COMMISSIONERS COURT
REGULAR SESSION
April 11, 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

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REMARKS FROM VISITORS

ITEM 1. **CEREMONY**

There came on to be a swearing in ceremony for the Commissioners of Emergency Services District #1.

ITEM 3. **PRESENTATION OF CERTIFICATE**

There came on to be a presentation of a Certificate of Appreciation to Mr. Marion Porter for his dedicated service to Kaufman County. *See Attachment.*

ITEM 2. **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 Jerry Rowden.

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

AND IT IS SO ORDERED.

A) Acceptance of minutes for the meeting of March 28, 2011. *See Attachment.*

ITEM 11. **MOTION TO APPROVE INTERLOCAL AGREEMENT**

There came on to be considered a motion to approve an Interlocal Agreement between Kaufman County and the City of Terrell for the placement of telecommunications equipment in the Terrell City Services Center to allow the County Emergency Management Coordinator to access the County computer network and a County phone, as presented by Steve Howie. *See Attachment.*

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 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 – To receive input from the public regarding improvements and assessments for the improvements to Legacy Lane in a subdivision located in Kaufman County Precinct 2, pursuant to Chapter 253 of the Transportation Code.

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.

PUBLIC HEARING

A public hearing was held. No one from the public appeared to speak on this issue.

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 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 5. **MOTION TO APPROVE ELECTION PROCESS FOR ROAD IMPROVEMENTS**

There came on to be considered a motion to approve the election process for the improvements and assessments for the improvements to Legacy Lane in a subdivision located in Kaufman County Precinct 2, pursuant to Chapter 253 of the Transportation Code.

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

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

AND IT IS SO ORDERED.

ITEM 6. **PRESENTATION OF REPORT**

There came on to be a presentation of the Kaufman County Children's Shelter Director's Report for November 2010, December 2010, January 2011, and February 2011, as presented by LaReta Williams. *See Attachment.*

ITEM 7. **MOTION TO APPROVE GRANT APPLICATION**

There came on to be considered a motion to approve Application for Idle Pollution Reduction Grant at no cost to County, as presented by Sheriff David Byrnes. *See Attachment.*

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

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

AND IT IS SO ORDERED.

ITEM 8. **MOTION TO APPROVE ACCEPTANCE OF DONATION**

There came on to be considered a motion to approve acceptance of donation of ballistic vests for K9's from Ray and Marian Finkenstadt, as presented by Sheriff David Byrnes. *See Attachment*

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 9. **MOTION TO APPOINT LOCAL RABIES CONTROL AUTHORITY**

There came on to be considered a motion to appoint Sheriff David Brynes as Local Rabies Control Authority. *See Attached.*

A motion was made by Commissioner Tom Manning 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 AUTHORIZE EXPENDITURE**

There came on to be considered a motion to authorize Sheriff to pay for body armor on 50/50 grant from Asset Forfeiture Funds (50% reimbursement to be credited to Asset Forfeiture account), as presented by Sheriff David Byrnes.

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 12. **PRESENTATION**

There came on to be a presentation on updates of Scofflaw and Texas Property Tax Code Section 33.11 amendment regarding additional penalty for tangible personal property, on the 60th day after the February 1st delinquency date, presented by Richard Murphy.

ITEM 13. **MOTION TO APPROVE CONSOLIDATING VOTING PRECINCTS**

There came on to be considered a motion to approve consolidating Crandall City Voting Precincts #4 and #30 into Precinct #18 for the Local Option Elections to Legalize the Legal Sale of Beer and Wine for Off-Premise Consumption Only in the incorporated City of Crandall, as presented by Richard Murphy. *See Attachment.*

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 14. **MOTION TO APPROVE CONSOLIDATING VOTING PRECINCTS**

There came on to be considered a motion to approve consolidating Crandall City Voting Precincts #4 and #30 into Precinct #18 for the Local Option Elections to Legalize the Legal Sale of Mixed Beverages in Restaurants by Food and Beverage Certificate Holders Only in the incorporated City of Crandall, as presented by Richard Murphy. *See Attachment.*

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.

