Livingston, Texas

ا 4 94,



June 27, 2000

COMMISSIONERS COURT

of Polk County, Texas County Courthouse, 3rd floor

JUN 21

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is hereby given that a regular meeting of the Polk County Commissioners Court will be held NOTICE on the date stated above, at which time the following subjects will be discussed,

Agenda topics

- **CALL TO ORDER**
- **PUBLIC COMMENTS**

INFORMATIONAL REPORTS

APPROVAL OF MINUTES of the Meeting of June 13, 2000

(c) Correcting Item #7 Pct 4 Tax foreclosure property sale to read, Lot 20 Block 18 Holly Hills #6"

OLD BUSINESS

CONSIDER APPROVAL OF OFFER TO PURCHASE TAX FORECLOSURE PROPERTY PCT 2 (tabled from last agenda) Lot 73 Sportsmans Retreat #1 Lots 22 23 & 24 Allen Woods

- CONSIDER SELECTION OF GRANT PREPARATION AND CONTRACT MANAGEMENT 6 SERVICES AND ENGINEERING (ARCHITECTURAL) SERVICES FOR FY2001 2004 TEXAS COMMUNITY DEVELOPMENT PROGRAM
- CONSIDER REQUEST OF SHERIFF S DEPARTMENT TO APPROVE CONTRACT WITH 7 VERTEX FOR ADMINISTRATION SERVICES FOR FEDERAL REIMBURSEMENT FOR COSTS RELATED TO ILLEGAL ALIENS HELD IN POLK COUNTY JAIL
- 8 CONSIDER OFFERS TO PURCHASE TAX FORECLOSURE PROPERTIES, (Pct 4) Lot 47, Holly Hills #7
- CONSIDER APPROVAL OF BUDGET AMENDMENTS (?) 2000-18 9
- 10 APPROVE SCHEDULES OF BILLS
- 11 APPROVE PERSONNEL ACTION FORMS **ADJOURN**

Dated June 21, 2000

Commissioners Court of Polk County, Texas By John P Thompson, County Judge

Oleanpson

I, the undersigned County Clerk, do hereby certify that the above Notice of Meeting of the 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 Polk County Courthouse at a place readily accessible to the general public at all times on Wednesday June 21 2000 and that said Notice remained so posted continuously for at least 72 hours preceding the scheduled time of said Meeting

BARBARA MIDDLETON COUNTY CLERK

STATE OF TEXAS }

COUNTY OF POLK)

DATE JUNE 27, 2000

"REGULAR" CALLED MEETING
All Present

"COMMISSIONERS COURT"

BE IT REMEMBERED ON THIS THE 27th DAY OF JUNE, 2000 THE HONORABLE COMMISSIONERS COURT MET IN "REGULAR" CALLED MEETING WITH THE FOLLOWING OFFICERS AND MEMBERS PRESENT, TO WIT

JUDGE JOHN P THOMPSON, PRESIDING
B E "Slim" SPEIGHTS-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 JUDGE JOHN THOMPSON CALLED THE MEETING TO ORDER AND WELCOMED THE GUEST AT 10 00 A.M DAN MARSH OF OAKDALE COMMUNITY DELIVERED THE OPENING PRAYER
- 2 PUBLIC COMMENTS
 - A Jean Sifferman of River Lake Estates came to court requesting some help in getting their roads repaired
 - B Scheila Burdine Buxton praised the efforts of Comm Bobby Smith-Pct#2 on an outstanding job in repairing the roads in Wiggins #1 where she lives
- 3 INFORMATIONAL REPORTS
 - A COMMISSIONER SMITH INVITED EVERYONE OUT TO ONALASKA ON THE FOURTH OF JULY AT DARK FOR THE ANNUAL FIREWORKS DISPLAY HE OFFERED HIS APPRECIATION TO SPORTSMAN RETREAT POA, CREEKSIDE POA, & TWIN HARBORS POA's FOR THEIR FUNDING TO PRECINCT #2 FOR PAVING ABOUT 4-PLUS MILES OF SUBDIVISION ROADS
 - B JUDGE THOMPSON REPORTED, ALL ELECTED OFFICIALS AND APPOINTED DEPARTMENT HEADS HAD A WORKSHOP RETREAT AT CAMP CHO-YEH ON MONDAY, JUNE 26th
 - C COMMISSIONER SPEIGHTS THANKED THE SUBDIVISION OF OAK TERRACE FOR THEIR ASSISTANCE IN GETTING THE ROADS PAVED
- 4 MOTIONED BY BOBBY SMITH, SECONDED BY B E "Slim" SPEIGHTS, APPROVAL OF MINUTES OF MEETING OF JUNE 13, 2000 (with noted corrections) AS REVISED ALL VOTING YES
- 5 MOTIONED BY BOBBY SMITH, SECONDED BY R R "Dick" HUBERT, APPROVAL TO ACCEPT OFFERS TO PURCHASE TAX FORECLOSURE PROPERTIES, PRECINCT #2, SPORTSMAN RETREAT #1, Lot 73, ALLEN WOODS LOTS 22, 23 &24 ALL VOTING YES

