



POLK COUNTY COMMISSIONERS COURT

October 23, 2001

10:00 A.M.

Livingston, Texas

2001-106

VOL. 47 PAGE 1511

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

Agenda topics

1. CALL TO ORDER.
2. PUBLIC COMMENTS.
3. INFORMATIONAL REPORTS.
4. APPROVAL OF MINUTES OF THE MEETING OF October 9, 2001 (Regular).
5. CONSIDER ANY/ALL NECESSARY ACTION RELATED TO BID #2002-01.
6. CONSIDER PCT. 3 COMMISSIONER'S REQUEST TO ISSUE TIME WARRANT FOR THE PURCHASE OF CULVERTS IN THE AMOUNT OF \$21,053.40, AT AN INTEREST RATE NOT TO EXCEED 5.5% WITH A MATURITY OF NO MORE THAN 3 YEARS.
7. CONSIDER RESOLUTION REQUESTING BUDGET AMENDMENT TO THE TEXAS COMMUNITY DISASTER RELIEF PROJECT 719027, "ROAD IMPROVEMENTS".
8. CONSIDER RENEWAL OF LEASE AGREEMENTS WITH UTMB FOR OFFICE SPACE LOCATED AT 410 E. CHURCH, LIVINGSTON.
9. CONSIDER APPOINTMENT OF ADMINISTRATIVE HEARING OFFICER FOR POLK COUNTY INDIGENT HEALTH CARE PROGRAM.
10. CONSIDER ADOPTION OF INDIGENT HEALTH CARE EMPLOYMENT AND WORK PROGRAM IN ACCORDANCE WITH HOUSE BILL 2790 OF THE INDIGENT HEALTH CARE ACT.
11. CONSIDER APPROVAL OF BUDGET AMENDMENTS.
12. CONSIDER APPROVAL OF SCHEDULE OF BILLS.
13. CONSIDER APPROVAL OF PERSONNEL ACTION FORMS.

FILED AND RECORDED
 OFFICIAL PUBLIC RECORDS
 POLK COUNTY, TEXAS
 2001 OCT 17 AM 9:38
Barbara Middleton
 BARBARA MIDDLETON
 COUNTY CLERK, POLK CO.

ADJOURN

Posted: October 17, 2001

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 Wednesday, October 17, 2001 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: Schelana Walker, Deputy



October 23, 2001
10:00 A.M.

COMMISSIONERS COURT

of Polk County, Texas

County Courthouse, 3rd floor
Livingston, Texas

ADDENDUM to Posting # 2001-106

The following will serve to amend the Agenda of the Commissioners Court Meeting scheduled for October 23, 2001 at 10:00 A.M.

AMEND TO ADD;

- 14. CONSIDER COUNTY CLERK'S REQUEST TO AMEND ELECTION PRECINCT JUDGE APPOINTMENTS, TO FILL VACANCIES OF RESIGNING JUDGES WITH ALTERNATES.
- 15. CONSIDER APPROVAL TO ADVERTISE BIDS FOR THE PURCHASE OF PATROL VEHICLES.
- 16. REDISTRICTING STATUS UPDATE.
- 17. CONSIDER PCT. 3 COMMISSIONER'S REQUEST TO ISSUE TIME WARRANT FOR THE PURCHASE AND INSTALLATION OF RADIOS AND RELATED EQUIPMENT IN AN AMOUNT OF \$4,314.50 AT AN INTEREST RATE NOT TO EXCEED 5.5% WITH A MATURITY OF NO MORE THAN 1 YEAR.

Dated: Friday, October 19, 2001.

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 Addendum to the Notice of Meeting of the Polk County Commissioners Court is a true and correct copy of said Addendum and that I posted a true and correct copy of said Addendum at the door of the Polk County Courthouse at a place readily accessible to the general public at all times on Friday, October 19, 2001 and that said Addendum remained so posted continuously for at least 72 hours preceding the scheduled time of said Meeting.

BARBARA MIDDLETON, COUNTY CLERK

BY *Schelana Walker*, Deputy

FILED AND RECORDED
PUBLIC RECORDS
OCT 19 2001
9 PM 4:16
BARBARA MIDDLETON
COUNTY CLERK, POLK CO.

STATE OF TEXAS)

DATE: OCTOBER 23, 2001

COUNTY OF POLK)

**"REGULAR" MEETING
ALL PRESENT****"COMMISSIONERS COURT"
POSTING #2001-106**

BE IT REMEMBERED ON THIS THE 23rd DAY OF OCTOBER, 2001
THE HONORABLE COMMISSIONERS COURT MET IN "REGULAR"
CALLED MEETING WITH THE FOLLOWING OFFICERS AND MEMBERS
PRESENT, TO WIT:

JUDGE JOHN P. THOMPSON, PRESIDING.

BOB WILLIS - 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
MADE, CONSIDERED & PASSED.

1. WELCOME AND TO ORDER BY JUDGE JOHN THOMPSON AT 10:00 A.M.
REV. SHAWN REHNQUIST OF THE FIRST INDIAN BAPTIST CHURCH DELIVERED THE
OPENING PRAYER.
2. **PUBLIC COMMENTS:**
 - A. ELDON MAYO OF BIG THICKET LAKE ESTATES PROPERTY OWNERS
ASSOCIATION GAVE REMARKS CONCERNING AN INVOICE RECEIVED
FROM COMMISSIONER WILLIS - PCT #1. HE ASKED COMMISSIONER WILLIS
FOR THE CONSIDERATION OF WITHDRAWING THE CHARGES BECAUSE OF
THE NUMBER OF MAN HOURS AND EQUIPMENT THEY FURNISHED ON
THE BTLE BRIDGE PROJECT.
3. **INFORMATIONAL REPORTS:**
 - A. COUNTY CLERK- BARBARA MIDDLETON REPORTED THAT EARLY VOTING
IS BEING CONDUCTED FROM OCT. 22nd TO NOV. 2nd AT ALL (3) COURT-
HOUSE LOCATIONS, IN PREPARATION OF THE "CONSTITUTIONAL
AMENDMENT" ELECTION, TO BE HELD ON NOVEMBER 6, 2001.
 - B. TAX COLLECTOR - BID SMITH SAID TAX STATEMENTS WERE MAILED LAST
WEEK END AND THEY HAVE BEEN CONTACTED BY THE POST OFFICE
THAT MANY ARE BEING RETURNED BECAUSE OF THE WRONG ADDRESSES.
IF YOU HAD AN ADDRESS CHANGE PLEASE CALL THE TAX OFFICE AND
GIVE THEM YOUR NEW MAILING ADDRESS.
4. MOTIONED BY BOB WILLIS, SECONDED BY BOBBY SMITH, TO APPROVE
MINUTES OF THE MEETING OF OCTOBER 9, 2001 (REGULAR) COURT.
ALL VOTING YES.

