



POLK COUNTY COMMISSIONERS COURT

February 25, 2003
10:00 A.M.

Polk County Courthouse, 3rd floor
Livingston, Texas

2003-016

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

- FILED FOR RECORD
2003 FEB 19 AM 9:36
Barbara Middleton
COUNTY CLERK, POLK CO.
1. CALL TO ORDER
 2. PUBLIC COMMENTS
 3. INFORMATIONAL REPORTS
 4. APPROVAL OF MINUTES OF THE (REGULAR) MEETING OF FEBRUARY 11, 2003.

OLD BUSINESS (Tabled from last Agenda)
 5. CONSIDER APPROVAL OF OFFERS TO PURCHASE TAX FORECLOSED PROPERTIES: (PCT.#1) LOTS 6,7,8,9 & 10 OF UNRECORDED PLAT OF PUTNAM'S LANDING #4, CAUSE # 99-071.

NEW BUSINESS:
 6. REVIEW AND EVALUATE COUNTY'S BI-LINGUAL INCENTIVE PROGRAM AND CONSIDER ANY NECESSARY AMENDMENT OF PROGRAM GUIDELINES.
 7. CONSIDER APPROVAL OF AGREEMENT WITH AMERITECH FOR MEDICAL WASTE DISPOSAL AT POLK COUNTY JAIL.
 8. CONSIDER MINUTE ORDER GRANTING BID EXEMPTION FOR EMERGENCY REPLACEMENT OF TELEPHONE AND COMPUTER NETWORK SYSTEM AT THE POLK COUNTY LAW ENFORCEMENT CENTER, (as authorized under LGC, Sec. 262.024(a)(1)(2)), AND THE APPROVAL TO ISSUE TIME WARRANT FOR SAID PURCHASE COSTS IN AN AMOUNT NOT TO EXCEED \$50,000.00, AT AN INTEREST RATE NOT TO EXCEED 5% FOR A PERIOD OF NO MORE THAN 5 YEARS.
 9. RECEIVE SUBMISSION OF THE POLK COUNTY SHERIFF'S DEPARTMENT REPORT ON RACIAL PROFILING, (as required by SB1074)
 10. CONSIDER SELECTION OF TWO (2) ELECTED OFFICIALS TO REPRESENT POLK COUNTY ON THE BOARD OF DIRECTORS OF THE DEEP EAST TEXAS COUNCIL OF GOVERNMENTS.
 11. CONSIDER RESOLUTION RECOMMENDING REMOVAL FROM THE STATE HIGHWAY SYSTEM OF .5897 AC. RIGHT OF WAY (ROW) OF FM356 IN POLK COUNTY, PCT. 2.
 12. CONSIDER APPROVAL TO ISSUE TIME WARRANT IN AN AMOUNT NOT TO EXCEED \$270,451.00, AT AN INTEREST RATE NOT TO EXCEED 5% FOR A PERIOD NOT TO EXCEED 4 YEARS, FOR THE PURCHASE OF SHERIFF DEPARTMENT VEHICLES AWARDED UNDER BID #2003-02.
 13. DISCUSSION AND CONSIDERATION OF ANY NECESSARY AMENDMENT TO PERSONNEL POLICY & PROCEDURE, SECTION 5.03 & 6.09, REGARDING PAYROLL DELIVERY AND EMPLOYEE TIME REPORTING.
 14. CONSIDER APPROVAL OF BUDGET REVISIONS.
 15. CONSIDER APPROVAL OF BUDGET AMENDMENTS, as follows:
 - Record Pct. 2 revenue from materials reimbursement and increase related Lateral Road expense in the amount of \$364.80.
 - Record Pct. 4 revenue from materials reimbursement and increase related Construction materials expense in the amount of \$25.00.
 - Utilize Fund Balance to increase Liability Insurance expense in the amount of \$2,613.34 for expenses incurred within County's deductible.
 16. CONSIDER APPROVAL OF SCHEDULE OF BILLS.
 17. CONSIDER APPROVAL OF PERSONNEL ACTION FORMS.
 18. **EXECUTIVE SESSION**; As authorized by the Texas Open Meetings Act, as amended; Government Code §§ 551.074(a)(1).
 - Deliberations pertaining to authorized Personnel matters.
 19. FACILITY PLANNING WORKSHOP.

ADJOURN

By: John P. Thompson, County Judge

Posted: February 19, 2003

John P. Thompson

I 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, February 19, 2003 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: *Barbara Middleton*
Deputy



February 25, 2003
10:00 a.m.

COMMISSIONERS COURT

of Polk County, Texas

County Courthouse, 3rd floor
Livingston, Texas

ADDENDUM to Posting # 2003-016

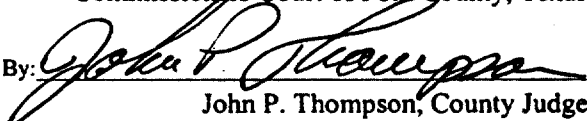
In accordance with Tex. Gov't. Code Ann. §551.045, the following will serve to amend the Agenda of the Commissioners Court Meeting scheduled for February 25, 2003 at 10:00 A.M.

AMEND TO ADD;

- 20. CONSIDER APPROVAL OF MUTUAL AID AGREEMENTS WITH SABINE AND SAN AUGUSTINE COUNTIES FOR ASSISTANCE DURING EMERGENCY AND DISASTER SITUATIONS.
- 21. CONSIDER APPROVAL OF CHANGES TO POLK COUNTY MASTER STREET ADDRESS GUIDE (MSAG).


Commissioners Court of Polk County, Texas


Dated: Friday, February 21, 2003

By: 
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, February 21, 2003 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  Deputy

FILED FOR RECORD
2003 FEB 21 PM 4:32

COUNTY CLERK, POLK CO.

STATE OF TEXAS }
 COUNTY OF POLK }

DATE: FEBRUARY 25, 2003
 "REGULAR" MEETING
 All members - Present

"COMMISSIONERS COURT"
POSTING # 2003 - 016

BE IT REMEMBERED ON THIS THE 25th DAY OF FEBRUARY, 2003
 THE HONORABLE COMMISSIONERS COURT MET IN "REGULAR" CALLED
 MEETING WITH THE FOLLOWING OFFICERS AND MEMBERS PRESENT,
 TO WIT;

HONORABLE JUDGE JOHN P. THOMPSON, COUNTY JUDGE, PRESIDING:
 BOB WILLIS-COMMISSIONER PCT#1, BOBBY SMITH-COUNTY COMMISSIONER
 PCT #2, JAMES J. "Buddy" PURVIS - COUNTY COMMISSIONER PCT #3,
 C.T. "Tommy" OVERSTREET - COUNTY COMMISSIONER PCT #4, BARBARA
 MIDDLETON - COUNTY CLERK & B.L. DOCKENS - COUNTY AUDITOR, THE
 FOLLOWING AGENDA ITEMS, ORDERS, AND DECREES WERE DULY
 MADE, CONSIDERED & PASSED.

