

FILED AND RECORDED  
OFFICIAL PUBLIC RECORDER  
POLK COUNTY

96 MAY 19 AM 9 22

*Barbara Middleton*BARBARA MIDDLETON  
COUNTY CLERK POLK CO

## NOTICE OF MEETING OF THE

COMMISSIONERS COURT OF POLK COUNTY, TEXAS # 47

Notice is hereby given that a Regular meeting of the above named Commissioners' Court will be held on Monday, June 24, 1996 at 10 00 a m in the County Courthouse, Livingston, Texas, at which time the following subjects will be discussed, to wit

**SEE ATTACHED AGENDA**

Dated June 19, 1996

Commissioners' Court of Polk County, Texas

By 

John P. Thompson, County Judge

I, the undersigned County Clerk, do hereby certify that the above Notice of Meeting of Polk County Commissioners Court, is a true and correct copy of said Notice, and that I posted a true and correct copy of said notice in the County Courthouse of Polk County, Texas, at a place readily accessible to the general public at all times on June 19, 1996, and said notice remained so posted continuously for at least 72 hours preceding the scheduled time of said meeting

Notice filed, June 19, 1996

Barbara Middleton, County Clerk

By 



**CALL TO ORDER**

- 1 WELCOME - Public Comments & Discussion
- 2 INFORMATIONAL REPORTS
- 3 CONSIDER APPROVAL OF MINUTES for meeting of, June 10, 1996

*Barbara J. Spletton*  
BARBARA J. SPLETTON  
COUNTY CLERK, POLK CO.  
95 MAY 19 AM 9 22  
FILED AND RECORDED  
OFFICIAL PUBLIC RECORDS  
POLK COUNTY, TEXAS

**OLD BUSINESS** (tabled from previous Agenda)

- 4 CORRECT MINUTES OF MAY 13, 1996 MEETING, ITEM #21 (TO REFLECT AMOUNT & YRS OF PAYOUT APPROVED FOR PCT #2 TIME WARRANT)
- 5 CONSIDER APPROVAL OF MINUTES for meeting of May 28, 1996 (tabled from last meeting)
- 6 CONSIDER ACCEPTANCE OF OFFERS TO PURCHASE COUNTY TAX FORECLOSURE PROPERTIES, PCT #1 - (MEMORIAL POINT, BLOCK 7, LOTS 10 & 11), PCT #2 - (CANYON PARK #2, LOT 123)
- 7 CONSIDER PROPOSAL FROM MUNICIPAL BUREAU SERVICES FOR COLLECTION OF UNPAID MISDEMEANOR FINES

**NEW BUSINESS**

- 8 CONSIDER ISSUANCE OF TIME WARRANT FOR PAYMENT OF ROAD & BRIDGE PCT #3 MOTORGRADER SALE/PURCHASE BALANCE
- 9 CONSIDER ISSUANCE OF TIME WARRANT FOR PAYMENT OF SHERIFF'S DEPARTMENT COOPERATIVE PURCHASE OF REPLACEMENT VEHICLE
- 10 CONSIDER SALVAGE AGREEMENT REQUESTED BY WASTE MANAGEMENT DEPARTMENT
- 11 CONSIDER ACCEPTANCE OF OFFERS TO PURCHASE COUNTY TAX FORECLOSURE PROPERTIES, PCT.#1 - (HOLIDAY LAKE ESTATES #1, BLOCK 2, LOT 1)

- 12 CONSIDER NOMINATIONS (4) FOR REGIONAL AGING ADVISORY COUNCIL
- 13 CONSIDER APPROVAL OF 1996 BUDGET AMENDMENTS REQUEST #7
- 14 CONSIDER REQUEST OF COMMISSIONERS PURVIS & HUBERT, TO  
DESIGNATE RESERVED PARKING SPACES IN COUNTY COURTHOUSE  
PARKING LOT