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- 6 MOTIONED BY B E "Shm" SPEIGHTS, SECONDED BY JAMES J "Buddy" PURVIS TO TABLE ITEM#6 "CONSIDER SELECTION OF GRANT PREPARATION AND CONTRACT MANAGEMENT SERVICES AND ENGINEERING (ARCHITECTURAL) SERVICES FOR FY 2001-2004 TEXAS COMMUNITY DEVELOPMENT PROGRAM, APPOINTING JUDGE THOMPSON & COUNTY AUDITOR BILL LAW TO REVIEW & SCORE PROPOSALS MAKING RECCOMENDATION AT NEXT MEETING ALL VOTING YES
- 7 MOTIONED BY BOBBY SMITH, SECONDED BY JAMES J "Buddy" PURVIS, TO APPROVE THE AGREEMENT FOR PROFESSIONAL SERVICES CONTRACT WITH VERTEX TARGETED OPPORTUNITIES, INC AND POLK COUNTY, (PENDING LEGAL COUNCIL REVIEW) AS REQUESTED BY SHERIFF'S DEPARTMENT ALL VOTING YES (SEE ATTACHED)
- 8 MOTIONED BY R R 'Dick" HUBERT, SECONDED BY B E "Slim" SPEIGHTS, TO ACCEPT OFFER TO PURCHASE TAX FORECLOSURE PROPERTY, PRECINCT #4, HOLLY HILLS SEC #7, LOT 47
 ALL VOTING YES
- 9 MOTIONED BY BOBBY SMITH, SECONDED BY R R "Dick" HUBERT, TO APPROVE BUDGET AMENDMENT #2000 18
 ALL VOTING YES (SEE ATTACHED)

10 MOTIONED BY BOBBY SMITH, SECONDED BY JAMES J "Buddy" PURVIS, APPROVAL & PAYMENT OF BILLS BY SCHEDULE (PLUS ADDENDUMS)
ALL VOTING YES (SEE ATTACHED)

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DATE	AMOUNT	CHECK NUMBERS
6-13-2000	108,645 55	151238 - 151257
6-15-2000	11,687 85	151258 - 151312
6-15-2000	129 00	151313 & 151314
6-19-2000	7,410 00	1511315 - 151318
6-19-2000	— 30 00	Void Ck#149203
6-19-2000	— 10 00	Void Ck#149751
6-21-2000	1,133 05	15139 - 151321
6-21-2000	193,868 51	151322 - 151476
6-21-2000	13,169 80	288 - 290 & 555 - 559
6-22-2000	6,170 40	85, 86, 87 (BTLE)
6-22-2000	(24,116 44)	Void Ck# 151423
6-22-2000	(3,000 00)	Void Ck# 151467

VOL. 46 PLGE 734

DATE	AMOUNT	CHECK NUMBERS
6-22-2000	57,955 51	Electronic Transfer
6-22-2000	177,635 67	151477 - 151494
6-23-2000	148,439 55	151495 - 151500
6-27-2000	138,653 16	Addendum To appear on future schedule