1. WELCOME & CALLED TO ORDER BY JUDGE JOHN P. THOMPSON AT 10:00 AM.
 OPENING PRAYER WAS GIVEN BY REV. CHRIS BORDEN WITH THE FIRST
 ASSEMBLY OF GOD CHURCH.
2. PUBLIC COMMENTS: NONE.
3. INFORMATIONAL REPORTS:
 - A. COMMISSIONER SMITH REPORTED THE HOUSTON LIVESTOCK SHOW
 AND RODEO HAS STARTED. POLK COUNTY NIGHT IS SATURDAY,
 MARCH 1st, AND TICKETS ARE AVAILABLE AT THE POLK COUNTY
 CHAMBER OF COMMERCE.
 - B. DIANE KIMBERLIN WITH EMERGENCY MANAGEMENT REPORTED THAT
 ERNEST GALINDO WITH TEXAS ASSOCIATION OF COUNTIES- SAFETY
 PROGRAM ANNOUNCED THAT POLK COUNTY WILL BE RECEIVING THE
 ANNUAL SAFETY AWARD AT THE COUNTY MANAGEMENT INSTITUTE
 SEMINAR ON APRIL 2, 2003 IN AUSTIN.
 - C. JUDY ISAACS - PERSONNEL DIRECTOR REPORTED THAT OUR LOCAL
 WORKFORCE COMMISSION WILL BE HAVING FREE COMPUTER CLASSES
 DURING THE MONTH OF MARCH. JUST NOTIFY PERSONNEL IF YOU ARE
 INTERESTED IN ATTENDING.
 - D. JUDGE THOMPSON PRESENTED CERTIFICATION CERTIFICATES TO
 VETERANS SERVICE OFFICER, GLENN CLARK & ASSISTANT PENNY
 NELSON FOR HAVING COMPLETED THEIR TRAINING REQUIREMENTS
 FOR VETERANS SERVICE OFFICERS.
4. MOTIONED BY JAMES J. "Buddy" PURVIS, SECONDED BY BOBBY SMITH,
 APPROVAL OF MINUTES FOR THE (REGULAR) MEETING OF
 FEBRUARY 11, 2003.
 ALL VOTING YES.

5. MOTIONED BY BOB WILLIS, SECONDED BY BOBBY SMITH, TO ACCEPT OFFERS TO PURCHASE TAX FORECLOSURE PROPERTIES; PRECINCT #1, LOTS 6,7,8,9, & 10, OF UNRECORDED PLAT OF PUTNAM'S LANDING #4, CAUSE #99-071.
ALL VOTING YES.

6. MOTIONED BY TOMMY OVERSTREET, SECONDED BY JAMES J."Buddy" PURVIS, TO APPROVE AMENDING THE GUIDELINES OF THE COUNTY'S BILINGUAL INCENTIVE PROGRAM TO REMOVE ANY REFERENCE TO COURSES, ALLOWING EMPLOYEES TO SEEK THEIR OWN METHOD OF INSTRUCTION AND LEAVING OTHER PROGRAM BENEFITS (AS ADOPTED) REQUIRING EMPLOYEE TO SUCCESSFULLY COMPLETE PROFIEIENCY EXAM IN ORDER TO QUALIFY FOR REIMBURSEMENT AND ONE STEP MERIT INCREASE.
ALL VOTING YES. (SEE ATTACHED)

7. MOTIONED BY BOBBY SMITH, SECONDED BY BOB WILLIS, TO APPROVE AN AGREEMENT WITH AMERITECH FOR MEDICAL WASTE DISPOSAL AT THE POLK COUNTY JAIL.
ALL VOTING YES. (SEE ATTACHED)

8. MOTIONED BY BOBBY SMITH, SECONDED BY TOMMY OVERSTREET, TO APPROVE "MINUTE ORDER" GRANTING BID EXEMPTION FOR EMERGENCY REPLACEMENT OF TELEPHONE AND COMPUTER NETWORK SYSTEM AT THE POLK COUNTY LAW ENFORCEMENT CENTER, (as authorized under LGC, Sec.262.024(a)(1)(2), AND THE APPROVAL TO ISSUE TIME WARRANT FOR SAID PURCHASE COSTS IN AN AMOUNT NOT TO EXCEED \$50,000.00, AT AN INTEREST RATE NOT TO EXCEED 5%, FOR A PERIOD OF NO MORE THAN (3) YEARS.

VOTES RECORDED AS FOLLOWS:
JUDGE THOMPSON.....NO
COMMISSIONER WILLIS.....NO
COMMISSIONER SMITH.....YES
COMMISSIONER PURVIS.....YES
COMMISSIONER OVERSTREET.....YES
MOTION CARRIED.

9. MOTIONED BY BOB WILLIS, SECONDED BOBBY SMITH, TO RECEIVE SUBMISSION OF THE POLK COUNTY SHERIFF'S DEPARTMENT REPORT ON RACIAL PROFILING (as required by SB1074).
ALL VOTING YES. (SEE ATTACHED)

10. MOTIONED BY JAMES J."Buddy" PURVIS, SECONDED BY TOMMY OVERSTREET TO APPOINT JUDGE THOMPSON & COMMISSIONER BOBBY SMITH, AS THE (2) ELECTED OFFICIALS TO REPRESENT POLK COUNTY ON THE BOARD OF DIRECTORS OF THE DEEP EAST TEXAS COUNCIL OF GOVERNMENTS.
ALL VOTING YES.

11. MOTIONED BY BOBBY SMITH, SECONDED BY BOB WILLIS, TO APPROVE THE "RESOLUTION" RECOMMENDING REMOVAL FROM THE STATE HIGHWAY SYSTEM OF .5897 (ac) RIGHT OF WAY (ROW) OFF FM-356 IN POLK COUNTY, PRECINCT #2.
ALL VOTING YES. (SEE ATTACHED)
12. MOTIONED BY BOBBY SMITH, SECONDED BY JAMES J."Buddy" PURVIS, APPROVAL TO ISSUE TIME WARRANT IN AN AMOUNT NOT TO EXCEED \$270,451.00, AT AN INTEREST RATE NOT TO EXCEED 5%, FOR A PERIOD NOT TO EXCEED (3) YEARS, FOR THE PURCHASE OF SHERIFF DEPARTMENT VEHICLES AWARDED UNDER BID #2003-02.
ALL VOTING YES.
13. MOTIONED BY BOBBY SMITH, SECONDED BY BOB WILLIS, TO DELETE THIS ITEM FROM TODAY'S AGENDA.
ALL VOTING YES.
14. MOTIONED BY BOBBY SMITH, SECONDED BY TOMMY OVERSTREET, TO APPROVE THE BUDGET REVISIONS #2003-08 (a).
ALL VOTING YES. (SEE ATTACHED)
15. MOTIONED BY BOB WILLIS, SECONDED BY TOMMY OVERSTREET, TO APPROVE THE BUDGET AMENDMENTS #2003-08.
ALL VOTING YES. (SEE ATTACHED)
16. MOTIONED BY BOB WILLIS, SECONDED BY BOBBY SMITH, APPROVAL AND PAYMENT OF BILLS, BY SCHEDULE PLUS ADDENDUMS.
ALL VOTING YES. (SEE ATTACHED)

DATE	AMOUNT	CHECK NUMBERS
2-12-2003	\$ 43,418.48	176126 - 176166
2-13-2003	64,960.86	ACH 318- Payroll
2-13-2003	203,137.55	ACH 319 - Payroll
2-13-2003	519,557.50	ACH 320 - Debt Service
2-13-2003	6,492.04	176167 - 176184
2-14-2003	118,328.95	176185
2-14-2003	120,030.38	176186 - 176188
2-19-2003	151,491.86	176189 - 176353
2-25-2003	1,496.38	Addendum
Total	\$ 1,228,914.00	

17. MOTIONED BY BOB WILLIS, SECONDED BY BOBBY SMITH, TO APPROVE PERSONNEL ACTION FORMS (REVISED LIST).
ALL VOTING YES. (SEE ATTACHED)

18. (SEE END OF MINUTES)

19. JUDGE THOMPSON - FACILITY PLANNING WORKSHOP HAS BEEN RESCHEDULED UNTIL - MONDAY, MARCH 3rd AT 10:30 AM.

20. MOTIONED BY BOBBY SMITH, SECONDED BY TOMMY OVERSTREET, TO APPROVE THE MUTUAL AID AGREEMENTS WITH SABINE AND SAN AUGUSTINE COUNTIES FOR ASSISTANCE DURING EMERGENCY DISASTER SITUATION (SEARCH & RECOVERY OF THE SPACE SHUTTLE).
ALL VOTING YES.

