

FILED AND RECORDED
OFFICIAL PUBLIC RECORDS
POLK COUNTY TEXAS



1999 OCT -6 AM 9 57

Barbara Middleton

BARBARA MIDDLETON
COUNTY CLERK POLK CO

**NOTICE OF MEETING OF THE
COMMISSIONERS COURT OF POLK COUNTY, TEXAS # 101**

Notice is hereby given that a Regular meeting of the above named Commissioners' Court will be held on Tuesday, October 12, 1999 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 Wednesday, October 6, 1999

Commissioners' Court of Polk County, Texas

By *John P Thompson*
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 Wednesday, October 6, 1999, and said notice remained so posted continuously for at least 72 hours preceding the scheduled time of said meeting

Notice filed, Wednesday, October 6, 1999

Barbara Middleton, County Clerk

By *Doris Clift, deputy*



COMMISSIONERS COURT AGENDA

for TUESDAY - OCTOBER 12, 1999 - 10 00 A.M

CALL TO ORDER

- 1 WELCOME - Public Comments
- 2 INFORMATIONAL REPORTS
 - A. Coats for Kids Proclamation
- 3 CONSIDER APPROVAL OF MINUTES for meeting of September 28 1999

NEW BUSINESS

- 4 CONSIDER ANY/ALL NECESSARY ACTION PERTAINING TO BID #S
 - 99-15 Re-bid of Pct. 3 Sale of Surplus Dump Truck
 - 99-17 Purchase of Oil Gas & Diesel
 - 99-18 Purchase of Tires & Tubes
 - 99-19 Purchase of Pest Control Services
 - 99 20 Pct 3 Purchase and Sale/Trade of (2) Maintainers
 - 99 21 through 99-24 Purchase of Precinct Road Materials
 - 99 25 Pct 1 Sale of Surplus Dump Truck
- 5 CONSIDER APPROVAL TO ISSUE TIME WARRANT FOR PURCHASE OF PERMIT/INSPECTION TRUCK IN THE AMOUNT OF \$15 091 66 AT A MATURITY OF ONE (1) YEAR WITH AN INTEREST RATE NOT TO EXCEED 5 3%
- 6 CONSIDER NOMINEES FOR THE POLK CENTRAL APPRAISAL DISTRICT BOARD
- 7 CONSIDER APPROVAL OF RESOLUTION APPROVING SUBMISSION OF \$350 000 00 DISASTER RELIEF GRANT FOR COUNTY ROAD MATERIALS AND APPOINTING COUNTY JUDGE AS AUTHORIZED REPRESENTATIVE TO EXECUTE NECESSARY DOCUMENTS
- 8 SCHEDULE PUBLIC HEARING FOR DISASTER RELIEF GRANT
- 9 CONSIDER SHERIFF S REQUEST FOR INTERLOCAL AGREEMENT WITH TRINITY COUNTY FOR INMATE HOUSING IN POLK COUNTY JAIL
- 10 CONSIDER BROOKS RD R O W DONATION AND ACCEPTANCE OF BROOKS RD FOR COUNTY MAINTENANCE (PCT 3)
- 11 CONSIDER COUNTY CLERK S REQUEST FOR APPROVAL OF LEASE FOR OFFICE SPACE LOCATED AT 207 N JACKSON

CONSENT AGENDA ITEMS

- 12 CONSIDER APPROVAL OF BUDGET AMENDMENTS
- 13 CONSIDER APPROVAL AND PAYMENT OF BILLS (by Schedule)
- 14 CONSIDER APPROVAL OF PERSONNEL ACTION FORMS

ADJOURN

Next regularly scheduled meeting October 26 1999 10 00 a m

FILED AND RECORDED
OFFICIAL PUBLIC RECORDS

1999 OCT -8 PM 3 17

Barbara Middleton
BARBARA MIDDLETON
COUNTY CLERKADDENDUM TO
NOTICE OF MEETING # 101
COMMISSIONERS COURT OF POLK COUNTY, TEXASTHE FOLLOWING WILL SERVE TO AMEND THE AGENDA OF THE COMMISSIONERS
COURT MEETING SCHEDULED FOR OCTOBER 12 1999 AT 10 00 A M**ADD.**

- 15 Consider approval to issue time warrant in an amount not to exceed \$127 000 with a maturity not to exceed three years and an interest rate not to exceed 5.3%, for the purchase of Sheriff's Department patrol vehicles noting exemption from competitive bidding requirements
16. Consider approval to issue time warrant in an amount not to exceed \$13 109 with a maturity not to exceed three years and an interest rate not to exceed 5.3% for the purchase of Road & Bridge, Pct. 4 Pick Up Truck (with trade-in), noting exemption from competitive bidding requirements.
- 17 Consider approval of Historical Committee recommendations for appointments to fill vacancies.
18. Take any/all necessary action pertaining to the designation of early voting places for the November Constitutional Amendment Election
- 19 Consider Order providing for the licensing and regulation of sexually oriented businesses in unincorporated areas of Polk County Texas
- 20 Consider offers to purchase tax foreclosure properties in Pct. 2 Lot 30, Block 6 Texas Acres #2 Lot 12, Block 3 Bridgeview
- 21 Consider approval of Permanent Road Fund expenditures, Pct. 2

Posted on October 8 1999

Commissioners' Court of Polk County Texas

By *John P. Thompson*
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 at the door of the County Courthouse of Polk County Texas, at a place readily accessible to the general public at all times on October 8 1999 and said notice remained so posted continuously for at least 72 hours preceding the scheduled time of said meeting

Dated October 8 1999

Barbara Middleton, County Clerk

By *Barbara Middleton*

STATE OF TEXAS)

DATE OCTOBER 12, 1999

COUNTY OF POLK)

"REGULAR" CALLED MEETING
All Members Present

"COMMISSIONERS COURT"

BE IT REMEMBERED ON THIS THE 12th DAY OF OCTOBER, 1999
THE HONORABLE COMMISSIONERS COURT MET IN "REGULAR"
CALLED MEETING WITH THE FOLLOWING OFFICERS AND MEMBERS
PRESENT, TO WIT

JOHN P THOMPSON, COUNTY JUDGE, PRESIDING
BE SHIM SPFIGHTS COUNTY COMMISSIONER PCT#1, BOBBY SMITH
COUNTY COMMISSIONER PCT#2, JAMES J "Buddy" PURVIS COUNTY
COMMISSIONER PCT#3 R R "Dick" HUBERT COUNTY COMMISSIONER
PCT#4, BARBARA MIDDLETON COUNTY CLERK & BILL, LAW COUNTY
AUDITOR, THE FOLLOWING AGENDA ITEMS, ORDERS, AND DECREES
WERE DULY HAD, CONSIDERED & PASSED

- 1 WELCOME & CALLED TO ORDER BY JUDGE JOHN P THOMPSON
AT 10 00 A M

Rev James Frazier of First United Methodist Church delivered the opening prayer

- 2 INFORMATIONAL REPORTS

A MOTIONED BY BOBBY SMITH, SECONDED BY R R "Dick" HUBERT,
TO APPROVAL TO ISSUE COATS FOR KIDS "PROCLAMATION" IN
SUPPORT OF LIVINGSTON I S D ANNUAL PROJECT

PUBLIC COMMENTS (Skipped until Item #19 on agenda was discussed)

- 19 LEE HON OF THE DISTRICT ATTORNEY'S OFFICE CAME BEFORE THE
COURT WITH A PROPOSED "ORDINANCE" PROVIDING FOR THE
LICFNSING & REGULATIONS OF SEXUALLY ORIENTED BUSINESSES
IN UNINCORPORATED AREAS OF THE COUNTY
ACTION ON ORDINANCE
MOTIONED BY BOBBY SMITH, SECONDED BY JAMES J "Buddy" PURVIS,
APPROVAL OF "ORDER" PROVIDING FOR THE LICENSING AND
REGULATIONS OF SEXUALLY ORIENTED BUSINESSES IN
UNINCORPORATED AREAS OF POLK COUNTY, TEXAS
ALL MEMBERS VOTING FAVORABLY (SEE ATTACHED)
THE APPLICATIONS WILL BE ESTABLISHED AND PROCESSED THROUGH
THE AUDITOR'S OFFICE FOR \$ 1,500.00 FOR EACH

PUBLIC COMMENTS

- A. REV FRANK HOOD OF SODA BAPTIST CHURCH ASKED IF THE COUNTY COULD HOLD AN ELECTION FOR THE EXCLUSION OF THESE BUSINESSES
- B CHERYL PHILLIPS ASKED WILL THEY BE ABLE TO SERVE ALCOHOL AND HAVE THAT FEE RAISED
- C JAMES RICHARDSON (AS CITIZEN) HOW MUCH DISTANCE WILL BE BETWEEN DAYCARE & CHURCH'S AND HOMES AND THESE BUSINESSES ?
- D SHERIFF BILLY R NELSON, ANSWERED THE MAXIMUM OF 1500 FT FROM BOUNDARY TO BOUNDARY LINE
- E NOLA RENEAU (AS CITIZEN) COULD COUNTY BUSINESS S ALREADY ESTABLISHED FIND THE NEED TO RELOCATE IF A SEXUALLY ORIENTED BUSINESS MOVFS IN BESIDE THEM ?
- F SUSAN SPURLING SPOKE ABOUT BEING CHRISTIAN'S WE HAVE A MORAL OBLIGATION TO TAKE A STAND AGAINST THESE TYPES OF BUSINFSSLS
- G RALPH GARNEAU SPOKE TO COURT ABOUT LIMITING THESE TYPES OF BUSINESSES
- H JAMES SHERRILL LIVINGSTON CHRISTIAN CENTER ASKED IF THIS "ORDINANCE" COULD ALSO BE PASSED WITH CITIES OF THIS COUNTY ?
- I BOBBY PHILLIPS COMMENTS, ASKED COMMISSIONERS COURT TO GO THE EXTRA STEP IN REGULATING THESE BUSINESSES
- J RANDY FINDLEY ASKED WHAT ONE SINGLE VIOLATION WOULD COST? \$3,000 00 FOR EACH OCCURANCE (ON A DAILY BASIS) AND POSSIBLY CLOSURE UNTIL ALL LAWS ARE FOLLOWED
- K DONNA BORIE DEFIANTLY DOES NOT WANT THESE TYPES OF BUSINESSES IN OUR COUNTY

2 INFORMATIONAL REPORTS (CONTINUED)

- B JOHN McDOWELL EMERGENCY MANAGEMENT COORDINATOR, REPORTED ON THE CONTRACTS W' TH THE DEPT OF AGRICULTURE, HAS APPROVED 34 EMERGENCY WATER SHED PROJECTS FOR POLK COUNTY
- C COMMISSIONER PURVIS ASKED ABOUT TEXAS DEPT OF TRANSPORTATION DECLARING POLK COUNTY AN IMPOVERISHED AREA AND THE REPLACEMENT BRIDGE PROGRAM THAT WAS APPROVED 2 YEARS AGO

**3 MOTIONED BY BOBBY SMITH, SECONDED BY R R "Dick" HUBERT, APPROVAL OF MINUTES FOR MEETING OF SEPTEMBER 28, 1999
ALL VOTING YES**

4 CONSIDER ANY/ALL NECESSARY ACTION PERTAINING TO BID'S

- A **BID #99-15 "Re-Bid of Pct#3 - Sale of Surplus Dump Truck"**
Motioned by James J 'Buddy' Purvis, seconded by Bobby Smith, to REJECT all Bids and re advertise for same
All voting yes
- B **BID #99-17 "Purchase of Oil, Gas & Diesel Fuels"**
Motioned by Bobby Smith, seconded by James J 'Buddy' Purvis, to AWARD BID to M C HUGHES OIL COMPANY, CORRIGAN, TEXAS
All voting yes

- C BID #99-18 "Purchase of Tires & Tubes"**
 Motioned by Bobby Smith, seconded by B E "Slim" Speights, to AWARD BID to
 GRAY WHOLESALE TIRE DIST INC
 All voting yes
- D BID #99-18 "Purchase of Pest Control Services"**
 Motioned by R R Dick Hubert, seconded by B E "Slim" Speights, to AWARD BID
 to BROKEN ARROW PEST CONTROL
 All voting yes
- E BID#99-20 - PCT #3 - "Purchase and Sale/Trade of (2) Maintainers"**
 Motioned by James J Buddy Purvis, seconded by Bobby Smith, to AWARD BID
 To MUSTANG TRACTOR & EQUIPMENT CO -LUFKIN, TEXAS for the
 Purchase price of \$145,750 00 (Less Trade In \$210,500 00), Total refund of
 \$64,750 00
 All voting yes
- F BID #99-21 THROUGH 99-24 "Purchase of Precinct Road Materials"**
 Motioned by Bobby Smith, seconded by R R "Dick" Hubert, approval to Award all
 Bids to the following vendors as recommended by each commissioner

PRECINCT #1

- Bid#99 21 01 Crushed Glauconite Double R Rock, San Augustine
 Bid#99 21 02 Chip and Seal Pinto Construction Co Nacogdoches
 Bid#99 21 03 Limestone Base Martin Marietta Materials Humble,Tx
 Bid#99 21 04 Hot/Cold Mix Pavers Supply Company (Scenic Loop area)
 and Martin Marietta Materials (Ace & Taylor Lake area)
 Bid#99 21 05 Other Base Materials
 Sandstone **Reject & Re-Bid**
 Caliche Road Base Hoot's Loader Service
 Oil Base Pinto Construction Co