### CONSENT AGENDA ITEMS

- 15 CONSIDER APPROVAL AND PAYMENT OF BILLS (by Schedule)
- 16 CONSIDER APPROVAL OF PERSONNEL ACTION FORMS

### ADJOURN

Next regularly scheduled meeting - July 8, 1996, 10 00 a m

STATE OF TEXAS )  
 COUNTY OF POLK )

DATE JUNE 24, 1996  
 REGULAR CALLED MEETING  
 ALL PRESENT

BE IT REMEMBERED ON THIS THE 24th DAY OF JUNE, 1996  
 THE HONORABLE COMMISSIONERS COURT MET IN A REGULAR CALLED MEETING  
 WITH THE FOLLOWING OFFICERS AND MEMBERS PRESENT, TO WIT  
 JOHN P THOMPSON, COUNTY JUDGE, PRESIDING B E "SLIM" SPEIGHTS,  
 COMMISSIONER PCT#1, BOBBY SMITH, COMMISSIONER PCT#2, JAMES J  
 "BUDDY" PURVIS, COMMISSIONER PCT#3, R R "DICK" HUBERT, COMMISSIONER  
 PCT#4, AND BARBARA MIDDLETON, COUNTY CLERK, WHEN & WERE AMONG OTHER  
 PROCEEDINGS HAD, CONSIDERED AND PASSED

- 1 MEETING WAS CALLED TO ORDER AT 10 00 AM BY JUDGE JOHN P THOMPSON
  - PUBLIC COMMENTS
  - a MR BILL HARDY, THANKED COMMISSIONER BOBBY SMITH, PCT#2 FOR REPAIRING THE ROAD IN WIGGINS VILLAGE #2
- 2 INFORMATIONAL REPORTS
  - a COMMISSIONER HUBERT, COMMENTED ON THE THEFT OF ROAD SIGNS IN HIS PRECINCT  
 HE INVITED THE PUBLIC TO ATTEND THE 36th ANNUAL POLK COUNTY YOUTH RODEO, JULY 2nd THROUGH 6th
  - b COMMISSIONER SMITH, INVITED EVERYONE TO THE ANNUAL 4th OF JULY FIREWORKS SHOW, IN ONALASKA AT THE TRINITY RIVER BRIDGE AT LAKESIDE MARINA
- 3 MOTIONED BY BOBBY SMITH, SECONDED BY B E "SLIM" SPEIGHTS TO APPROVE MINUTES OF MEETING, JUNE 10, 1996  
 ALL VOTING YES
- 4 MOTIONED BY R R "DICK" HUBERT, SECONDED BY B E "SLIM" SPEIGHTS TO CORRECT MINUTES OF MAY 13, 1996, ITEM #21 TO REFLECT AMOUNT OF \$13, 231 00 & TIME WARRANT OF 3 YEARS PAYOUT, APPROVED FOR PCT#2  
 ALL VOTING YES
- 5 MOTIONED BY BOBBY SMITH, SECONDED BY R R "DICK" HUBERT TO APPROVE MINUTES FOR MEETING OF MAY 28, 1996, WITH NOTED CORRECTION  
 ALL VOTING YES
- 6
  - a MOTIONED BY B E "SLIM" SPEIGHTS, SECONDED BY BOBBY SMITH TO REJECT OFFER TO PURCHASE TAX FORECLOSURE PROPERTY, PCT#1, MEMORIAL POINT, BLOCK 7, LOTS 10 & 11  
 ALL VOTING YES
  - b MOTIONED BY BOBBY SMITH, SECONDED BY R R "DICK" HUBERT TO ACCEPT OFFER TO PURCHASE TAX FORECLOSURE PROPERTY, PCT#2, CANYON PARK, SEC #2, LOT 123  
 ALL VOTING YES

