

8. There came on to be a motion to approve base salary equalization for Misdemeanor Prosecutor positions at \$64,000.00, effective immediately.

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

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

NO ACTION TAKEN ON ITEM 9

9. Discussion on Rose Hill SUD System Improvements and submission of Consultation Form.

MOTION TO ACCEPT REPORT

10. There came on to be a motion to accept the Sheriff's Office Monthly Report for June 2020.

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

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

MOTION TO APPROVE AGREEMENT

11. There came on to be a motion to approve an Interlocal Agreement between Kaufman County and the City of Cottonwood for road maintenance, projects and repairs.

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 AGREEMENT

12. There came on to be a motion to approve a Project Agreement for the City of Cottonwood to blade the incorporated/public road section surfaces of County Road 4083 (CR 4083) and County Road 4084 (CR 4084) two times per month.

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 AMENDMENT TO SUBDIVISION REGULATIONS

13. There came on to be a motion to approve amending the Kaufman County Subdivision and Land Development Regulations Section 11.04, Driveway Culverts Processing and Standards "Culvert Policy".

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 APPOINTMENT

14. There came on to be a motion to approve appointing Commissioner Ken Cates to serve on the Common Vision Board.

Motion was made by County Judge Hal Richards and seconded by Commissioner Skeet Phillips.

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

MOTION TO APPROVE PURCHASE

15. There came on to be a motion to approve the purchase of FbF LiveScan Criminal 10-Print System with GreenBit 84c 10-Print Fingerprint Scanners and software, utilizing the Justice Court Technology and Assistance Fund.

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 COLLECTION OF IMPROVEMENT DISTRICT FUNDS

16. There came on to be a motion to approve allowing the Tax Assessor-Collector to collect for the Kaufman County Public Improvement District #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 GRANT APPLICATION

17. There came on to be a motion to approve submission of the 2020 Help America Vote Act (HAVA) Election Security Sub-Grant to Texas Counties Application.

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

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

MOTION TO APPROVE MEMORANDUM OF UNDERSTANDING

18. There came on to be a motion to approve a Memorandum of Understanding (MOU) between Kaufman County Indigent Health Care Program and ENT Allergy Center of Texas, for an individual inmate at Medicare rate.

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 ACCEPT REPORT

19. There came on to be a motion to accept the Indigent Health Care Quarterly Report (April – June).

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 CONTRACT

20. There came on to be a motion to approve the TexasBit Contract for road construction at Chambless/County Road 4031 (CR 4031), in the amount of \$257,366.40, and County Road 4061 (CR 4061), in the amount of \$116,452.93; utilizing RFP 20-03 for Precinct 4.

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 PURCHASE

21. There came on to be a motion to approve the purchase of a KOMATSU GD655-6 2020, in the amount of \$260,120.64, from Kirby-Smith Machinery Inc., utilizing Buyboard Contract #597-19 for Precinct 4.

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

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

MOTION TO APPROVE SALE OF COUNTY ASSET

22. There came on to be a motion to approve the sale of County-Owned Property, pursuant to Texas Local Government Code §263.152(a)(1); Asset #12831 – 2016 Dodge Charger Pursuit, to the City of Crandall for an Fair Market Value of \$12,500.00.

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

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

MOTION TO APPROVE LINE ITEM TRANSFERS

23. There came on to be a motion to approve Line item Transfers.

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

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

MOTION TO APPROVE CLAIMS FOR PAYMENT

24. There came on to be a motion to approve Claims for Payment in the amount of \$4,496,390.47.

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 EXITING REGULAR MEETING
AND ENTER INTO EXECUTIVE SESSION**

25. There came on to be a motion to approve exiting Regular Meeting and enter into Executive Session; pursuant to §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:

Kaufman County v Purdue Pharma, et al – Civil Action No. 3:18-CV-02270

John Sullivan v Kaufman County, tbd

Mott v Grimes – Cause No. 3:30-CV-1160-M-BN

Todd Michael Tomasella v Division of Child Support, et al – Case o. 3:30-CV-00476

Mitchell v Kaufman County, et al – Cause No. 105110-422

Lassiter v Kaufman County, et al – Cause No. 10459-CC

Laird v Kaufman County, et al – Cause No. 10459-CC

Potential injunction for Floodplain issues at gun club

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

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

EXECUTIVE SESSION

26. Executive Session was held. County Judge has Certified Agenda.

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

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

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.

WORKSHOP

28. There came on to be a Workshop to discuss the Fiscal Year 2020-2021 Budget.

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