21. MOTIONED BY BOBBY SMITH, SECONDED BY BOB WILLIS, TO APPROVE CHANGES TO POLK COUNTY MASTER STREET GUIDE (MSAG).
ALL VOTING YES. (SEE ATTACHED)


REGULAR COURT - RECESSED AT 10:50 AM. (Five minute Break)

18. **EXECUTIVE SESSION - 10: 55 AM.

**As authorized by the Texas open meetings act, as amended;
Government Code Chapter 551, subsection 551.074 (a) (1).
*Deliberations pertaining to authorized personnel matters.

COURT RECONVENED INTO REGULAR SESSION AT 11:05 AM.

22. MOTIONED BY TOMMY OVERSTREET, SECONDED BY BOBBY SMITH, TO ADJOURN COURT THIS 25th FEBRUARY 2003 AT 11:06 AM.
ALL VOTING YES.


JOHN P. THOMPSON, COUNTY JUDGE

ATTEST:


BARBARA MIDDLETON, COUNTY CLERK

C:\barbaram\COMMCR.T.ALL\COMM. COURT\COMMCR.T.2003\FEB25.wpd

#6

**POLK COUNTY, TEXAS
SPANISH BI-LINGUAL INCENTIVE PROGRAM**

Spanish Program Goals and Objectives

GOALS

The goal of the Spanish as a Second Language program is for each Polk County employee to reach a level of proficiency which will enable them to successfully communicate in Spanish with the Spanish-speaking public and to pass an oral proficiency exam and, in turn, reward those employees for their successful efforts.

OBJECTIVES

Polk County wishes to encourage its employees to learn Spanish as a second language in order to be able to effectively communicate with the Spanish-speaking public. Polk County extends the opportunity to every employee to enhance or develop Spanish-speaking skills by offering an incentive program called Spanish as a Second Language. An employee, by learning to effectively communicate in Spanish and eventually being able to pass an oral proficiency exam, could earn a one-step raise in pay.

Any newly hired Polk County employee will be made aware of the incentive program, and should they qualify according to the guidelines, will be given the same opportunity to take the Spanish Oral Proficiency Exam and receive the one-step increase in salary upon passing the exam.

GENERAL INFORMATION

Polk County encourages employees who desire to learn Spanish as a second language, at their own expense, to do so by whatever means they may choose; such as enrolling in a college or university of their choice, taking a correspondence course, using a private teacher, participating in courses offered via the internet, computer CD's or videos for the television. Employees may contact the Personnel Office to learn about some available resources.

EXAM

For the purpose of the Spanish as a Second Language program, the exam will be called the **Spanish Oral Proficiency Exam**. The exam will be administered by a qualified, independent person of Polk County's choosing. The exam will be administered orally and will consist of one's ability to ask and/or say in Spanish, questions or phrases related to dealing with the Spanish-speaking public.

The Spanish Oral Proficiency Exam will be administered by appointment only to any employee who feels he/she is sufficiently ready to take it. To register for the exam one must call the Personnel Department so that the test can be scheduled with the Examiner. The employee will be required to pay a \$50.00 examination fee directly to the Examiner. The Examiner will notify the Polk County Personnel Office in writing, within two business days, of the results of the exam.

SALARY INCENTIVE

When an employee successfully passes the Spanish Oral Proficiency Exam, a Personnel Action Form will be submitted by the Personnel Officer to the next regularly scheduled Commissioner Court meeting for an approval of the employee's one-step increase, and will normally be effective the payroll period following the Court's approval.

EMPLOYEE REIMBURSEMENT

Upon passing the Spanish Oral Proficiency Exam, the employee will be reimbursed the fifty dollars (\$ 50.00) they paid the Examiner to take it. The fifty dollars (\$ 50.00) examination fee will not be reimbursed should the employee fail the exam.

REASSESSMENT REQUIREMENT

In order to validate the effectiveness of this program and to justify the one-step increase an employee receives, there is a reassessment requirement. Once an employee passes the Spanish Oral Proficiency Exam and their one-step incentive raise has become effective, the employee must be reassessed for Spanish proficiency on or before the two (2) year anniversary of the one-step incentive raise and every two (2) years thereafter, at the employee's expense. This requirement must be met in order for an employee to maintain the one-step increase.

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COPY

AmeriTech Environmental
 TNRCW 50067
 P.O. Box 670647
 Houston, TX 77267-0647
 281.448.0800
 Fax 281.448.0866

REGULATED MEDICAL WASTE SERVICE AGREEMENT

AmeriTech Environmental
 "Contractor"

Account No.: _____
 Salesman: Lonnie Cole
 Location: _____

New Account: _____
 Renewal: _____
 Route No.: _____

BILLING INFORMATION

CUSTOMER SERVICE INFORMATION

Customer Name: POLK COUNTY JAIL
 Billing Address: 1733 N. WASHINGTON
 City/State/Zip: LIVINGSTON, TX 77351
 Contact Name: WYATT COOKSEY
 Contact Phone: (936) 327-6824

Service Address: 1733 N. Washington
 City/State/Zip: Livingston, TX 77351
 Contact Name: Wyatt Cooksey, Administrator
 Contact Phone: (936) 327-6824
 Instructions: _____

TERMS AND CONDITIONS

The undersigned individual signing this Agreement on behalf of Customer acknowledges that he or she has read and understands the terms conditions of this Agreement and that he or she has the authority to sign the Agreement on behalf of Customer.

[Signature]
 AUTHORIZED CUSTOMER SIGNATURE

[Signature]
 CONTRACTOR REPRESENTATIVE SIGNATURE

Polk County Jail
 CUSTOMER NAME (PLEASE PRINT)
County Judge
 TITLE (PLEASE PRINT)

02 / 25 / 03
 DATE OF AGREEMENT

Mon-Tue
 PICK UP SCHEDULE

SERVICE START DATE

COMMENTS

ARTICLE I - LENGTH OF AGREEMENT

CONTRACTOR and CUSTOMER agree to enter into this SERVICE AGREEMENT for all of CUSTOMER'S Regulated Medical Waste for a TWELVE MONTH (12) term at a RA \$ 250 per BX, plus applicable taxes. CUSTOMER'S RATE is subject to review for increase at each anniversary date within 30 day written notice.

ARTICLE II - DISPOSAL SERVICE RESPONSIBILITY OF CONTRACTOR

CONTRACTOR agrees to remove, transport, document, and dispose of all approved containers holding CUSTOMER'S Regulated Medical Waste with the removal schedule mutually agreed upon by CUSTOMER and CONTRACTOR. The disposal of CUSTOMER'S Regulated Medical Waste will be conducted at an approved TNRCW permitted facility and duly recorded by CONTRACTOR's Waste Tracking System providing monthly documentation and verification of CUSTOMER'S container disposal. The terms "Biomedical Waste", "Infectious Waste", or "Regulated Medical Waste" as used herein or in the performances of services, means (1) those wastes defined in the applicable Federal, State, County, and Municipal laws, regulations, and guidelines and (2) "Chemotherapy Waste" (also known as antineoplastic or cytotoxic waste). The term "Chemotherapy Waste" as herein or in the performance of services, means discarded items which have been contaminated by Chemotherapeutic drugs or antineoplastic agents, provided that such items, including and syringes, shall be empty as defined in applicable Federal, State, County or Municipal laws, regulations, and guidelines. The terms listed above specifically excludes, by definition, (a) remains and human torsos, (b) asbestos and (c) corrosive, reactive, radioactive, toxic and other hazardous wastes and substances as defined in any applicable Federal, State, County Municipal laws, regulations and guidelines.