PRECINCT #2

- Bid#99 22 01 Crushed Glauconite **Reject**
 Bid#99 22 02 Chip and Seal Pinto Construction Co Nacogdoches
 Bid#99 22 03 Limestone Base Martin Marietta Materials Humble
 Bid#99 22 04 Hot/Cold Mix Pavers Supply Co Huntsville & Conroe
 Bid#99 22 05 Other Base Materials
 Sandstone **Reject & Re-Bid**
 Oil Base Pinto Construction Co
 Caliche Base Hoot's Loader Service Oakhurst

PRECINCT #3

- Bid#99 23 01 Crushed Glauconite **Reject**
 Bid#99 23 02 Chip and Seal Pinto Construction Co Nacogdoches
 Bid#99 23 03 Limestone Base **"Tabled Bid"**
 Bid#99 23 04 Hot/Cold Mix East Texas Asphalt Co Lufkin
 Bid#99 23 05 Other Base Materials **Reject & Re-Bid**

PRECINCT #4

Bid#99 24 01 Crushed Glauconite Double R Rock San Augustine
 Bid#99 24 02 Chip and Seal Pinto Construction Nacogdoches
 Bid#99 24 03 Limestone Base Martin Marietta Materials Humble
 Bid#99 24 04 Hot/Cold Mix Pavers Supply Company Huntsville
 Bid#99 24 05 Other Base Materials
 Oil Stabilized Base Pinto Construction Co
 Caliche Base Hoot's Loader Service Oakhurst
 Sandstone & other base Reject

- G BID #99-25 "Pct #1 Sale of Surplus Dump Truck"**
 Motioned by B E "Slim" Speights, seconded by Bobby Smith to **AWARD BID to BIG THICKET LAKE ESTATES ROAD FUND - ELDON MAYO, FOR \$400 00**
 All voting yes
- H BID #99-15 "Pct #3 "Sale of 1986 Kobelco Rubber Tire Loader"**
 Motioned by James J "Buddy" Purvis seconded by Bobby Smith, to **AWARD BID TO PINTO CONSTRUCTION CO INC - NACOGDOCHES, TEXAS FOR \$10,000 00**
 All voting yes
- 5 MOTIONED BY BOBBY SMITH, SECONDED BY JAMES J "Buddy" PURVIS, APPROVAL TO ISSUE TIME WARRANT FOR THE PURCHASE OF PERMIT/INSPECTION TRUCK, IN THE AMOUNT OF \$15,091 66 AT A MATURITY OF ONE(1) YEAR WITH AN INTEREST RATE NOT TO EXCEED 5 3%
 ALL VOTING YES**
- 6 MOTIONED BY R R "Dick" HUBERT, SECONDED BY B E "Slim" SPEIGHTS, TO NOMINATE CLARKE EVANS FOR THE POLK CENTRAL APPRAISAL DISTRICT BOARD OF DIRECTORS
 ALL VOTING YES**
- 7 MOTIONED BY JAMES J "Buddy" PURVIS, SECONDED BY B E "Slim" SPEIGHTS APPROVAL OF "RESOLUTION" APPROVING SUBMISSION OF \$350,000 00 DISASTER RELIEF GRANT FOR COUNTY ROAD MATERIALS AND APPOINTING COUNTY JUDGE AS AUTHORIZED REPRESENTATIVE TO EXECUTE NECESSARY DOCUMENTS
 ALL VOTING YES (SEE ATTACHED)**
- 8 MOTIONED BY JAMES J "Buddy" PURVIS SECONDED BY R R "Dick" HUBERT, SCHEDULE PUBLIC HEARING FOR DISASTER RELIEF GRANT ON OCTOBER 21, 1999 AT 5 15 P M
 ALL VOTING YES**
- 9 MOTIONED BY BOBBY SMITH, SECONDED BY R R "Dick" HUBERT, APPROVE SHERIFF'S REQUEST FOR LETTER OF AGREEMENT WITH TRINITY COUNTY FOR INMATE HOUSING IN POLK COUNTY JAIL
 ALL VOTING YES (SEE ATTACHED)**

- 10 MOTIONED BY JAMES J "Buddy" PURVIS, SECONDED BY B E "Slim" SPEIGHTS
 APPROVAL OF BROOKS ROAD ROW DONATION AND ACCEPTANCE OF
 BROOKS ROAD FOR COUNTY MAINTENANCE, PRECINCT #3
 ALL VOTING YES
- 11 MOTIONED BY JAMES J "Buddy" PURVIS, SECONDED BY B E "Slim" SPEIGHTS
 APPROVE COUNTY CLERK'S REQUEST FOR APPROVAL OF LEASE FOR
 OFFICE SPACE (OFF SITE STORAGE FACILITY) LOCATED AT
 207 N JACKSON & AUTHORIZE JUDGE THOMPSON TO SIGN LEASE ON
 BEHALF OF COUNTY
 ALL VOTING YES (SEE ATTACHED)
- 12 MOTIONED BY JAMES J "Buddy" PURVIS, SECONDED BY BOBBY SMITH,
 APPROVAL OF BUDGET AMENDMENTS #99-25 and #2000-01
 ALL VOTING YES (SEE ATTACHED)
- 13 MOTIONED BY BOBBY SMITH, SECONDED BY R R "Dick" HUBERT, APPROVAL
 AND PAYMENT OF BILLS (By schedule) plus addendums
 ALL VOTING YES (SEE ATTACHED)

DATE	AMOUNT	CHECK NUMBERS
9 28 99	500 00	144322 FY99 Cash Bond Payable
9 29 99	0	130603 & 135495 FY99 Journal Entries
9 29 99	0	FY99 Journal Entries 139872 139843 139872 139873 141485 141494 141506 141541 139759 139760 139834 139899 140074 140271 140287 140303 140306 140309 140331 140334 140337 140463 140667 140949 140971 140976 141020 141025 141034 141036 141044 141053 141077 141105 141160 141259 141275 141475 141560 141565 141574 141582 141607 141610 141845 141858 141882 141939 141959
9 29 99	40 00	Void Ck#141846
9 29 99	19 22	Void Ck#141304
9 29 99	22 94	Void Ck#140399
9 29 99	50 00	Void Ck#144287
9 29 99	1,165 50	, Void Ck#141810
9 29 99	121 90	Void Ck#143657
9 29 99	26,862 01	FY99 BTLE Project 59 62 FY99 Elec Fee Acct. 249 251 FY99 Hist Comm 489 494

DATE	AMOUNT	CHECK NUMBERS
9 29 99	115,835 26	144323 144375
9 30 99	5,547 83	144376 144474
9 30 99	182 017 21	144475 144489
9 30 99	74,522 47	144490 144585
10 04 99	182,895 21	144586 144594
10 06 99	8,458 00	Electronic Transfer (FY2000)Texpool
10 06 99	25 418 48	144595 144605
10 06 99	31,085 66	144606 144669
10 07 99	88,182 36	144670 144767
10 08 99	29 733 34	144678 144776
10 12 99	119 428 96	Addendum (FY99)
10 12 99	48 188 20	Addendum (FY2000)

- 14 MOTIONED BY BOBBY SMITH, SECONDED BY JAMES J 'Buddy' PURVIS
 APPROVAL OF PERSONNEL ACTION FORMS, (REVISED)
 ALL VOTING YES (SEE ATTACHED)
- 15 MOTIONED BY R R "Dick" HUBERT, SECONDED BY BOBBY SMITH, APPROVAL
 TO ISSUE TIME WARRANT IN AN AMOUNT NOT TO EXCEED \$127,000 00
 WITH A MATURITY NOT TO EXCEED THREE (3) YEARS AND AN INTEREST
 RATE NOT TO EXCEED 5 3%, FOR THE PURCHASE OF SHERIFF'S
 DEPARTMENT PATROL VEHICLES, NOTING EXEMPTION FROM
 COMPETITIVE BIDDING REQUIREMENTS
 ALL VOTING YES
- 16 MOTIONED BY BOBBY SMITH SECONDED BY B E "Slim" SPEIGHTS,
 APPROVAL TO ISSUE TIME WARRANT IN AN AMOUNT NOT TO EXCEED
 \$13,109 00 WITH A MATURITY NOT TO EXCEED (3) YEARS, AND AN
 INTEREST RATE NOT TO EXCEED 5 3%, FOR THE PURCHASE OF
 PRECINCT #4 PICK-UP TRUCK (with trade in), noting exemption from
 competitive bidding requirements
 ALL VOTING YES
- 17 MOTIONED BY R R "Dick" HUBERT SECONDED BY B E "Slim" SPEIGHTS
 APPROVAL OF HISTORICAL COMMITTEE RECOMMENDATIONS FOR
 APPOINTMENT OF EMILY BANKS & DOLORES "Dee" GUINN TO FILL
 VACANCIES
 ALL VOTING YES

18 MOTIONED BY JAMES J "Buddy" PURVIS, SECONDED BY R R "Dick" HUBERT,
APPROVE ACTION PERTAINING TO THE DESIGNATION OF EARLY
VOTING PLACES FOR THE NOVEMBER 2nd CONSTITUTIONAL
AMENDMENT ELECTION
ALL VOTING YES (SEE ATTACHED)

20 MOTIONED BY BOBBY SMITH, SECONDED BY JAMES J "Buddy" PURVIS,
TO ACCEPT OFFERS TO PURCHASE TAX FORECLOSURE PROPERTIES
IN PRECINCT #2
Lot 30, Block 6 in Texas Acres #2
Lot 12 Block 3, in Bridgeview
ALL VOTING YES

21 MOTIONED BY BOBBY SMITH, SECONDED BY B E "Shm" SPEIGHTS,
APPROVAL OF PERMANENT ROAD FUND EXPENDITURES IN PCT #2
Sprott Road 1785 Ft
Hubert Lane 1784 Ft
Town & Country 528 Ft
Stones Throw 1584 Ft & 2640 Ft
L K. Walker 1877 Sq yds & 938 Sq yds
ALL VOTING YES (SEE ATTACHED)

22 MOTIONED BY R R "Dick" HUBERT, SECONDED BY B E "Shm" SPEIGHTS
TO ADJOURN COURT THIS 12th DAY OF OCTOBER 1999 AT 11 55 A.M
ALL VOTING YES



JOHN P THOMPSON, COUNTY JUDGE

ATTEST


BARBARA MIDDLETON, COUNTY CLERK

COMMISSIONERS COURT OF POLK COUNTY, TEXAS

SEXUALLY ORIENTED BUSINESS ORDER

AN ORDER PROVIDING FOR THE LICENSING AND REGULATION OF SEXUALLY ORIENTED BUSINESSES IN THE UNINCORPORATED AREAS OF POLK COUNTY, TEXAS

WHEREAS, there is the potential for the location of sexually oriented businesses in Polk County and such businesses require special supervision from the public safety agencies of the County to protect and preserve the health, safety and welfare of the patrons of such businesses as well as the citizens of the County, and

WHEREAS, the Polk County Commissioners Court finds that sexually oriented businesses are frequently used for unlawful sexual activities, including prostitution and sexual liaisons of a casual nature, and

WHEREAS, the concern over sexually transmitted diseases is a legitimate health concern of the County which demands reasonable regulation of sexually oriented businesses to protect the health and well-being of the citizens, and

WHEREAS, licensing is a legitimate and reasonable means of accountability to ensure that operators of sexually oriented businesses comply with reasonable regulations and to ensure that operators do not knowingly allow their establishments to be used as places of illegal sexual activity or solicitation, and

WHEREAS there is convincing documented evidence that sexually oriented businesses, because of their very nature, have a deleterious effect on both the existing businesses around them and the surrounding residential areas adjacent to them, causing increased crime and the downgrading of property values, and

WHEREAS, it is recognized that sexually oriented businesses, due to their nature, have serious objectionable operational characteristics, particularly when they are located in close proximity to each other, thereby contributing to urban and rural blight and downgrading the quality of life in the adjacent area, and

WHEREAS, the Polk County Commissioners Court desires to minimize and control these adverse effects and thereby protect the health, safety and welfare of the citizenry, protect the citizens from increased crime, preserve the quality of life, preserve the property values and character of surrounding neighborhoods and deter the spread of urban and rural blight, and

WHEREAS, it is not the intent of this Order to suppress any

speech activities protected by the First Amendment to the United States Constitution, but to enact a content-neutral Order that addresses the secondary effects of sexually oriented businesses, and

WHEREAS, it is not the intent of the Polk County Commissioners Court to condone or legitimize the promotion of obscene materials and

WHEREAS, the Polk County Commissioners Court recognizes that applicable state law prohibits the promotion of obscene materials, and the Commissioners Court expects and encourages state enforcement officials to enforce state obscenity statutes against any such illegal activities in Polk County,

NOW, THEREFORE, pursuant to the authority granted by the Constitution and Chapter 243 of the Texas Local Government Code,
BE IT ENACTED BY THE COMMISSIONERS COURT OF POLK COUNTY, TEXAS

SEXUALLY ORIENTED BUSINESSES ORDER

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SEXUALLY ORIENTED BUSINESSES ORDER

§ 1-100. PURPOSE AND INTENT.

