

**COMMISSIONERS COURT
REGULAR SESSION
April 28, 2014**

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; **Jimmy Joe Vrzalik**, Commissioner Precinct No. 1; **Ray Clark**, Commissioner Precinct No. 2; **Kenneth Schoen**, Commissioner Precinct No. 3; **Tom Manning**, Commissioner Precinct No. 4; **Bonita Garvin**, County Clerk Chief Deputy.

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 approve the Consent Agenda.

- A. Approval for Combine Water Supply Cooperation to run a water line down Farr Altom Road in Combine, approximately 1000 feet; turn and bore under Farr Altom Road and run along Harlan Lane (CR 4033) for approximately 1400 feet in Precinct 4. See Attachment
- B. Proclaim the week of May 12 through May 16, 2014 as National Police Week in Kaufman County. See Attachment.
- C. Proclaim May 15, 2014 as Peace Officers' Memorial Day in Kaufman County. See Attachment.
- D. Proclaim May 9, 2014 as Law Enforcement Appreciation Day in Kaufman County. See Attachment.
- E. Approval of Tax Re-Sale of reference #A-238, Suite/Cause #85058-86, Legal Description: Crvstal Springs, Part of Lot 10, Situs Address: 5973 CR 122B, in Kaufman County Precinct 1. 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 6.

MOTION TO APPROVE AWARDING OF BID #14-04

There came on to be considered a motion to approve awarding Bid #14-04, Trash Hauling for Kaufman County Clean-up as received, with the addition of Elmo to be added to the list, as presented by Jack Sebastian, Purchasing Agent. *See Attachment.*

A motion was made by Commissioner Kenneth Schoen and seconded by Commissioner Jimmy Joe Vrzalik.

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

AND IT IS SO ORDERED.

ITEM 7.

MOTION TO APPROVE LEASE PURCHASE

There came on to be considered a motion to approve the lease purchase of a Caterpillar 299D XHP Compact Track Loader for Precinct 3 Road and Bridge with Buy-Back Option through the BuyBoard Cooperative Program, Contract #424-13, as presented by Jack Sebastian, Purchasing Agent. *See Attachment.*

A motion was made by Commissioner Kenneth Schoen and seconded by Commissioner Jimmy Joe Vrzalik.

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

AND IT IS SO ORDERED.

ITEM 3.

REPORTS

There came on to be a Report from Jeff Brown, Attorney for Linebarger Goggan Blair & Sampson, LLP on Delinquent Tax Collections for the period October 1, 2013 through March 31, 2014 and a Report on the Justice of the Peace Fines and Fee Collections. *See Attachment.*

ITEM 4.

MOTION TO APPROVE SALE

There came on to be considered a motion to approve the sale of Tax Re-Sale properties at a public auction - May 20, 2014, with a starting bid of one fourth (¼) the current appraised value, as presented by Tonya Ratcliff, Tax Assessor-Collector. *See Attachment.*

A motion was made by Commissioner Kenneth Schoen 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 APPROVE CONTRACT

There came on to be considered a motion to approve a Contract (Assessment and Collections Contract) between the Kaufman County Tax Office and the entities they collect and assess taxes for, with Exhibit A as is, and authorize the County Judge to sign contract, as presented by Tonya Ratcliff, Tax Assessor-Collector. *See Attachment.*

A motion was made by Commissioner Ray Clark and seconded by Commissioner Jimmy Joe Vrzalik. Whereupon said motion was put to a vote and motion carried.

AND IT IS SO ORDERED.

ITEM 8.

MOTION TO APPROVE EXITING REGULAR MEETING

AND ENTERING EXECUTIVE SESSION

There came on to be considered a motion to approve exiting Regular Meeting and entering into Executive Session at 10:22 a.m. Certified Agenda held by County Judge Wood.

A motion was made by Commissioner Tom Manning and seconded by Commissioner Kenneth Schoen. Whereupon said motion was put to a vote and motion carried.

AND IT IS SO ORDERED.

ITEM 9.

EXECUTIVE SESSION

A closed meeting was held, pursuant to Section 551.071 of the Texas Government Code (consultation with attorney) for the Commissioners Court to consult with and seek advice from its' attorney regarding the following matters in which the duty of the attorney to the governmental body clearly conflicts with Chapter 551 of the Texas Government Code; (1) Abstract of Judgment and collection procedure regarding a monetary judgment owed to Kaufman County in Cause No. 66164-86 in the District Court of Kaufman County; and (2) any matter listed on the Agenda for this meeting.

ITEM 10.

EXECUTIVE SESSION

A closed meeting was held, pursuant to Section 551.072 of the Government Code; Deliberations about real property.

ITEM 11.

NO ACTION TAKEN

No action taken in public to return from Executive Session into Regular Meeting.

ITEM 12.

MOTION TO AUTHORIZE FILING

There came on to be considered a motion to authorize the filing of an Abstract of Judgment in Kaufman County Cause No. 66164-86 in District Court of Kaufman 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 with Commissioner Ray Clark, Commissioner Tom Manning, Commissioner Kenneth Schoen voting 'for' and Commissioner Jimmy Joe Vrzalik voting 'against'. Motion carried.

AND IT IS SO ORDERED.

ITEM 13.

MOTION TO APPROVE PURCHASE

There came on to be considered a motion to approve paying the negotiated price of \$35,000 to Falcon Steel Company for the right-of-way for Highway 34 Bypass.

A motion was made by Commissioner Jimmy Joe Vrzalik and seconded by Commissioner Ray Clark.

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

AND IT IS SO ORDERED.

ITEM 14.

MOTION TO APPROVE LINE-ITEM TRANSFERS

There came on to be considered a motion to approve Line-Item transfers, as presented by Karen Cooper, Auditor. *See Attachment.*

A motion was made by Commissioner Kenneth Schoen 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 APPROVE CLAIMS FOR PAYMENT

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

A motion was made by Commissioner Tom Manning and seconded by Commissioner Kenneth Schoen.

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

AND IT IS SO ORDERED.

ITEM 16.

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 Jimmy Joe Vrzalik

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
County Clerk