ARTICLE III - CONTAINERS

CONTRACTOR shall provide CUSTOMER an assigned quantity of DOT and TNRCW approved containers determined by waste generation, corrugated and/or reusable, with appropriate bag-in-out code labels, and compliance documentation. Containers shall be replenished as used. CUSTOMER agrees to pay CONTRACTOR a REFUNDABLE DEPOSIT of \$ 70 per contract signing on each Reusable Container placed into service with deposit being refunded at termination of agreement by either party.

CONTRACTOR reserves the right to decline to accept for collection, transportation, treatment and/or disposal any "Regulated Medical Waste" which, in CONTRACTOR'S judgment, cannot transport, in a lawful manner without a risk of harm to public health or environment. Improperly packaged, leaking or damaged containers are subject to rejection or to off-specification charges for repackaging and special handling. No containers will be picked up that are wet or leaking. Container exceeding 35 pounds will be assessed a penalty rate of \$2.00 per pound the limit set above in addition to contract rate per container.

ARTICLE IV - CUSTOMER'S RESPONSIBILITIES

CUSTOMER is solely responsible for properly and lawfully packaging, labeling and storing "Regulated Medical Waste". CUSTOMER shall store "Regulated Medical Waste" in containers supplied or approved by CONTRACTOR. CUSTOMER agrees that all containers supplied to CUSTOMER by CONTRACTOR, and which carry CONTRACTOR'S identification and container, shall be collected and disposed of only by CONTRACTOR or its designated representatives. The storage of "Regulated Medical Waste" shall be confined to an area on CUSTOMER'S premises to which only authorized personnel shall have access.

ARTICLE V - TITLE

Title to "Regulated Medical Waste" collected from CUSTOMER shall be transferred to and vested in CONTRACTOR at the same time that the "Regulated Medical Waste" is fully loaded on CONTRACTOR'S truck and CONTRACTOR has departed CUSTOMER'S premises. Prior then all title to the "Regulated Medical Waste" shall be in CUSTOMER. Title to any waste other than "Regulated Medical Waste" shall remain with CUSTOMER.

ARTICLE VI - SERVICES AND RATES

CONTRACTOR will provide the collection, transportation, treatment and/or disposal services enumerated above, at the rates set forth above, plus all applicable taxes, assessments and other charges. CONTRACTOR will provide all necessary equipment to perform such services and all such equipment shall comply with all applicable Federal, State, County and Municipal regulations and permits. CONTRACTOR reserves the right to adjust the rates hereunder to fully cover pro rata increases in fuel, insurance and residue disposal costs, and increases resulting from changes in regulatory requirements or guidelines or the enforcement thereof. CONTRACTOR may adjust rates from time to time for other reasons, but any such adjustment, to the extent such adjustment results in a percentage increase greater than the percentage increase in the local ("or if none, U.S. City Average") Consumer Price Index for Consumers (all items) published by the United States Department of Labor, Bureau of Labor Statistics since the date of the last such adjustment (or since the date of execution of this Agreement in case of the first such adjustment), shall be subject to CUSTOMER'S approval upon thirty (30) days notice from CONTRACTOR prior to the effective date of the adjustment.

THE TERMS AND CONDITIONS CONTINUE ON THE REVERSE SIDE OF THIS PAGE

Item #9

POLK COUNTY



BILLY R. NELSON, Sheriff
1733 N. Washington
Livingston, Texas 77351
(936) 327-6810

MIKE NETTLES
Chief Deputy

SHERLENE BROWN
Adm. Assistant

**ANNUAL RACIAL PROFILING STATISTICS
JANUARY 1, 2002 TO DECEMBER 31, 2002**

TOTAL STOPS CONDUCTED: 1,482

WHITE:

STOPS CONDUCTED: 1,109
SEARCHES CONDUCTED: 481
SEARCHES W/CONSENT: 471
RESULTING IN ARREST: 343
% BY RACE: 75%
% BY RACE W/SEARCH: 43%
% W/CONSENSUAL SEARCH: 98%
% ARREST BY RACE: 31%

HISPANIC:

STOPS CONDUCTED: 135
SEARCHES CONDUCTED: 66
SEARCHES W/CONSENT: 65
RESULTING IN ARREST: 54
% BY RACE: 9%
% BY RACE W/SEARCH: 49%
% W/CONSENSUAL SEARCH: 98%
% ARREST BY RACE: 40%

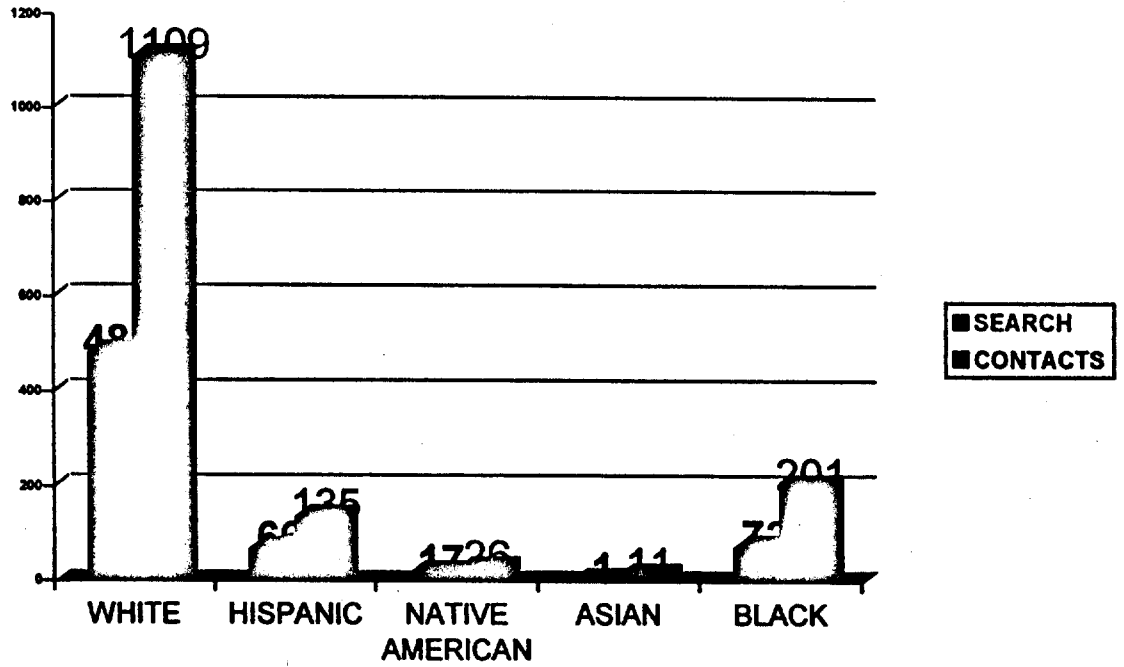
NATIVE AMERICAN:

STOPS CONDUCTED: 26
SEARCHES CONDUCTED: 17
SEARCHES W/CONSENT: 16
RESULTING IN ARREST: 13
% BY RACE: 2%
% BY RACE W/SEARCH: 65%
% W/CONSENSUAL SEARCH: 98%
% ARREST BY RACE: 50%

ASIAN:
 STOPS CONDUCTED: 11
 SEARCHES CONDUCTED: 1
 SEARCHES W/CONSENT: 1
 RESULTING IN ARREST: 1
 % BY RACE: 1%
 % BY RACE W/SEARCH: 9%
 % W/CONSENSUAL SEARCH: 100%
 % ARREST BY RACE: 9%

