

**COMMISSIONERS COURT
REGULAR SESSION
February 14, 2011**

BE IT REMEMBERED that on this day, the Commissioners Court of Kaufman County, Texas met in Regular session with the following members present to wit: **Bruce Wood**, County Judge, **Jerry Rowden**, Commissioner Precinct No. 1; **Ray Clark**, Commissioner Precinct No. 2; **J.C. Jackson**, Commissioner Precinct No. 3; **Tom Manning**, Commissioner Precinct No. 4; and **Laura Hughes**, County Clerk.

INVOCATION.

PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG.

PLEDGE OF ALLEGIANCE TO THE TEXAS FLAS.

REMARKS FROM VISITORS.

ITEM 1.

MOTION TO APPROVE RESOLUTION

There came on to be considered a motion to approve Resolution implementing §33.11 of the Texas Property Code, presented by Jeff Brown, Attorney for Linebarger Goggan Blair & Sampson, LLP. *See Attachment.*

A motion was made by Commissioner J.C. Jackson and seconded by Commissioner Jerry Rowden.

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

AND IT IS SO ORDERED.

ITEM 2.

MOTION TO APPROVE AMENDMENT

There came on to be considered a motion to approve Amendment No. 2 to the Contract between County of Kaufman and Linebarger Goggan Blair & Sampson, LLP for the collection of delinquent taxes, presented by Jeff Brown, Attorney for Linebarger Goggan Blair & Sampson, LLP. *See Attachment.*

A motion was made by Commissioner Jerry Rowden and seconded by Commissioner Tom Manning.

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

AND IT IS SO ORDERED.

ITEM 3.

CONSENT AGENDA

There came on to be considered a motion to accept Consent Agenda.

A motion was made by Commissioner Ray Clark and seconded by Commissioner J.C. Jackson.

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

AND IT IS SO ORDERED.

- A) Approval of the minutes for the meeting of January 31, 2011. See Attachment.
- B) Approval of reducing costs in the General Fund by utilizing the Inmate Trust Fund to pay the salaries of two Commissary Officers and Dr. Davis.
- C) Approval of utilizing the Courthouse Security Fund to pay the salaries of the Sergeant and two Deputies in charge of courthouse security. These changes B & C are to be effective through the remainder of the current fiscal year, and result in a savings in the General Fund of approximately \$260,000.
- D) Approval of adopting Kaufman County Surplus Property Policy. See Attachment.
- E) Approval of Resolution regarding 2010-2011 County Budget. See Attachment.

- F) Approval of setting dates for FY2010-2011 Commissioners' Court meetings for the second and fourth Monday of each month with an evening meeting once a quarter on the second Monday at the end of each quarter.
- G) Approval of Deputations of Harold L. Markham III, Kyle B. Risner, Kenneth W. Martin and Barry B. Dyson for the Kaufman County Sheriff's Department. See Attachment.
- H) Approval of proclaiming February 20th through 26th as Severe Weather Awareness Week in Kaufman County and approving Proclamation for same. See Attachment.

ITEM 4. MOTION TO EXIT REGULAR MEETING AND ENTER INTO PUBLIC HEARING

There came on to be considered a motion to exit Regular Meeting and enter into Public Hearing.

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

ITEM 5. PUBLIC HEARING

A Public Hearing was held to receive input from the public regarding not allowing through trucks on portions of County Road 314, County Road 346, County Road 347, County Road 348, County Road 349, and County Road 350 in Kaufman County Precinct 3 and placing "No Through Trucks" signs on County Road 314, County Road 317, County Road 346, County Road 347, County Road 348, County Road 349, and County Road 350. Several members of the public spoke for and against the proposal.

ITEM 6. MOTION TO EXIT PUBLIC HEARING AND ENTER INTO 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 J.C. Jackson.

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

AND IT IS SO ORDERED.

ITEM 7. MOTION TO TAKE NO ACTION ON TRUCK RESTRICTIONS

There came on to be considered a motion to take no action on not allowing through trucks on portions of County Road 314, County Road 346, County Road 347, County Road 348, County Road 349, and County Road 350 in Kaufman County Precinct 3 and placing "No Through Trucks" signs on County Road 314, County Road 317, County Road 346, County Road 347, County Road 348, County Road 349, and County Road 350.

A motion was made by Commissioner Ray Clark and seconded by Commissioner Tom Manning.

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

AND IT IS SO ORDERED.

ITEM 8. MOTION TO APPROVE INTERLOCAL AGREEMENT

There came on to be considered a motion to approve an updated and amended Interlocal Agreement between Kaufman County and the Cities of Cottonwood, Post Oak Bend, Grays Prairie, Oak Ridge, Oak Grove, and Rosser to regulate permitting and complaints regarding onsite sewage facilities, presented by Kathy Morris. See Attachment.

