

September 5, 2000  
10:00 a.m.

**COMMISSIONERS COURT**  
of Polk County, Texas  
County Courthouse, 3rd floor  
Livingston, Texas

# 83

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

1. CONSIDER APPROVAL OF MINUTES OF THE AUGUST 22, 2000 (Regular) AND AUGUST 24, 2000 (Special) COMMISSIONERS COURT MEETINGS.
2. SET COUNTY & PRECINCT ELECTED OFFICIALS' SALARIES, EXPENSES AND ALLOWANCES FOR FY 2001.
3. RECEIVE DISTRICT COURT ORDERS SETTING SALARIES OF COUNTY AUDITOR, ASSISTANT COUNTY AUDITOR, 258<sup>TH</sup> COURT REPORTER AND 258<sup>TH</sup> BAILIFF FOR FY2001.
4. REVIEW OPTIONS FOR COUNTY RETIREMENT SYSTEM AND TAKE ANY/ALL NECESSARY ACTION RELATING TO PLAN NOTICE.
5. CONSIDER THE RESCHEDULING OF THE SEPTEMBER 26, 2000 REGULAR SESSION OF COMMISSIONERS COURT, DUE TO CONFLICT WITH THE COUNTY JUDGES AND COMMISSIONERS ANNUAL CONFERENCE.
6. RESCIND RESOLUTION FOR CHANGE OF EARLY VOTING LOCATION, PASSED AUGUST 22, 2000, LEAVING MAIN VOTING LOCATION IN COUNTY COURTHOUSE.

Dated: August 29, 2000

Commissioners Court of Polk County, Texas

By: John P. Thompson, County Judge

I, the undersigned County Clerk, do hereby certify that the above Notice of Meeting of 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 Tuesday, August 29, 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

BY Linda C. Primm, Deputy



STATE OF TEXAS )

DATE: SEPTEMBER 5, 2000

COUNTY OF POLK )

**"SPECIAL" CALLED MEETING**  
All Present**"COMMISSIONERS COURT"**

BE IT REMEMBERED ON THIS THE 5<sup>th</sup> DAY OF SEPTEMBER, 2000  
THE HONORABLE COMMISSIONERS COURT MET IN "SPECIAL"  
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.

**MEETING WAS CALLED TO ORDER BY JUDGE JOHN THOMPSON AT 10:00 AM.**  
HE ANNOUNCED THE DATE, TIME OF TODAY'S SPECIAL MEETING, INFORMING  
THE COURT OF TAPE RECORDING OF EACH MEETING & STATING TIME OF  
OF ADJOURNMENT.

**INFORMATIONAL REPORTS:**

- A. JUDGE THOMPSON INFORMED COURT, STEVE MYERS (LEZLI'S HUSBAND)  
WILL BE HAVING SURGERY NEXT WEEK AND ASKED THAT WE KEEP  
THEM IN OUR THOUGHTS.
- B. JOHN McDOWELL (EMERGENCY MANAGEMENT) IS HOME NOW RE-  
COOPERATING FROM OPEN HEART SURGERY LAST WEEK.
- C. BOBBY SMITH, REMINDED EVERYONE **BURN BAN IS STILL IN EFFECT.**  
ONALASKA VOL. FIRE DEPT WAS CALLED OUT OVER THE WEEKEND TO  
SEVERAL HOT SPOTS(FOREST FIRES). HE ASKED JUDGE THOMPSON TO  
SEND LETTERS OF THANKS TO ALL FIRE DEPARTMENTS THAT WERE  
HERE HELPING POLK COUNTY FIRE DEPARTMENTS.
1. MOTIONED BY BOBBY SMITH, SECONDED BY B.E. "Slim" SPEIGHTS,  
**APPROVAL OF MINUTES OF AUGUST 22<sup>nd</sup> (Regular) and**  
**AUGUST 24<sup>th</sup> (Special) COMMISSIONERS COURT MEETINGS.**  
ALL VOTING YES.
  2. MOTIONED BY BOBBY SMITH, SECONDED BY R.R. "Dick" HUBERT,  
**APPROVAL "TO SET COUNTY & PRECINCT ELECTED OFFICIALS**  
**SALARIES", EXPENSES & ALLOWANCES FOR FY-2001 BUDGET YEAR.**  
ALL VOTING YES. (SEE ATTACHED)
  3. MOTIONED BY R.R. "dick" HUBERT, SECONDED BY B.E. "Slim" SPEIGHTS,  
**TO RECEIVE DISTRICT COURT "ORDERS" SETTING SALARIES OF**  
**COUNTY AUDITOR, ASSISTANT COUNTY AUDITOR, 258<sup>th</sup> COURT**  
**REPORTER, & 258<sup>th</sup> BAILIFF FOR FY-2001 BUDGET YEAR.**  
ALL VOTING YES. (SEE ATTACHED)