BLACKS:
 STOPS CONDUCTED: 201
 SEARCHES CONDUCTED: 72
 SEARCHES W/CONSENT: 71
 RESULTING IN ARREST: 52
 %BY RACE: 14%
 % BY RACE W/SEARCH: 36%
 % W/CONSENSUAL SEARCH: 98%
 % ARREST BY RACE: 26%

GENERAL DEMOGRAPHICS OF CONTACTS AND SEARCHES



NOTE

ALL PERCENTAGES ARE ROUNDED TO THE NEAREST WHOLE PERCENTAGE POINT

COMPARITIVE ANALYSIS

TOTAL NUMBER OF LICENSED DRIVERS IN POLK COUNTY: 35,446

LICENSED DRIVERS BY RACE

WHITE:	32,826
NATIVE AMERICAN:	287
ASIAN:	74
BLACK:	2,499
OTHER:	234

*****NOTE*****

INFORMATION ON DRIVER'S LICENSES PROVIDED BY THE DEPARTMENT OF PUBLIC SAFETY RECORDS DIVISION

***** NOTE*****

IN DPS LICENSE STATISTICS WHITE AND HISPANIC ARE COMBINED AS WHITE

VARIANCE

WHITE:	4%
NATIVE AMERICAN:	9%
ASIAN:	15%
BLACK:	8%

*****NOTE *****

VARIANCE IS THE DIFFERENCE BETWEEN NUMBER OF LICENSED DRIVER'S BY RACE AND NUMBER OF STOPS CONDUCTED BY RACE

NO COMPLAINTS HAVE BEEN FILED WITH THE POLK COUNTY SHERIFF'S DEPARTMENT IN REFERENCE TO RACIAL PROFILING FROM JANUARY 1, 2002, TO DECEMBER 31, 2002.

ALL DEPUTIES AT THE POLK COUNTY SHERIFF'S DEPARTMENT HAVE COMPLETED ALL STATE MANDATED TRAINING IN REFERENCE TO RACE SENSITIVITY. STATE MANDATED CLASSES CONSIST OF: RACIAL PROFILING AND CULTURAL DIVERSITY/RACIAL SENSITIVITY.

SHERIFF BILLY RAY NELSON

Billy R. Nelson




THE STATE OF TEXAS
COUNTY OF POLK


WHEREAS, 0.5897 acre of land, more or less, is included in the right-of-way of F.M. Highway 356 in Polk County, Texas, which is described by metes and bounds as shown in Exhibit "A", with noted corrections, attached hereto and also shown on the attached sketch map marked Exhibit "B";

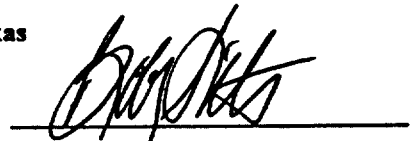
WHEREAS, the land described and shown on the attached Exhibit "A" and Exhibit "B" is no longer needed for the use of citizens of Polk County, Texas, as a road;


THEREFORE BE IT RESOLVED, that the Commissioners Court of Polk County, Texas, hereby recommends and requests that the State of Texas declares this land as surplus and remove same from the State Highway System.

Executed this 25th day of February, 2003, by the Commissioners Court of Polk County, Texas.


John P. Thompson
County Judge, Polk County, Texas


Robert C. "Bob" Willis
Commissioner, Precinct 1

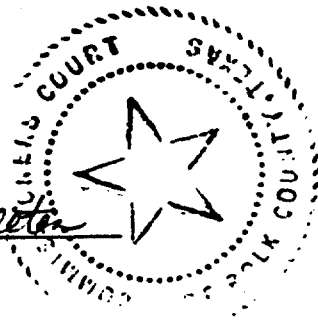

Bobby Smith
Commissioner, Precinct 2


James J. "Buddy" Purvis
Commissioner, Precinct 3


Tommy Overstreet
Commissioner, Precinct 4

ATTEST

County Clerk



County Name: Polk County
 Row CS No.: 3196-02
 Highway No.: FM 0356
 Project Limits: FROM: Commercial Avenue
 TO: Lake Livingston
 Parcel No.: Surplus Property

FIELD NOTES FOR SURPLUS PARCEL

Being 0.5897 acres (25,687 square feet) of land situated in the John Johnson Survey, Abstract No. 359, Polk County, Texas, and being a portion of F.M. 356 (old F.M. 351) (a called 80' R.O.W.) of record in Volume 16, Page 27 of the Commissioners Court Minutes of Polk County, Texas; said 0.5897 acre tract being more particularly described by metes and bounds as follows:

BEGINNING at a 5/8 inch iron rod found at the intersection of the southerly right-of-way line of Commercial Avenue (a called 90' R.O.W.) with the westerly right-of-way line of F.M. 356 and being the northeasterly corner of that certain 4.131 acre tract of land conveyed to Garald Vickers and wife, Margaret Vickers by General Warranty Deed dated May 1, 2000 of record in Volume 1182, Page 245 of the Official Records of Polk County, Texas;

THENCE, N 88°53'34" E, over and across F.M. 356, a distance of 79.54 feet to a 5/8 inch iron rod found at the intersection of the southerly right-of-way line of Commercial Avenue with the easterly right-of-way line of F.M. 356 and being the northwesterly corner of that certain 1.190 acre tract of land conveyed to David E. Wilson and wife, Janice M. Wilson by General Warranty Deed Dated November 13, 1998 of record in Volume 1118, Page 739 of said Official Records;

THENCE, S 08°28'00" W, with the easterly right-of-way line of F.M. 356, passing at a distance of 100.00 feet a 5/8 inch iron rod with cap set for reference, for a total distance of 340.15 feet to a point in the fee line of Lake Livingston of record in Volume 220, Page 112 of the Deed Records of Polk County, Texas;

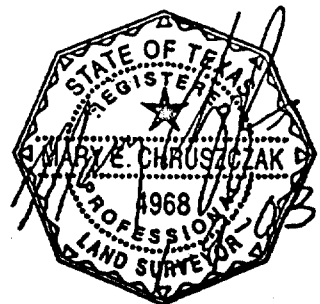
THENCE, N 78°18'51" W, leaving the easterly right-of-way line of F.M. 356, along fee line of Lake Livingston, a distance of 76.70 feet to a point in the westerly right-of-way line of F.M. 356;

THENCE, N 08°08'17" E, with the ^{westerly} easterly right-of-way line of F.M. 356, passing at a distance of 235.85 feet a 5/8 inch iron rod with cap set for reference, for a total distance of 322.62 feet to the POINT OF BEGINNING and containing 0.5897 acres (25,687 square feet) of land.;

NOTES :

1. Bearing orientation is based on the easterly right-of-way line of F.M. 356 as described in deed of said 1.190 acres.
2. A plat of even date accompanies this metes and bounds description.