- (a) It is the purpose of this Order to regulate sexually oriented businesses in order to promote the health, safety, morals, and general welfare of the citizens of the County, and to establish reasonable and uniform regulations to prevent the concentration of sexually oriented businesses within the County. The provisions of this Order have neither the purpose nor effect of imposing a limitation or restriction on the content of any communicative materials, including sexually oriented materials. Similarly, it is neither the intent nor effect of this Order to restrict or deny access by adults to sexually oriented materials protected by the First Amendment or to deny access by the distributors and exhibitors of sexually oriented entertainment to their intended market.
- (b) It is the intent of the Commissioners Court that the locational regulations of § 1-112 of this Order are promulgated pursuant to Chapter 243 of the Texas Local Government Code.

§ 1-101. DEFINITIONS

In this Order

- (a) Adult Arcade means any place to which the public is permitted or invited wherein coin-operated or slug-operated or electronically, electrically, or mechanically controlled still or motion picture machines, projectors, or other image-producing devices are maintained to show images to five (5) or fewer persons per machine at any one (1) time, and where the images so displayed are distinguished or characterized by the depicting or describing of "specified sexual activities" or "specified anatomical areas."
- (b) Adult Bookstore or Adult Video Store means a commercial establishment that as one of its principal business purposes offers for sale or rental for any form of consideration any one or more of the following
 - (1) books, magazines, periodicals or other printed matter, or photographs, films, motion pictures, video cassettes or video reproductions, slides, or other visual representations that depict or describe "specified sexual activities" or "specified anatomical areas", or
 - (2) instruments, devices, or paraphernalia that are designed for use in connection with "specified sexual activities."

- (c) Adult Cabaret means a nightclub, bar, restaurant, or similar commercial establishment that regularly features
- (1) persons who appear in a state of nudity or semi-nudity, including topless dancers, nude dancers or strippers, male or female or
 - (2) live performances that are characterized by the exposure of "specified anatomical areas" or by "specified sexual activities" or
 - (3) films, motion pictures, video cassettes, slides, or other photographic reproductions that are characterized by the depiction or description of "specified sexual activities" or "specified anatomical areas "
- (d) Adult Motel means a hotel, motel or similar commercial establishment that
- (1) offers accommodations to the public for any form of consideration, provides patrons with closed-circuit television transmissions, films, motion pictures, video cassettes, slides, or other photographic reproductions that are characterized by the depiction or description of "specified sexual activities" or "specified anatomical areas", and has a sign visible from the public right-of-way which advertises the availability of this type of photographic reproductions, or
 - (2) offers a sleeping room for rent for a period of time that is less than ten (10) hours, or
 - (3) allows a tenant or occupant of a sleeping room to subrent the room for a period of time that is less than ten (10) hours
- (e) Adult Motion Picture Theater means a commercial establishment where, for any form of consideration, films, motion pictures, video cassettes, slides, or similar photographic reproductions are shown that are characterized by the depiction or description of "specified sexual activities" or "specified anatomical areas "
- (f) Adult Theater means a theater, concert hall, auditorium, or similar commercial establishment that regularly features persons who appear in a state of nudity or live performances which are characterized by the exposure of "specified anatomical areas" or by "specified sexual activities "
- (g) Child Care Facility means a building used as a day nursery,

children's boarding home, child placement agency, religious or charitable encampment for children or any other place for the care or custody of children under sixteen (16) years of age

- (h) Church means a building in which persons regularly assemble for worship, intended primarily for purposes connected with faith, or for propagating a particular form of belief
- (i) Auditor means the Polk County Auditor or his designated agent
- (j) Escort means a person who, for consideration, agrees or offers to act as a companion, guide, or date for another person, or who agrees or offers to privately model lingerie or to privately perform a striptease for another person
- (k) Escort Agency means a person who, or business association that, furnishes, offers to furnish, or advertises to furnish escorts as one of its business purposes, for a fee, tip, or other consideration
- (l) Establishment means and includes any of the following
 - (1) the opening or commencement of any sexually oriented business as a new business
 - (2) the conversion of an existing business, whether or not a sexually oriented business, to any sexually oriented business,
 - (3) the addition of any sexually oriented business to any other existing sexually oriented business, or
 - (4) the relocation of any sexually oriented business
- (m) Licensee means a person in whose name a license to operate a sexually oriented business has been issued as well as the individual listed as an applicant on the application for a license
- (n) Nude Model Studio means any place where a person who appears in a state of nudity or semi-nudity or displays "specified anatomical areas" is provided to be observed, sketched drawn, painted, sculptured, photographed, or similarly depicted by other persons who pay money or any form of consideration
- (o) Nudity or a State of Nudity means
 - (1) the appearance of a human bare buttock, anus, male genitals, female genitals, or female breast, or

- (2) a state of dress that fails to opaquely cover a human buttock anus, male genitals, female genitals, or areola of the female breast
- (p) Operates or Causes to be Operated means to cause to function or to put or keep in operation A person may be found to be operating or causing to be operated a sexually oriented business whether or not that person is an owner, part owner, or licensee of the business
- (q) Person means an individual, proprietorship, partnership, corporation, association, or other legal entity
- (r) Residential District means a single family, duplex, townhouse, multiple family or mobile home district or area so designated by such uses
- (s) Residential Use means property used for single family, duplex multiple family, mobile home park, mobile home subdivision, or campground purposes
- (t) School means any public or private learning center, elementary school, secondary school, junior college, community college, college, university or other center for post-secondary education
- (u) Semi-Nude means a state of dress in which clothing covers no more than the genitals, pubic region, and areolae of the female breasts, as well as portions of the body covered by supporting straps or devices
- (v) Sexual Encounter Center means a business or commercial enterprise that as one of its primary business purposes, offers for any form of consideration
- (1) physical contact in the form of wrestling or tumbling between persons of the opposite sex, or
 - (2) activities between male and female persons and/or persons of the same sex when one or more of the persons is in a state of nudity or semi-nude
- (w) Sexually Oriented Business means an adult arcade, adult bookstore or adult video store, adult cabaret, adult motel, adult motion picture theater, adult theater, escort agency, nude model studio, or sexual encounter center
- (x) Specified Anatomical Areas means human genitals in a state of sexual arousal
- (y) Specified Sexual Activities means and includes any of the following

- (1) the fondling or other erotic touching of human genitals, pubic region, buttocks, anus, or female breasts
 - (2) sex acts, normal or perverted, actual or simulated, including intercourse, oral copulation, or sodomy,
 - (3) masturbation, actual or simulated, or
 - (4) excretory functions as part of or in connection with any of the activities set forth in (1) through (3), above
- (z) Substantial Enlargement of a sexually oriented business means the increase in floor area occupied by the business by more than twenty (20) percent, as the floor area existed on the date of the enactment of this Order
- (aa) Transfer of Ownership or Control of a sexually oriented business means and includes any of the following
- (1) the sale, lease, or sublease of the business,
 - (2) the transfer of securities that constitute a controlling interest in the business, whether by sale, exchange, or similar means, or
 - (3) the establishment of a trust, gift or other similar legal device that transfers the ownership or control of the business, except for transfer by bequest or other operation of law upon the death of the person possessing the ownership or control

§ 1-102. CLASSIFICATIONS OF SEXUALLY ORIENTED BUSINESSES

Sexually oriented businesses are classified as follows

- (a) adult arcades,
- (b) adult bookstores or adult video stores,
- (c) adult cabarets,
- (d) adult motels,
- (e) adult motion picture theaters,
- (f) adult theaters,
- (g) escort agencies,

- (h) nude model studios, and
- (i) sexual encounter centers

§ 1-103 LICENSE REQUIRED

- (a) A person commits an offense if he operates a sexually oriented business without a valid license issued by the County for the particular type of business
- (b) An application for a license must be made on a form provided by the Auditor. The application form shall be sworn to and shall (1) include the name and address of the applicant, (2) state whether the applicant meets each of the requirements set forth in § 1-104 of this Order (3) include the name and address of each person required to sign the application pursuant to § 1-103(d) of this Order, and the name address and type of entity (if applicable) of each person or entity owned or controlled by such person that owns or controls an interest in the business to be licensed, and (4) such other matters, consistent with this Order, as may be specified in the application form. The application must be accompanied by a sketch or diagram showing the configuration of the premises, including a statement of total floor space occupied by the business. The sketch or diagram need not be professionally prepared but must be drawn to a designated scale or drawn with marked dimensions of the interior of the premises to an accuracy of plus or minus six inches (6"). Applicants who must comply with § 1-118 of this Order shall submit a diagram meeting the requirements of § 1-118 of this Order
- (c) The applicant must be qualified according to the provisions of this Order and the premises must be inspected and found to be in compliance with the law by the Auditor
- (d) If a person who wishes to operate a sexually oriented business is an individual, he or she must sign the application for a license as applicant. If a person who wishes to operate a sexually oriented business is other than an individual, each individual who has a twenty percent (20%) or greater interest in the business must sign the application for a license as applicant. Each applicant must be qualified under § 1-104 of this Order and each applicant shall be considered a licensee if a license is granted

§ 1-104. ISSUANCE OF LICENSE.

- (a) The Auditor shall approve the issuance of a license to an applicant within thirty (30) days after receipt of an application unless the Auditor finds one or more of the following to be true

- (1) An applicant is under eighteen (18) years of age
- (2) An applicant or an applicant's spouse is overdue in payment to the County of taxes, fees, fines, or penalties assessed against or imposed upon the applicant or the applicant's spouse in relation to a sexually oriented business
- (3) An applicant has failed to provide information reasonably necessary for issuance of the license or has falsely answered a question or request for information on the application form
- (4) An applicant or an applicant's spouse has been convicted of a violation of a provision of this Order other than the offense of operating a sexually oriented business without a license, within two (2) years immediately preceding the application. The fact that a conviction is being appealed shall have no effect
- (5) The license fee required by this Order has not been paid
- (6) An applicant has been employed in a sexually oriented business in a managerial capacity within the preceding twelve (12) months and has demonstrated an inability to operate or manage a sexually oriented business premises in a peaceful and law-abiding manner thus necessitating action by law enforcement officers
- (7) An applicant or the proposed establishment is in violation of or is not in compliance with § 1-106, § 1-111, § 1-112, § 1-114, § 1-115, § 1-116, § 1-117 § 1-118, or § 1-119 of this Order
- (8) The premises to be used for the sexually oriented business are not in compliance with all applicable County laws, regulations and Commissioners Court orders
- (9) An applicant or an applicant's spouse has been convicted of a crime
 - (A) involving,
 - (1) any of the following offenses as described in Chapter 43 of the Texas Penal Code
 - (aa) prostitution,
 - (bb) promotion of prostitution,

- (cc) aggravated promotion of prostitution,
- (dd) compelling prostitution,
- (ee) obscenity,
- (ff) sale, distribution, or display of harmful material to a minor,
- (gg) sexual performance by a child,
- (hh) employment harmful to children, or
- (ii) possession or promotion of child pornography,
- (11) any of the following offenses as described in Chapter 21 of the Texas Penal Code
 - (aa) public lewdness,
 - (bb) indecent exposure, or
 - (cc) indecency with a child
- (111) sexual assault or aggravated sexual assault as described in Chapter 22 of the Texas Penal Code,
- (1v) incest, solicitation of a child, or harboring a runaway child as described in Chapter 25 of the Texas Penal Code, or
- (v) criminal attempt, conspiracy, or solicitation to commit any of the foregoing offenses,
- (B) for which
 - (1) less than two (2) years have elapsed since the date of conviction or the date of release from confinement imposed for the conviction, whichever is the later date, if the conviction is of a misdemeanor offense,
 - (11) less than five (5) years have elapsed since the date of conviction or the date of release from confinement for the conviction, whichever is the later date, if the conviction is of a felony offense, or

(111) less than five (5) years have elapsed since the date of release from confinement for the last conviction, whichever is the later date, if the convictions are of two (2) or more misdemeanor offenses or combination of misdemeanor offenses occurring within any 24-month period

- (b) The fact that a conviction is being appealed shall have no effect on the disqualification of the applicant or applicant's spouse
- (c) The license, if granted, shall state on its face the name of the person or persons to whom it is granted, the expiration date, and the address of the sexually oriented business. The license shall be posted in a conspicuous place at or near the entrance to the sexually oriented business so that it may be easily read at any time

§ 1-105. LICENSE FEES FOR SEXUALLY ORIENTED BUSINESSES.

The annual fee for a sexually oriented business shall be \$1500 00

§ 1-106. INSPECTION.

- (a) An applicant or licensee shall permit representatives of the Sheriff's Department and the Auditor to inspect the premises of a sexually oriented business for the purpose of ensuring compliance with the law at any time it is occupied or open for business
- (b) A person who operates a sexually oriented business or his agent or employee commits an offense if he refuses to permit a lawful inspection of the premises by a representative of the Sheriff's Department at any time it is occupied or open for business
- (c) The provisions of this section do not apply to areas of an adult motel that are currently being rented by a customer for use as a permanent or temporary habitation

§ 1-107. EXPIRATION OF LICENSE.