5. **BID #2002-01 - PRECINCT #4:**
 MOTIONED BY R.R. "Dick" HUBERT, SECONDED BY BOBBY SMITH, TO APPROVE AWARD BID #2002-01 - TO MUSTANG TRACTOR IN THE AMOUNT OF \$141,775.00 FOR THE PURCHASE OF (12H) MOTORGRADER WITH ATTACHMENTS, WITH THE (5) YEAR BUY BACK OPTION.
 ALL VOTING YES.

6. MOTIONED BY R.R. "Dick" HUBERT, SECONDED BY BOBBY SMITH, TO APPROVE PCT#3 REQUEST TO ISSUE TIME WARRANT FOR THE PURCHASE OF CULVERTS IN THE AMOUNT OF \$21,053.40, AT AN INTEREST RATE NOT TO EXCEED 5.5% WITH A MATURITY OF NO MORE THAN (3) YEARS.
 ALL VOTING YES.

7. MOTIONED BY BOB WILLIS, SECONDED BY R.R. "Dick" HUBERT, TO APPROVE "RESOLUTION" REQUESTING BUDGET AMENDMENT TO THE TEXAS COMMUNITY DISASTER RELIEF PROJECT 719027, "ROAD IMPROVEMENTS."
 ALL VOTING YES. (SEE ATTACHED)

8. MOTIONED BY BOBBY SMITH, SECONDED BY R.R. "Dick" HUBERT, TO APPROVE RENEWAL OF LEASE AGREEMENTS WITH UTMB FOR OFFICE SPACE LOCATED AT 410 E. CHURCH ST., LIVINGSTON.
 ALL VOTING YES. (SEE ATTACHED)

9. MOTIONED BY BOBBY SMITH, SECONDED BY BOB WILLIS, TO "DELETE" - ITEM#9 - CONSIDER APPOINTMENT OF ADMINISTRATIVE HEARING OFFICER FOR POLK COUNTY INDIGENT HEALTH CARE PROGRAM.
 ALL VOTING YES.

10. MOTIONED BY R.R. "Dick" HUBERT, SECONDED BY BOB WILLIS, TO APPROVE "ADOPTION OF INDIGENT HEALTH CARE EMPLOYMENT AND WORK PROGRAM" IN ACCORDANCE WITH HOUSE BILL-2790 OF THE INDIGENT HEALTH CARE ACT.
 ALL VOTING YES. (SEE ATTACHED)

11. MOTIONED BY BOBBY SMITH, SECONDED BY R.R. "Dick" HUBERT, TO APPROVE BUDGET AMENDMENTS #2001-27, #2002-01 (CORRECTED), & #2002-02.
 ALL VOTING YES. (SEE ATTACHED)

12. MOTIONED BY BOB WILLIS, SECONDED BY BOBBY SMITH, APPROVAL AND PAYMENT OF BILLS (BY SCHEDULE) AND ADDENDUMS.
 ALL VOTING YES. (SEE ATTACHED)

DATE	AMOUNT	CHECK NUMBERS
10-10-2001	\$ 1,528.62	Electronic Transfer
10-10-2001	\$ 44,761.39	163764 - 163776

DATE	AMOUNT	CHECK NUMBERS
10-10-2001	\$ 130,494.34	163777 - 163782
10-12-201	\$ 253,124.37	Electronic Transfer - Salaries
10-12-2001	\$ 7,539.00	358
10-12-2001	\$ 1,993.29	672 - 675 (FY2001)
10-12-2001	\$ 91,327.70	163783 - 163804
10-15-2001	\$ 3,450.68	163805 - 163807 (FY2001)
10-15-2001	\$ 5,935.95	359 (FY2001)
10-18-2001	\$ 15,698.21	163808 - 164027 (FY2001)
10-18-2001	\$ 101,599.32	164028 - 164107 (FY2001)
10-19-2001	\$ 99,042.64	164108 - 164203
10-23-2001	\$ 4,909.24	Addendum (FY2002) To appear on future schedule
10-23-2001	\$ 4,624.09	Addendum (FY2001) To appear on future schedule
Total	\$ 766,028.84	

13. MOTIONED BY R.R. "Dick" HUBERT, SECONDED BY BOB WILLIS, TO APPROVE PERSONNEL ACTION FORMS, AS REVISED.
ALL VOTING YES. (SEE ATTACHED)
14. MOTIONED BY BOB WILLIS, SECONDED BY R.R. "Dick" HUBERT, TO APPROVE COUNTY CLERK'S REQUEST TO AMEND ELECTION PRECINCT JUDGES APPOINTMENTS, TO FILL VACANCIES OF RESIGNING JUDGES WITH ALTERNATES.
ALL VOTING YES. (SEE ATTACHED)
15. MOTIONED BY BOBBY SMITH, SECONDED BY R.R. "Dick" HUBERT, APPROVAL TO ADVERTISE FOR BIDS ON THE PURCHASE OF NEW PATROL CARS FOR SHERIFF'S DEPT, INCLUDING THE TRADE-IN OF (10) USED UNITS.
ALL VOTING YES.
16. DISCUSSION & UPDATE ON REDISTRICTING PLAN STATUS, PENDING THE OUTCOME OF COURT ACTIONS ON HEARINGS SCHEDULED FOR OCTOBER 22nd AND OCTOBER 29th.
THERE WAS NO ACTION TAKEN ON THIS AGENDA ITEM.