4. MOTIONED BY BOBBY SMITH, SECONDED BY R.R. "Dick" HUBERT, TO MAKE NO PLAN CHANGES FOR COUNTY RETIREMENT SYSTEM IN FY-2001.  
ALL VOTING YES. (SEE ATTACHED)
5. MOTIONED BY R.R. "Dick" HUBERT, SECONDED BY B.E. "Slim" SPEIGHTS, TO RESCHEDULE SEPTEMBER 26, 2000 (REGULAR SESSION) TO THURSDAY, SEPTEMBER 21, 2000 AT 10:00 AM.  
ALL VOTING YES.
6. MOTIONED BY B.E. "Slim" SPEIGHTS, SECONDED BY BOBBY SMITH, TO RESCIND "RESOLUTION" FOR CHANGE OF EARLY VOTING LOCATION (PREVIOUSLY PASSED AUGUST 22, 2000 COURT SESSION) LEAVING MAIN EARLY VOTING LOCATION IN COUNTY COURTHOUSE.  
ALL VOTING YES.
7. MOTIONED BY R.R. "Dick" HUBERT, SECONDED BY B.E. "Slim" SPEIGHTS TO ADJOURN COURT THIS 5<sup>th</sup> DAY OF SEPTEMBER, 2000 AT 10:16 AM.  
ALL VOTING YES.



JOHN P. THOMPSON, COUNTY JUDGE

ATTEST:



BARBARA MIDDLETON, COUNTY CLERK

C:\WP51\COMMCRT.2000\SEP05SPEC.WPD

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**ORDER  
OF THE POLK COUNTY COMMISSIONERS COURT**

Setting salaries, personal expenses and allowances of Elected County and Precinct Officers.

WHEREAS, On this 5th day of September, 2000, at 10:00 a.m., The Commissioners Court of Polk County, Texas met in a properly called and posted meeting in the County Courthouse, with a quorum of the Court properly established and pursuant to statutory notice hereby sets the salaries, personal expenses and allowances of elected County and Precinct Officers who are paid wholly from County funds, as required under Local Government Code, Chapter 152, Section 152.011 through 152.013.

WHEREAS, upon a motion duly made and seconded, this Order setting the aforementioned compensations for the FY2001 Budget was passed unanimously and adopted as follows;

Officer	Annual Salary	Other	Longevity Pay
John P. Thompson, County Judge	\$ 41,685.26	\$10,959.11 (Personal vehicle allowance) 5,000.00 (Juvenile Board) 5,000.00 (State Judicial Supp., based on fee revenue)	600.00
B.E. "Slim" Speights, Commissioner, Pct.1	36,155.53	10,959.11 (Personal vehicle allowance)	480.00
Bobby Smith, Commissioner, Pct.2	36,155.53	10,959.11 (Personal vehicle allowance)	840.00
James J. "Buddy" Purvis, Commissioner, Pct.3	36,155.53	10,959.11 (Personal vehicle allowance)	1,200.00
R.R. "Dick" Hubert, Commissioner, Pct.4	36,155.53	10,959.11 (Personal vehicle allowance)	600.00
Stephen Phillips, County Court at Law Judge	100,700.00	(set by State Legislature) 5,000.00 (Juvenile Board)	840.00
Nell Lowe, District Clerk	36,155.53		1,200.00
Billy Ray Nelson, Sheriff	36,155.53	(use of County vehicle)	480.00
Marion A. "Bid" Smith, Tax Assessor/Collector	36,155.53	(use of County vehicle)	840.00
Nola Reneau, County Treasurer	36,155.53		660.00
Barbara Middleton, County Clerk	36,155.53		840.00
Darrell Longino, Justice of the Peace, Pct.1	25,025.79	7,309.60 (Personal vehicle allowance)	120.00
David Johnson, Justice of the Peace, Pct.2	25,025.79	7,309.60 (Personal vehicle allowance)	420.00
Kenneth Parrish, Justice of the Peace, Pct.3	25,025.79	7,309.60 (Personal vehicle allowance)	720.00
Howard Lilley, Justice of the Peace, Pct.4	25,025.79	7,309.60 (Personal vehicle allowance)	840.00
Lewis Milner, Constable, Pct.1	2,584.54		120.00
Bill Cunningham, Constable, Pct.2	2,584.54		60.00
Ray Myers, Constable, Pct. 3	2,584.54		480.00
Marvin Taylor, Constable, Pct. 4	2,584.54		480.00

ORDERED this 5th day of September, 2000.

**John P. Thompson**

County Judge, Polk County, Texas

Attest;

Barbara Middleton, County Clerk

THE STATE OF TEXAS }  
COUNTY OF POLK }

APPOINTMENT OF COUNTY AUDITOR

KNOW ALL MEN BY THESE PRESENTS:

That we, ROBERT H. TRAPP, Judge of the 411th Judicial District and ELIZABETH E. COKER, Judge of the 258th Judicial Court in and for Polk County, Texas, do on this the 23rd Day of August 2000 affirm the appointment of WILLIAM H. LAW as County Auditor of Polk County, Texas for the period August 10, 2000 through period ending August 9, 2002.