Each license shall expire one (1) year from the date of issuance and may be renewed only by making application as provided in § 1-103. Application for renewal should be made at least thirty (30) days before the expiration date, and

when made less than thirty (30) days before the expiration date, the expiration of the license will not be affected

§ 1-108. SUSPENSION.

The Auditor shall suspend a license for a period not to exceed thirty (30) days if he determines that a licensee or an agent or employee of a licensee has

- (1) violated or is not in compliance with § 1-106, § 1-111, § 1-112, § 1-114, § 1-115, § 1-226, § 1-117, § 1-118, or § 1-119 of this Order
- (2) engaged in excessive use of alcoholic beverages while on the sexually oriented business premises,
- (3) refused to allow an inspection of the sexually oriented business premises as authorized by this Order,
- (4) knowingly permitted gambling by any person on the sexually oriented business premises, or
- (5) demonstrated inability to operate or manage a sexually oriented business in a peaceful and law-abiding manner thus necessitating action by law enforcement officers

§ 1-109. REVOCATION.

- (a) The Auditor shall revoke a license if a cause of suspension in § 1-108 of this Order occurs and the license has been suspended within the preceding twelve (12) months
- (b) The Auditor shall revoke a license if he determines that
 - (1) a licensee gave false or misleading information in the material submitted to the Auditor during the application process,
 - (2) a licensee, an agent or an employee has knowingly allowed possession, use, or sale of controlled substances on the premises,
 - (3) a licensee, an agent or an employee has knowingly allowed prostitution on the premises,
 - (4) a licensee, an agent or an employee knowingly operated the sexually oriented business during a period of time when the licensee's license was suspended,
 - (5) a licensee has been convicted of an offense listed in § 1-104(a)(9)(A) for which the time period required in §

1-104(a)(9)(B) has not elapsed,

- (6) on two (2) or more occasions within a 12-month period, a person or persons committed an offense, occurring in or on the licensed premises, of a crime listed in § 1-104(a)(9)(A), for which a conviction has been obtained, and the person or persons were agents or employees of the sexually oriented business at the time the offenses were committed,
 - (7) a licensee or an agent or an employee has knowingly allowed any act of sexual intercourse, sodomy oral copulation, masturbation or sexual contact to occur in or on the licenses premises The term "sexual contact" shall have the same meaning as it is defined in Section 21 01, Texas Penal Code, or
 - (8) a licensee is delinquent in payment to the County for any ad valorem taxes, sales or other taxes related to the sexually oriented business
- (c) The fact that a conviction is being appealed shall have no effect on the revocation of the license
 - (d) Subsection (b)(7) of this section does not apply to adult motels as a ground for revoking the license unless the licensee, agent or employee knowingly allowed the act of sexual intercourse, sodomy, oral copulation, masturbation, or sexual contact to occur in a public place or within public view
 - (e) When the Auditor revokes a license, the revocation shall continue for one (1) year and the licensee shall not be issued a sexually oriented business license for one (1) year from the date revocation became effective If, subsequent to the revocation, the Auditor finds that the basis for the revocation has been corrected or abated, the applicant may be granted a license if at least ninety (90) days have elapsed since the date the revocation became effective If the license was revoked under Subsection (b)(5) of this section, an applicant may not be granted another license until the appropriate number of years required under § 1-104(a)(9)(B) has elapsed

§ 1-110. APPEAL.

If the Auditor denies the issuance of a license, or suspends or revokes a license, the Auditor shall send to the applicant, or licensee, by certified mail, return receipt requested, written notice of the action and the right to an appeal Upon receipt of written notice of the denial,

suspension, or revocation, the licensee whose application for a license has been denied or whose license has been suspended or revoked shall have the right to appeal to the state district court. An appeal to the state district court must be filed within thirty (30) days after the receipt of notice of the decision of the Auditor. The licensee shall bear the burden of proof in court.

§ 1-111. TRANSFER OF LICENSE.

A licensee shall not transfer his license to another, nor shall a licensee operate a sexually oriented business under the authority of a license at any place other than the address designated in the application.

§ 1-112. LOCATION OF SEXUALLY ORIENTED BUSINESS

- (a) A person commits an offense if the person operates or causes to be operated a sexually oriented business within one thousand five hundred feet (1500') of
- (1) a church,
 - (2) a school
 - (3) a child care facility,
 - (4) a boundary of a residential district,
 - (5) a public park,
 - (6) the property line of a lot devoted to residential use,
or
 - (7) any building or structure in which alcoholic beverages are offered for sale
- (b) A person commits an offense if he or she causes or permits the operation, establishment, substantial enlargement, or transfer or ownership or control of a sexually oriented business located within one thousand five hundred feet (1500') of another sexually oriented business
- (c) A person commits an offense if he or she causes or permits the operation, establishment, or maintenance of more than one (1) sexually oriented businesses in the same building, structure, or portion thereof, or the increase of floor area of any sexually oriented business in any building, structure, or portion thereof containing another sexually oriented business

- (d) For the purpose of Subsection (a) of this section, measurement shall be made in a straight line, without regard to intervening structures or objects, from the nearest portion of the building or structure used as a part of the premises where a sexually oriented business is conducted, to the nearest property line of the premises of a church, school, child care facility or building or structure in which alcoholic beverages are offered for sale, or to the nearest boundary of an affected public park, residential district, or residential lot
- (e) For the purposes of Subsection (b) of this section, the distance between any two (2) sexually oriented businesses shall be measured in a straight line, without regard to intervening structures or objects, from the closest exterior wall of the structure in which each business is located
- (f) Any sexually oriented business lawfully operating on the effective date of this Order that is in violation of Subsections (a), (b) or (c) of this Section shall be deemed a nonconforming use the nonconforming use will be permitted to continue for a period not to exceed twelve (12) months, unless sooner terminated for any reason or voluntarily discontinued for a period of thirty (30) days or more Such nonconforming use shall not be increased enlarged, extended, or altered except that the use may be changed to a conforming use If two (2) or more sexually oriented businesses are within one thousand five hundred feet (1500') of one another and otherwise in a permissible location, the sexually oriented business which was first established and continually operating at a particular location is the conforming use and the later-established business(es) is nonconforming
- (g) A sexually oriented business lawfully operated as a conforming use is not rendered a nonconforming use by the location, subsequent to the grant or renewal of the sexually oriented business license, of a church school child care facility, public park, residential district, or residential lot, or any building or structure in which alcoholic beverages are offered for sale, within one thousand five hundred feet (1500') of the sexually oriented business This provision applies only to the renewal of a valid license, and does not apply when an application for a license is submitted after a license has expired or has been revoked

§ 1-113. EXEMPTIONS FROM LOCATIONAL RESTRICTIONS.

- (a) If the Auditor denies the issuance of a license to an applicant because the location of the sexually oriented business establishment is in violation of any section of this Order, then the applicant may, not later than ten (10) calendar days after receiving notice of the denial, file with the County Judge a written request for an exemption from the locational restrictions of this Order
- (b) If the written request is filed with the County Judge within the ten-day limit, the Commissioners Court shall consider the request. The County Judge shall set a date for a public hearing within sixty (60) days from the date the written request is received
- (c) A hearing by the Commissioners Court may proceed if a quorum of the Commissioners Court is present. The Commissioners Court shall hear and consider evidence offered by any interested person. The formal rules of evidence do not apply
- (d) The Commissioners Court may, in its discretion, grant an exemption from the locational restrictions of this Order if it makes the following findings
 - (1) That the location of the proposed sexually oriented business will not have a detrimental effect on nearby properties or be contrary to the public safety or welfare,
 - (2) That the granting of the exemption will not violate the spirit and intent of this Order,
 - (3) That the location of the proposed sexually oriented business will not downgrade the property values or quality of life in the adjacent areas or encourage the development of urban or rural blight,
 - (4) That the location of an additional sexually oriented business in the area will not be contrary to any program of neighborhood conservation nor will it interfere with any efforts of urban renewal or restoration, and
 - (5) That all other applicable provisions of this Order will be observed

- (e) The Commissioners Court shall grant or deny the exemption by a majority vote. Failure to reach a majority vote shall result in denial of the exemption. Disputes of fact shall be decided on the basis of a preponderance of the evidence. The decision of the Commissioners Court is final.
- (f) If the Commissioners Court grants the exemption, the exemption is valid for one (1) year from the date of the Commissioners Court's action. Upon the expiration of an exemption, the sexually oriented business is in violation of the locational restrictions of this Order until the applicant applies for and receives another exemption.
- (g) If the Commissioners Court denies the exemption, the applicant may not reapply for an exemption until at least twelve (12) months have elapsed since the date of the Commissioners Court's action.
- (h) The grant of an exemption does not exempt the applicant from any other provisions of this Order other than the locational restrictions.

§ 1-114. ADDITIONAL REGULATIONS FOR ESCORT AGENCIES.

- (a) An escort agency shall not employ any person under the age of eighteen (18) years.
- (b) A person commits an offense if he acts as an escort or agrees to act as an escort for any person under the age of eighteen (18) years.

§ 1-115. ADDITIONAL REGULATIONS FOR NUDE MODEL STUDIOS.

- (a) A nude model studio shall not employ any person under the age of eighteen (18) years.
- (b) A person under the age of eighteen (18) years commits an offense if he appears in a state of nudity or semi-nudity in or on the premises of a nude model studio. It is a defense to prosecution under this section if the person under eighteen (18) years was in a restroom not open to public view or persons of the opposite sex.
- (c) A person commits an offense if he appears in a state of nudity or semi-nudity or knowingly allows another to appear in a state of nudity or semi-nudity in an area of a nude model studio premises which can be viewed from the public right-of-way.
- (d) A nude model studio shall not place or permit a bed, sofa, or mattress in any room on the premises, except that a sofa may be placed in a reception room open to the public.

**§ 1-116 ADDITIONAL REGULATIONS FOR
ADULT THEATERS AND ADULT MOTION PICTURE THEATERS.**

- (a) A person commits an offense if he knowingly allows a person under the age of eighteen (18) years to appear in a state of nudity or semi-nudity in or on the premises of an adult theater or adult motion picture theater
- (b) A person under the age of eighteen (18) years commits an offense if he knowingly appears in a state of nudity or semi-nudity in or on the premises of an adult theater or adult motion picture theater
- (c) It is a defense to prosecution under Subsections (a) and (b) of this section if the person under eighteen (18) years was in a restroom not open to the public view or persons of the opposite sex

§ 1-117. ADDITIONAL REGULATIONS FOR ADULT MOTELS.

- (a) Evidence that a sleeping room in a hotel, motel, or similar commercial establishment has been rented and vacated two (2) or more times in a period of time that is less than ten (10) hours creates a rebuttable presumption that the establishment is an adult motel as that term is defined in this Order
- (b) A person commits an offense if, as the person in control of a sleeping room in a hotel, motel, or similar commercial establishment that does not have a sexually oriented business license, he rents or subrents a sleeping room to a person and, within ten (10) hours from the time the room is rented, he rents or subrents the same sleeping room again
- (c) For purposes of Subsection (b) of this section, the terms "rent" or "subrent" mean the act of permitting a room to be occupied for any form of consideration

**§ 1-118. REGULATIONS PERTAINING TO
EXHIBITION OF SEXUALLY EXPLICIT FILMS OR VIDEOS.**

- (a) A person who operates or causes to be operated a sexually oriented business, other than an adult motel, which exhibits on the premises in a viewing room of less than one hundred fifty (150) square feet of floor space, a film, video cassette, or other video reproduction which depicts specified sexual activities or specified anatomical areas,

shall comply with the following requirements

- (1) Upon application for a sexually oriented business license, the application shall be accompanied by a diagram of the premises showing a plan thereof specifying the location of one (1) or more manager's stations, the location of all overhead lighting fixtures, and switches, which lights are controlled by which switches and designating any portion of the premises in which patrons will not be permitted. Only agents or employees shall have access to light switches. A manager's station may not exceed thirty-two (32) square feet of floor area. The diagram shall also designate the place at which the permit will be conspicuously posted, if granted. A professionally prepared diagram in the nature of an engineer's or architect's blueprint shall not be required, however, each diagram should be oriented to the north or to some designated street or object and should be drawn to a designated scale or with marked dimensions sufficient to show the various internal dimensions of all areas of the interior of the premises to an accuracy of plus or minus six inches (6"). The Auditor may waive the foregoing diagram for renewal applications if the applicant adopts a diagram that was previously submitted and certifies that the configuration for the premises has not been altered since it was prepared.
- (2) The application shall be sworn to be true and correct by the applicant.
- (3) No alteration in the configuration or location of a manager's station may be made without the prior approval of the Auditor.
- (4) It is the duty of the owners and operator of the premises to ensure that at least one (1) employee is on duty and situated in each manager's station at all times that any patron is present inside the premises.
- (5) The interior of the premises shall be configured in such a manner that there is an unobstructed view from a manager's station of every area of the premises to which any patron is permitted access for any purpose excluding restrooms. Restrooms may not contain video reproduction equipment. If the premises have two (2) or more manager's stations designated, then the interior of the premises shall be configured in such a

manner that there is an unobstructed view of each area of the premises to which any patron is permitted access for any purpose from at least one (1) of the manager's stations. The view required in this subsection must be by direct line of sight from the manager's station.