- 11 MOTIONED BY BOBBY SMITH, SECONDED BY R R "Dick" HUBERT, TO APPROVE PERSONNEL ACTION FORMS, AS REVISED ALL VOTING YES (SEE ATTACHED)
- 12 MOTIONED BY R R "Dick" HUBERT, SECONDED BY B E "Slim" SPEIGHTS, TO ADJOURN COURT THIS 27th DAY OF JUNE 2000 AT 10 21 A.M ALL VOTING YES

JOHN P THOMPSON, COUNTY JUDGE

ATTEST

BARBARA MIDDLETON, COUNTY CLERK

Polk County Texas
Agreement for Professional Services

AGREEMENT FOR PROFESSIONAL SERVICES

between
Vertex Targeted Opportunities, Inc
and
Polk County, Texas

This Agreement is entered into by and between Polk County, Texas (hereinafter referred to as the "County") and Vertex, a business unit of Unificare, LTD, (hereinafter referred to as "VERTEX"), located at 2010 Valley View Lane, Suite 300, Dallas, TX 75234

WITNESSETH

WHEREAS, many of the services provided by the County are funded directly by local and state funds when, in fact, some of those services are eligible for Federal Financial Participation (FFP), and

WHEREAS VERTEX is willing and able to provide professional assistance to the County in securing appropriate FFP,

WHEREAS, this is a contract for the purchase of a personal or professional service and is exempt from the open bid requirement established by Section 262 023 of the Texas Local Government Code when the Commissioners Court by order grants the exemption, NOW

THEREFORE, for and in consideration of the mutual covenants and promises recorded herein, the parties hereto agree as follows

ARTICLE I RESPONSIBILITIES OF VERTEX

VERTEX agrees to perform the following two services

- 1 VERTEX will review the policies and procedures used by the County in order to identify any additional Federal and other revenues sources that could be captured or enhanced by the County and to work with the County to secure those additional revenues In accomplishing this service VERTEX will perform the following steps
 - a. Meet with County officials who represent the programs as agreed to by the County and VERTEX,
 - b Assist the County in its efforts to recover additional Federal dollars that are due to the County, as they are identified by VERTEX, and
 - c Prepare an Initiative that identifies and defines new and/or enhanced Federal reimbursement and/or revenue opportunities for the County, and
 - d. Assist the County in negotiations with Federal agencies to ensure that the County receives the additional revenues identified by VERTEX

6/27/00 copy to

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- 2 VERTEX will continually monitor for new opportunities of funding
 - a On any new opportunity that arises, the County has sixty (60) days to act on its own
 - b If sixty (60) days after an opportunity has become available the County has not acted to claim the new dollars, VERTEX then may notify the County of the opportunity, and the county in claiming the new monies, and is due compensation per Article VI

ARTICLE II RESPONSIBILITIES OF THE COUNTY

The County agrees to complete the following activities

- 1 Designate a contract monitor who shall
 - A Be the person responsible for monitoring VERTEX's performance under the terms and conditions of this agreement, and
 - B Authorize payment for services rendered based upon properly submitted invoices to the County in accordance with Article VI of this agreement (i e Compensation)
- 2 Provide VERTEX with copies of or access to documents and databases that are necessary for the successful completion of work required by this agreement

ARTICLE III NOTIFICATION

Any notice, specifications, reports, or other written communications from VERTEX to the County shall be considered delivered when posted by certified mail. Any notice, delivered by certified mail to VERTEX at the address on the first paragraph of this Agreement shall be considered delivered when posted

ARTICLE IV EFFECTIVE TERM

Both parties agree that the effective term of this Agreement shall be for a three (3) year period beginning with the date of this contract. Provided, however, that either party may cancel this Agreement by giving thirty (30) day's written notice prior to the beginning of the County's fiscal year. Upon receipt of such notice, VERTEX shall complete the federal reimbursement claims for the fiscal year in which the notice is given. VERTEX shall be compensated for these final federal claims in accordance with Article VI.