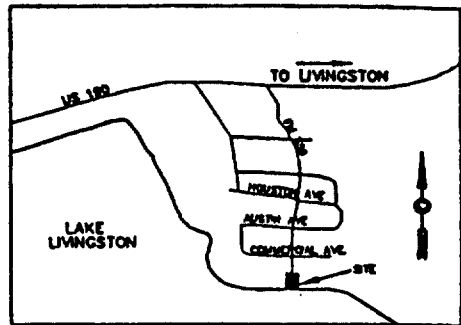
Prepared by:
 GeoSolutions, LLC
 15711 W. Hardy Rd. Suite#8
 Houston, Tx. 77060
 Tel. (281)-447-1586
 Fax (281)-447-1589



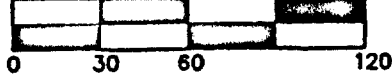
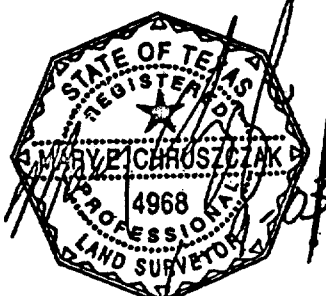
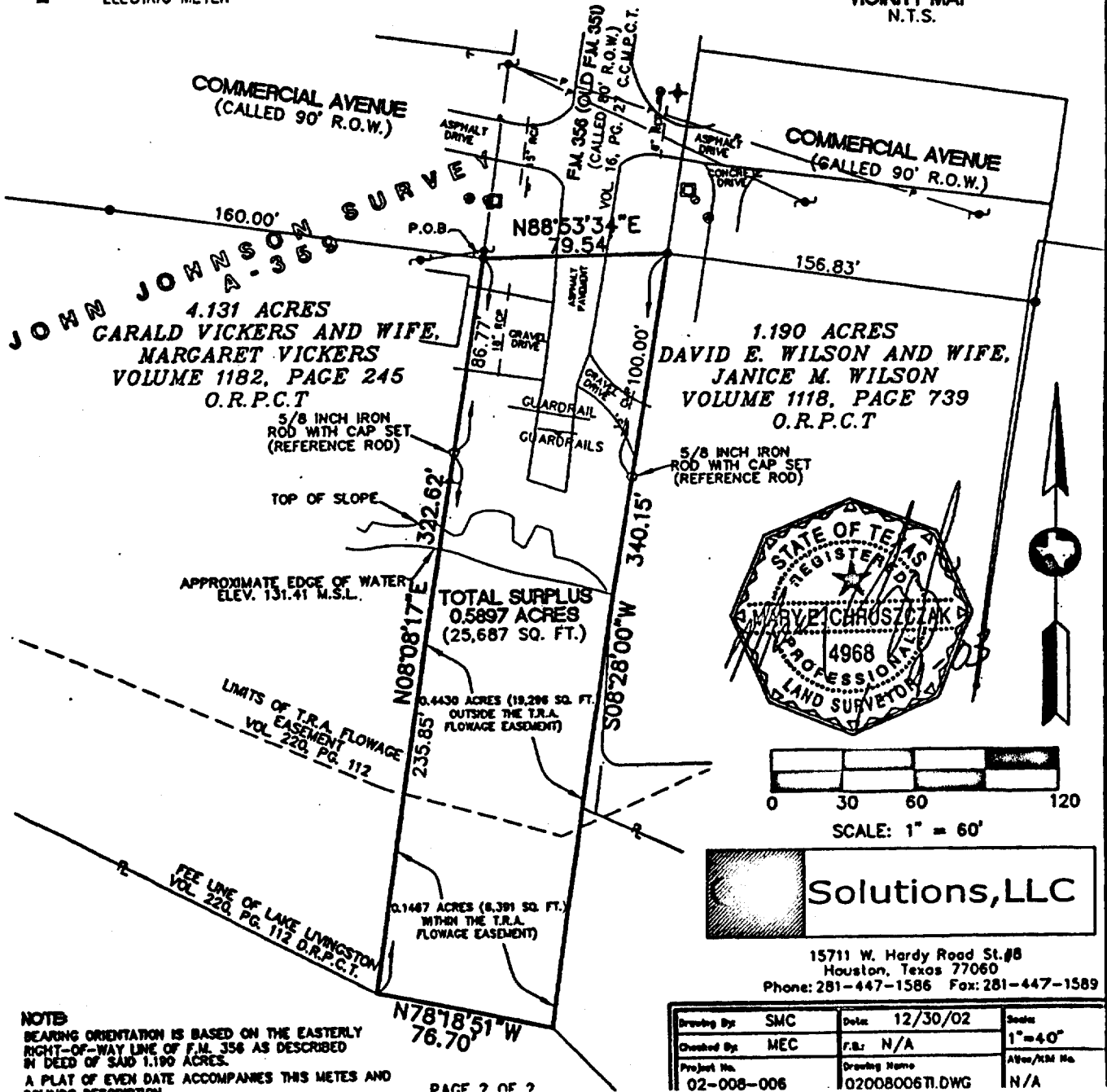
LEGEND

- P.O.B. POINT OF BEGINNING
- ⊕ FIRE HYDRANT
- ⊙ GUY WIRE
- GATE
- POWER POLE
- ⊙ WATER METER
- ⊙ WATER VALVE
- FOUND 5/8" IRON ROD
- SIGN
- OVERHEAD ELECTRIC LINES
- TELEPHONE PEDESTAL
- ELECTRIC METER

SURVEYED FOR
 TEXAS DEPARTMENT OF TRANSPORTATION
 LUFKIN DISTRICT
 POLK COUNTY
 ROW CS No. 3196-02
 HIGHWAY 356
 FROM: COMMERCIAL AVENUE
 TO: LAKE LIVINGSTON
 SURPLUS PROPERTY



VICINITY MAP
N.T.S.



SCALE: 1" = 60'

Solutions, LLC

15711 W. Hardy Road St.#8
 Houston, Texas 77060
 Phone: 281-447-1586 Fax: 281-447-1589

Drawing By: SMC	Date: 12/30/02	Scale: 1"=40"
Checked By: MEC	P.L.: N/A	Alt/et/AM No.
Project No. 02-006-006	Drawing Name: 02008006TI.DWG	N/A


NOTE:
 BEARING ORIENTATION IS BASED ON THE EASTERLY
 RIGHT-OF-WAY LINE OF F.M. 356 AS DESCRIBED
 IN DEED OF SAID 1.190 ACRES.
 A PLAT OF EVEN DATE ACCOMPANIES THIS METES AND
 BOUNDARIES

February 25, 2003

Budget Revision
#2003-8a
FY03

~~14~~
POLK COUNTY
By: B.L. Dockens, County Auditor

Fund Account	Description	Increase	Decrease	Comments	Budget	Amended Budget	Net Change
010-551-427	Training/Seminar		211.22	Request by Lester Tatum	2500.00	788.78	-1711.22
010-551-572	Radio/Office Equipment	211.22		Request by Lester Tatum	2700.00	4037.87	1337.87
010-552-572	Radio/Office Equipment		700.00	Request by Bill Cunningham	2700.00	2000.00	-700.00
010-552-423	Mobile Phone / Pagers	700.00		Request by Bill Cunningham	500.00	1200.00	700.00
032-370-200	Insurance Reimbursement		1346.50	per Judge Thompson	0.00	-494.04	-494.04
032-595-403	Gas Monitoring Fees	1346.50		per Judge Thompson	0.00	3147.50	3147.50
015-621-337	Materials/Supplies		2573.01	Request by Comm. Bob Willis	20690.00	9303.99	-11386.01
015-621-108	Salaries/Part-Time	2573.01		Request by Comm. Bob Willis	3350.00	5823.01	2573.01
		<u>4,830.73</u>	<u>4,830.73</u>				

Approved By: 
Date: 2/25/03

#15

POLK COUNTY
By: B.L. Dockers, County Auditor

Budget Amendment
#2003-08
FY03

February 25, 2003

Fund Account	Description	Increase	Decrease	Comments	Original Budget	Amended Budget	Net Change
015-369-200	Culvert/Material Reimbursement-Pct2	-364.80		ck from City of Onalaska - Per Comm Smith	0.00	-3426.80	3426.80
017-622-339	Precinct #2 Lateral Road	364.80		ck from City of Onalaska - Per Comm Smith	10166.00	10530.80	364.80
015-369-400	Culvert/Material Reimbursement-Pct4	-25.00		ck from Thomas Dillon - Per Comm Overstreet	0.00	-25.00	25.00
015-624-339	Construction Contr & Material	25.00		ck from Thomas Dillon - Per Comm Overstreet	123960.00	123985.00	25.00
010-560-480	Bonds/Liability Insurance	2613.34		per Judge John Thompson	40650.00	45478.34	4828.34
010-271-000	Fund Balance		2613.34	per Judge John Thompson	0.00	2613.34	2613.34

