

Comm Court June 11, 12
Item 2A.

COMMISSIONERS COURT
REGULAR MEETING
May 14, 2012

BE IT REMEMBERED that on this day, the Commissioners Court of Kaufman County, Texas met in Regular Meeting 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 April 23, 2012. See Attachment.
- B) Approval of Tax Re-Sale of Cause #79253-86, 1268 Magnolia Mound, Lot 12, Thousand Oaks in Kaufman County Precinct 4. See Attachment.
- C) Approval of Tax Re-Sale of Cause #78074-86, Tract 12 of suit, 9389 Diamond Avenue, Lot 62, Diamond Acres, Phase 2 in Kaufman County Precinct 4. See Attachment.
- D) Approval of Tax Re-Sale of Cause #78798-86, Oak Trail, Lot 2, Oak Trail Estates in Kaufman County Precinct 4. See Attachment.
- E) Approval of Tax Re-Sale of Cause #79258-86, 13022 Emerald Blvd, Lot 28, Emerald Estates, Phase 2 in Kaufman County Precinct 4. See Attachment.
- F) Approval of Tax Re-Sale of Cause #75015-86, County Road 4082, 8.679 Acres, Juan C. Cortez survey in Kaufman County Precinct 4. See Attachment.
- G) Approval of new Reserve Deputy Constable Cecil Cathy for Kaufman County Constable Precinct 3. 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 3.

RECOGNITION OF AWARD

There came on to be a motion to approve recognizing the Kaufman County Clerk's Office for receiving two (2) 2012 Tyler Public Sector Excellence Awards.

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 ACCEPT REPORT

There came on to be considered a motion to accept the Public Works Report for April 2012, as presented by Public Works Director Kathy Morris. *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 5.

MOTION TO APPROVE WAIVING BOND REQUIREMENTS FOR D.A.

There came on to be a motion to approve waiving bond requirements for District Attorney in any ancillary or emergency proceedings filed in state or federal court, as presented by Assistant District Attorney John Long.

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 ACCEPT REPORT

There came on to be considered a motion to accept the Kaufman County Children's Shelter Director's Report for January 2012, February 2012, March 2012 and April 2012, as presented by Director LaReta Williams. *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 9.

MOTION TO ACCEPT REPORT

There came on to be considered a motion to accept Auditor's Report for April 2012, as presented by Auditor Karen Cooper. *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 10.

MOTION TO ACCEPT REPORT

There came on to be considered a motion to accept Tax Assessor/Collector's Monthly Report for April 2012, as presented by Tax Assessor Dick 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 11.

MOTION TO ACCEPT DECLARATION OF ELECTION RESULTS

There came on to be considered a motion to accept Declaration of Election Results regarding improvements and assessments for improvements to Bedrick Lane, located in Kaufman County Precinct 1, as presented by County Clerk Laura Hughes. *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 12. MOTION TO TABLE ORDERING ROAD IMPROVEMENTS

There came on to be considered a motion to table ordering of improvements to Bedrick 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 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 20. MOTION TO APPROVE TAX ABATEMENT APPLICATION

There came on to be considered a motion to approve following the existing Kaufman County Tax Abatement Policy in regards to the Application from Longhorn Fabrication regarding their proposed tax abatement in Kaufman County Precinct 3.

A motion was made by Commissioner Ray Clark. Motion died for lack of second.

There came on to be considered a motion to approve Application from Longhorn Fabrication regarding their proposed tax abatement in Kaufman County Precinct 3. *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 6. GRANT APPLICATION UPDATE

There came on to be an update on the status of the grant application for the 2013 Kaufman County Discretionary Grant, as presented by Public Defender Andrew Jordan.

ITEM 7. MOTION TO TABLE REQUEST

There came on to be considered a motion to table a request for a Budget Amendment, as presented by Public Defender Andrew Jordan.

