

COMMISSIONERS COURT
REGULAR MEETING
NOVEMBER 10, 2014

BE IT REMEMBERED that on this day, the Commissioners Court of Kaufman County, Texas met in a Regular Meeting 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; **Laura Hughes**, County Clerk.

INVOCATION;

PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG;

PLEDGE OF ALLEGIANCE TO THE TEXAS FLAG;

ITEM 2. ROUTINE CORRESPONDENCE

Judge requested setting Commissioners Court Meeting for Thursday, November 13, 2014 to canvass General Election.

REMARKS FROM VISITORS;

Celeste Shulte and Thelda Flanery spoke on the condition of County Road 133 (CR 133).

**ITEM 1. MOTION TO APPROVE EXITING REGULAR MEETING
AND ENTERING INTO A PUBLIC HEARING**

There came on to be considered a motion to approve exiting Regular Meeting and entering into a Public Hearing to receive input from the public regarding revisions to the Onsite Sewage Facility Regulations and increasing and/or implementing new fees for Kaufman County, as presented by Randy Richards, Fire Marshal. *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.

PUBLIC HEARING

A Public Hearing was held. Several members from the public spoke on the topic.

**MOTION TO APPROVE EXITING PUBLIC HEARING
AND ENTERING INTO A REGULAR MEETING**

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

ITEM 3. CONSENT AGENDA

There came on to be considered a motion to approve the Consent Agenda.

- A. Acceptance of Minutes for October 6, 2014, two sets for October 13, 2014, October 17, 2014 and October 27, 2014. See Attachments.
- B. Presentation of Plaque from Texas Association of Counties (TAC) recognizing Kaufman County's 40th year of participation with TAC.
- C. Acceptance of the Annual Budget for Kaufman County Emergency Services District # 2. 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 4. MOTION TO APPROVE REGULATION REVISIONS AND FEES

There came on to be considered a motion to approve revisions to the On-Site Sewage Facilities (OSSF) Regulations, with one change made to page 4, paragraph 8, to 'exempt tracts of land 10 acres or larger from OSSF Regulations - permitting and maintenance' and approval of fee increases and new fees, as presented, with the exception of the 1-Year Maintenance Contract Renewal Fee from \$25 to \$10 and 2-year Maintenance Contract Renewal Fee from \$50 to \$20, effective December 1, 2014, pending Texas Commission on Environmental Quality (TCEQ) approval. Commissioner Jimmy Joe Vrzalik and Commissioner Ray Clark to meet with District Attorney's office to revise and clear up Regulation language. *See Attachment.*

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

AND IT IS SO ORDERED.

ITEM 5. MOTION TO ADOPT RESOLUTION

There came on to be considered a motion to adopt a Resolution supporting the NorthSTAR behavioral health model for Kaufman County. *See Attachment.*

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

AND IT IS SO ORDERED.

ITEM 6. MOTION TO APPROVE AGREEMENT

There came on to be considered a motion to approve a Memorandum of Agreement between Kaufman County and Lakes Regional MHMR Center for mental assessments of defendants. *See Attachment.*

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

AND IT IS SO ORDERED.

ITEM 7. MOTION TO APPROVE APPOINTMENT

There came on to be considered a motion to approve Appointment of Tonya Ratcliff to serve as a Board Member to the Kaufman County Appraisal District Board of Directors. *See Attachment.*

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

AND IT IS SO ORDERED.

ITEM 8. MOTION TO APPROVE FINAL PLAT

There came on to be considered a motion to approve the Final Plat for Utopia Ranch, located in Kaufman County Precinct 1, as presented by Ken Lane, Developer. *See Attachment.*

A motion was made by Commissioner Jimmy Joe Vrzalik 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 TABLE REGULATION MODIFICATIONS

There came on to be considered a motion to table modifying the Kaufman County Subdivision Regulations Flag Lot Requirements.

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 10.

MOTION TO APPROVE WATER LINE

There came on to be considered a motion to approve allowing Gastonia-Scurry Special Utility District (SUD) to place a water line on the east side of County Road 4086 (CR 4086) and north side of County Road 4084 (CR 4084), with the stipulation that, in the future, if there is any major road improvements to CR 4086 or CR 4084 that Gastonia-Scurry SUD is responsible for all of the costs for moving that water line. *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 11.

MOTION TO APPROVE POLICY AND RULES

There came on to be considered a motion to approve Indigent Burial / Cremation Policy and Rules for indigent families to receive funds. *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 SALE OF PROPERTY

There came on to be considered a motion to approve sale of county owned Property ID # 17728 (retention pond), by whatever restrictions the law requires - to be determined by District Attorney. *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 13.

MOTION TO APPROVE WAIVING OF BID RIGHTS

There came on to be considered a motion to approve waiving Kaufman County's right to submit a bid to Texas Department of Transportation (TxDOT) for the 2.8435 acres of land located at the southeast corner of US 80 and FM 548, as presented by Commissioner Ray Clark. *See Attachment.*

A motion was made by Commissioner Tom Manning and seconded by Commissioner Ray Clark.

Whereupon said motion was put to a vote with Commissioner Tom Manning, Commissioner Ray Clark and County Judge Bruce Wood voting 'for' and Commissioner Kenneth Schoen and Commissioner Jimmy Joe Vrzalik voting 'against'. Motion carried.

AND IT IS SO ORDERED.

ITEM 14.

MOTION TO APPROVE AGREEMENT

There came on to be considered a motion to approve an Interlocal Agreement with the City of Forney for road maintenance, as presented by Commissioner Ray Clark. *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 15.

MOTION TO APPROVE DATE FOR PUBLIC HEARING

There came on to be considered a motion to approve setting December 8, 2014 as the date for a Public Hearing to consider abandoning Lake Ray Hubbard Drive from the north side of Lake Ray Hubbard to the Rockwall County Line, as presented by Commissioner Ray Clark. *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 16.

MOTION TO APPROVE PURCHASE

There came on to be considered a motion to approve the purchase of a 2013 Chevrolet 3500 HD Silverado 4x2 Crew Cab for Precinct 2 Road and Bridge, utilizing the BuyBoard Cooperative Program, Contract # 430-13 for \$36,440. *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 APPROVE AWARDING OF BID

There came on to be considered a motion to approve awarding of Bid # 15-01 for the Annual Contract for culverts to Wilson Culverts, Inc., pending that price stated includes delivery, as presented by Jack Sebastian, Purchasing Agent. *See Attachment.*

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

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

AND IT IS SO ORDERED.

ITEM 18.

MOTION TO ACCEPT REPORT

There came on to be considered a motion to accept the Auditor's Monthly Report for October 2014, as presented by Karen MacLeod, Auditor. *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 19.

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 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 20.

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.

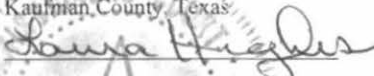
Whereupon said motion was put to a vote and motion carried.

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, County Clerk