- 7 MOTIONED BY R R "DICK" HUBERT, SECONDED BY BOBBY SMITH, TO DELETE ITEM #7, "CONSIDER PROPOSAL FROM MUNICIPAL BUREAU SERVICES FOR COLLECTION OF UNPAID MISDEMEANOR FINES "  
ALL VOTING YES
- 8 MOTIONED BY R R "DICK" HUBERT, SECONDED BY B E "SLIM" SPEIGHTS TO APPROVE ISSUANCE OF 5 YEAR TIME WARRANT, FOR PAYMENT OF ROAD & BRIDGE PCT#3, MOTOR GRADERS (2), SALE/PURCHASE BALANCE THE AMOUNT OF \$252,000 00 (\$126,000 00 EACH) WILL BE FINANCED THROUGH FIRST STATE BANK AT 5 9% INTEREST  
ALL VOTING YES (SEE ATTACHED)
- 9 MOTIONED BY BOBBY SMITH, SECONDED BY R R "DICK" HUBERT TO APPROVE ISSUANCE OF TIME WARRANT FOR PAYMENT OF SHERIFF'S DEPT COOPERATIVE PURCHASE OF REPLACEMENT VEHICLE, IN THE AMOUNT OF \$24,635 00 FOR ONE(1) YEAR, TO BE LINE ITEM DEBT OF THE 1997 SHERIFF'S DEPT BUDGET  
ALL VOTING YES
- 10 MOTIONED BY BOBBY SMITH, SECONDED BY B E "SLIM" SPEIGHTS TO APPROVE SALVAGE AGREEMENT REQUESTED BY WASTE MANAGEMENT DEPT  
ALL VOTING YES (SEE ATTACHED)
- 11 MOTIONED BY B E "SLIM" SPEIGHTS, SECONDED BY BOBBY SMITH TO ACCEPT OFFER TO PURCHASE TAX FORECLOSURE PROPERTY, PCT #1, HOLIDAY LAKE ESTATES, SEC #1, BLOCK 2, LOT 1  
ALL VOTING YES
- 12 MOTIONED BY BOBBY SMITH, SECONDED BY R R "DICK" HUBERT TO APPROVE NOMINATIONS (4) FOR REGIONAL AGING ADVISORY COUNCIL THE NOMINATIONS ARE B E "SLIM" SPEIGHTS, ROBERT DOOLITTLE, EULA BATTISE, AND GWEN RAY  
ALL VOTING YES (SEE ATTACHED)
- 13 MOTIONED BY BOBBY SMITH, SECONDED BY JAMES J "BUDDY" PURVIS TO APPROVE OF 1996 BUDGET AMENDMENTS REQUEST #7  
ALL VOTING YES (SEE ATTACHED)
- 14 MOTIONED BY JAMES J "BUDDY" PURVIS, SECONDED BY R R "DICK" HUBERT TO APPROVE REQUEST OF COMMISSIONERS PURVIS & HUBERT TO DESIGNATE RESERVED PARKING SPACES IN COUNTY PARKING LOT, ONLY ON "COMMISSIONERS COURT" DAYS ONLY  
ALL VOTING YES

- 15 MOTIONED BY BOBBY SMITH, SECONDED BY B E "SLIM" SPEIGHTS  
TO APPROVE PAYMENT OF BILLS BY SCHEDULE, AND ADDENDUM  
ALL VOTING YES

DATE	AMOUNT	CHECK NUMBERS
6 10 96	1,259 86	116462 116465
6 11 96	200 86	116466 116468
6 13 96	176,821 23	116469 116476
6 20 96	159,224 85	116477 116662
ADDENDUM	255 77	ITEM TO APPEAR ON FUTURE SCHEDULE

- 16 MOTIONED BY JAMES J "BUDDY" PURVIS, SECONDED BY B E "SLIM"  
SPEIGHTS TO APPROVE PERSONNEL ACTION FORMS  
ALL VOTING YES (SEE ATTACHED)

- 17 MOTIONED BY R R "DICK" HUBERT, SECONDED BY B E "SLIM" SPEIGHTS  
TO ADJOURN COURT THIS 24th DAY OF JUNE, 1996 AT 10 25 AM  
ALL VOTING YES

