

COMMISSIONERS COURT MEETING MINUTES

BE IT REMEMBERED that on this 14th Day of September, 2009, the Commissioners Court of Kaufman County, Texas met in regular session with the following members present to wit: **Wayne Gent**, County Judge, **Jerry Rowden**, Commissioner Precinct No. 1; **Ray Clark**, Commissioner Precinct No. 2; **J.C. Jackson**, Commissioner Precinct No. 3; **Jim Deller**, Commissioner Precinct No. 4; **Laura Hughes**, County Clerk, absent; and **Mary Ann Gronewald**, Chief Deputy, present.

MOTION TO APPROVE MINUTES

There came on to be considered a motion to approve the minutes for the meeting of August 31, 2009 with correction to reflect that bid that was accepted for Tek-Niq-Kator of Designs, Inc. was for \$13,500.00.

A motion was made by Commissioner Ray Clark and seconded by Commissioner Jim Deller.

Whereupon said motion was put to a vote and motion carried.

AND IT IS SO ORDERED.

MOTION TO ENTER INTO EXECUTIVE SESSION

There came on to be considered a motion to enter into Executive Session pursuant to Section 551.071 of the Texas Government Code in order for the Kaufman County Commissioners' Court to consult with and seek advice from its attorney pursuant to and within the attorney/client privilege and the confidential attorney/client relationship, as defined by the Texas Disciplinary Rules of Professional Conduct of the State of Texas, Rule 503 of the Texas Rules of Evidence and other authority, regarding the following pending litigation and a matter in which the duty of the attorney to the governmental body under the aforesaid authority clearly conflicts with Chapter 551 of the Texas Government Code: pending litigation in Cause No. 66164-86 styled Jo Ann E. Combs v. Kaufman County, Texas, et al., in the 86th Judicial District Court of Kaufman County, Texas, including any appeal or request for post-order relief and pursuant to Section 551.071 of the Texas Government Code in order for the Kaufman County Commissioners' Court to consult with and seek advice from its attorney, pursuant to and within the attorney/client privilege and the confidential attorney/client relationship as defined by the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas, Rule 503 of the Texas Rules of Evidence, and other authority, regarding the following matter, same being a matter in which the duty of the attorney to the governmental body under the aforesaid authority clearly conflicts with Chapter 551 of the Texas Government Code: legal and factual issues related to Lawson Road and the boundary line with Dallas County.

A motion was made by Commissioner Jim Deller and seconded by Commissioner Ray Clark.

Whereupon said motion was put to a vote and motion carried

AND IT IS SO ORDERED.

MOTION TO EXIT EXECUTIVE SESSION AND ENTER REGULAR MEETING

There came on to be considered a motion to exit Executive Session and enter into Regular Meeting. A motion was made by Commissioner Jerry Rowden and seconded by Commissioner J.C. Jackson. Whereupon said motion was put to a vote and motion carried.

AND IT IS SO ORDERED.

NO ACTION TAKEN AS A RESULT OF THE EXECUTIVE SESSION

MOTION TO EXIT REGULAR MEETING AND ENTER INTO PUBLIC HEARING

There came on to be considered a motion to enter into Public Hearing on Proposed Budget for FY 2009-2010.

A motion was made by Commissioner J.C. Jackson and seconded by Commissioner Jim Deller. Whereupon said motion was put to a vote and motion carried.

AND IT IS SO ORDERED.

PUBLIC HEARING ON PROPOSED BUDGET FOR FY 2009-2010

No one from the Public appeared to speak on the proposed budget for FY 2009-2010.

MOTION TO EXIT PUBLIC HEARING AND ENTER REGULAR MEETING

There came on to be considered a motion to exit Public Hearing and enter into Regular Meeting. A motion was made by Commissioner Jerry Rowden and seconded by Commissioner Ray Clark. Whereupon said motion was put to a vote and motion carried.

AND IT IS SO ORDERED.

MOTION TO APPROVE FEE

There came on to be considered a motion to approve implementing the new district court records archive fee of \$5.00 for the filing of a suit, including an appeal from an inferior court, or a cross-action, counterclaim, intervention, contempt action, motion for new trial or third-party petition, in a district court in Kaufman County, which fee to be effective with the implementation of the FY 2009-2010 budget and shall remain in effect until further action of this court.