- (6) It shall be the duty of the owners and operator, and it also shall be the duty of any agents and employees present in the premises to ensure that the view area specified in Subsection (a)(5) of this section remains unobstructed by any doors, walls, merchandise, display racks or other materials at all times that any patron is present on the premises and to ensure that no patron is permitted access to any area of the premises which has been designated as an area in which patrons will not be permitted in the application filed pursuant to Subsection (a)(1) of this section.
 - (7) The premises shall be equipped with overhead lighting fixtures of sufficient intensity to illuminate every place to which patrons are permitted access at an illumination of not less than one (1.0) footcandle as measured at the floor level.
 - (8) It shall be the duty of the owners and operator and it also shall be the duty of any agents and employees present on the premises to ensure that the illumination described above is maintained at all times that any patron is present on the premises.
- (b) A person having a duty under Subsections (a)(1) through (a)(8), above, commits an offense if he or she knowingly fails to fulfill that duty.

**§ 1-119. DISPLAY OF
SEXUALLY EXPLICIT MATERIAL TO MINORS.**

- (a) A person commits an offense if, in a business establishment open to persons under the age of seventeen (17) years, he displays a book, pamphlet, newspaper, magazine, film, or video cassette, the cover of which depicts, in a manner calculated to arouse sexual lust or passion for commercial gain or to exploit sexual lust or perversion for commercial gain, any of the following:
- (1) human sexual intercourse, masturbation, or sodomy,
 - (2) fondling or other erotic touching of human genitals, pubic region, buttocks, or female breasts,
 - (3) less than completely and opaquely covered human genitals, buttocks, or that portion of the female

breast below the top of the areola, or

- (4) human male genitals in a discernibly turgid state, whether covered or uncovered
- (b) In this section "display" means to locate an item in such a manner that, without obtaining assistance from an agent or employee of the business establishment
 - (1) it is available to the general public for handling and inspection, or
 - (2) the cover, outside packaging on the item or contents of the item is visible to members of the general public

§ 1-120. ENFORCEMENT.

- (a) Except as provided by Subsection (b) of this section, any person violating § 1-112 of this Order, upon conviction, is punishable by a fine not to exceed \$3,000 00 for each offense and a separate offense shall be deemed committed upon each day during or on which a violation occurs
- (b) If the sexually oriented business involved is a nude model studio or sexual encounter center then violation of § 1-103(a) or § 1-112 of this Order is punishable as a Class A misdemeanor
- (c) Except as provided by Subsection (b) of this section, above, any person violating a provision of this Order other than § 1-112, upon conviction, is punishable by a fine not to exceed \$3,000 for each offense and a separate offense shall be deemed committed upon each day during or on which a violation occurs
- (d) It is a defense to prosecution under § 1-103(a), § 1-112 or § 1-115(d) of this Order that a person appearing in a state of nudity or semi-nudity did so in a modeling class operated
 - (1) by a proprietary school licensed by the State of Texas, a college, junior college, or university supported entirely or partly by taxation,
 - (2) by a private college or university which maintains and operates educational programs in which credits are transferrable to a college, junior college, or university supported entirely or partly by taxation, or
 - (3) in a structure

- (A) which has no sign visible from the exterior of the structure and no other advertising that indicates a nude or semi-nude person is available for viewing, and
 - (B) where in order to participate in a class a student must enroll at least three (3) days in advance of the class, and
 - (C) where no more than one (1) nude or semi-nude model is on the premises at any one time
- (e) It is a defense to prosecution under § 1-103(a) or § 1-112 of this Order that each item of descriptive, printed film, or video material offered for sale or rental, taken as a whole, contains serious literary, artistic, political, or scientific value

§ 1-121. INJUNCTIVE RELIEF.

A person who operates or causes to be operated a sexually oriented business without a valid license or in violation of § 1-112 of this Order is subject to a suit for injunction as well as prosecution for criminal violations

§ 1-122. SEVERABILITY.

If any section, subsection, clause, phrase or provision of this Order, or the application thereof to any person or circumstance, shall to any extent be held by a court of competent jurisdiction to be invalid, void or unconstitutional, the remaining sections, subsections, clauses, phrases and provisions of this Order, or the application thereof to any person or circumstance, shall remain in full force and effect and shall in no way be affected, impaired or invalidated

§ 1-123. TIME OF EFFECT.

This Order takes effect at 12 01 a m on the day following its adoption

PASSED AND APPROVED on the 12th day of October 1999

John P. Thompson
County Judge John P Thompson

B. E. "Slim" Speights
Commissioner B E "Slim" Speights, Precinct 1

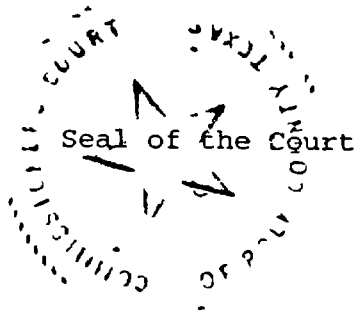
Bobby Smith
Commissioner Bobby Smith, Precinct 2

James J. Purvis
Commissioner James J "Buddy" Purvis, Precinct 3

R. R. "Dick" Hubert
Commissioner R R "Dick" Hubert, Precinct 4

Attested to and filed with the Clerk of the Court on this the 12th day of October, 1999

Barbara Middleton
County Clerk Barbara Middleton



RESOLUTION

A RESOLUTION OF THE COUNTY COMMISSIONERS COURT OF THE COUNTY OF POLK, TEXAS, AUTHORIZING THE SUBMISSION OF A TEXAS COMMUNITY DEVELOPMENT PROGRAM APPLICATION TO THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS FOR THE DISASTER RELIEF FUND AND AUTHORIZING THE COUNTY JUDGE TO ACT AS THE COUNTY'S CHIEF EXECUTIVE OFFICER AND AUTHORIZED REPRESENTATIVE IN ALL MATTERS PERTAINING TO THE COUNTY'S PARTICIPATION IN THE TEXAS COMMUNITY DEVELOPMENT PROGRAM'S DISASTER RELIEF FUND

WHEREAS, the County Commissioner's Court of the County of Polk desires to develop a viable urban community, including decent housing and a suitable living environment and expanding economic opportunities, principally for persons of low/moderate income, and

WHEREAS, Governor George W Bush has declared the County as a disaster area based on the damage that occurred to the county road system during the thunderstorms and flooding that occurred this spring, which represent a threat to the public health and safety, and

WHEREAS, it is necessary and in the best interest of the County of Polk to apply for funding under the Disaster Relief Program,

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COMMISSIONERS' COURT OF POLK COUNTY, TEXAS

- 1 That a Texas Community Development application for the Disaster Relief Fund is hereby authorized to be filed on behalf of the County with the Texas Department of Housing and Community Affairs,
- 2 That the County's application be for \$350,000.00 of grant funds to carry out repairs on roads in Precinct 1 and 4 that were damaged by the spring floods,
- 3 That the County Commissioners Court directs and designates the County Judge as the County's Chief Executive Officer and authorized representative to act in all matters in connection with the application and the County's participation in the Texas Community Development Program,
- 4 That it further be stated that the County of Polk road crew will regrade, reshape, compact roadway and spread roadway surface material

PASSED AND APPROVED THIS 12TH DAY OF October, 1999

JOHN P THOMPSON, COUNTY JUDGE
COUNTY OF POLK, TEXAS

ATTEST

Barbara Middleton
County Clerk

VOL 45 PAGE 926

POLK COUNTY



BILLY R NELSON, Sheriff
1733 N Washington
Livingston, Texas 77351
(409) 327 6810

CHARLES R. STATON
Chief Deputy

SHERLENE BROWN
Adm. Assistant

October 5, 1999

Brent Phillips, Sheriff
Trinity County
Box 95
Groveton, Texas 75845-0095

RE Inmates

Dear Sheriff Phillips

Per our discussion Polk County Jail will house ten of your inmates for \$25 00 per day per inmate Your department will be responsible for furnishing transportation and medical expenses

During the period of each month the jail administration will keep records of each inmate's expenses and a statement will be sent to you by the first of each month listing the amounts due This agreement is subject to approval of both Commissioner Courts Should you have any questions please feel free to contact me

Sincerely,

Handwritten signature of Billy R Nelson in cursive script.

Billy R Nelson
Sheriff

REAL ESTATE LEASE

This Lease Agreement (this "Lease") is made effective as of October 1, 1999, by and between JACK JACKSON ("Landlord"), and COUNTY OF POLK, ("Tenant") The parties agree as follows

PREMISES Landlord, in consideration of the lease payments provided in this Lease, leases to Tenant the building (the "Premises") located at 207 N Jackson, Livingston, Texas, 77351 Lessee shall occupy the leased premises solely for the purpose of office space and off-site record storage, during the term of this agreement In connection therewith, Lessee represents that they have determined that said premises are suitable for their purposes

TERM The lease term will begin on October 1, 1999 and will terminate on September 30, 2000 Tenant will not have the right to sublease

LEASE PAYMENTS Tenant shall pay to Landlord monthly payments of \$875 00 per month (\$800 rental plus \$75 for taxes and insurance), payable in advance on the first day of each month, for a total annual lease payment of \$10 500 00 Lease payments shall be made to the Landlord at 1201 W Church Street Livingston, Texas 77351, as may be changed from time to time by Landlord

POSSESSION Tenant shall be entitled to possession on the first day of the term of this Lease, and shall yield possession to Landlord on the last day of the term of this Lease, unless otherwise agreed by both parties in writing (at least ninety days before expiration of lease)

INSURANCE Lessee shall carry for the joint benefit of Lessor and Lessee public liability insurance covering Lessor as a co-insured party in a minimum amount of \$300,000 and furnish a copy of the policy or certificate of such insurance

ALTERATIONS, REPAIRS AND IMPROVEMENTS Lessee shall not create any openings in the roof or exterior walls, nor make any alterations, additions or improvements to the leased premises, except as herein provided, without the prior consent of Lessor Lessee shall have the right to remove at the expiration of this lease all equipment and personal property placed by it in the leased premises, provided Lessee is not in default hereunder, but not any improvements made to the building Lessee shall in connection with any improvements made by it to the building comply with all building code requirements of the City of Livingston and any other regulatory agencies

Lessor shall maintain and keep well repaired the roof and exterior walls of the building Lessee shall keep repaired and well maintained the interior of the premises, including any equipment, light fixtures and appliances therein, and the outside air conditioning condensing unit and inside blower unit

Lessee shall leave all of above in good working order at the end of this lease

SIGNS Lessee shall have the right to erect reasonable signs on any portion of the leased premises, but subject to approval of Lessor Lessee shall remove such signs at the termination of this lease, and shall repair any damage caused by such sign removal to the present condition of the premises, to the satisfaction of Lessor

DEFAULTS Tenant shall be in default of this lease, if Tenant fails to fulfill any lease obligation or term by which Tenant is bound Subject to any governing provisions of law to the contrary, if Tenant fails to cure any financial obligation within thirty days (or any other obligation within thirty days) after written notice of such default is provided by Landlord to Tenant, Landlord may take possession of the Premises without further notice (to the extent permitted by law), and without prejudicing Landlord's rights to damages In the alternative, Landlord may elect to cure any default and the cost of such action shall be added to Tenant's financial obligations under this Lease Tenant shall pay all costs, damages, and expenses (including reasonable attorney fees and expenses) suffered by Landlord by reason of Tenant's defaults All sums of money or charges required to be paid by Tenant under this Lease shall be additional rent whether or not such sums or charges are designated as "additional rent" In event of default ten percent of the monthly rent shall apply

NOTICE Notices under this Lease shall not be deemed valid unless given or served in writing and forwarded by mail, postage prepaid, addressed as follows

LANDLORD

Name Jack Jackson
Address 1201 W Church St
Livingston, TX 77351

TENANT

County of Polk
County Clerk
101 West Church St
Livingston, Texas 77351

Such addresses may be changed from time to time by either party by providing notice as set forth above

ENTIRE AGREEMENT/AMENDMENT This Lease Agreement contains the entire agreement of the parties and there are no other promises or conditions in any other agreement whether oral or written This Lease may be modified or amended in writing, if the writing is signed by the party obligated under the amendment

SEVERABILITY If any portion of this Lease shall be held to be invalid or unenforceable for any reason, the remaining provisions shall continue to be valid and enforceable If a court finds that any provision of this Lease is invalid or unenforceable, but that by limiting such provision, it would become valid and enforceable, then such provision shall be deemed to be written, construed, and enforced as so limited

WAIVER The failure of either party to enforce any provisions of this Lease shall not be construed as a waiver or limitation of that party's right to subsequently enforce and compel strict compliance with every provision of this Lease

CUMULATIVE RIGHTS The rights of the parties under this Lease are cumulative, and shall not be construed as exclusive unless otherwise required by law

GOVERNING LAW This Lease shall be construed in accordance with the laws of the State of Texas