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 13. MOTION TO APPROVE RESOLUTION

There came on to be considered a motion to approve a Resolution of the County of Kaufman Electing to Become Eligible to Participate in Tax Abatement and Adopting Tax Abatement Guidelines and Procedures. *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 RESOLUTION

There came on to be considered a motion to approve a Resolution requesting to join the North East Texas Regional Mobility Authority (NET RMA). *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 APPLICATION

There came on to be considered a motion to approve an application for FY 2012 Justice Assistance Grant Program. *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 RESOLUTION

There came on to be considered a motion to approve a Resolution requesting the State to transfer mentally incompetent inmates from county jails to state facilities, with the word "unconscionable" removed from the Resolution. *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 17. MOTION TO APPROVE RESOLUTION

There came on to be considered a motion to approve a Resolution engaging the firm of Gary R. Traylor & Associates for Professional Services regarding grant application funds through Texas Department of Agriculture (TDA) Office of Rural Affairs on behalf of Ables Springs Water Supply Corporation, located in Kaufman County Precinct 3. *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 18. MOTION TO APPROVE DONATION

There came on to be considered a motion to approve accepting a donation of crushed rock from Trinity Materials to be used at the Sheriff's Department.

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 19. MOTION TO APPROVE AGREEMENT

There came on to be considered a motion to approve entering into an Interlocal Agreement with the Town of Scurry for law enforcement and enforcement of city ordinances. *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 21. MOTION TO APPROVE REBUILDING OF ROAD

There came on to be considered a motion to approve North Texas Municipal Water District to rebuild CR 330 in Kaufman County 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 22. MOTION TO APPROVE AGREEMENT

There came on to be considered a motion to approve renewal of the Interlocal Agreement for Road Maintenance between the City of Oak Ridge and Kaufman County Precinct 1. *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 23. MOTION TO APPROVE AGREEMENT

There came on to be considered a motion to approve renewal of the Interlocal Agreement for Subdivision Regulations between the City of Oak Ridge and Kaufman County Precinct 1. *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 24. 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 Public Hearing.

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 24. PUBLIC HEARING

There came on to be a Public Hearing to receive input from the public regarding installation of stop signs on Meadow Way at the intersection of Karen Lane and Brent Avenue in Kaufman County Precinct 3. No-one from the public spoke on the issue.

ITEM 24. MOTION TO APPROVE EXITING PUBLIC HEARING

AND ENTER INTO REGULAR MEETING

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

ITEM 25. MOTION TO APPROVE INSTALLATION OF STOP SIGNS

There came on to be considered a motion to approve the installation of stop signs on Meadow Way at the intersections of Karen Lane and Brent Avenue in Kaufman County 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 27. MOTION TO APPROVE EXITING REGULAR MEETING
AND ENTER INTO EXECUTIVE SESSION

There came on to be considered a motion to approve exiting Regular Meeting and enter into Executive Session, pursuant to Section §551.072 of the Local Government Code regarding deliberations about real property in Kaufman County Precinct 3.

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 28. MOTION TO APPROVE EXITING EXECUTIVE SESSION
AND ENTER INTO REGULAR MEETING

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

ITEM 29. MOTION TO APPROVE REAL PROPERTY PURCHASE

There came on to be considered a motion to approve purchase of real property described as Terrell Revised, Block 441, Lot 5E, as discussed during Executive Session in Kaufman County 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 33. MOTION TO APPROVE POLICY

There came on to be considered a motion to approve a Justice Courts, County Courts and District Courts Records Review Policy regarding the review and disposal of cases. *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 34. MOTION TO APPROVE PROCLAMATION

There came on to be considered a motion to approve a Proclamation for National Police Week, Peace Officers' Memorial Day and Law Enforcement Appreciation Day. *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 30. MOTION TO APPROVE LINE-ITEM TRANSFERS

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

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 31.

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 32.

MOTION TO ADJOURN

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

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.

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

Laura Hughes