17. MOTIONED BY BOBBY SMITH, SECONDED BY R.R. "Dick" HUBERT, TO APPROVE COMMISSIONER - PCT #3 REQUEST TO ISSUE TIME WARRANT FOR THE PURCHASE AND INSTALLATION OF RADIO'S & RELATED EQUIPMENT IN THE AMOUNT OF \$4,314.50, AT AN INTEREST RATE NOT TO EXCEED 5.5%, WITH A MATURITY OF NO MORE THAN (1) ONE YEAR. ALL VOTING YES.

RECESS - REGULAR SESSION - AT 10:38 A.M.

COURT MOVED INTO EXECUTIVE SESSION AT 10:39 A.M.

**** EXECUTIVE SESSION:**

As authorized by the Texas Open Meetings Act, as amended;
Government Code, Chapter 551, subsection 551.074

**** Discussion of personnel matters.**

EXECUTIVE SESSION - ENDED AT 11:03 A.M.

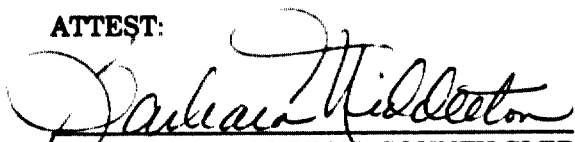
COURT RECONVENED INTO REGULAR SESSION.

18. MOTIONED BY R.R. "Dick" HUBERT, SECONDED BY BOB WILLIS, TO ADJOURN COURT THIS 23rd DAY OF OCTOBER 2001 AT 11:04 A.M. ALL VOTING YES.



JOHN P. THOMPSON, COUNTY JUDGE

ATTEST:



BARBARA MIDDLETON, COUNTY CLERK

C:\COMM. COURT\COMMCRT.2001\OCT23.WPD

#7

**RESOLUTION
FOR
TEXAS COMMUNITY DEVELOPMENT BUDGET AMENDMENT**

A RESOLUTION OF THE COUNTY OF POLK, TEXAS, AUTHORIZING THE SUBMISSION OF A BUDGET AMENDMENT REQUEST FOR THE DISASTER RELIEF FUND CONTRACT BETWEEN THE COUNTY AND THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS CONTRACT NUMBER 719027.

WHEREAS, the County entered into a contract with the Texas Department of Housing and Community Affairs to replace road materials in County Precinct No. 1 and Precinct No. 4 that were washed away during the floods of April 3, 1999, and

WHEREAS, the County was able to contain the cost of the project by utilizing county employees and equipment to install the road material, and

WHEREAS, there are additional roads in Precinct No. 1 that were damaged during that flood but not included in the original application.

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

1. That the County Commissioners Court authorizes a budget amendment request on the Texas Community Development Program Contract No. 719027 to be submitted to the Texas Department of Housing and Community Affairs.
2. That \$37,000.00 of unobligated engineering funds be transferred to road improvements project to pay for additional road materials needed to repair the washed-out roads.
3. The County Commissioners Court directs and authorizes the County Judge to execute all necessary documents as may be required to initiate and process the contract amendment request.

PASSED AND APPROVED BY THE COUNTY COMMISSIONERS COURT OF THE COUNTY OF POLK, TEXAS THIS THE 23RD DAY OF OCTOBER, 2001.

SIGNED:


JOHN P. THOMPSON, COUNTY JUDGE

ATTEST:


BARBARA MIDDLETON, COUNTY CLERK

MDL.
Suite
B

#8

**SECOND AMENDMENT AND EXTENSION
OF LEASE AGREEMENT
THE UNIVERSITY OF TEXAS SYSTEM**

This Second Amendment and Extension of Lease Agreement ("Amendment") is entered into by and between POLK COUNTY ("Lessor") and the BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM, for the use and benefit of The University of Texas Medical Branch at Galveston ("Lessee"), effective as of December 1, 2001.

RECITALS

- A. Effective May 17, 1996, Lessor and Lessee entered into that Lease Agreement (the "Lease") having a term commencing effective December 1, 1995, and ending on November 30, 1996, wherein Lessor leased to Lessee and Lessee leased from Lessor approximately 10,524 net usable square feet of space in the Polk County Regional Health Center located at 410 East Church Street in the City of Livingston, Polk County, Texas 77351, as more specifically described in the lease.
- B. Lessor and Lessee subsequently amended the original Lease by a First Amendment effective December 1, 1996, which extended the term of the Lease to provide for expiration on November 30, 2001.
- C. Lessor and Lessee wish to modify the Lease to extend the term of the Lease and to enter into this Amendment to evidence the extension of the Lease as provided herein.

AGREEMENT

For and in consideration of the terms and conditions set forth herein, and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Lessor and Lessee hereby agree to amend the Lease as follows:

- 1. Extension of Lease Term. The term of the Lease is renewed and extended for an additional period commencing December 1, 2001 and ending on November 30, 2006, unless sooner terminated as provided in the Lease. Lessor and Lessee agree that execution of this

Amendment by both parties is effective to extend the term, and any other conditions for extension contained in the Lease are hereby waived for the purposes of this second renewal term. Following the extension of the term pursuant to this Amendment, any additional extensions of the term shall be governed by the provisions of Paragraph 4.01 of the Lease, as amended.

2. Ratification and Defined Terms. Except as amended or modified by this Amendment, the Lease shall continue in full force and effect as therein provided and the Lease is hereby ratified in all respects by Lessor and Lessee. Except as otherwise defined in this Amendment, each of the terms used herein shall have the same meaning assigned to such terms in the Lease.


IN WITNESS WHEREOF, Lessor and Lessee have caused this Amendment to be executed by their authorized representatives, to be effective as of the year and date first above written.