LANDLORD

JACK JACKSON

JACK JACKSON

Date

TENANT

COUNTY OF POLK

Date

Barbara Middleton

ATTEST

Oct. 12, 1999

Date

POLK COUNTY
By Bill Law County Auditor

#12

Budget Revision
#99-25

October 12 1999

Fund Account	Description	Increase	Decrease	Comments	Original Budget	Amended Budget	Net Change
010-409-572	General Office Equipment	1 948 00			10 000 00	9 592 00	-408 00
010-409-312	Office Supplies		1 000 00	Per Bill Law	66 400 00	58 600 00	7 800 00
010-691-490	Miscellaneous		948 00	Per Bill Law	2 500 00	1 552 00	948 00
010-426-203	Retirement	235 86		Per Bill Law	10 186 78	10 422 64	235 86
010-426-204	Workers Compensation		235 86	Per Bill Law	312 94	77 08	235 86
010-450-105	Salaries	963 39		Per Bill Law	117 195 78	125 622 49	8 426 71
010-450-201	Social Security	41 98		Per Bill Law	12 420 14	12 462 12	41 98
010-450-203	Retirement	31 17		Per Bill Law	9 789 99	9 821 16	31 17
010-450-206	Workers Compensation	16 66	16 66	Per Bill Law	771 86	755 20	16 66
010-450-427	Travel/Training	16 66		Per Bill Law	2,000 00	1 838 66	161 34
010-271-000	General Fund Balance		1 036 54	Per Bill Law			
010-455-105	Salaries	2 20		Per Bill Law	17 791 17	17 793 37	2 20
010-455-108	Part Time Salaries		2 37	Per Bill Law	2,815 68	3 313 31	497 63
010-455-225	Travel Allowance	0 17		Per Bill Law	5 960 59	5 960 76	0 17
010-456-225	Travel Allowance	0 17		Per Bill Law	5 960 59	5 960 76	0 17
010-456-108	Part Time Salaries		1 128 41	Per Bill Law	2,101 25	972 84	1 128 41
010-456-572	Equipment/Office Furnishings	1 128 24		Per David Johnson	2,500 00	4 351 24	1 851 24
010-457-202	County Insurance		2,184 24	Per Kenneth Parish	10 552 32	8 368 08	2 184 24
010-457-572	Office Equipment/Furnishings	2 000 00		Per Kenneth Parish	2 000 00	4 684 00	2 684 00
010-457-203	Retirement	21 12		Per Bill Law	3 877 04	3 898 16	21 12
010-457-225	Travel Allowance	149 58		Per Bill Law	4 531 14	4 680 72	149 58
010-457-105	Salaries	13 54		Per Bill Law	35,205 80	35,219 34	13 54
010-458-225	Travel Allowance	0 17		Per Bill Law	5 960 59	5 960 76	0 17
010-458-105	Salaries		0 17	Per Bill Law	25 651 29	22 851 12	2,700 17
010-465-101	Salary Supplement for Judges	38 08		Per Bill Law	20 000 00	20 038 08	38 08
010-465-105	Salaries	5 336 19		Per Bill Law	23 691 61	60,230 80	36 339 19

Approved By

Debr

*Filed Oct 12, 1999
Barbara M. Hullett*

010-465-201	Social Security	63 02	1 106 88	Per Bill Law	2 737 71	5 600 73	2 863 02
010-465-202	Group Insurance			Per Bill Law	1 400 00	3 810 56	2 410 56
010-465-203	Retirement		305 10	Per Bill Law	2 646 66	4 542 44	1 895 78
010-465-470	258th District Court Grant		1,234 57	Per Bill Law	17,256 52	16 021 95	1,234 57
010-465-475	Transfer to Juv Probation		801 70	Per Bill Law	16 637 70	15 836 00	-801 70
010-465-490	Contingencies		1 000 00	Per Bill Law	1 000 00	0 00	1 000 00
010-271-000	General Fund Balance		989 04	Per Bill Law			
010-495-225	Travel Allowance	0 16		Per Bill Law	3 150 00	3 150 16	0 16
010-495-102	Salaries		0 16	Per Bill Law	33 600 00	33 599 84	-0 16
010-495-201	Social Security		350 08	Per Shirleen Cowen	7 997 21	8 005 19	7 98
010-495-108	Part Time Salaries		128 32	Per Shirleen Cowen	7 500 00	10 850 88	3 350 88
010-495-427	Travel/Training		276 73	Per Shirleen Cowen	3 000 00	1 523 27	1 476 73
010-495-105	Salaries		56 07	Per Shirleen Cowen	59 868 68	58 912 61	956 07
010-495-572	Equipment/Office Furnishing	811.20		Per Shirleen Cowen	5 500 00	7 596 18	2 096 18
010-497-105	Salaries		196 52	Per Nola Reneau	25 110 02	23 913 50	1 196 52
010-497 201	Social Security		138 08	Per Nola Reneau	4 615 60	4 477 52	138 08
010-497-203	Retirement		71 99	Per Nola Reneau	3 574 83	3 502 84	71 99
010-497-427	Travel/Training		279 28	Per Nola Reneau	1 500 00	1 220 72	279 28
010-497 572	Equipment/Office Furnishings	685 87		Per Nola Reneau	5 000 00	7 185 87	2 185 87
010-499-105	Salaries			Per Bill Law	296 072 34	296 698 76	626 42
010-499-203	Retirement			Per Bill Law	20 177 97	20 514 85	336 88
010-499-108	Part Time Salaries		963 30	Per Bill Law	2 050 00	1 086 70	963 30
010-503-571	AS-400 Addl Equipment			Per Bill Law	0 00	9 613 20	9 613 20
010-503-573	Capital Outlay			Per Bill Law	0 00	19 012 00	19 012 00
010-370-503	Debt Proceeds/Data Proc.			Per Bill Law	0 00	19 125 20	19 125 20
010-511-452	Office Equipment/Furnishings		132 01	Per Don Maxwell	13 000 00	8 717 99	-4 282 01
010-511-300	Uniforms			Per Don Maxwell	1 000 00	1 245 42	245 42
010-511-427	Travel/Training			Per Don Maxwell	1 500 00	242 59	1,257 41
010-552 202	Group Insurance		153 00	Per Bill Law	3 517 44	3 364 44	153 00
010-552-572	Radio/Office Equipment	153 00		Per Bill Law	500 00	653 00	153 00

Approved By

Date:

POLK COUNTY
By Bill Law County Auditor

Budget Revision
#99-25

October 12, 1999

010-560-105	Salaries	25 68		784 834 29	797 350 77	12 516 48
010-560-203	Retirement	21 65		49 838 51	50 611 71	773 20
010-560-337	Haz Mat	117 48		0 00	117 46	117 46
010-560-423	Mobile Phones	111 03		2 000 00	5 061 03	3 061 03
010-560-392	Animal Shelter	37 00		7 500 00	8 437 00	937 00
010-560-108	Part Time Salaries		312 82	21 012 50	20 699 68	312 82
010-560-427	Travel/Training		1 800 00	12 800 00	13 836 75	1 036 75
010-560-480	Bonds/Liability	1 800 00		55 984 00	58 744 00	2 760 00
010-630-203	Retirement	4 61		1 484 48	2 590 40	1 105 92
010-630-202	Insurance		4 61	3 517 44	6 150 09	2 632 65
010-645-105	Salaries	141 32		61 421 88	59 556 18	1 865 70
010-645-201	Social Security	190 09		4 852 96	5 043 05	190 09
010-645-108	Part Time Salaries		331 41	635 50	5 841 99	5,206 49
015-610-203	Retirement	1 372 96		12 393 98	13 766 94	1 372 96
015-610-105	Salaries		1 372 96	21 650 62	20,277 66	1 372 96
015-621-330	Gas/Oil	468 39		28 000 00	26 468 39	468 39
015-621 337	Materials/Supplies	947 90		11 000 00	15 119 14	4 119 14
015-370-125	Pct 1 Sale of Assets	-604 00		0 00	-604 00	-604 00
015-621-456	Parts & Repairs	3 923 52		40 000 00	54 461 49	14 461 49
015-621-354	Tires & Tubes	850 00		10 000 00	18 548 30	8 548 30
015-625-101	Emergency Repairs	8 882 47		131 436 00	8 882 47	122 553 53
015-621-105	Salaries		9 000 00	184 751 49	175 751 49	9 000 00
015-621-108	Part-Time Salaries		5 468 28	4,255 80	9 787 52	5 531 72
015-622-337	Materials/Supplies	2 327 32		17 500 00	23 827 32	6 327 32
015-271-000	R & B Fund Balance		2,327 32	0 00	97 543 74	97 543 74
015-369-200	Material Reimbursement	13,268 48		84 485 62	314 633 09	230 147 47
015-622-339	Road Materials/Construction	17 732 86		150,298 67	145 754 36	-4 544 31
015-622 105	Salaries		4 544 31	10 500 00	17 338 24	6 838 24
015-622-339	Culverts	79 81				
015-623-105	Salaries		1 040 76	227 182 65	231 435 25	4,252 70
015-623-201	Social Security		340 27	19 551 51	20,201 33	649 82

Approved By

Date

VOL

October 12, 1999

POLK COUNTY
By Bill Law County Auditor

Budget Revision
#99-25

015-623-202	Insurance	1 095 82	Per Bill Law	35 174 40	34 078 58	1 095 82
015-623-108	Part Time Salaries	604 05	Per Bill Law	24 672 78	30 983 27	6 310 49
015-623-354	Tires/Tubes	907 00	Per Bill Law	7 500 00	29 057 80	21 557 80
015-623-456	Parts/Repairs	965 80	Per Bill Law	89 199 00	147 134 78	57 935 78
015-624-330	Gas/Oil	2 500 00	Per Commissioner Dick Hubert	19 000 00	26 500 00	7 500 00
015-624-456	Parts/Repairs	3 000 00	Per Commissioner Dick Hubert	20 000 00	47 713 67	27 713 67
015-624-354	Tires/Tubes	825 90	Per Commissioner Dick Hubert	10 000 00	11 875 90	1 875 90
015-624-300	Uniforms	16 72	Per Commissioner Dick Hubert	0 00	4 636 72	4 636 72
015-624-338	Culverts	6 070 64	Per Commissioner Dick Hubert	8 000 00	26 220 64	18 220 64
015-624-105	Salaries		Per Commissioner Dick Hubert	205 822 14	181 551 73	14 270 41
049-700-010	ransfer Int to General Fund	459 29	Per Bill Law	0 00	459 29	459 29
010-370-049	Transfer from Hot Check Fund	-459 29	Per Bill Law	0 00	-459 29	-459 29
051-645-108	Part Time Salaries	5 628 40	Per Bill Law	188 015 88	181 142 28	-6 873 60
051-645-333	Raw Food	459 84	Per Bill Law	194 500 00	197 962 40	3 462 40
051-645-201	Social Security	141 36	Per Bill Law	14 851 39	14 321 23	530 16
051-645-331	County Car Gas		Per Bill Law	900 00	791 36	108 64
051-645-427	Travel/Training	162 80	Per Bill Law	400 00	957 20	557 20
051-645-443	Garbage/Sewer	162 80	Per Bill Law	3 400 00	3 862 80	462 80
051-645-203	Retirement	150 00	Per Bill Law	11 706 39	11 556 39	150 00
051-645-351	Equipment Maintenance	150 00	Per Bill Law	2 500 00	1 801 00	-699 00
083-662-108	Salaries	308 70	Per Bill Law	0 00	4 808 70	4 808 70
083-662 201	Social Security	23 97	Per Bill Law	0 00	368 97	368 97
083-662 203	Retirement	18 65	Per Bill Law	0 00	293 85	283 65
083-662 204	Workers Compensation	0 05	Per Bill Law	0 00	15 05	15 05
083-662 206	Unemployment	1 82	Per Bill Law	0 00	46 82	46 82
090-700-560	Transfer to General	2,440 00	Per 99-15 & 99-21	2 688 63	19 628 63	16 940 00
083-700-403	Transfer to CC General Fund	1 392 52	Per Bill Law	0 00	6 886 89	6 886 89
010-370-083	Transfer from CC Rap Fund	1 392 52	Per Bill Law	0 00	-6 886 89	-6 886 89

Approved By

Date

POLK COUNTY
 By Bill Law County Auditor
 094-426-435 Restoration/Preservation
 010-700-094 Transfer to Records Mgmt

Budget Revision
 #99-25
 Per Bill Law
 Per Bill Law

October 12, 1999
 14 200 00
 0 00

9 222 49
 12 124 99
85 477 97

23 422 49
 12 124 99

9 222 49
 12 124 99

61 337 30

Total

Approved By
 Date:

Fund Account	Description	Increase	Decrease	Comments	Original Budget	Amended Budget	Net Change
010-401-401	Auditing Fees	175 00		Per Bill Law	23 000 00	25 198 53	2 198 53
010-401-400	Attorney Fees/Comm Court		1 043 25	Per Bill Law & Judge Thompson	10 000 00	8 956 75	1 043 25
010-401 352	Contingencies	868 25		Per Judge Thompson	50 000 00	15,294 85	-34 705 15
010-409-494	Electronic Equip Insurance		2 000 00	Per Judge Thompson	3 800 00	0 00	3 800 00
010-409-493	Public Officials Liability Ins		5 000 00	Per Judge Thompson	26 500 00	21 500 00	5 000 00
010-409-490	Automobile Insurance		1 166 33	Per Judge Thompson	51 855 00	50 688 67	1 166 33
010-409-405	Employee Physicals	478 25		Per Judge Thompson	10 500 00	14 778 25	4 278 25
010-409-440	Electricity	7 303 87		Per Judge Thompson	165 000 00	172 303 87	7 303 87
010-409-442	Water	384.21		Per Judge Thompson	21 000 00	26 784 21	5 784 21
010-426-400	CCL Attorney Fees	3 500 00		Per Judge Thompson	45 000 00	50 540 00	5 540 00
010-435-400	Dist Court Attorney Fees	5 731 00		Per Judge Thompson	150 000 00	186 330 20	36 330 20
010-435-409	Appeals & Transcripts	1 772 20		Per Judge Thompson	20 000 00	34 740 05	14 740 05
010-271-000	General Fund Balance		11 003 20	Per Judge Thompson			
010-435-408	Pro-Rata Judge		180 00	Per Judge Thompson	2 300 00	2 120 00	180 00
010-435-485	Jury Petit, Grand Comm			Per Judge Thompson	25 000 00	26 680 00	1 680 00
015-271-000	R & B Fund Balance	10 000 00		Per Bill Law	0 00	29 000 00	29 000 00
015-621 340	Taylor Lakes Expenditures		5 000 00	Per Bill Law			
	Total	<u>30 392 78</u>	<u>25 392 78</u>				

ADDITIONAL

Approved By

Date

POLK COUNTY
By Bill Law County Auditor

Budget Revision
#2000-01

October 12 1999

Fund Account	Description	Increase	Decrease	Comments	Original Budget	Amended Budget	Net Change
010-342-951	HB 3211	5 000 00		Per Bill Law	0 00	-5 000 00	5 000 00
010-342-952	HB 1123	5 000 00		Per Bill Law	0 00	5 000 00	5 000 00
010-400-102	Co Judge Supplement	10 000 00		Per Bill Law	0 00	10 000 00	10 000 00
010-400-201	Social Security	765 00		Per Bill Law	6 641 02	7 406 02	765 00
010-400-203	Retirement	613 75		Per Bill Law	5 328 00	5 941 75	613 75
010-400-204	Workers Compensation	14 52		Per Bill Law	126 08	140 60	14 52
010-401-352	Contingencies		1 393 27	Per Bill Law	50 000 00	48 606 73	1 393 27
010-403-108	Part Time Salaries		133 00	Per Barbara Middleton	11 980 80	11 847 80	133 00
010-403-105	Salaries	133 00		Per Barbara Middleton	128 158 16	128 291 16	133 00
010-552-572	Equipment		140 00	Per Bill Cunningham	500 00	360 00	140 00
010-552-300	Uniforms	140 00		Per Bill Cunningham	0 00	140 00	140 00
015-623-300	Uniforms	2 500 00		Per Commissioner Buddy Purvis	0 00	2 500 00	2 500 00
015-623-337	Materials/Supplies		1 250 00	Per Commissioner Buddy Purvis	9 445 00	8 195 00	1 250 00
015-623-339	Road Materials/Construction		1 250 00	Per Commissioner Buddy Purvis	20 998 00	19 748 00	1 250 00
Total		4 166.27	4 166.27				

ADDITIONAL

101

45 PAGE 937

Filed Oct 12, 1999
Barbara Middleton

Approved By

Date

#73

YDL

SCHEDULE OF BILLS BY FUND

DISBURSEMENTS

FUND DESCRIPTION

500 00

010 GENERAL FUND

500 00

TOTAL OF ALL FUNDS

THE PRECEDING LIST OF BILLS PAYABLE WAS REVIEWED AND APPROVED FOR PAYMENT

W H LAW

COUNTY AUDITOR

JOHN THOMPSON

COUNTY JUDGE

W H Law
John H. Thompson

JOURNAL ENTRIES

DATE 09/29/1999

ACCOUNT # ACCOUNT NAME
 1999 010-101-000 CASH IN BANK
 1999 010-403-484 ELECTION FEE
 1999 010-101-000 CASH IN BANK
 1999 010-435-485 JURY - PETIT GRAND

DEBIT	CREDIT	VENDOR	REF#	PERIOD	DESCRIPTION	TIME
35 00			0JE3061	12	VOID CH#136603 - BUIL	14 03 SC
	35 00		0JE3061	12	VOID CH#136603 - BUILDING FEE	14 03 SC
40 00			0JE3062	12	VOID CH#135495 JUROP	14 03 SC
	40 00		0JE3062	12	VOID CH#135495 JUROP	14 03 SC
75 00	75 00					

*** TOTALS

John D. Thompson

GELO10 PAGE 1
TIME 12 12 50
12 12 50
12 12 50
12 12 50

JOURNAL ENTRIES

DATE	ACCOUNT #	ACCOUNT NAME	DEBIT	CREDIT	VENDOR	REF#	PERIOD	DESCRIPTION
09/29/1999	1999 010-101-000	CASH IN BANK	48 00			OJE3059	12	VOIDED JUROR CHECKS
	1999 010-426-485	JURY FEES		48 00		OJE3059	12	VOIDED JUROR CHECKS
	1999 010-101-000	CASH IN BANK	320 00			OJE3060	12	VOIDED JUROR CHECKS
	1999 010-435-485	JURY - PETIT GRAND		320 00		OJE3060	12	VOIDED JUROR CHECKS
	*** TOTALS		368 00	368 00				

John P. Thompson

CHECK # 141846

BANK ACCT MAIN 09/29/1999 \$40 00
*** VOID *** VOID *** VOID *** VOID *** VOID *** VOID *** VOID ***
*** VOID *** VOID *** VOID *** VOID *** VOID *** VOID *** VOID ***

*****40 00

BARNES/ BRANDY BRIAN

PO BOX 229 TX 77335
GOODRICH

CHECK # 141846

010-228-403 GENERAL FUND VICTIM 40 00
*** VOID *** VOID *** VOID *** VOID *** VOID *** VOID *** VOID ***
*** VOID *** VOID *** VOID *** VOID *** VOID *** VOID *** VOID ***



CHECK # 141304

BANY ACCT MAIN
 *** VOID *** VOID *** VOID *** VOID *** VOID *** VOID *** VOID *** VOID ***
 *** VOID *** VOID *** VOID *** VOID *** VOID *** VOID *** VOID *** VOID ***
 09/29/1999
 519 22

*****19 22

DAVIDSON/ CHERYL

CHECK # 141304

051-645-334 AGING DEPT
 5/17-5 19 22
 *** VOID *** VOID *** VOID *** VOID *** VOID *** VOID *** VOID *** VOID ***
 *** VOID *** VOID *** VOID *** VOID *** VOID *** VOID *** VOID *** VOID ***



CHECK # 140399

BANK ACCT MAIN
 *** VOID *** VOID *** VOID *** VOID *** VOID *** VOID *** VOID *** VOID *** VOID ***
 *** VOID *** VOID *** VOID *** VOID *** VOID *** VOID *** VOID *** VOID *** VOID ***
 09/29/1999
 \$22 94
 *****22 94

DAVIDSON / CHERYL

CHECK # 140399

051-645-334 AGING DEPT
 4/12-4 22 94
 *** VOID *** VOID *** VOID *** VOID *** VOID *** VOID *** VOID *** VOID ***
 *** VOID *** VOID *** VOID *** VOID *** VOID *** VOID *** VOID *** VOID ***



CHECK # 14287

BANK ACCT MAIN
 *** VOID *** VOID *** VOID *** VOID *** VOID *** VOID *** VOID *** VOID ***
 *** VOID *** VOID *** VOID *** VOID *** VOID *** VOID *** VOID *** VOID ***
 09/29/1999
 *** VOID *** VOID *** VOID *** VOID *** VOID *** VOID *** VOID *** VOID ***
 \$50 00

*****50 00

SAN JACINTO COUNTY

PO BOX 7
COLDSRING TX 77371

CHECK # 14287

010-325-801 GENERAL FUND
 500609 50 00
 *** VOID *** VOID *** VOID *** VOID *** VOID *** VOID *** VOID *** VOID ***
 *** VOID *** VOID *** VOID *** VOID *** VOID *** VOID *** VOID *** VOID ***



CHECK # 141810

BANK ACCT MAIN
 09/29/1999 \$1 165 50
 *** VOID *** VOID *** VOID *** VOID *** VOID *** VOID ***
 *** VOID *** VOID *** VOID *** VOID *** VOID *** VOID ***
 ***** 165 50

STAPLES INC
 2600 SOUTH GESSNER
 HOUSTON TX 77063

CHECK # 141810

010-409-331 GENERAL FUND	300821	233 00
010 409 331 GENERAL FUND	300821	876 55
051 645 312 AGING DEPT	300821	55 95

*** VOID *** VOID *** VOID *** VOID *** VOID *** VOID ***
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CHECK # 143657

BANK ACCT MAIN 09/29/1999 \$121 90
*** VOID *** VOID *** VOID *** VOID *** VOID *** VOID ***
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*****121 90

CANON FINANCIAL SERVICES INC
PO BOX 42937
PHILADELPHIA PA 19101-2937

CHECK # 143657

032-595-572 ENVIRONMENTAL SERVICES WASTE 121 90
*** VOID *** VOID *** VOID *** VOID *** VOID *** VOID ***
*** VOID *** VOID *** VOID *** VOID *** VOID *** VOID ***



SCHEDULE OF BILLS BY FUND

FUND DESCRIPTION	DISBURSEMENTS
012 ELECTED OFFICIALS FEE ACCOUNTS	23 499 95
028 POLY COUNTY HISTORICAL COMM	977 53
084 BIG THICKET BRIDGE PROJECT	2 384 53
TOTAL OF ALL FUNDS	26 862 01

THE PRECEDING LIST OF BILLS PAYABLE WAS REVIEWED AND APPROVED FOR PAYMENT

W H LAW

W H Law

COUNTY AUDITOR

John H. Thompson

JOHN THOMPSON

COUNTY JUDGE

SCHEDULE OF BILLS BY FUND

FUND DESCRIPTION	DISBURSEMENTS
010 GENERAL FUND	94 803 24
015 ROAD & BRIDGE ADM	18 391 63
051 AGING DEPT	2 640 39
TOTAL OF ALL FUNDS	115 835 26

THE PRECEDING LIST OF BILLS PAYABLE WAS REVIEWED AND APPROVED FOR PAYMENT

W H LAW

COUNTY AUDITOR

JOHN THOMPSON

COUNTY JUDGE

W H Law

John P. Thompson

SCHEDULE OF BILLS BY FUND

FUND DESCRIPTION	DISBURSEMENTS
010 GENERAL FUND	2 868 40
015 ROAD & BRIDGE ADM	830 28
032 ENVIRONMENTAL SERVICES	375 99
051 AGING DEPT	539 62
088 JUDICIARY FUND	933 54
TOTAL OF ALL FUNDS	5 547 83

THE PRECEDING LIST OF BILLS PAYABLE HAS REVIEWED AND APPROVED FOR PAYMENT

W H LAH

COUNTY AUDITOR

JOHN THOMPSON

COUNTY JUDGE

W H L

John Thompson

SCHEDULE OF BILLS BY FUND

FUND	DESCRIPTION	DISBURSEMENTS
010	GENERAL FUND	105 367 71
015	ROAD & BRIDGE ADM	31 149 04
027	SECURITY FUND	8 914 89
032	ENVIRONMENTAL SERVICES	8 944 20
048	DISTRICT ATTY SPECIAL FUND	380 63
051	AGING DEPT	6 265 63
083	MUSEUM OPERATING FUND	255 87
101	ADULT SUPERVISION	17 431 88
104	DTP - CSR	229 02
108	CCP - SURVEILLANCE	2 079 31
109	SPECIALIZED CASELOAD CCP	947 70
184	JUVENILE PROBATION	2 653 58
185	CCAP - JUVENILE PROBATION	5 397 73
TOTAL OF ALL FUNDS		182 017 21

THE PRECEDING LIST OF BILLS PAYABLE WAS REVIEWED AND APPROVED FOR PAYMENT

W H Law

W H LAW
 COUNTY AUDITOR
 JOHN THOMPSON
 COUNTY JUDGE

John H. Thompson

SCHEDULE OF BILLS BY FUND

FUND DESCRIPTION	DISBURSEMENTS
010 GENERAL FUND	46 625 27
015 ROAD & BRIDGE ADM	2 344 87
017 LATERAL ROAD FUND	1 194 13
032 ENVIRONMENTAL SERVICES	18 660 14
049 DISTRICT ATTY HOT CHECK FUND	298 80
051 AGING DEPT	5 123 46
090 DRUG FORFEITURE FUND	275 80
TOTAL OF ALL FUNDS	74 522 47