A motion was made by Commissioner Jim Deller and seconded by Commissioner J.C. Jackson. Whereupon said motion was put to a vote and motion carried.

AND IT IS SO ORDERED.

MOTION TO ADOPT BUDGET FOR FY 2009-2010

There came on to be considered a motion to adopt budget for FY 2009-2010 with line item budget changes.

A motion was made by Commissioner Jerry Rowden and seconded by Commissioner Ray Clark. Whereupon said motion was put to a vote and motion carried.

AND IT IS SO ORDERED.

MOTION TO ADOPT TAX RATE FOR FY 2009-2010

There came on to be considered the motion as follows: "I move that property taxes be set by the adoption of a tax rate of: General Operating Fund - .4545, Road & Bridge Maintenance Fund - .0680, I & S Rate - .0340; Total Tax Rate - .5565. This tax rate will not raise more taxes for maintenance and operations than last year's tax rate and the tax rate will raise taxes for maintenance and operations on a \$100,000 home by approximately (\$ -0-)"

A motion was made by Commissioner Jerry Rowden and seconded by Commissioner Jim Deller. Whereupon said motion was put to a vote and motion carried.

AND IT IS SO ORDERED.

MOTION TO TABLE APPROVING CONSTABLES' OFFICES SALARY STRUCTURE

There came on to be considered a motion to table approving salary structure for all Constables' Offices as requested by Constables in all precincts.

A motion was made by Commissioner Jerry Rowden and seconded by Commissioner J.C. Jackson. Whereupon said motion was put to a vote and motion carried.

AND IT IS SO ORDERED.

MOTION TO APPROVE INTERLOCAL AGREEMENT

There came on to be considered a motion to approve Interlocal Agreement between the NCTCOG and Kaufman County for the Cities Readiness Initiative (CRI) project implementation.

A motion was made by Commissioner Jim Deller and seconded by Commissioner Ray Clark. Whereupon said motion was put to a vote and motion carried.

AND IT IS SO ORDERED.

MOTION TO APPROVE SITES

There came on to be considered a motion to approve the Points of Dispensing (POD) sites for the Cities Readiness Initiative (CRI) project implementation.

A motion was made by Commissioner Jerry Rowden and seconded by Commissioner Jim Deller. Whereupon said motion was put to a vote and motion carried.

AND IT IS SO ORDERED.

MOTION TO APPROVE FILLING VACANT POSITION

There came on to be considered a motion to approve filling vacant Program Assistant position.

A motion was made by Commissioner J.C. Jackson and seconded by Commissioner Jim Deller.

Whereupon said motion was put to a vote and motion carried.

AND IT IS SO ORDERED.

MOTION TO ACCEPT REPORT

There came on to be considered a motion to accept Tax Assessor/Collector's Monthly Report for August 2009.

A motion was made by Commissioner Jerry Rowden and seconded by Commissioner Jim Deller.

Whereupon said motion was put to a vote and motion carried.

AND IT IS SO ORDERED.

MOTION TO APPROVE MOVING PRECINCT #10 VOTING LOCATION

There came on to be considered a motion to approve moving Precinct #10 voting location permanently from Mt. Olive Baptist Church to Scurry ISD Administration Building, 10705 S. State Hwy 34, Scurry, Texas 75158, to be effective for the November election.

A motion was made by Commissioner Jim Deller and seconded by Commissioner Jerry Rowden.

Whereupon said motion was put to a vote and motion carried.

AND IT IS SO ORDERED.

MOTION TO APPROVE CONSOLIDATION POLLING LOCATIONS

There came on to be considered a motion to approve consolidation of polling locations for November 3, 2009 election.

A motion was made by Commissioner Jim Deller and seconded by Commissioner J.C. Jackson.

Whereupon said motion was put to a vote and motion carried.

AND IT IS SO ORDERED.

See Exhibit "A1"

MOTION TO APPROVE ADVERTISING

There came on to be considered a motion to approve advertising a bid for a Prisoner Transport Bus for the Kaufman County Sheriff's Department. Bids to be closed and opened on October 22, 2009.

A motion was made by Commissioner Jim Deller and seconded by Commissioner J.C. Jackson.

Whereupon said motion was put to a vote and motion carried.

AND IT IS SO ORDERED.