  
JOHN P THOMPSON, COUNTY JUDGE

ATTEST

  
BARBARA MIDDLETON, COUNTY CLERK

Item #10

COPY

A CONTRACT BETWEEN

JOHN HASTINGS dba HASTINGS SALVAGE AND RECYCLING

AND

THE WASTE MANAGEMENT DEPARTMENT OF POLK COUNTY TEXAS

WHEREAS the Waste Management Department of Polk County Texas is in the business of recycling scrap metal and white goods from its five collection stations and

WHEREAS it is the desire of Polk County to control the cost of recycling these goods and to keep the cost within acceptable limits of good business practices and

WHEREAS John Hastings is in the business of salvaging and recycling scrap metal white goods and other commodities from his place of business located in Shepherd Texas

NOW THEREFORE LET IT BE KNOWN that the County hereafter referred to in that term and John Hastings hereafter referred to as the Company do enter into this contract for services of the specified mentioned goods, under the following terms and agreements

THE COUNTY SHALL

- 1 Provide six 40 cubic yard containers to Hastings which will be placed at the five collection station stations for the purpose of collecting scrap metal and "white goods" for recycling
- 2 Make every reasonable attempt to insure that only scrap metal and "white goods" are placed in these containers, and will keep regular household waste and garbage out of these containers
- 3 Will charge Hastings \$ 27 50 for each container (6), designated for this purpose each month for a total of \$ 165 per month, due and payable on or before the 10th of each month This fee represents a rental fee for Hastings exclusive use of these containers for the life of this contract
- 4 Will inspect these containers from time to time, but no less than twice a year to determine that the containers are being kept in good and serviceable condition by Hastings The County will notify Hastings in writing if said containers need of repair, painting, or any other maintenance necessary to guarantee that

said containers remain in good condition and are not unsightly for the use intended

5 Will notify Hastings of the need to collect and remove a container at least 24 hours in advance of need

#### HASTINGS SHALL

1 Collect and remove the containers, within 24 hours of notice of need to remove the containers from the collection sites with his own truck, and at his expense and at no cost to the County

2 Place a replacement container at the site at the time of collection to insure continuous service

3 Maintain the condition and appearance of the containers in accordance with County's instructions keeping them in a good and reasonable condition ready for use at all times

4 Pay the County \$ 27.50 per container, per month for the six containers for a total of \$ 165 per month on or before the 10th of each month commencing on the month following the date of this contract. Charges will be prorated for a partial month at the beginning of the contract

5 Shall be responsible for conforming to all rules and regulations governing scrap metal, white goods and other commodities, as established by the State and Federal governments. Specifically Hastings agrees to insure that all units requiring the proper control and disposal of refrigerants from units using this element shall be in conformance with all governmental regulations concerning same. Hastings indemnifies the County from any liability from the misuse or mismanagement of these refrigerants

#### TERM OF THE CONTRACT

Both Parties to this contract agree this shall be a trial exercise for 90 days, and at the end of that time, either party may cancel the contract and revert to the previous arrangement where the County delivers the scrap metal and white goods to Hastings in their own truck and shall be paid the market price for such goods

At the end of the 90 period if each party desire to continue the contract the agreement shall continue on a year to year basis thereafter 30 days prior to the expiration date i.e. 30 days prior to the anniversary date both parties shall agree



to continue or terminate, the contract by giving the other party notice of intent to do so in writing

The anniversary date shall be established 90 days following the date of this contract

HOLD HARMLESS CLAUSE

Hastings shall indemnify the County for any and all liability arising from the operation of his collection and hauling activities both at the collection stations sites and while operating under the terms of this agreement as a hauler

Hastings shall provide proof of liability insurance in the amount of \$\_\_\_\_\_ to guarantee his ability to pay and be responsible for said activities while contracting with the County