LESSEE:

BOARD OF REGENTS OF THE
UNIVERSITY OF TEXAS SYSTEM FOR
THE USE AND BENEFIT OF THE
UNIVERSITY OF TEXAS MEDICAL
BRANCH AT GALVESTON

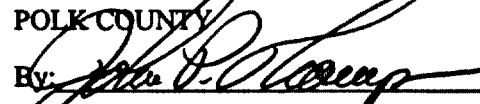
By: _____
Richard S. Moore
Vice President for Business and Administration

Date Signed: _____

APPROVED BY:

Garland D. Anderson, M.D.
Chair, Department of OB/GYN

Date Signed: 10/23/01

LESSOR:

POLK COUNTY
By: 
Name: John P. Thompson
Title: Polk County Judge

ACKNOWLEDGMENTS

STATE OF TEXAS §

COUNTY OF GALVESTON §

This instrument was acknowledged and sworn to before me on the _____ day of _____, 2001, by Richard S. Moore, Vice President for Business and Administration, on behalf of the Board of Regents of The University of Texas System, Lessee.

Notary Public, State of Texas

STATE OF TEXAS §

COUNTY OF POLK §

This instrument was acknowledged and sworn to before me on the 23rd day of October, 2001, by John P. Thompson,
County Judge on behalf of Polk County, Lessor.

Notary Public, State of Texas



Suite #8
C

**FIRST AMENDMENT AND EXTENSION
OF LEASE AGREEMENT
THE UNIVERSITY OF TEXAS SYSTEM**

This First Amendment and Extension of Lease Agreement ("Amendment") is entered into by and between **POLK COUNTY** ("Lessor") and the **BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM**, for the use and benefit of **The University of Texas Medical Branch at Galveston** ("Lessee"), effective as of January 1, 2002.

RECITALS

- A. Effective January 1, 1991, Lessor and Lessee entered into that Lease Agreement (the "Lease") having a term commencing on January 1, 1991, and ending on December 31, 2001, wherein Lessor leased to Lessee and Lessee leased from Lessor approximately 3,165 net usable square feet of space in the Polk County Regional Health Center located at 410 East Church Street in the City of Livingston, Polk County, Texas 77351, as more specifically described in the lease.
- B. Lessor and Lessee wish to modify the Lease to extend the term of the Lease and to enter into this Amendment to evidence the extension of the Lease as provided herein.

AGREEMENT

In consideration of the terms and conditions set forth herein, and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Lessor and Lessee hereby agree to amend the Lease as follows:

- 1. Extension of Lease Term. The term of the Lease is renewed and extended for an additional period commencing January 1, 2002 and ending on December 31, 2011, unless sooner terminated as provided in the Lease. Lessor and Lessee agree that execution of this Amendment by both parties is effective to extend the term, and any other conditions for extension contained in the Lease are hereby waived for the purposes of this renewal term. Following the extension of the term pursuant to this Amendment, any additional extensions of the term shall be governed by the provisions of the Lease.

2. Ratification and Defined Terms. Except as amended or modified by this Amendment, the Lease shall continue in full force and effect as therein provided and the Lease is hereby ratified in all respects by Lessor and Lessee. Except as otherwise defined in this Amendment, each of the terms used herein shall have the same meaning assigned to such terms in the Lease.

IN WITNESS WHEREOF, Lessor and Lessee have caused this Amendment to be executed by their authorized representatives, to be effective as of the year and date first above written.

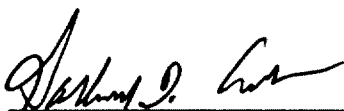
LESSEE:

BOARD OF REGENTS OF THE
UNIVERSITY OF TEXAS SYSTEM FOR
THE USE AND BENEFIT OF THE
UNIVERSITY OF TEXAS MEDICAL
BRANCH AT GALVESTON

By: _____
Richard S. Moore
Vice President for Business and Administration

Date Signed: _____

APPROVED BY:



Garland D. Anderson, M.D.
Chair, Department of OB/GYN

LESSOR:

POLK COUNTY
By: 

Name: John P. Thompson
Title: Polk County Judge

Date Signed: 10/23/01

ACKNOWLEDGMENTS


STATE OF TEXAS §
COUNTY OF GALVESTON §

This instrument was acknowledged and sworn to before me on the _____ day of _____, 2001, by Richard S. Moore, Vice President for Business and Administration, on behalf of the Board of Regents of The University of Texas System, Lessee.

Notary Public, State of Texas

STATE OF TEXAS §
COUNTY OF POLK §

This instrument was acknowledged and sworn to before me on the 23rd day of October, 2001, by John P. Thompson,
County Judge on behalf of Polk County, Lessor.

Notary Public, State of Texas 

#10

POLK COUNTY INDIGENT HEALTHCARE DEPARTMENT

**EMPLOYMENT REGISTRATION PROGRAM
PROCEDURES AND PENALTIES**

In accordance with House Bill 2790, the Polk County Commissioners Court ("the County") hereby establishes the Polk County Indigent Healthcare Employment Registration Program ("the Program").

I. PROGRAM PARTICIPATION

A. A County Indigent Healthcare Applicant/Participant ("Applicant") who does not qualify for employment exemption status, as described herein, must register with the Texas Workforce Commission and perform a weekly employment search. The Applicant must submit all Texas Workforce Commission information to the County, upon request. When deemed appropriate by the County, the Applicant must attend job training provided by a Texas Workforce Center. The Polk County Indigent Healthcare Director shall implement the program and establish client reporting forms.

II. APPLICANT EXEMPTIONS

A. Exemptions from registering for Texas Workforce Center (TWC) employment service and/or the County's Indigent Healthcare Employment Registration Program include, but are not necessarily limited to, the following:

1. persons age 15 or younger; 60 or older; 16, 17, or 18 and attending elementary, secondary, vocational, or technical school full time;
2. persons physically or mentally unfit for employment. As a condition of exemption, such person must provide a statement from a contractual physician that the person is unable to work. If it is anticipated that the person will be unable to work for twelve (12) months or more, the person must apply for SSI/SSD;
3. a parent or other relative of children under the age of three, who personally provides care for the child and does not qualify for CCMS (Child Care Management Services);
4. a person needed at home to care for an ill or disabled member of the household who may or may not be a member of the certified group;
5. a person who is employed or self employed at least 30 hours per week, or receiving earnings equal to 30 hours per week multiplied by the federal minimum wage;
6. a person receiving unemployment insurance benefits or involved in the application process for unemployment insurance benefits;

7. a full-time volunteer for the Volunteers in Service to America Program;
8. persons for whom the distance from their home to the nearest TWC location requires a commute time of more than two hours round trip - with the exception of a commute by public transit system provided by Polk County.