ARTICLE V RENEWAL

Both parties agree that upon conclusion this Agreement will automatically be renewed on year-by-year basis, under the same terms and conditions as set forth herein, unless written notice is given at least thirty (30) days prior to the expiration of this Agreement

ARTICLE VI COMPENSATION

Both parties agree as follows

- 1 The intent of this agreement is to compensate VERTEX only for new revenues received by the County that are expressly deemed to be a result of VERTEX's efforts. The parties agree that VERTEX will be compensated for new or enhanced revenue sources that directly result from VERTEX's activities at the following rate.
 - Twenty-two percent (22%) of all revenue actually earned (prospectively or retroactively) by the County as a direct result of the work VERTEX completes for the County
- VERTEX will be due its fees on new or enhanced federal reimbursements earned on each program area VERTEX identifies or enhances for a minimum two-year period. The initial start date for each program area will be the date the first new or enhanced claim is submitted for reimbursement. VERTEX's compensation period may be extended beyond the minimum two-year period, depending on renewals that occur with this contract.
- 3 Both parties recognize that there may be delays in reimbursement to the County by the Federal government VERTEX will be reimbursed within thirty days after funds are actually received by the County and an accurate invoice is delivered to the County by VERTEX, even if those receipts occur beyond the term of contract.

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- VERTEX agrees that should any funds recovered by the County as a result of this agreement be subsequently disallowed, any related fees paid to VERTEX based on such disallowed reimbursements will be credited against future payments to VERTEX, or be promptly repaid to the County should this agreement be terminated VERTEX's liability is limited to funds paid to, or owed to, VERTEX as a result of this contract with the County
- 5 VERTEX is not obligated to make the County aware of absolutely all funding opportunities and is without liability for failure to do so
- WERTEX has the right to review the County's claims, grant awards, and such books, records, and other documents as may be required to ensure that the payment of VERTEX's fees is in accordance with this Agreement
- 7 VERTEX covenants and agrees to pay and be solely responsible for all its own staff and outof-pocket expenses that it incurs in providing services hereunder

ARTICLE VII REPORTS

VERTEX shall furnish the County with periodic reports on the effectiveness of VERTEX's engagement A final report shall be made forty-five (45) days after the termination of this agreement

ARTICLE VIII CONFIDENTIALITY

The County and VERTEX mutually agree that the confidentiality of the information obtained by VERTEX shall be strictly observed, as permitted by law, in any reporting, auditing, invoicing and evaluation, provided however, that this provision shall be construed as a standard of conduct and not a limitation upon the right to conduct the foregoing activities

ARTICLE IX DUE AUTHORIZATION

The County represents that all necessary approvals for the execution hereof have been obtained and that the person executing this agreement on behalf of the County is authorized to execute this Agreement as the binding act of the County

ARTICLE X CONTRACT AMENDMENTS

The scope of services and related compensation of this Agreement may only be modified with the written consent of both parties

IN WITNESS WHEREOF, Polk County, Texas and VERTEX have executed this Agreement as of the date written below

EXECUTED THIS 27th DAY OF June

POLK COUNTY, TEXAS

Unificare, LTD

Federal Identification Number

75-2795617

Scott Thompson **Regional Account Manager**

County Judge

Title

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Polk County Texas Initiative Alien Assistance

INITIATIVE # 1 Alien Assistance Program

A) Description of VERTEX's Contribution

VERTEX recognizes that Polk County could be paid for housing illegal aliens in the County jail prior to disposition of their cases VERTEX will develop the cost allocation plan and a cost per prisoner day, secure the necessary data required documenting prisoners, and prepare claims for the County

B) Baseline Calculation

Polk County is currently receiving nothing from this program VERTEX will be paid its fee on all new amounts generated

C) First Claim to be submitted

July 1st, 1998 to June 30th, 1999 (Due in July, 2000)

D) Total Reimbursements expected

Unknown until cost allocation plan developed and data collected

E) Total Reimbursements claimed through this report date

None yet

F) Agreed, VERTEX may proceed with this Initiative

POLK COUNTY, TEXAS	Unificare, LTD Federal Identification Number 75-2795677
Name	Scott Thompson
County Judge Title	Regional Account Manager
Date:06/27/2000	Date