THE PRECEDING LIST OF BILLS PAYABLE WAS REVIEWED AND APPROVED FOR PAYMENT

U H LAW

COUNTY AUDITOR

JOHN THOMPSON

COUNTY JUDGE

John H. Thompson

U H Law

SCHEDULE OF BILLS BY FUND

FUND DESCRIPTION	DISBURSEMENTS
010 GENERAL FUND	105 977 51
015 ROAD & BRIDGE ADM	28 125 67
027 SECURITY FUND	726 91
032 ENVIRONMENTAL SERVICES	6 738 32
048 DISTRICT ATTY SPECIAL FUND	619 41
051 AGING DEPT	2 944 07
061 DEBT SERVICE FUND	10 030 26
083 MUSEUM OPERATING FUND	126 33
101 ADULT SUPERVISION	17 253 28
108 CCP - SURVEILLANCE	2 078 15
109 SPECIALIZED CASELOAD CCP	798 68
184 JUVENILE PROBATION	2 002 41
185 CCAP - JUVENILE PROBATION	5 474 21
TOTAL OF ALL FUNDS	182 895 21

THE PRECEDING LIST OF BILLS PAYABLE WAS REVIEWED AND APPROVED FOR PAYMENT

W H LAW

COUNTY AUDITOR

JOHN THOMPSON

COUNTY JUDGE

[Signature]

[Signature]

DATE 10/06/1999 ELECTRONIC FEDERAL TAX PAYMENTS VCH011 PAGE 1

REF #	VEN #	VENDOR NAME	AMOUNT
ACH063		TEXPOOL	\$8 458 00
		TOTAL AMOUNT	\$8 458 00

TEXPOOL
 8000 090-181-200 INVESTMENT DRUG S DRUG RETIERS TRANSFER TO 10 04/97 N N 01
 \$ 458 00
 \$ 458 00



0008 FY

SCHEDULE OF BILLS BY FUND

FUND DESCRIPTION	DISBURSEMENTS
010 GENERAL FUND	11 738 33
032 ENVIRONMENTAL SERVICES	5 900 30
049 DISTRICT ATTY HOT CHECK FUND	1 111 50
061 DEBT SERVICE FUND	6 668 35
TOTAL OF ALL FUNDS	25 418 48

THE PRECEDING LIST OF BILLS PAYABLE WAS REVIEWED AND APPROVED FOR PAYMENT

H. H. Law

H H LAW

COUNTY AUDITOR

JOHN THOMPSON

COUNTY JUDGE

John P. Thompson

SCHEDULE OF BILLS BY FUND

FY 1999

FUND DESCRIPTION	DISBURSEMENTS
010 GENERAL FUND	28 916 01
015 ROAD & BRIDGE ADM	140 81
032 ENVIRONMENTAL SERVICES	118 96
051 AGING DEPT	1 305 38
088 JUDICIARY FUND	604 50
TOTAL OF ALL FUNDS	31 085 66

THE PRECEDING LIST OF BILLS PAYABLE WAS REVIEWED AND APPROVED FOR PAYMENT

W H LAW

COUNTY AUDITOR

JOHN THOMPSON

COUNTY JUDGE

[Signature]

[Signature]

FY 199

SCHEDULE OF BILLS BY FUND

FUND DESCRIPTION	DISBURSEMENTS
010 GENERAL FUND	48 649 49
015 ROAD & BRIDGE ADM	22 201 96
017 LATERAL ROAD FUND	14 205 48
032 ENVIRONMENTAL SERVICES	503 49
051 AGING DEPT	2 621 94
TOTAL OF ALL FUNDS	88 182 36

THE PRECEDING LIST OF BILLS PAYABLE HAS REVIEWED AND APPROVED FOR PAYMENT

W H LAH
 COUNTY AUDITOR
 JOHN THOMPSON
 COUNTY JUDGE

0000274F

SCHEDULE OF BILLS BY FUND

FUND DESCRIPTION	DISBURSEMENTS
010 GENERAL FUND	21 519 80
015 ROAD & BRIDGE ADM	6 620 94
032 ENVIRONMENTAL SERVICES	1 592 60
TOTAL OF ALL FUNDS	29 733 34

THE PRECEDING LIST OF BILLS PAYABLE WAS REVIEWED AND APPROVED FOR PAYMENT

M H LAW
 COUNTY AUDITOR
 JOHN THOMPSON
 COUNTY JUDGE

John P. Thompson
John P. Thompson

Addendum Schedule of Bills for Court Dated 10/12/99

FY 1999

Sandersen Knox & Belt	\$175 00	Auditing Fees
Hughes Oil Company	\$1 575 92	Sheriff Department
W A Cook	\$100 00	Animal Shelter
Government Records	\$9 222 49	Dist Clerk Rap Fund
Nell Lowe	\$488 25	District Clerk
Excel Reporting & Associates	\$1 772 20	Appeals & Transcripts
Angelina Diagnostic Radiology	\$182 00	Employee Physicals
Memorial Medical Center	\$68 25	Employee Physicals
Compliance Consortium	\$228 00	Employee Physicals
Joe Roth Attorney	\$900 00	Dist Court Attorney Fees
Stephen Taylor Attorney	\$2 950 00	Dist Court Attorney Fees
Tom Brown Attorney	\$350 00	Dist Court Attorney Fees
Julie Howell Attorney	\$1 531 00	Dist Court Attorney Fees
Joe Roth Attorney	\$300 00	Co Court Attorney Fees
Cecil Berg Attorney	\$300 00	Co Court Attorney Fees
Burrell Rowe Attorney	\$200 00	Co Court Attorney Fees
Gene Bush Attorney	\$2 700 00	Co Court Attorney Fees
RUS of Conroe	\$460 14	Maintenance/Custodial
Mary Johnson	\$36 89	Maintenance
AAA Office Coffee Service	\$26 50	Comm Court Contingencies
Exxon Card Services	\$45 09	Aging
Aqua Tek	\$150 00	Aging
Titan Inc	\$1 756 06	Sheriff Department
IBM Corporation	\$9 512 00	Data Processing
A to Z Tire	\$364 59	R & B 1
Texas Dept of Crim Justice	\$426 56	R & B 1
Triple D Parts & Equip	\$438 10	R & B 1
Peters Tractor & Equip	\$18 32	R & B 1
Mustang Tractor	\$2 155 35	R & B 1
Worldwide Wrap & Ship	\$17 39	R & B 1
Texas Timberjack	\$15 28	R & B 1
Eastex Communications	\$105 38	R & B 1
Double S Welding	\$9 00	R & B 1
Chemax Corporation	\$919 30	R & B 1
RUS of Conroe	\$79 80	R & B 1
Hughes Oil Company	\$902 87	R & B 1
Hanson Hardware	\$10 80	R & B 2
Thomas Supply	\$2 288 10	R & B 2
Peters Tractor & Equip	\$330 00	R & B 2
Lake Area Concrete	\$2 500 00	R & B 2
Pinto Construction	\$58 372 70	R & B 2
Frank Nail	\$838 75	R & B 2
Hanson Aggregates	\$922 65	R & B 2
Wilson Culverts Inc	\$2 124 00	R & B 4
Galloway Exxon	\$340 00	R & B 4
Gray s Wholesale Tires	\$525 48	R & B 4
RUS of Conroe	\$86 58	R & B 4
Thomas Supply	\$4 190 08	R & B 4

Mustang Tractor \$69 08
Glass Etc \$676 00
Commercial Billing \$42 00
Hughes Oil Company \$1 099 37
Delores Swearingen \$100 44
D & S Consulting \$4 431 20

R & B 4
R & B 4
R & B 4
R & B 4
R & B Admin
Extension/Auditor/Treasurer

TOTAL \$119,428 96

Bills for FY 2000

Net Data \$47 492 00
D & S Consulting \$696 20

Maintenance Contracts
Data Proc/County Clerk

TOTAL \$48,188 20



DATE SEPTEMBER 27, 1999 THROUGH OCTOBER 12 1999

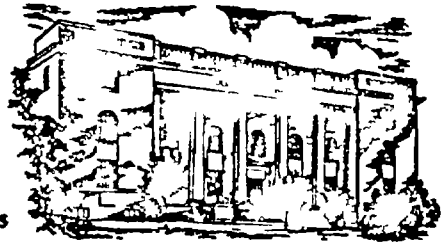
NO	EMPLOYEE	DEPT	JOB	TYPE OF EMPLOYMENT	SALARY GROUP	ACTION TAKEN
(1)	CLIFFORD	SHERIFF	#1037 DEPUTY SHERIFF/PATROL	REGULAR FULL TIME	182 \$22,201.65	RESIGNED EFFECTIVE 09/29/99
(2)	GODDARD	SHERIFF	#1043	LABOR	11(1)	NEW-HIRE EFFECTIVE 10/13/99
	LISA A	SHERIFF	TELECOMMUNICATION OPER	POOL	\$8.35	NEW-HIRE EFFECTIVE 10/13/99
(3)	VANYA	SHERIFF	#1043	LABOR	11(1)	NEW-HIRE EFFECTIVE 10/13/99
	PACTRICA L VALENTINE	SHERIFF	TELECOMMUNICATION OPER	POOL	\$8.35	REHIRE EFFECTIVE 10/13/99
(4)	ANGELA THOMPSON	JAIL	#1056 CORRECTIONS OFFICER	LABOR POOL	12(1) \$9.77	REHIRE EFFECTIVE 10/20/99
(5)	DENISLA HOBSON	DISTRICT ATTORNEY/DEPT	#101 RECEPTIONIST	REGULAR FULL TIME	8/1 \$14,987.17	RESIGNED EFFECTIVE 09/29/99
(6)	STEVE MCENTYRE	WASTE MANAGEMENT	#903 LANDFILL CLERK	LABOR POOL	10(1) \$6.30	PROMOTION TO 10(1) \$7.84 (+\$00) EFFECTIVE 10/13/99
(7)	JACK LAM	WASTE MANAGEMENT	#904 STATION COLLECTION ATTEN	LABOR POOL	UNCLASSIFIED \$5.26	NEW-HIRE EFFECTIVE 10/02/99
(8)	KEVIN SAINTES	JAIL	#1055 CORRECTIONS OFFICER	LABOR POOL	12(1) \$9.77	NEW HIRE EFFECTIVE 10/02/99
(9)	TRAVIS MARSHALL	ROAD & BRIDGE PCT #3	#109 LIGHT EQUIPMENT OPERATOR	REGULAR FULL TIME	13/3 \$20,120.96	DISMISSAL EFFECTIVE 10/07/99
(10)	KAREN ELVIS	JAIL	#1056 CORRECTIONS OFFICER	REGULAR FULL TIME	12/2 \$18,885.43	RESIGNED EFFECTIVE 10/13/99
(11)	DONNA E DURR	DISTRICT ATTORNEY	#101 RECEPTIONIST	REGULAR FULL TIME	8/1 \$14,987.17	NEW-HIRE EFFECTIVE 10/14/99
(12)	ERIC JONES	SHERIFF	#1037 DEPUTY SHERIFF	REGULAR FULL TIME	18/1 \$22,191.89	NEW-HIRE EFFECTIVE 10/27/99
(13)	RHONDA RAYMOND	JAIL	#1052 JAIL ADM SECRETARY	REGULAR FULL TIME	10/1 \$16,117.43	RESIGNED EFFECTIVE 10/27/99
(14)	LINDA J DAVIS	JAIL	#1052 JAIL ADM SECRETARY	REGULAR FULL TIME	10/1 \$16,117.43	NEW-HIRE EFFECTIVE 10/20/99
(15)						
(16)						
(17)						
(18)						
(19)						
(20)						
(21)						

ADDITION
ADDITION
ADDITION
ADDITION



#18

Barbara Middleton
COUNTY CLERK, POLK COUNTY



P O DRAWER 2119

LIVINGSTON TEXAS 77351

(409) 327-6804 or (409) 327-6885

October 12, 1999

To Judge John P. Thompson & Commissioners Court

From Barbara Middleton - County Clerk

Subject: CONSTITUTIONAL AMENDMENT ELECTION
NOVEMBER 2, 1999

EARLY VOTING SCHEDULE

Early voting by personal appearance begins October 18, 1999 and continues through October 29, 1999

LIVINGSTON (Main Courthouse Lobby)**

8 00 AM - 5 00 PM Monday - Friday
October 18th - October 29th

(One)Saturday - October 23rd -- 8 00 AM to 12 00 PM

ONALASKA Sub-Courthouse**
and

(Hwy. 190 West)

Onalaska, Texas

CORRIGAN Sub-Courthouse**

(W. Ben Franklin)

Corrigan, Texas

8 00 AM - 5 00 PM Monday - Friday
October 18th - October 29th

All Polling places will be open during the lunch hour

*Requesting Early Voting Distance Markers be approved for 30 Feet from
The entrance to the polling place

Respectfully submitted,

Barbara Middleton
Barbara Middleton

"NO MOBILE VOTING THIS ELECTION"

*21

Permanent Road Expenditures
Polk County Precinct #2 Road & Bridge

Sprott Rd	1785 ft.	16 ft.	Double Reg. (Pre-Coat)	3173 sq yds	County Single Coat Price \$4220 99	
Hubert Ln.	1784 ft.	16 ft.	Single (Pre-coat)	4218 16	1/2 County	\$21 09 08
Town & Country	528 ft	18 ft	Double Reg (Pre-Coat)	528 ft x 18		\$1404 48
Stones Throw	1584 ft	16 ft	Double Reg	2816 sq yds		\$5406 72
	2640 ft	16 ft	Single Reg	4693 sq yds		\$6241 69
L. K. Walker	1877 sq yds		Single Reg			\$2469 41
	938 sq yds		Double Reg			\$1802 23