III. GUIDELINES AND PROCEDURES FOR COUNTY EMPLOYMENT REGISTRATION PROGRAM

A. Procedures established with Texas Workforce Commission for the Polk County Indigent Healthcare Employment Registration Program include but are not limited to the following:

1. Request and determine each client's registration;
2. Completion of work job-training course;
3. Document and prove all exemptions, taking necessary steps allowed by law to verify any that are questionable;
4. Perform employment search weekly; and
5. Submit Work Registration Program forms issued to each applicant during eligibility process (to be completed by Texas Workforce Commission Designee).

IV. FAILURE / REFUSAL / "VOLUNTARILY QUIT"

A. An Applicant's failure and/or refusal to comply with Program guidelines or to voluntarily quit a job without good cause may result in penalties as described in Section V of this document.

B. If an applicant or participating household reports the loss of a source of earned income, the County will determine whether or not the household member "voluntarily quit" his job. A person is not considered to have voluntarily quit a job when one or more of the following apply:

1. a person's hours are reduced by the employer, but they continue working for the same employer;
2. end of a self-employment enterprise;
3. a person resigns a job at the employer's demand;
4. a person is involved in a strike campaign.

C. A person may avoid voluntarily quit procedures when;

1. the person obtains a new job comparable to the one that they quit. A job is considered comparable if it involves one of the following:
 - a. Equal or increased salary or hours; or
 - b. Fewer hours or smaller salary, with the client's statement that the new job offers better chances to improve job skills or better advancement opportunities.

D. Voluntarily Quit procedures apply to a person who:

1. is employed with local, state, or federal government and is terminated because he participates in a strike;
2. leaves a job unannounced or does not return to work, without good cause as defined in Section V.;
3. is terminated with just cause. (Verification from TWC: Person must file with TWC to determine justification of termination by employer or statement from employer).

V. DETERMINATION OF GOOD CAUSE FOR VOLUNTARY QUIT

A. Good cause may exist when circumstances beyond the applicant's control prevent him from complying with certain requirements of the Program. The County will explore all reasons for good cause before establishing that a person has voluntarily quit. Reasons for determining a good cause may include, but not necessarily limited to the following:

1. Unavailability to care for children ages infants through age 11. This provision is contingent on the individual being the only adult available in the household to care for the child and ineligible for CMS (Child Care Management Service) offered by the State;
2. Discrimination by an employer based on age, race, sex, color, handicap, religious belief, nation of origin, or political beliefs;
3. Work demands or conditions that make continued employment unreasonable;
4. Unavailability of transportation;
5. A change of employment;
6. Life threatening illness of client or another household member and no availability for care;
7. Enrollment (at least halftime) in a recognized school, training program, or institution of higher education to benefit his/her earnings;

8. Resignation by people that the employer recognized as retirement age;
9. A job change, which later does not materialize;
10. The degree of risk to health and safety is unreasonable;
11. The person is physically or mentally unfit for the job.

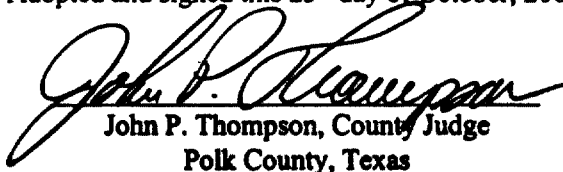
VI. PENALTIES

A. Action and penalties will be imposed for persons who voluntarily quit their jobs without good cause and/or otherwise fail or refuse to comply with Program requirements. The penalties include, but are not necessarily limited to the following:

1. Applicants are ineligible for 90 days beginning with the date applicant voluntarily quit or otherwise failed/refused to comply;
2. Certified households are ineligible for three months beginning with the first month after the adverse action notice expires, (or appeal process is completed), if reported and acted upon in a timely manner. (The County shall determine the ineligibility period using these time frames, even if the case is denied before the effective date of the penalty).
3. If the client quits and fails to report the information to Polk County Indigent Healthcare Department within 14 days, penalties commence at time complete information is received.
4. Penalties are imposed on all household members, not just the person who was employed.

Therefore, let it be resolved that the Polk County Indigent Healthcare Employment Registration Program has been established and the procedures and penalties of said program have been approved by the Polk County Commissioners Court on the date set out below and that said procedures and penalties shall remain in full force and effect until further notification of the Court.

Adopted and signed this 23rd day of October, 2001.