EXECUTED THIS \_\_\_\_\_ DAY OF MARCH, 1996

FOR POLK COUNTY

FOR JOHN HASTINGS

\_\_\_\_\_  
Jim McAlister Administrator

\_\_\_\_\_  
John Hastings, Owner

Attest

\_\_\_\_\_  
Witness

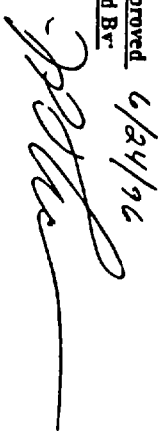
\_\_\_\_\_  
Witness

POLK COUNTY BUDGET AMENDMENT  
 REQUEST #7  
 REQUESTED 6/24/96  
 REQUESTED BY Karen Remmert County Auditor

Sheet 1

		<u>Increase</u>	<u>Decrease</u>	<u>Comments</u>
010-645-450	Social Services Building Maintenance	1 500 00		Per Molly Locke's request to cover air conditioner repair
010-645-312	Office Supplies/Equipment		1,500 00	To move money to cover expenditures
010-510-450	Maintenance Repair/Replacement - Bldg	10 000 00		Per JP Thompson's request for courthouse repairs
010 510-332	Supplies, Repairs Custodial		10 000 00	To move money to cover expenditures
010-630-411	Pauper Care & Lunacy	1 600 00		Per JP Thompson's request for expenditure
010-401-352	Comm. Court Contingencies		1 600 00	To move money to cover expenditures
010-695-394	Emergency Mgmt - Safety/Training	600 00		Per JP Thompson's request for expenditure
010-401-352	Comm. Court Contingencies		600 00	To move money to cover expenditures
015-622-337	R&B Pet 2 - Material/Supplies	2,000 00		To cover expenditures
015-622-456	Parts & Repairs	1 000 00		To cover expenditures
015-622-573	Capital Outlay Purchases		3 000 00	To move money to cover expenditures
051-645-312	Aging Dept. - Office Supplies	500 00		Per V Smith request for expenditures
051-645-332	Maintenance-Custodial		500 00	To move money to cover expenditures
051-645-343	Food Related	318 00		Per V Smith request for expenditures
051-645-573	Telephone Upgrade		318 00	To move money to cover expenditures
051-645-572	Equipment	700 00		Per V Smith request for expenditures
051-645-350	Maintenance Bldg		700 00	To move money to cover expenditures
051-645-333	Raw Food	25 000 00		\$20 000 came from Fund Balance Carryover and \$6 760 82 in excess revenues are receipted
093-403-435	C Clerk RAP Microfilm & Repair of Books	6 725 85		C Clerk requests
093-271-000	C Clerk RAP - Fund Balance		6,725 85	To move money to cover expenditures
		49 943 85	24 943 85	

(\$25000 difference is with Aging Department's fund balance of \$20 000 carryover and excess revenues receipted. Auditor requested expenditure carryover, but failed to include revenue carryover request) I apologize

Date Approved 6/24/96  
 Approved By: 

