

**COMMISSIONERS COURT
REGULAR MEETING
SEPTEMBER 26, 2016**

BE IT REMEMBERED that on this day, the Commissioners Court of Kaufman County, Texas met in a Regular Meeting with the following members present: **Bruce Wood**, County Judge; **Jimmy Joe Vrzalik**, Commissioner Precinct No. 1; **Skeet Phillips**, Commissioner Precinct No. 2; **Kenneth Schoen**, Commissioner Precinct No. 3; **Jakie Allen**, Commissioner Precinct No. 4: Absent; **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 approve the Consent Agenda.

- A. Approval of Proclamation proclaiming October 2-8, 2016 as National 4-H Week in Kaufman County. *See Attachment.*
- B. Approval of Request from Rayburn County Electric Cooperative to construct 138kV electrical transmission facilities across County Road 240 (CR 240 – Samuels Road) and County Road 233 (CR 233 – Colquitt Road), Kaufman County Precinct 3. *See Attachment.*
- C. Acceptance of the Financial Statements and Accountant's Compilation Report for Emergency Services District #5. *See Attachment.*
- D. Approval of Deputation of Billy J. Valentine as Deputy for the Kaufman County Sheriff's Department. *See Attachment.*
- E. Acceptance of the Kaufman County Children's Shelter Director's Report for May, June, July and August 2016. *See Attachments.*

A motion was made by Commissioner Jimmy Joe Vrzalik and seconded by Commissioner Skeet Phillips.

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

AND IT IS SO ORDERED.

ITEM 3.

BUDGET DISCUSSION WITH CONSTABLE

There came on to be a discussion with Keith Stephens, Constable Precinct 3, on Tax deposits and increasing part-time help. *See Attachment.*

ITEM 4.

MOTION TO ACCEPT REPORT

There came on to be considered a motion to accept the Tax Assessor-Collector's Monthly Report for August 2016. *See Attachment.*

A motion was made by Commissioner Kenneth Schoen and seconded by Commissioner Skeet Phillips.

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

AND IT IS SO ORDERED.

ITEM 5.

MOTION TO TABLE BUDGET INCREASE

There came on to considered a motion to table Elections budget going over 8% for Election in November.

A motion was made by Commissioner Skeet Phillips and seconded by Commissioner Jimmy Joe Vrzalik.

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

AND IT IS SO ORDERED.

ITEM 6.

DISCUSSION ON VOTER ID LAW

There came on to be a discussion with Teresa Floyd, Chief Deputy Tax Assessor-Collector, on current Voter ID law for the November election. *See Attachment.*

ITEM 7.

MOTION TO ACCEPT REPORT

There came on to be considered a motion to accept the Treasurer's Monthly Report for August 2016. *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 8.

MOTION TO ACCEPT REPORT

There came on to be considered a motion to accept the Auditor's Monthly Report for August 2016. *See Attachment.*

A motion was made by Commissioner Skeet Phillips and seconded by Commissioner Jimmy Joe Vrzalik.

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

AND IT IS SO ORDERED.

ITEM 9.

MOTION TO ACCEPT RENEWAL QUESTIONNAIRE

There came on to be considered a motion to accept the Renewal Questionnaire for Auto Liability, Auto Physical Damage, General Liability, Public Official Liability, Law Enforcement Liability and Worker's Compensation. *See Attachment.*

A motion was made by Commissioner Kenneth Schoen and seconded by Commissioner Skeet Phillips.

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

AND IT IS SO ORDERED.

ITEM 10.

MOTION TO APPROVE EXITING REGULAR MEETING

AND ENTERING INTO PUBLIC HEARING

There came on to be considered a motion to approve exiting the Regular Meeting and entering into a Public Hearing for the adoption of the Kaufman County District Court Records Archive Plan for Fiscal year 2016-2017, per Government Code §51.305 (b).

A motion was made by Commissioner Skeet Phillips and seconded by Commissioner Jimmy Joe Vrzalik.

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

AND IT IS SO ORDERED.

ITEM 11.

PUBLIC HEARING

A Public Hearing was held. No-one from the public spoke on this topic.

ITEM 12.

MOTION TO APPROVE EXITING PUBLIC HEARING

AND ENTERING INTO REGULAR MEETING

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

A motion was made by Commissioner Skeet Phillips 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 ADOPT PLAN

There came on to be considered a motion to adopt the Kaufman County District Court Records Archive Plan for Fiscal Year 2016-2017. *See Attachment.*

A motion was made by Commissioner Kenneth Schoen and seconded by Commissioner Skeet Phillips.

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

AND IT IS SO ORDERED.

ITEM 14.

MOTION TO TABLE FINAL PLAT

There came on to be considered a motion to table the Final Plat for Rolling Hills Estates Subdivision.
A motion was made by Commissioner Kenneth Schoen. Motion died for lack of second.

MOTION TO APPROVE FINAL PLAT

There came on to be considered a motion to approve the Final Plat for Rolling Hills Estates Subdivision. *See Attachment.*
A motion was made by Commissioner Jimmy Joe Vrzalik and seconded by Commissioner Skeet Phillips.
Whereupon said motion was put to a vote with Commissioner Jimmy Joe Vrzalik and Commissioner Skeet Phillips voting 'for' and Commissioner Kenneth Schoen voting 'against'. Motion carried.

AND IT IS SO ORDERED.

ITEM 15.