John P. Thompson, County Judge
Polk County, Texas

Fund Account	Description	Increase	Decrease	Comments	Budget	Amended Budget	Net Change
010-409-440	Electricity	6900.00		Per Bill Law	139000.00	229677.50	91677.50
010-409-442	Water	2335.00		Per Bill Law	250000.00	32335.00	7335.00
010-409-572	Office Furnishings/Equipment		9135.00	Per Bill Law	1000.00	923.05	-9076.93
010-426-400	Attorney Fees - Court @ Law	1670.00		Per Judge Thompson	45000.00	46520.00	4520.00
010-271-000	General Fund Balance		1670.00	Per Judge Thompson	0.00	0.00	0.00
010-435-490	Contingencies	300.00		Per Bill Law	2000.00	3510.50	1510.50
010-435-404	Expert Witness Fees		300.00	Per Bill Law	2500.00	800.00	-1700.00
010-450-423	Mobile Phones/Pagers	121.00		Per Clifton / corr. Budget 2K1-26	0.00	161.00	161.00
010-450-105	Salaries		300.00	Per Clifton / corr. Budget 2K1-26	158707.62	157907.62	-800.00
010-495-315	Office Supplies	23.55		Per Bill Law	0.00	2469.73	2469.73
010-495-423	Mobile Phones	11.20		Per Bill Law	700.00	1521.19	821.19
010-495-203	Retirement		34.75	Per Bill Law	8119.62	8084.87	-34.75
010-551-572	Radio/Equipment	1109.96		Per Judge Thompson	0.00	4543.71	4543.71
010-271-000	General Fund Balance		1109.96	Per Judge Thompson	0.00	0.00	0.00
010-560-300	Uniforms	254.00		Per Billy Ray Nelson	13000.00	13254.00	254.00
010-560-394	Drug Dog Expenses	0.09		Per Billy Ray Nelson	1500.00	3630.09	2130.09
010-560-393	Law Enforcement Supplies		254.09	Per Billy Ray Nelson	10000.00	11005.91	1005.91
010-630-404	Indigent Care	6197.36		Per County Judge	800000.00	1120671.49	320671.49
010-271-000	General Fund Balance		6197.36	Per County Judge	0.00	0.00	0.00
015-621-337	Materials/Supplies	200.00		Per Bob Willis	11000.00	14286.02	3286.02
015-621-420	Telephone	113.00		Per Bob Willis	1050.00	1621.36	571.36
015-621-423	Mobile Phones/Pagers	166.00		Per Bob Willis	1300.00	1801.74	501.74
015-621-315	Office Supplies		479.00	Per Bob Willis	0.00	1021.00	1021.00
015-622-420	Telephone	39.00		Per Bobby Smith	1500.00	1539.00	39.00
015-622-339	Construction/Materials		39.00	Per Bobby Smith	82000.00	163671.09	81671.09

Approved By: (SOL pg 2)

Date:

October 23, 2001


Budget Revision
#2001-27
FY01

POLK COUNTY
By: Bill Law, County Auditor


015-623-330	Fuel/Oil	498.70	Per Buddy Purvis	34000.00	42720.24	8720.24
015-623-337	Materials/Supplies	58.76	Per Buddy Purvis	10000.00	23358.76	13358.76
015-623-354	Tires/Tubes	1355.55	Per Buddy Purvis	10000.00	8721.56	-1278.44
015-623-420	Telephone	106.23	Per Buddy Purvis	2000.00	2970.59	970.59
015-623-423	Mobil Phones/Pagers	24.65	Per Buddy Purvis	3000.00	4301.36	1301.36
015-623-456	Parts/Repairs	544.16	Per Buddy Purvis	20000.00	99734.02	79734.02
015-624-339	Construction / Pct. 4		Loan to Pct 3 from Pct 4 / Per Hubert & Purvis	65000.00	80117.11	15117.11
015-623-339	Construction / Pct. 4		Per Buddy Purvis	27800.00	29437.31	1637.31
015-624-423	Mobil Phones/Pagers	70.00	Per Dick Hubert	1600.00	1970.00	370.00
015-624-490	Miscellaneous		Per Dick Hubert	253.46	183.46	-70.00

21998.23

22177.23

Approved By: 
Date: 10/23/01

Fund Account	Description	Increase	Decrease	Budget Revision #2002-1 FY02	Comments	Budget	Amended Budget	Net Change
010-318-150	Sales Tax	-23000.00			Addl. 2% adm. Fee retained by county/Thompson	-1150000.00	-1173000.00	23000.00
010-409-492	General Liability	578.00			Per Judge Thompson/ New Premium	21554.00	22132.00	578.00
010-409-482	Property Insurance	2531.00			Per Judge Thompson/ New Premium	62450.00	64981.00	2531.00
010-512-120	Certificate Pay / Jail	1200.00			New cert. Amts submitted 9/19/01/ Thompson	3600.00	4800.00	1200.00
010-553-572	Radio/Equipment		500.00		Budgeted in 02, but actually spent in 01/Thompson	2000.00	1500.00	-500.00
010-560-300	Uniforms	14000.00			Not included in adopted budget / Thompson	0.00	14000.00	14000.00
010-560-120	Certificate Pay / Sheriff	2400.00			New cert. Amts. Submitted 9/19/01 / Thompson	15000.00	17400.00	2400.00
010-665-315	Office Supplies / Extension	1500.00			Not included in adopted budget / Thompson	0.00	1500.00	1500.00
		-791.00	500.00					

Approved By: 
Date: 10/23/01

POLK COUNTY
By: Bill Law, County Auditor

October 23, 2001

Budget Revision
#2002-2
FY02

Fund Account	Description	Increase	Decrease	Comments	Budget	Amended Budget	Net Change
010-511-573	Capital Outlay	599.00			10000.00	10599.00	599.00
010-511-452	Supplies/Materials		599.00	Per Don Maxwell	10000.00	9401.00	-599.00
010-271-000	General Fund Balance	1109.96		Budgeted in fy02/purchased in fy01	0.00	0.00	0.00
010-551-572	Equipment/Radio		1109.96	Budgeted in fy02/purchased in fy01	2700.00	1590.02	-1109.96
010-630-405	Indigent/Contract Services	17500.00		Per Bill Law	0.00	17500.00	17500.00
010-630-406	IHC Administrative Fees		17500.00	Per Bill Law	17500.00	0.00	-17500.00
015-389-100	Reimbursement for Materials	-3240.00		Per Bob Willis	0.00	-3240.00	-3240.00
015-621-339	Construction materials	3240.00		Per Bob Willis	60500.00	63740.00	3240.00
015-622-573	Capital Outlay	1695.00		Per Bobby Smith	0.00	1695.00	1695.00
015-622-315	Office Supplies		1695.00	Per Bobby Smith	2000.00	305.00	-1695.00
027-580-105	Salaries	3066.61		Per Judge Thompson/Salary Adj. 25 payrolls	20125.88	23192.69	3066.61
027-580-201	Social Security	234.61		Per Judge Thompson/Salary Adj. 25 payrolls	2905.14	3139.75	234.61
027-580-203	Retirement	193.82		Per Judge Thompson/Salary Adj. 25 payrolls	1876.78	2070.60	193.82
027-580-204	Workers Comp.	20.88		Per Judge Thompson/Salary Adj. 25 payrolls	50.36	71.24	20.88
027-580-206	Unemployment	11.27		Per Judge Thompson/Salary Adj. 25 payrolls	139.56	150.83	11.27
027-271-000	Security Fund Balance		3527.39	Per Judge Thompson/Salary Adj. 25 payrolls	0.00	0.00	0.00
093-403-573	Capital Outlay	2889.99		Per Barbara Middleton	42400.00	45289.99	2889.99
093-403-572	Equipment/Furnishings		2889.99	Per Barbara Middleton	15000.00	12110.01	-2889.99
		27321.36	27321.36				

