

**COMMISSIONERS COURT
REGULAR SESSION
May 23, 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; **Laura Hughes**, County Clerk.

INVOCATION;

PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG;

PLEDGE OF ALLEGIANCE TO THE TEXAS FLAG;

REMARKS FROM VISITORS;

ITEM 1. ROUTINE CORRESPONDENCE

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 J.C. Jackson.

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

AND IT IS SO ORDERED.

- A) Acceptance of minutes for May 9, 2011. See Attachment.
- B) Approve Deputation of Yanelly Mejia for the Kaufman County District Clerk's office.
- C) Approve Request for CenturyLink to install buried communications drop wire under (across) the right of way of CR 106 in Kaufman County Precinct 1. See Attachment.
- D) Approve Request for CenturyLink to install buried communications fiber cable along (upon) the right of way of CR 4041 in Kaufman County Precinct 4. See Attachment.

ITEM 3. MOTION TO APPROVE MEMORANDUM OF UNDERSTANDING

There came on to be considered a motion to approve entering into a Memorandum of Understanding with FPL Energy Services, Inc. and authorizing a Preliminary Facility Audit. *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 4. MOTION TO TABLE POSITIONS AND FEE

There came on to be considered a motion to table creation of a Juvenile Case Manager for each Justice of the Peace and assessing a \$5.00 fee per citation to go into fund, per CCP 45.056.

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 5.

PRESENTATION

There came on to be a Habitat for Humanity Presentation, given by Beverly Stibbens, Director of Corporate Engagement. *See Attachment.*

ITEM 6.

MOTION TO APPROVE PROGRAM

There came on to be considered a motion to approve Health Matters Preventative Health Program, presented by Roberto (Bob) Enriquez. *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 7.

MOTION TO APPROVE LEASING OF SPACE

There came on to be considered a motion to approve leasing space in the South Campus to an Emergency Service District (ESD).

A motion was made by Commissioner Jerry Rowden. Motion died for lack of seconded.

ITEM 8.

UPDATE

There came on to be an update on the collection of delinquent fines and fees, as presented by Jeff Brown with Linebarger Goggan Blair & Sampson, LLP. *See Attachment.*

ITEM 9.

MOTION TO ACCEPT REPORT

There came on to be considered a motion to accept Treasurer's Monthly Report for April 2011, as presented by Johnny Countryman. *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 10.

MOTION TO APPROVE UPDATES TO PERSONNEL MANUAL

There came on to be considered a motion to approve updates to Kaufman County Personnel Manual, as presented by Treasurer Johnny Countryman. *See Attachment.*

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 11.

MOTION TO ACCEPT REPORT

There came on to be considered a motion to accept the Tax Assessor-Collector Report for April 2011, as presented by Dick 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 12. MOTION TO CANVASS ELECTION RESULTS

There came on to be considered a motion to canvass election results for May 14, 2011 Special Election to Legalize Bingo Games for Charitable Purposes as authorized by the Bingo Enabling Act in the unincorporated area only of Justice of the Peace Precinct 2. *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 13. MOTION TO CANVASS ELECTION RESULTS

There came on to be considered a motion to canvass election results for May 14, 2011 Local Option Election to Legalize the Legal Sale of Beer and Wine for Off-Premise Consumption only in the incorporated City of Terrell, Texas. *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 14. MOTION TO CANVASS ELECTION RESULTS

There came on to be considered a motion to canvass election results for May 14, 2011 Local Option Election to Legalize the Legal Sale of Beer and Wine for Off-Premise Consumption only in the incorporated City of Crandall, Texas. *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 15. MOTION TO CANVASS ELECTION RESULTS

There came on to be considered a motion to canvass election results for May 14, 2011 Local Option Election to Legalize the Legal Sale of Mixed Beverages in Restaurants by Food and Beverage Certificate Holders only in the incorporated City of Crandall, Texas. *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 16. MOTION TO TABLE EMPLOYING CONSULTANT

There came on to be considered a motion to table employing a consultant to help seek proposals for County Employee Health Insurance.

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 17. MOTION TO APPROVE SEEKING PROPOSALS

There came on to be considered an a motion to approve seeking proposals for Workers' Compensation Insurance, Legal Liability, Unemployment Insurance, Law Enforcement Liability, Crime Coverage, Auto Physical Damage (applies to financed and autos 3 years old or less), Auto Liability, Public Officials Liability and Risk Management Pool (includes buildings, contents, mobile equipment, data equipment and 9-1-1 equipment).

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 18. MOTION TO APPROVE PUBLIC HEARING DATE

There came on to be considered a motion to approve June 13, 2011 as the date for a public hearing to close roads to through commercial truck traffic in various locations.

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 19. MOTION TO APPROVE PROPOSAL

There came on to be considered a motion to approve a Proposal from CGI Communications to participate in a Kaufman County Movie Tour Book Agreement, at no cost to the County. *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 20. MOTION TO APPROVE SALE

There came on to be considered a motion to approve selling the walk-in freezer in the old jail using Rene Bates.

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 21. MOTION TO TABLE ADOPTING POLICY

There came on to be considered a motion to table adopting a Clean Fleet Vehicle Policy.

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 22. MOTION TO DECLARE ELECTION

There came on to be considered a motion accept declaration of the election results regarding improvements and assessments for improvements to Legacy Lane, location in Kaufman County Precinct 2, as presented by County Clerk Laura Hughes. *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 23.

MOTION TO TABLE IMPROVEMENTS AND COSTS

There came on to be considered a motion to table ordering improvements to Legacy lane and imposing the costs of the improvements pro-rata against the record owners of real property abutting this road.

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 24.

MOTION TO APPROVE PROCLAMATION

There came on to be considered a motion to proclaim the month of May as Cancer Awareness Month in Kaufman County. *See Attachment.*

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 25.

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. *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 with Commissioner Tom Manning voting 'for' and Commissioner Ray Clark voting 'against'. Motion carried.

AND IT IS SO ORDERED.

ITEM 26.

MOTION TO APPROVE CLAIMS FOR PAYMENTS

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

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 27.

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 Tom Manning.

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.

ATTEST

Laura Hughes, County Clerk
Kaufman County, Texas

Laura Hughes
County Clerk