ITEM 15. **MOTION TO APPROVE CONSOLIDATING VOTING PRECINCTS**

There came on to be considered a motion to approve consolidating Terrell City Voting Precincts #5, 7, 19, 23, 24, 26, 34 and 38 into Precinct #8 for the Local Option Elections to Legalize the Legal Sale of Beer and Wine for Off-Premise Consumption Only in the incorporated City of Terrell, as presented by Richard Murphy. *See Attachment.*

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 16. **MOTION TO APPROVE CONSOLIDATING VOTING PRECINCTS**

There came on to be considered a motion to approve consolidating JP Precinct 2 Voting Precincts to 4 Polling Locations for the May 14, 2011 Special Bingo Election, as presented by Richard Murphy. *See Attachment.*

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 17. **MOTION TO ACCEPT COUNTY CELL PHONE POLICY**

There came on to be considered a motion to accept Kaufman County Cell Phone Policy, as presented by George York. *See Attachment.*

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 18. **REPORT**

There came on to be a report on County Maintenance Committee meetings and Software for call tracking and preventative maintenance, as presented by George York.

ITEM 19. **MOTION TO ACCEPT REPORT**

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

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

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

AND IT IS SO ORDERED.

ITEM 20. **MOTION TO APPROVE PROCEDURES**

There came on to be considered a motion to approve Kaufman County Revised Workers Compensations Procedures, subject to approval by District Attorney. *See Attachment.*

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 21. **MOTION TO APPROVE USE OF FUNDS**

There came on to be considered a motion to approve using Tech funds for two clerks to attend Odyssey Training Conference in San Antonio, Justice of the Peace Precinct 2.

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

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

AND IT IS SO ORDERED.

ITEM 22. **MOTION TO APPROVE ADVERTISING FOR BID**

There came on to be considered a motion to approve advertising for bids for an annual contract for Portland Cement for all Precincts. Bids to close on Thursday, April 21, 2011 at 10:00 am and will be opened Thursday, April 21, 2011 at 10:30 am at South Campus.

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 23. **MOTION TO APPROVE REPAIRS**

There came on to be considered a motion to approve HVAC repairs for Kaufman County Sheriff's Department with an expenditure exceeding $15,000.00.

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 24. **MOTION TO APPROVE RESOLUTION**

There came on to be considered a motion to approve Kaufman County Resolution Approving Construction of Improvements by Kaufman County Appraisal District. *See Attachment.*

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.

ITEM 25. **MOTION TO APPROVE RESOLUTION**

There came on to be considered a motion to approve Resolution Supporting the Construction of the State Highway 34 Extension in the City and County of Kaufman, Texas. *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 26. **MOTION TO TABLE POSTING SIGNS**

There came on to be considered a motion to table posting "No Parking, No Stopping and No Standing" signs on portions of CR 314, Precinct 3.

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 27. **MOTION TO APPROVE PROJECT AGREEMENT**

There came on to be considered a motion to approve Project Agreement for road repairs for Loren Boyd Road in the City of Combine, Precinct 4. *See Attachment.*

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

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

AND IT IS SO ORDERED.

ITEM 28. **MOTION TO APPROVE PROJECT AGREEMENTS**

There came on to be considered a motion to approve Project Agreements with the City of Forney to repair parts of Reeder Road and CR 212, Precinct 2.

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 29. **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 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 30. **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 Tom Manning and seconded by Commissioner J.C. Jackson.

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

AND IT IS SO ORDERED.

ITEM 31. **MOTION TO ADJOURN**

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

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

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 herby certify that the above Commissioner Court Minutes are a true and correct record of the proceedings from the Commissioners Court Meeting.

ATTEST:
Laura Hughes, County Clerk
and Ex-Officio Clerk of the
Commissioners Court of
Kaufman County, Texas

Laura Hughes
County Clerk