Approved By: 

Date: 10/23/01

5402

COPY

SCHEDULE OF BILLS BY FUND

FUND DESCRIPTION	DISBURSEMENTS
010 GENERAL FUND	30,518.65
015 ROAD & BRIDGE ADM	1,419.75
027 SECURITY FUND	60.00
032 ENVIRONMENTAL SERVICES	6,045.64
051 AGING DEPT	5.50
061 DEPT SERVICE FUND	6,355.35
088 JUDICIARY FUND	356.50
TOTAL OF ALL FUNDS	44,761.39

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

W. N. LAM

COUNTY AUDITOR

JOHN P. THOMPSON

COUNTY JUDGE

W. N. Lam
John P. Thompson

5402

COPY

SCHEDULE OF BILLS BY FUND

FUND DESCRIPTION	DISBURSEMENTS
010 GENERAL FUND	79,983.95
015 ROAD & BRIDGE ADM	50,510.39
TOTAL OF ALL FUNDS	130,494.34

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

W. H. LAW
 COUNTY AUDITOR
 JOHN P. THOMPSON
 COUNTY JUDGE

William H. Law

John P. Thompson

COPY

DATE 10/12/2001 ELECTRONIC FEDERAL TAX PAYMENTS VCH011 PAGE 1

REF #	VEN #	VENDOR NAME	AMOUNT
ACH210		FIRST STATE BANK	\$64,540.53
ACH211		POLK CO PAYROLL ACCT	\$188,583.84
TOTAL AMOUNT			\$253,124.37

John D. Thompson

6402



VOL.

258
10/12

SCHEDULE OF BILLS BY FUND

FUND DESCRIPTION	DISBURSEMENTS
012 ELECTED OFFICIALS FEE ACCOUNTS	7,539.00
TOTAL OF ALL FUNDS	7,539.00

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


 W. H. LAW
 COUNTY AUDITOR

 JOHN P. THOMPSON
 COUNTY JUDGE

F 401

SCHEDULE OF BILLS BY FUND

FUND DESCRIPTION	DISBURSEMENTS
028 POLK COUNTY HISTORICAL COMM	1,993.29
TOTAL OF ALL FUNDS	1,993.29

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

W. H. Law

W. H. LAW

COUNTY AUDITOR

John P. Thompson

JOHN P. THOMPSON

COUNTY JUDGE

SCHEDULE OF BILLS BY FUND

FUND DESCRIPTION	DISBURSEMENTS
010 GENERAL FUND	5,434.79
015 ROAD & BRIDGE ADM	92,687.37
027 SECURITY FUND	30.00
032 ENVIRONMENTAL SERVICES	276.65
051 AGING DEPT	25.00
101 ADULT SUPERVISION	1,527.43
108 CCP - SURVEILLANCE	288.01
184 JUVENILE PROBATION	161.34
185 CCAP - JUVENILE PROBATION	897.11
TOTAL OF ALL FUNDS	91,327.70

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

W. H. LAM

William H. Lam

COUNTY AUDITOR

JOHN P. THOMPSON

John P. Thompson

COUNTY JUDGE

fy01



COPY

SCHEDULE OF BILLS BY FUND

FUND DESCRIPTION	DISBURSEMENTS
010 GENERAL FUND	2,444.97
015 ROAD & BRIDGE ADM	451.11
032 ENVIRONMENTAL SERVICES	75.01
049 DISTRICT ATTY HOT CHECK FUND	329.05
051 AGING DEPT	150.54
TOTAL OF ALL FUNDS	3,450.68

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

W. H. LAM
 COUNTY AUDITOR
 JOHN P. THOMPSON
 COUNTY JUDGE

4402

SCHEDULE OF BILLS BY FUND

FUND DESCRIPTION	DISBURSEMENTS
012 ELECTED OFFICIALS FEE ACCOUNTS	5,935.95
TOTAL OF ALL FUNDS	5,935.95

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

W. H. LAM
 COUNTY AUDITOR
 JOHN P. THOMPSON
 COUNTY JUDGE

ADDITIONAL

fy01

ADDITIONAL

SCHEDULE OF BILLS BY FUND

FUND DESCRIPTION	DISBURSEMENTS
010 GENERAL FUND	15,698.21
TOTAL OF ALL FUNDS	15,698.21

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

W. H. LAM

William H. Lam

COUNTY AUDITOR

JOHN P. THOMPSON

John P. Thompson

COUNTY JUDGE

fy 01

SCHEDULE OF BILLS BY FUND

FUND DESCRIPTION	DISBURSEMENTS
010 GENERAL FUND	36,417.24
015 ROAD & BRIDGE ADM	29,422.44
032 ENVIRONMENTAL SERVICES	5,477.85
049 DISTRICT ATTY HOT CHECK FUND	136.42
070 ENV SERVICE - '94 CD ISSUE	25,313.13
088 JUDICIARY FUND	3,298.00
090 DRUG FORFEITURE FUND	131.60
094 COUNTY RECORDS MGMT FUND	1,400.64
TOTAL OF ALL FUNDS	101,599.32

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

W. H. LAM
 COUNTY AUDITOR

JOHN P. THOMPSON
 COUNTY JUDGE

ADDITIONAL

ADDITIONAL

SCHEDULE OF BILLS BY FUND

FUND DESCRIPTION	DISBURSEMENTS
010 GENERAL FUND	58,002.17
015 ROAD & BRIDGE ADM	29,022.42
032 ENVIRONMENTAL SERVICES	3,590.23
049 DISTRICT ATTY HOT CHECK FUND	341.50
051 AGING DEPT	189.25
090 DRUG FORFEITURE FUND	525.00
093 CO CLERK RECORDS MGMT FUND	5,698.38
094 COUNTY RECORDS MGMT FUND	1,373.69
TOTAL OF ALL FUNDS	99,042.64