2,613.34 2,613.34

Approved By: 

Date: 2/25/03

SCHEDULE OF BILLS BY FUND

FUND DESCRIPTION	DISBURSEMENTS
010 GENERAL FUND	39,145.47
015 ROAD & BRIDGE ADM	1,610.44
027 SECURITY	90.00
049 DISTRICT ATTY HOT CHECK FUND	12.95
051 AGING	2,113.17
088 JUDICIARY FUND	428.50
093 CO CLERK RECORDS MGMT FUND	12.95
094 COUNTY RECORDS MGMT FUND	5.00
TOTAL OF ALL FUNDS	43,418.48

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

B. L. DOCKENS

COUNTY AUDITOR

JOHN P. THOMPSON

COUNTY JUDGE

B. L. Dockens

John P. Thompson

SCHEDULE OF BILLS BY FUND

ACH 318

FUND DESCRIPTION	DISBURSEMENTS
010 GENERAL FUND	42,336.56
015 ROAD & BRIDGE ADM	10,100.82
027 SECURITY	323.94
048 DISTRICT ATTY SPECIAL FUND	87.38
051 AGING	1,795.21
083 MUSEUM OPERATING FUND	82.71
101 ADULT SUPERVISION	5,772.96
104 DTP - CSR	41.32
108 CCP - SURVEILLANCE	720.18
109 SPECIALIZED CASELOAD CCP	385.20
184 JUVENILE PROBATION	884.19
185 CCAP - JUVENILE PROBATION	2,430.39
TOTAL OF ALL FUNDS	64,960.86

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

B. L. DOCKENS

B. L. Dockens

COUNTY AUDITOR

John P. Thompson

JOHN P. THOMPSON

COUNTY JUDGE

SCHEDULE OF BILLS BY FUND

ACH319

FUND DESCRIPTION	DISBURSEMENTS
010 GENERAL FUND	130,115.02
015 ROAD & BRIDGE ADM	33,454.78
027 SECURITY	1,223.64
048 DISTRICT ATTY SPECIAL FUND	450.82
051 AGING	7,084.56
083 MUSEUM OPERATING FUND	345.34
101 ADULT SUPERVISION	17,084.57
104 DTP - CSR	249.34
108 CCP - SURVEILLANCE	1,875.81
109 SPECIALIZED CASELOAD CCP	1,147.77
184 JUVENILE PROBATION	2,459.82
185 CCAP - JUVENILE PROBATION	7,646.08
TOTAL OF ALL FUNDS	203,137.55

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

B. L. DOCKENS

B. L. Dockens

COUNTY AUDITOR

JOHN P. THOMPSON

John P. Thompson

COUNTY JUDGE

SCHEDULE OF BILLS BY FUND

ACH 320

FUND DESCRIPTION	DISBURSEMENTS
061 DEBT SERVICE FUND	519,557.50
TOTAL OF ALL FUNDS	519,557.50

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

B. L. DOCKERS

B. L. Dockers

COUNTY AUDITOR

JOHN P. THOMPSON

John P. Thompson

COUNTY JUDGE

SCHEDULE OF BILLS BY FUND

FUND DESCRIPTION	DISBURSEMENTS
010 GENERAL FUND	3,339.51
015 ROAD & BRIDGE ADM	774.31
027 SECURITY	30.00
101 ADULT SUPERVISION	1,294.45
108 CCP - SURVEILLANCE	350.50
184 JUVENILE PROBATION	125.00
185 CCAP - JUVENILE PROBATION	578.27
TOTAL OF ALL FUNDS	6,492.04

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

B. L. DOCKENS

COUNTY AUDITOR

JOHN P. THOMPSON

COUNTY JUDGE



FUND DESCRIPTION	DISBURSEMENTS
010 GENERAL FUND	82,578.01
015 ROAD & BRIDGE ADM	19,732.04
027 SECURITY	427.94
051 AGING	855.88
101 ADULT SUPERVISION	8,788.32
108 CCP - SURVEILLANCE	1,208.32
109 SPECIALIZED CASELOAD CCP	427.94
184 JUVENILE PROBATION	855.88
185 CCAP - JUVENILE PROBATION	3,454.62

TOTAL OF ALL FUNDS	118,328.95

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

B. L. DOCKENS



COUNTY AUDITOR

JOHN P. THOMPSON



COUNTY JUDGE

FUND DESCRIPTION	DISBURSEMENTS
010 GENERAL FUND	84,390.15
015 ROAD & BRIDGE ADM	19,621.33
027 SECURITY	427.94
051 AGING	855.88
101 ADULT SUPERVISION	8,360.38
108 CCP - SURVEILLANCE	1,208.32
109 SPECIALIZED CASELOAD CCP	427.94
184 JUVENILE PROBATION	855.88
185 CCAP - JUVENILE PROBATION	3,882.56

TOTAL OF ALL FUNDS	120,030.38

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

B. L. DOCKENS



COUNTY AUDITOR

JOHN P. THOMPSON



COUNTY JUDGE

FUND DESCRIPTION	DISBURSEMENTS
010 GENERAL FUND	80,700.76
015 ROAD & BRIDGE ADM	29,770.77
017 LATERAL ROAD FUND	9,254.00
032 ENVIRONMENTAL SERVICES	1,346.50
049 DISTRICT ATTY HOT CHECK FUND	998.19
051 AGING	3,958.64
093 CO CLERK RECORDS MGMT FUND	25,463.00

TOTAL OF ALL FUNDS	151,491.86

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

B. L. DOCKENS



COUNTY AUDITOR

JOHN P. THOMPSON



COUNTY JUDGE

Addendum Schedule of Bills for Court Dated FEB 25 2003
FY-03

Vendor	Amount	Explanation
RONALD E. PHILLIPS	\$ 158.70	MAINT ENG
JOHN P. THOMPSON	\$ 1,349.55	HOTEL TAX
TEXACO CREDIT CARD CENTER	\$ 73.76	SHERIFF DEPT
TEXACO CREDIT CARD CENTER	\$ 73.07	JAIL TRANSPORT
TOTAL	\$ 1,496.38	

 COPY

John P. Thompson

February 12 through February 25, 2003

DATE:

NO.	EMPLOYEE	DEPT	JOB DESCRIPTION	TYPE OF EMPLOYMENT	GROUP STEP & WAGE	ACTION TAKEN
(1)	JOHN H. GRAYSON	ROAD & BRIDGE PRECINCT # 4	#108 HEAVY EQUIPMENT OPERATOR	REGULAR PART-TIME	16(03) \$11.92 HR.	RETIRED - TO LABOR POOL (-900) (#108) (HEAVY EQ.OPER.) (16/3) (\$11.92 HR.) EFFECTIVE 02/26/03
(2)	LISA ANN BRIDGES	JAIL	#1055 CORRECTION OFFICER	REGULAR FULL-TIME	13/1 \$20,353.23	RECLAS. TO LABOR POOL (-900 HRS.) (#1055) (COR. OFF.) (13/01) (\$9.79 HR.) EFFECTIVE 02/19/03
(3)	CONNIE FRANKLIN	JAIL	#1055 CORRECTION OFFICER	LABOR POOL -900 HRS.	13(1) \$9.79 HR.	RECLAS. TO (#1055) (FT) (13/1) (\$20,353.23) EFFECTIVE 02/19/03
(4)	CAROLYN WELLS	J.P. PRECINCT # 4	#0102 SECRETARY	LABOR POOL -900 HRS.	10(1)-1 \$8.03 HR.	REHIRE EFFECTIVE 02/19/03
(5)	STEVEN LEWIS JONES	JAIL	#1055 CORRECTION OFFICER	REGULAR FULL-TIME	13/1 \$20,353.23	RESIGNATION EFFECTIVE 02/14/03
(6)	MARK DUBOSE	JAIL	#1055 CORRECTION OFFICER	LABOR POOL -900 HRS.	13(1) \$9.79 HR.	NEW HIRE EFFECTIVE 02/26/03
(7)	DEBORAH CORLEY	COUNTY CLERK	#0106 DEPUTY CLERK	REGULAR FULL-TIME	11(-01) \$17,550.53	TRANS. TO PERSONNEL L.P. -900 (#102) (SECRETARY I) (10/01) (\$8.44 HR.) EFFECTIVE 02/26/03
(8)	MARVIN RAYLYNN OGLETREE	JAIL	#1055 CORRECTION OFFICER	LABOR POOL -900 HRS.	13(1) \$9.79 HR.	RECLAS. TO FT (#1055) (CORRECTION OFFICER) (13/1) (\$20,353.23) EFFECTIVE 02/19/03
(9)	STACY HANDLEY	COUNTY CLERK	#0105 DEPUTY CLERK CORRECTION OFFICER	REGULAR FULL-TIME	11(-01) \$17,550.53	NEW HIRE EFFECTIVE 02/26/03
(10)	LISA ANN BRIDGES	JAIL	#1055 CORRECTION OFFICER	LABOR POOL -900 HRS.	13(01) \$9.79 HR.	WILL ALSO WORK PERSONNEL LP -900 (#102 SECRETARY I) (10/01) (\$8.44 HR.) EFFECTIVE 02/26/03

ADDITIONAL

(11)
(12)
(13)
(14)
(15)

Item #20

INTERGOVERNMENTAL EMERGENCY MUTUAL AID AGREEMENT

STATE OF TEXAS
COUNTY OF POLK

WHEREAS, Texas law authorizes local governments to contract with each other to provide services, and

WHEREAS, Texas law and state policy also provides for certain reimbursements or financial aid to local government for certain disasters or emergency conditions and

WHEREAS, the County of Sabine finds it to be in its best interest to have such mutual aid agreements with other local governmental bodies in the state and region,

NOW, THEREFORE, in consideration of the above recitals and the covenants contained herein, the parties hereto agree as follows:

1. The County of Polk hereby agrees to provide such mutual aid as may be requested by a governmental unit, which has emergency conditions as defined by Texas law. The aid rendered shall be to the extent of available personnel and equipment not required for minimum needs of the County of San Augustine. The judgment of the providing entity shall be final as to the personnel and equipment so available.
2. Personnel dispatched to aid another entity shall remain employees of the County of Polk, but shall work under the supervision of the requesting entity. The County of Polk retains the right to withdraw any and all aid rendered upon direction of the providing entity.
3. The providing entity will provide a list of hourly rates and equipment costs, and hours worked for all such aid rendered to the requesting entity for all actual costs, and the requesting entity agrees to compensate such claim for costs incurred for reasonable and customary labor and equipment rates. Damage to equipment that is not related to performing eligible work, or damage that was reasonably avoidable is not eligible for reimbursement.
4. The County of Polk will maintain workers compensation coverage for its employees and liability coverage for its vehicles and equipment. Any uninsured or extraordinary expenses may be a part of claimed costs for reimbursement. The requesting entity agrees to maintain adequate liability insurance under state law and to hold harmless and indemnify the County of Polk for any and all claims occurring while its personnel and equipment are working under the direction of the requesting entity. These indemnities shall include attorney's fees and costs that may arise from providing aid pursuant to this agreement.
5. The purpose of these recitals is to insure that the County of Polk is reimbursed all costs and assumes no additional liabilities as a result of this agreement. Neither party to this agreement shall be liable, for its failure or refusal to render aid pursuant to this agreement. The requesting entity shall have sole discretion to determine the manner in which such emergency aid may be used.

IN WITNESS WHEREOF, this Agreement has been duly executed by the parties subscribed below and is binding upon the providing and the requesting entity.

County of Polk, Texas

_____ Date

County of Sabine, Texas

_____ Date

John P. Thompson, County Judge

COPY

Jack H. Leath, County Judge

Item # Polk

INTERGOVERNMENTAL EMERGENCY MUTUAL AID AGREEMENT

**STATE OF TEXAS
COUNTY OF POLK**

WHEREAS, Texas law authorizes local governments to contract with each other to provide services, and

WHEREAS, Texas law and state policy also provides for certain reimbursements or financial aid to local government for certain disasters or emergency conditions and

WHEREAS, the County of San Augustine finds it to be in its best interest to have such mutual aid agreements with other local governmental bodies in the state and region,

NOW, THEREFORE, in consideration of the above recitals and the covenants contained herein, the parties hereto agree as follows:

1. The County of Polk hereby agrees to provide such mutual aid as may be requested by a governmental unit, which has emergency conditions as defined by Texas law. The aid rendered shall be to the extent of available personnel and equipment not required for minimum needs of the County of San Augustine. The judgment of the providing entity shall be final as to the personnel and equipment so available.
2. Personnel dispatched to aid another entity shall remain employees of the County of Polk, but shall work under the supervision of the requesting entity. The County of Polk retains the right to withdraw any and all aid rendered upon direction of the providing entity.
3. The providing entity will provide a list of hourly rates and equipment costs, and hours worked for all such aid rendered to the requesting entity for all actual costs, and the requesting entity agrees to compensate such claim for costs incurred for reasonable and customary labor and equipment rates. Damage to equipment that is not related to performing eligible work, or damage that was reasonably avoidable is not eligible for reimbursement.
4. The County of Polk will maintain workers compensation coverage for its employees and liability coverage for its vehicles and equipment. Any uninsured or extraordinary expenses may be a part of claimed costs for reimbursement. The requesting entity agrees to maintain adequate liability insurance under state law and to hold harmless and indemnify the County of Polk for any and all claims occurring while its personnel and equipment are working under the direction of the requesting entity. These indemnities shall include attorney's fees and costs that may arise from providing aid pursuant to this agreement.
5. The purpose of these recitals is to insure that the County of Polk is reimbursed all costs and assumes no additional liabilities as a result of this agreement. Neither party to this agreement shall be liable, for its failure or refusal to render aid pursuant to this agreement. The requesting entity shall have sole discretion to determine the manner in which such emergency aid may be used.

IN WITNESS WHEREOF, this Agreement has been duly executed by the parties subscribed below and is binding upon the providing and the requesting entity.

County of Polk, Texas

_____ Date

John P. Thompson, County Judge

County of San Augustine, Texas

_____ Date

Wayne Holt, County Judge

COPY

File # 21

POLK COUNTY
COMMISSIONERS COURT
MSAG CHANGES

2/1/2003

STREET	PCT	CTY	ROAD	LOW	HIGH	MILEAGE	COMMENTS
BEACON LANE	1		NO	100	203	0.103	ADD NEW STREET
WATER LN	1		NO	100	137	0.0364	ADD NEW STREET
GOKEYS	1		YES	100	185	0.084	CHANGED FROM ACAPULCO
CORVELLE CEMETERY RD	2		NO	100	357	0.2566	ADD NEW STREET
C M HARDY	2		YES	100	2235	2.1354	CHANGED FROM PEG TOP CEMETERY
BRODIE LN	3		NO	100	187	0.086	ADD NEW STREET
TOMBIGBEE CIRCLE	3		NO	100	169	0.0686	ADD NEW STREET
ABERCROMBIE RD	3		NO	100	377	0.2779	ADD NEW STREET
RANKIN RD	4		YES	100	299	0.1998	CHANGED FROM DUSTY TRL