MOTION TO TABLE REIMBURSEMENT PAYMENT

There came on to be considered a motion to table utility reimbursement payment to the City of Kaufman in association with the State Highway 34 (SH 34) Bypass Project in the amount of \$388,412.67, with the retainage amount to be paid upon satisfactory completion of final audit.
A motion was made by Commissioner Skeet Phillips and seconded by Commissioner Jimmy Joe Vrzalik.
Whereupon said motion was put to a vote and motion carried.

AND IT IS SO ORDERED.

ITEM 16.

MOTION TO APPROVE REAPPOINTMENTS

There came on to be considered a motion to approve reappointment of Kaufman County Children's Shelter Board Members: Jody Deller, Nona Adair, Sandra Wilson, Mike Candler, and Janas Byrnes for a term of three (3) years.
A motion was made by Commissioner Skeet Phillips and seconded by Commissioner Kenneth Schoen.
Whereupon said motion was put to a vote and motion carried.

AND IT IS SO ORDERED.

ITEM 17.

MOTION TO APPROVE RESOLUTION AND AGREEMENT

There came on to be considered a motion to approve a Resolution and Tax Abatement Agreement between Kaufman County and Oldcastle Building Envelope, Inc. *See Attachment.*
A motion was made by Commissioner Kenneth Schoen and seconded by Commissioner Skeet Phillips.
Commissioner Jimmy Joe Vrzalik recused himself from the vote, due to possible conflict of interest.
Whereupon said motion was put to a vote with Commissioner Kenneth Schoen, Commissioner Skeet Phillips and County Judge Wood voting 'for'. Motion carried.

AND IT IS SO ORDERED.

ITEM 18.

MOTION TO APPROVE AGREEMENT

There came on to be considered a motion to approve an Agreement for Feline Rescue Services with Kaufman County Cats, Inc. *See Attachment.*
A motion was made by Commissioner Skeet Phillips and seconded by Commissioner Jimmy Joe Vrzalik.
Whereupon said motion was put to a vote and motion carried.

AND IT IS SO ORDERED.

ITEM 19.

MOTION TO APPROVE ORDER

There came on to be considered a motion to approve Order designating the Commissioners Court regular meeting days as the 2nd and 4th Monday at 9:00 a.m. of each month for the Fiscal Year 2016-2017 term. *See Attachment.*
A motion was made by Commissioner Skeet Phillips and seconded by Commissioner Jimmy Joe Vrzalik.
Whereupon said motion was put to a vote and motion carried.

AND IT IS SO ORDERED.

ITEM 20. MOTION TO APPROVE OFFICIAL HOLIDAYS

There came on to be considered a motion to approve the Official Holidays for Kaufman County employees for 2017. *See Attachment.*

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

AND IT IS SO ORDERED.

ITEM 21. MOTION TO APPROVE RETIREMENT OF K-9 AND AWARDING TO HIS HANDLER

There came on to be considered a motion to approve the retirement of K-9, Ron, due to medical reasons and award ownership to his handler, Sean Spoon. *See Attachment.*

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

AND IT IS SO ORDERED.

ITEM 22. MOTION TO APPROVE DONATION OF CELL PHONES

There came on to be considered a motion to approve donating old patrol cell phones (flip phones) to the Genesis Center - Dallas. Thirty (30) phones to be donated for 9-1-1 emergencies only.

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

AND IT IS SO ORDERED.

ITEM 23. MOTION TO TABLE PURCHASE

There came on to be considered a motion to table the purchase of a Dynapac Pad Foot Roller in the amount of \$39,025.00.

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 24. MOTION TO APPROVE EXITING REGULAR MEETING

AND ENTERING INTO EXECUTIVE SESSION

There came on to be considered a motion to approve exiting the Regular Meeting and entering into Executive Session; pursuant to Government Code §551.071: Consultation with Attorney regarding pending or contemplated litigation and/or a settlement offer regarding litigation between Kaufman County and OneOk Pipeline, Cause No. 93423-86.

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

AND IT IS SO ORDERED.

ITEM 25. EXECUTIVE SESSION

An Executive Session was held. County Judge has Certified Agenda.

ITEM 26. MOTION TO APPROVE EXITING EXECUTIVE SESSION

AND ENTERING INTO REGULAR MEETING

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

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

AND IT IS SO ORDERED.

ITEM 27.

MOTION TO APPROVE NEGOTIATIONS

There came on to be considered a motion to authorize District Attorney to negotiate potential settlement between Kaufman County and OneOk Pipeline, Cause No. 93423-86.

A motion was made by Commissioner Kenneth Schoen and seconded by Commissioner Skeet Phillips.

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

AND IT IS SO ORDERED.

ITEM 28.

MOTION TO APPROVE LINE ITEM TRANSFERS

There came on to be considered a motion to approve Line Item Transfers. *See Attachment.*

A motion was made by Commissioner Skeet Phillips and seconded by Commissioner Jimmy Joe Vrzalik.

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

AND IT IS SO ORDERED.

ITEM 29.

MOTION TO APPROVE CLAIMS FOR PAYMENT

There came on to be considered a motion to approve Claims for Payment for \$2,294,051.43.

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 30.

MOTION TO ADJOURN

There came on to be considered a motion to adjourn Regular Meeting.

A motion was made by Commissioner Skeet Phillips 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

Kaufman County, Texas



Laura Hughes, County Clerk