AND, it is further ordered that WILLIAM H. LAW, as County Auditor of Polk County, Texas shall receive as compensation for services an annual salary of at least Thirty Six Thousand, One Hundred Sixty Two Dollars and No Cents (\$36,162.00) plus an additional Three Thousand, Three Hundred Ninety Dollars and Nineteen Cents (\$3,390.19) for official travel within Polk County to be paid out of the General Fund in twenty-six equal installments commencing with County fiscal period beginning October 1, 2000.

WITNESS OUR HANDS THIS TWENTY THIRD DAY OF AUGUST, 2000.

*Robert H. Trapp*  
ROBERT H. TRAPP, JUDGE  
411th JUDICIAL DISTRICT

*Elizabeth E. Coker*  
ELIZABETH E. COKER, JUDGE  
258th JUDICIAL DISTRICT

2000 AUG 23 10:13:10  
67

THE STATE OF TEXAS }  
 } APPOINTMENT OF ASSISTANT COUNTY AUDITOR  
 COUNTY OF POLK }

KNOW ALL MEN BY THESE PRESENTS:


That we, ROBERT H. TRAPP, Judge of the 411th Judicial District and ELIZABETH E. COKER, Judge of the 258th Judicial Court in and for Polk County, Texas, do on this the 23rd Day of August 2000 affirm the appointment of SHIRLEEN COWEN as Assistant County Auditor of Polk County, Texas for the period August 10, 2000 through period ending August 9, 2002.


AND, it is further ordered that SHIRLEEN COWEN, as Assistant County Auditor of Polk County, Texas shall receive as compensation for services an annual salary of at least Twenty Seven Thousand, Thirty Two Dollars and Sixty Nine Cents (\$27,032.69) to be paid out of the General Fund in twenty-six equal installments commencing with County fiscal period beginning October 1, 2000.

WITNESS OUR HANDS THIS TWENTY THIRD DAY OF AUGUST, 2000.

2000 AUG 23 11:11 AM

BY: AC

  
 \_\_\_\_\_  
 ROBERT H. TRAPP, JUDGE  
 411th JUDICIAL DISTRICT

  
 \_\_\_\_\_  
 ELIZABETH E. COKER, JUDGE  
 258th JUDICIAL DISTRICT

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THE STATE OF TEXAS }  
COUNTY OF POLK }

In accordance with and pursuant to Article 52.051 and 52.054 of the *Government Code of Vernon's Texas Codes Annotated* of the State of Texas, the salary of Jill S. Driscoll, Official Court Reporter of the 258th Judicial Court of Texas, composed of Polk, San Jacinto County and Trinity Counties is hereby ordered to be Forty Six Thousand Six Hundred Forty Five Dollars and Sixty Three Cents (\$46,645.63) effective with the annual fiscal period beginning October 1, 2000. Such salary is to be spread over twenty six equal installments and each county billed its respective share on pro rata basis.

A copy of this order is also filed with the District Clerk in each of said counties and it hereby ordered that this Order be spread upon the minutes of the courts in said counties.

WITNESS MY HAND THIS TWENTY THIRD DAY OF AUGUST, 2000.

*Elizabeth E. Coker*  
ELIZABETH E. COKER, JUDGE  
258th JUDICIAL DISTRICT

FILED  
AUG 23 2000  
POLK COUNTY CLERK  
OFFICE





**NO PLAN CHANGE NOTICE & RATE ACKNOWLEDGMENT**

**ADCR PLAN**

Submit this form only if you are making no benefit changes in your ADCR plan for 2001. (Even if you are making no benefit changes, your required employer contribution rate will change.) If your subdivision is adopting any new option, right or benefit, you must submit the appropriate order or resolution. Please refer to the instructions for more information, or call TCDRS.

**PLAN RATES FOR 2001**

(Please refer to your Exhibit A for correct contribution rates for plan year 2001)

My subdivision chooses to make no plan changes for 2001. I understand that our employee and employer contribution rates for 2001 will be:

Employee Contribution Rate 7%  
(from Line 1, "Present Plan" of Exhibit A)

Required Employer Contribution Rate 6.35%  
(from Line 7, "Present Plan" of Exhibit A. Do not include your Supplemental Death Benefit cost in this total.)

**STOP!**

Complete the next line only if your subdivision's governing board has previously authorized a higher optional employer contribution rate. First-time authorization of a higher optional employer rate must be executed by adoption of a governing board order or resolution and the completion of Form ADCR-3B.

Elected Employer Contribution Rate for 2001<sup>1</sup> \_\_\_\_\_  
(Please see footnote below)

**CERTIFICATION**

Only the official correspondent or the chair of the governing board may sign this form. UNAUTHORIZED SIGNEES WILL NOT BE ACCEPTED.

Polk County 286  
Subdivision Name Subdivision Number

John P. Thompson County Judge  
Name of Authorized Signee Title

John P. Thompson  
Authorized Signature

<sup>1</sup> The elected Employer Contribution Rate should equal the whole percentage rate (e.g., 4%, 5%, 6%, 7%, 8%, 9%, 10%, 11%) that has been previously adopted and must be greater than the required employer contribution rate for 2001.