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

W. H. LAW

COUNTY AUDITOR

JOHN P. THOMPSON

COUNTY JUDGE

[Signature]

[Signature]

fy02

John P. Thompson

Addendum Schedule of Bills for Court Dated 10/23/01
FY02

Vendor	Amount	Explanation
Gale Bishop	24.15	Aging
Courthouse Whistle Stop Cafe	121.30	Jury Meals
Mark Currie	263.35	Extension
John Holliman	187.04	DA Hot Check
Holiday Inn	77.97	District Clerk
NACO	587.00	County Dues
Out to Lunch Cafe	101.37	Jury Meals
Pat Phillips	4.33	Jail
Burrel Rowe	500.00	CCL Atty Fees
Tek-Com Technologies, Inc.	567.00	Data Processing
Bobby Smith	872.25	R&B Admin.
Texas Assoc. Of Counties	100.00	District Clerk
State Bar Of Texas	1,315.00	DA Forfeiture
Tracy Wilson	28.73	Jail
Keri Williams	159.75	Aging
4,909.24		
FY 01		
Big Thicket Fire Dept.	1,385.59	Fire Dept
GSC	3,238.50	R&B #3
4,624.09		

DATE: OCTOBER 10 - OCTOBER 23, 2001

NO.	EMPLOYEE	DEPT	JOB	TYPE OF	GROUP STEP & WAGE	ACTION TAKEN
(1)	BILIE F. SHOFFNER	JUL	#1055 CORRECTION OFFICER	REGULAR FULL-TIME	121 \$19,631.36	NEW HIRE EFFECTIVE 10/24/2001
(2)	JAMI DANNE	SHERIFF	#1043 TELECOMMUNICATION OPER	LABOR POOL -900 HRS	11(1) \$8 77 HR	NEW HIRE EFFECTIVE 10/24/2001
(3)	LAURA BATES	JUDICIAL	#1105 COURT REPORTER	REGULAR FULL-TIME	UNCLASSIFIED \$45,150.00	NEW HIRE (TRANSFER FROM SAN JACINTO TO POLK COUNTY PAYROLL) EFFECTIVE 10/10/2001
(4)	REBECCA (BECKY) COLLINS	AGING SERVICES CORRIGAN	#1269 AGING WORKER I	REGULAR PART-TIME	10(1) \$8 34 HR	NEW HIRE EFFECTIVE 10/19/2001
(5)	GEORGE DWLER	SECURITY	#1081 BALIFFCOURTHOUSE SECUR	REGULAR FULL-TIME	123 \$20,125.86	RECLASSIFICATION TO (18(1)) (\$23,315.36) RE. INCREASED CERTIFICATION EFFECTIVE 10/10/2001
(6)	MILLER MOFFETT	SECURITY	#1063 BALIFF	LABOR POOL -900 HRS	UNCLASSIFIED \$9 21 HR	RECLASSIFICATION TO (18(1)) (\$11,21 HR.) RE. INCREASED CERTIFICATION EFFECTIVE 10/10/2001
(7)	DAVID STANLEY GALLOWAY	JUL	#1055 CORRECTION OFFICER	REGULAR FULL-TIME	122 \$19,634.36	PROMOTION TO (1053) CORR.OFFICER/SHIFT SUPER (15/2) (\$22,746.69) EFFECTIVE 10/24/2001
(8)	RODNEY WALKER	SHERIFF	#1037 DEPUTY SHERIFF (PATROL)	REGULAR FULL-TIME	16/2 \$23,908.75	SEPARATION EFFECTIVE 10/27/01
(9)	THOMAS SHEFFIELD	SHERIFF	#1036 SERGEANT	REGULAR FULL-TIME	18/3 \$27,048.78	SEPARATION EFFECTIVE 10/22/01
(10)	KEVIN W. REYNOLDS	R&B PCL 2	#109 LIGHT EQUIP. OPERATOR	TEMPORARY PART-TIME	13/(1) \$ 9.68/HR	SEPARATION EFFECTIVE 10/18/01
(11)	PENNY E. NELSON	VETERANS SERVICES	#102 SECRETARY	REGULAR FULL-TIME	9/1 \$16,516.08	MERIT TO 9/2 \$16,936.39 EFFECTIVE 10/24/01
(12)						
(13)						
(14)						
(15)						

ADDITIONAL

COPY



#14

Barbara Middleton**COUNTY CLERK, POLK COUNTY**

P.O. DRAWER 2119

LIVINGSTON, TEXAS 77351

(409) 327-6884 or (409) 327-6885

VOL. 47 PAGE 1547

10/23/2001
Corrected

October 23, 2001

**To: Judge John P. Thompson
& Commissioners Court**

**From: Barbara Middleton
County Clerk**

**Please be advised that new appointments need to be approved
for the "Constitutional Amendment Election"
November 6, 2001**

Pct #1 - Segno Fire Dept.

Marie McFarland will replace Irene Milner as Alternate Judge.

Pct #5 - Scenic Loop Fire Dept.

Kathy Welch will replace Marie Martin as Election Judge.

Pct #11 - Barnum Baptist Church.

Gladys Swearingen will replace Jerry Swearingen as Election Judge.

Marilyn Handley will replace David Shores as Alternate Judge.

Pct# 15 - Schwab City Baptist Church.

Joyce Munson will replace Velma Key as Election Judge.

Thank you for your attention to this matter.

Respectfully submitted,


**Barbara Middleton
County Clerk**

CORRECTIONS - AFTER COURT SESSION ON 10/23/2001

10/24/2001

PCT #10 - CORRIGAN/CAMDEN HIGH SCHOOL

Bobby Smiley will replace Leon Stricklen as Election Judge.