By Bill Law County Auditor	dior		#ZK	Bugget Nevision #2000-18			June 27 2000
Fund Account	Description	Increase	Decrease	Comments	Original Budget	Amended Budget	Net Change
010-271-000	General Fund Balance Indigent Care	100 000 00	100 000 00	Per Judge John Thompson Per Judge John Thompson	581 000 00	681 000 00	100 000 00
010-342-600	Insurance Claums Reimburse Ins Vehicle Repairs	2 514 80 2 514 80		Check from TAC Check from TAC	-1,208 46 2 619 87	3 723.26 5 134 67	2 514 80 2 514 80
010-503-571	Restricted Proceeds	9 613 00		Per Bill Law	9 613 00	19,226 00	9 613 00
010-691-495 010-401-352	Courthouse Landscaping CC Contingencies	1 000 00	1 000 00	Per Judge John Thompson Per Judge John Thompson	8 321 00 22 741 08	9 32 1 00 21 74 1 08	1 000 00
010-695-427 010-695-423 010-695-490	Travel/Training Satellite Services Miscellaneous	144 00 1 000 00	144 00	Per John McDowell Per John McDowell Per John McDowell	7 000 00 1 152 00 1 000 00	5 856 00 1,296 00 2 000 00	144 00 144 00 1 000 00
015-342-621 016-621-340 015-369-100 015-621-339	Taylor Lake Reimbursement Talor Lake Expenditures Reimburse Road Materials Construction	-6 641 30 6 641 30	-5 541 30 5 541 30	Per Commissioner Silm Speights Per Commissioner Silm Speights Per Commissioner Silm Speights Per Commissioner Silm Speights	-37 541 30 65 979 30 -40 052 41 225 697 39	32 000 00 60 438 00 -46 693 71 232 338 69	5 541 30 5 541 30 6 641 30 6 641 30
015-369-200 015-622-339	Reimburse Road Materials Construction	-31 266 16 31,266 16		Per Commissioner Bobby Smith Per Commissioner Bobby Smith	-64 094 99 312 397 84	-95 361 15 343 664 00	-31 266 16 31,266 16
015-624-573 015-625-104	Capital Outlay Tobacco Monies	7,250 00	7250 00	Per Commissioner Dick Hubert Per Commissioner Dick Hubert	299 356 14 82 485 03	308 606 14 75,235 03	7,250 00 7 250 00
084-331-100 064-409-590	Grant Revenues Construction Expenditures	-5 677.20 5 677.20		Per Bill Law	000	-5 677.20 5 677.20	5 677.20 5 677.20
083-403-572	Computer Equipment	15 840 00		Per Barbara Middleton	15 000 00	30 840 00	15 840 00
070-895-390 070-895-402 070-895-530	Construction Engineering Fees Monitoring Fees	13,200 00 1 920 00 1 605 70		Per Judge John Thompson Per Judge John Thompson Per Judge John Thompson	42 007 70 420 00 20 619.20	55 207 70 2 340 00 22 224 90	13 200 00 1 920 00 1 605 70

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COUNTY AUDITOR JOHN THOMPSON

COUNTY JUDGE

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COUNTY AUDITOR
JOHN THOMPSON
COUNTY JUDGE

FUND DESCRIPTION

010 GENERAL FUND

COUNTY AUDITOR

JOHN THOMPSON COUNTY JUDGE

TOTAL OF ALL FUNDS

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

129 00 DISBURSEMENTS

DISBURSEMENTS

010 GENERAL FUND 015 ROAD & BRIDGE ADM

TOTAL OF ALL FUNDS

COUNTY AUDITOR л н э

JOHN THOMPSON COUNTY JUDGE

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FUND DESCRIPTION

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TOTAL OF ALL FUNDS

THE PRECEDING LIST OF BILLS PAYABLE WAS REVIEWED AND APPROVED FOR PAYMENT 400 00 733 05 1 133 05

COUNTY AUDITOR

JOHN THOMPSON COUNTY JUDGE

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

COUNTY AUDITOR 1 LAU

JOHN THOMPSON

COUNTY JUDGE

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SCHEDULE OF BILLS 8, FU D

DISBURSENELITS

FUND DESCRIPTION

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TOTAL OF ALL FUNDS

375 00

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COUNTY AUDITOR JOHN THOMPSON