A motion was made by Commissioner Ray Clark and seconded by Commissioner J.C. Jackson.

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

AND IT IS SO ORDERED.

ITEM 9.

MOTION TO ACCEPT REPORT

There came on to be considered a motion to accept Racial Profiling Report for Constable Precinct 2, presented by Constable Joe Don Law. *See Attachment.*

A motion was made by Commissioner Ray Clark and seconded by Commissioner J.C. Jackson.

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

AND IT IS SO ORDERED.

ITEM 10.

MOTION TO TABLE REPORT

There came on to be considered a motion to table accepting Racial Profiling Report for Constable Precinct 3.

A motion was made by Commissioner J.C. Jackson and seconded by Commissioner Jerry Rowden.

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

AND IT IS SO ORDERED.

ITEM 11.

MOTION TO ACCEPT REPORT

There came on to be considered a motion to accept Racial Profiling Report for Sheriff's Office for 2010, presented by Sheriff Byrnes. *See Attachment.*

A motion was made by Commissioner J.C. Jackson and seconded by Commissioner Ray Clark.

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

AND IT IS SO ORDERED.

ITEM 12.

MOTION TO APPROVE DONATION

There came on to be considered a motion to approve granting permission to Sheriff's Office to donate bloodhound to Van Zandt County Bloodhound Team.

A motion was made by Commissioner Jerry Rowden and seconded by Commissioner Tom Manning.

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

AND IT IS SO ORDERED.

ITEM 13.

MOTION TO ACCEPT REPORT

There came on to be considered a motion to accept Auditor's Report for January 2011, as presented by Auditor Hal Jones.

A motion was made by Commissioner J.C. Jackson and seconded by Commissioner Tom Manning.

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

AND IT IS SO ORDERED.

ITEM 14.

MOTION TO APPROVE 2011 COUNTYWIDE CLEANUP DATES

There came on to be considered a motion to approve setting May 13 & 14, 2011 as dates for 2011 Countywide Cleanup.

A motion was made by Commissioner Ray Clark and seconded by Commissioner J.C. Jackson.

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

AND IT IS SO ORDERED.

ITEM 15.

REPORT ON TRANSPORTATION PLANNING MEETINGS

There came on to be a report, presented by Commissioner Ray Clark, on the Transportation Planning Commission Meetings.

2010 CENSUS DATA - AREA COUNTIES

KAUFMAN	-	103,350
HUNT	-	86,129
VAN ZANDT	-	52,579
ROCKWALL	-	78,337
ELLIS	-	149,610
HENDERSON	-	78,532
DALLAS	-	2,368,139

2010 CITY CENSUS DATA

TERRELL	-	15,816
FORNEY	-	14,661
KAUFMAN	-	6,703
MABANK	-	3,035
CRANDALL	-	2,858
COMBINE	-	1,942
TALTY	-	1,534
KEMP	-	1,154
ELMO	-	768
SCURRY	-	681
OAK GROVE	-	603
POST OAK BEND	-	595
OAK RIDGE	-	495
GRAYS PRAIRIE	-	337
ROSSER	-	332
COTTONWOOD	-	185

Source: North Central Texas Council of Governments
www.dfwinfo.com

ITEM 16.

MOTION TO APPROVE NEW RATES FOR ECO STATION

There came on to be considered a motion to approve raising rates for the Kaufman County Precinct 4 Eco Station from \$7.50 per yard to \$12.00 per yard on March 1, 2011.

A motion was made by Commissioner Tom Manning and seconded by Commissioner Ray Clark.

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

AND IT IS SO ORDERED.

ITEM 17.

MOTION TO ORDER LOCAL OPTION ELECTION

There came on to be considered a motion to Order a local option election to legalize the Legal Sale of Beer and Wine for Off-Premise Consumption only in the City of Terrell. See Attachment.

A motion was made by Commissioner J.C. Jackson and seconded by Commissioner Ray Clark.

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

AND IT IS SO ORDERED.

ITEM 18.

MOTION TO APPROVE LINE-ITEM TRANSFERS

There came on to be considered a motion to approve line-item transfers, as presented by Auditor Hal Jones.

A motion was made by Commissioner Ray Clark and seconded by Commissioner Tom Manning.

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

AND IT IS SO ORDERED.

ITEM 19.

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 Jerry Rowden and seconded by Commissioner Tom Manning.

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

AND IT IS SO ORDERED.

ITEM 20.

MOTION TO ADJOURN

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

A motion was made by Commissioner J.C. Jackson and seconded by Commissioner Ray Clark.

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

AND IT 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 on February 14, 2011.

ATTEST:

Laura Hughes, County Clerk

and Ex-Officio Clerk of the

Commissioners Court of

Kaufman County, Texas

A handwritten signature in cursive script that reads "Laura Hughes".

Laura Hughes
County Clerk