

**COMMISSIONERS COURT
REGULAR SESSION
November 28, 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 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) Acceptance of minutes for the meeting of November 14, 2011. 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 3.

MOTION TO APPROVE EXITING REGULAR MEETING

AND ENTER INTO PUBLIC HEARING

There came on to be considered a motion to approve exiting Regular Meeting and enter into a 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.

PUBLIC HEARING

A Public Hearing was held to give the taxpayers the opportunity to express their opinions regarding Kaufman County exercising local option to tax goods-in-transit personal property that is otherwise exempt under Texas Tax Code Sec. 11.253, as amended by Senate Bill 1, 82nd Texas Legislature. Chris Peace, Chief Appraiser provided details on the issue. No-one from the public spoke on this issue.

MOTION TO APPROVE EXITING PUBLIC HEARING

AND ENTER INTO REGULAR SESSION

There came on to be a motion to approve exiting Public Hearing and enter into Regular Session.

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 4. MOTION TO APPROVE RESOLUTION AND ADOPT ORDER

There came on to be considered a motion to approve a Resolution and adopt an Order exercising local option to tax goods-in-transit personal property that is otherwise exempt under Texas Tax Code Sec. 11.253, as amended by Senate Bill 1, 82nd Texas Legislature. *See Attachments.*

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 5. MOTION TO ACCEPT REPORT

There came on to be considered a motion to accept the Treasurer's Monthly Report for October 2011, as presented by Treasurer Johnny Countryman. *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 6. MOTION TO APPROVE CONTRACT

There came on to be considered a motion to approve entering into a new contract with Linebarger, Goggan, Blair & Sampson, L.L.P., for collection of fines and fees for JP #3, JP #4, and the Kaufman County Clerk, effective January 1, 2012. *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 7. MOTION TO APPROVE CONTRACT

There came on to be considered a motion to approve entering into a new contract with McCreary, Veselka, Bragg & Allen, P.C., for collection of fines and fees for JP #1 and JP #2, effective January 1, 2012. *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 8. MOTION TO APPROVE RESOLUTION

There came on to be considered a motion to approve a Resolution nominating Commissioner Ray Clark to serve on the Texas Conference of Urban Counties Policy Committee for the 2012-2013 biennium. *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 9. MOTION TO APPROVE APPOINTMENTS

There came on to be considered a motion to approve appointing Commissioner Ray Clark and Commissioner J.C. Jackson as Kaufman County's representatives to the Terrell Tax Increment Financing (TIF) Board for a two year term, effective December 2011.

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 10. MOTION TO APPROVE APPOINTMENTS

There came on to be considered a motion to approve appointing Commissioner Ray Clark and Commissioner J.C. Jackson as Kaufman County's representatives to the Forney Tax Increment Financing (TIF) Board for a two year term, effective January 1, 2012.

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 11. MOTION TO APPROVE PURCHASE

There came on to be considered a motion to approve purchase of eight (8) pursuit vehicles for the Kaufman County Sheriff's Dept. through the HGAC Purchasing Cooperative for \$219,352.80. *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 12. MOTION TO APPROVE EXITING REGULAR MEETING

AND ENTER INTO EXECUTIVE SESSION

There came on to be a motion to approve exiting Regular Meeting and 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 Bar of Texas, Rule 503 of the Texas Rules of Evidence, and other authority regarding the following pending litigation, including matters in which the duty of the attorney to the governmental body under the aforesaid authority clearly conflict with Chapter 551 of the Texas Government Code: Cause No. 66164-86 styled *Jo Ann E. Combs v. Kaufman County, Texas, et al.* in the District Court of Kaufman County, Texas currently on appeal in Cause No. 05-10-00896-CV in the Court of Appeals for the Fifth District of Texas, at Dallas, Texas..

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 13. EXECUTIVE SESSION

Executive /Closed Session; A closed meeting was held.

ITEM 14. MOTION TO APPROVE EXITING EXECUTIVE SESSION

AND ENTER INTO REGULAR MEETING.

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

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 15. NO ACTION TAKEN ON EXECUTIVE SESSION

ITEM 16. 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 Jerry Rowden.
Whereupon said motion was put to a vote and motion carried.

AND IT IS SO ORDERED.

ITEM 17. 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 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 18. MOTION TO ADJOURN

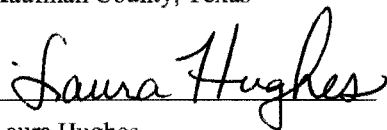
There came on to be considered a motion to adjourn regular meeting.
A motion was made by Commissioner Tom Manning and seconded by Commissioner Ray Clark.
Whereupon said motion was put to a vote and motion carried.

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.

ATTEST:

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



Laura Hughes
County Clerk