budamem6

STATE OF ILLINOIS

FUND RECEIPTS

RECEIPTS

01 GENERAL FUND

259 96

TOTAL OF ALL FUNDS

259 96

THE RECEIPTS ARE OF BALANCE AND ARE NOT RECEIPTS OF PAYMENT

DATE 6/10/96

APPROVED

*James J. Garmon*  
*Quill P. Butler*  
*John P. Dempsey*

STATE OF NEW YORK

DISBURSEMENT

FUND DESIGNATION  
110 SENATE FUND  
083 JUDICIAL FUND

TOTAL OF ALL FUNDS

16 36  
182 00  
200 86

THE PERCENTAGE LIST OF BILLS PAYABLE HAS BEEN REVIEWED AND APPROVED BY THE CLERK OF THE SENATE  
DATE 6-11-86

APPROVED BY

*James Bennett*  
*James Bennett*  
*John P. O'Connor*

SCHEDULE OF RECEIPTS

FLD	DESCR	P- CN	Q	SELEMENTS
313	GENERAL FUND		97	507 5
32	PCAD & SO CGE ACM		32	189 84
32E	ENVIRONMENTAL SERVICES		1	03 23
35	ADULT DEP		1	05 40
101	ADULT SUPERVISION		1	30 40
104	CP - CSR		893	46
107	CCP OPER SAN OFF CE		278	17
108	CCP - SUP E LANCE		2	250 36
94	JUVENILE PROBATION		2	596 56
185	CCAP - JUVENILE PROBATION		5	415 60
TOTAL OF ALL FMS				179 32 23

THE PRECEDING IS A SUMMARY OF RECEIPTS REVIEWED AND APPROVED FOR PAYMENT

APPROVED BY

*John P. Ompa*  
 John P. Ompa

DATE 6-13-81

SCHEDULE OF

FUND SECUR FUND

010	SE CAL	50
011	PRTEL COCC	50
015	ROAD & OFFICE ACN	26
021	SECUR FUND	2
032	E PC E	2
034	FE A D	624
040	LAW LIBRARY FUND	22
051	AG NG DEPT	2
073	1974 CO JAIL BLCC PENAL	2
093	CO CLERY RECOPOS 1971 FUND	7
TOTAL OF ALL FUNDS		69

THE PRECEDING LIST OF BILLS PA ABLE WAS REVIEWED AND APPROVED BY THE BOARD OF COUNTY COMMISSIONERS

DATE 9/30/94

APPROVED BY

*John W. Thompson*  
*John W. Thompson*

15	GENERAL FUND	100
22	GENERAL FUND	22
31	GENERAL FUND	31
32	GENERAL FUND	32
33	GENERAL FUND	33
34	GENERAL FUND	34
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36	GENERAL FUND	36
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94	GENERAL FUND	94
95	GENERAL FUND	95
96	GENERAL FUND	96
97	GENERAL FUND	97
98	GENERAL FUND	98
99	GENERAL FUND	99
100	GENERAL FUND	100

TOTAL OF ALL FUNDS

28 108 24

THE PRECEDING LIST OF BILLS IS AVAILABLE AS PER ORDER AND APPROVED FOR PAYMENT

DATE 6-21-96

APPROVED BY

*John J. [Signature]*  
*John J. [Signature]*  
*John J. [Signature]*

THE STATE OF  
MISSISSIPPI  
COUNTY OF  
DATE 6/21/56

James Lee Bennett  
Boyle D. Crisp  
John D. Thompson





KAREN REMMERT  
County Auditor

**POLK COUNTY**  
LIVINGSTON, TEXAS

June 24, 1996

Addendum to Schedule of Bills for Commissioners Court

Shirleen Cowen	\$	23 49
Polk Oil Company ('93 Tax Refund)		182 28
<i>Louis Stapleton</i>		<i>50.00</i>
<b>TOTAL</b>	\$	205 77
		<i>50.00</i>
		<u><i>255.77</i></u>

DATE JUNE 12, 1996 THROUGH JUNE 21 1996

NO	NAME	DEPT	JOB CLASSIFICATION	TYPE OF EMPLOYEE	SALARY GROUP	ACTION TAKEN
(1)	JANICE TULLOS	AGING UMINGSTON	#1265 COOK	TEMPORARY PART TIME	UNCLASSIFIED \$6.00	NEW HIRE EFFECTIVE 08/10/96
(2)	MAJEANNE GIBSON	COUNTY CLERK	\$105 DEPUTY CLERK	REGULAR FULL TIME	8/7 \$15,734.16	reclassified TO BOOKKEEPER 9/6 \$16,117.92 EFFECTIVE 08-26-96
(3)	DARREN GIBSON	JAIL	#1065 CORRECTIONS OFFICER	REGULAR FULL TIME	1/1 \$15,734.16	DID NOT PASS PHYSICAL 08-12-96

(4)

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