MOTION TO APPROVE INTERLOCAL AGREEMENT

There came on to be considered a motion to approve Interlocal Agreement for Road Maintenance for the City of Post Oak Bend.

A motion was made by Commissioner Jerry Rowden and seconded by Commissioner Ray Clark.

Whereupon said motion was put to a vote and motion carried.

AND IT IS SO ORDERED.

MOTION TO APPROVE INTERLOCAL AGREEMENT

There came on to be considered a motion to approve Interlocal Agreement for Subdivision Regulation for the City of Post Oak Bend.

A motion was made by Commissioner Jerry Rowden and seconded by Commissioner Jim Deller.

Whereupon said motion was put to a vote and motion carried.

AND IT IS SO ORDERED.

MOTION TO APPROVE RESOLUTION

There came on to be considered a motion to approve 2010 Kaufman County Resolution for Indigent Defense Discretionary Grant Program; designating the Kaufman County Judge as Authorized Official to apply for, accept, decline, modify, or cancel the grant application; designating the Kaufman County Public Defender as the Program Director and contact person; and designating the County Auditor as the Financial Officer for the grant.

A motion was made by Commissioner Jim Deller and seconded by Commissioner Jerry Rowden.

Whereupon said motion was put to a vote and motion carried.

AND IT IS SO ORDERED.

MOTION TO APPROVE LINE-ITEM TRANSFERS

There came on to be considered a motion to approve line-item transfers.

A motion was made by Commissioner Jim Deller and seconded by Commissioner J.C. Jackson.

Whereupon said motion was put to a vote and motion carried.

AND IT IS SO ORDERED.

MOTION TO APPROVE CLAIMS FOR PAYMENT

There came on to be considered a motion to approve claims for payment.

A motion was made by Commissioner Jim Deller and seconded by Commissioner J.C. Jackson.

Whereupon said motion was put to a vote and motion carried.

AND IT IS SO ORDERED.

MOTION TO ADJOURN

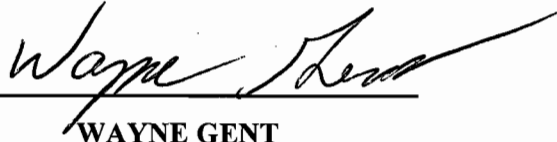
There came on to be considered a motion to adjourn regular meeting.

A motion was made by Commissioner Jim Deller and seconded by Commissioner Ray Clark.

Whereupon said motion was put to a vote and motion carried.

AND IT IS SO ORDERED.

THE FOREGOING MINUTES READ AND APPROVED.



**WAYNE GENT
COUNTY JUDGE**

ATTEST:


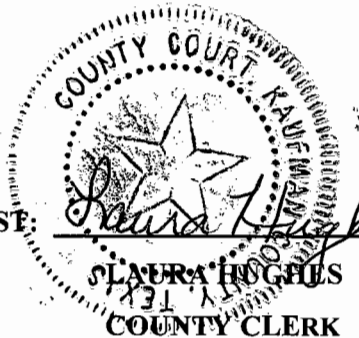


**LAURA HUGHES
COUNTY CLERK**

EXHIBIT "A1"

STATE ELECTION November 3, 2009

PRECINCT NO.	CONSOLIDATED REGULAR POLLING PLACE	POLLING PLACE DESCRIPTION
17, 18, 30/42	Crandall/Combine Community Library	500 W Lewis/FM 3039, Crandall 75114
3, 4, 29, 37	First Baptist Church, Forney	1003 FM 741, Forney 75126
25, 32, 40	Forney Sub Courthouse	200 E Main St., Forney 75126
5, 26, 34	Bethlehem Baptist Church	500 S Frances St, Terrell, 75160
6, 7, 8, 9, 19, 38	Terrell Sub Courthouse	408 E. College St., Terrell, 75160
20/27	First Missionary Baptist Church	201 Poetry Rd, Terrell, 75160
1, 2, 13, 14, 21, 22, 23, 24, 28, 35, 36	First Baptist Church, Kaufman	302 S Washington, Kaufman 75142
10, 11	Scurry-Rosser ISD Adm. Office	10705 S. State Hwy 34, Scurry 75158
12, 15, 31, 33, 41	Kemp Sub-Courthouse	103 N Main St., Kemp 75143
16, 39	Mabank City Hall	129 E Market St., Mabank 75147