COUNTY JUDGE

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FUND DESCRIPTION

084 BIG THICKET BRIDGE PROJECT

TOTAL OF ALL FUNDS

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

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COUNTY AUDITOR

COUNTY JUDGE

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JOHN THOMPSON

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FUND DESCRIPTION	010 GENERAL FUND 015 ROAD & BRIDGE ADM 027 SECURITY FIND			188 L	TOTAL OF ALL FUNDS

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

COUNTY AUDITOR JOHN THOMPSON AY I

COUNTY JUDGE

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DISBURSEMENTS	88 629 66	05 988 22	285 69					14 670 50					148 439 55
FUND DESCRIPTION	010 GENERAL FUND	•	-	ENVIRONMENTAL	_	•	_	₹	_	_	•	185 CCAP - JUVENILE PROBATION	TOTAL OF ALL FUNDS

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

COUNTY AUDITOR JOHN THOMPSON H LAU

COUNTY JUDGE

Addendum Schedule of Bills for Court Dated 6/27/2000

FY 2000

DTN Corporation	\$333 00
IAEM	\$115 00
Ozarka	\$26 00
Memorial Medical-Liv	\$56,509 09
Mustang Tractor	\$23,214 52
Net Data	\$15,840 00
Nacogdoches Co Sheriff Dept	\$320 00
Anchor Computer	\$40 00
Indian Springs Fire Dept	\$1,385 61
Chad Williams, Attorney	\$523 10
Brooks Coronado Associates	\$21,506 64
Bill R Jones, Attorney	\$820 00
Hydrex Environmental	\$16,725 70
Allison, Bass & Associates	\$229 50
Tropical Gardens	\$935 00
Onalaska Equipment Rental	\$130 00

Emergency Management
Emergency Management
Emergency Management
Indigent Care
Various
County Clerk
Jail
Data Processing
Fire Departments
Commissioner's Court
Commissioner's Court
Commissioner's Court
Commissioner's Court
Commissioner's Court
Landscaping

TOTAL

\$138,653 16

John & Stompson

June13 2000 THROUGH JUNE 27 2000

DATE

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2		DEPT			GROUP	TAKEN
ε	LARRY	WASTE	#903	LABOR	UNCLASSIFIED	CORRECTED TO 10(1) \$7 94 903 LANDFILL CLERK LABOR POOL
	ROBERDS	MANAGEMENT	LANDFILL CLERK	POOL	\$7.00	EFFECTIVE 06/07/000
8	WANDA	TWE	#1055	REGULAR	121	RESIGNED
	RYAN		CORRECTIONS OFFICER	FULL TIME	\$18,238.30	EFFEECTIVE 08/14/000
î	GENEVA	WASTE	#08#	LABOR	UNCLASSIFIED	NEWHIRE
	¥	MANAGEMENT	STATION COLLECTION ATTEN	POOL	\$5.15	EFFECTIVE 06/28/000
€	JAMAR	WASTE	1004	LABOR	UNCLASSIFIED	NEWHIRE
	CRISWELL	MANAGEMENT	STATION COLLECTION ATTEN	POOL	\$5 15	EFFECTIVE 06/28/000
9	CAROL ANN	COUNTY CLERKS	#104	REGULAR	2	RESIGNED
	BIGLER	DEPARTMENT	CHIEF DEPUTY CLERK	FULL TIME	\$22,756 69	EFFECTIVE 06/30/000
£	JAME A.	SHERFF	#1043	LABOR	11(1)	RECLASSIFICATION OF JOB TO REGIFIT 11/1 \$17,367 57
	CARLILE	DEPARTMENT	TELCOMOPERATOR	POOL	\$6.35	EFFECTIVE 06/22/000
ε	DELIA	AGING	#1266	REGULAR	UNCLASSIFIED	RESIGNED
	WHITETHUNDER	RESERVATION	KITCHEN HELPER	PART TIME	\$6 62	EFFECTIVE 05/31/3/2000
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