

**COMMISSIONERS COURT**  
**AGENDA POSTING #2007 - 125**

BE IT REMEMBERED ON THIS THE 23rd DAY OF OCTOBER, 2007  
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, RONNIE VINCENT - COMMISSIONER PCT #2,  
C.T. "TOMMY" OVERSTREET COMMISSIONER PCT #4, BARBARA MIDDLETON,  
COUNTY CLERK & RAY STELLY- 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 A.M.
  - INVOCATION GIVEN BY REV. LARRY SHINE OF PINE FOREST BAPTIST CHURCH.
  - PLEDGES TO THE U.S. AND TEXAS FLAGS WERE LED BY JOE ROEDER.
2. PUBLIC COMMENTS:
  - A. JUDY McDOWELL OF BIG THICKET LAKE ESTATES EXTENDED MANY THANKS TO THE COURT & COMMISSIONER OVERSTREET FOR WORKING ON ROAD IMPROVEMENTS WITHIN THEIR SUBDIVISION.
3. INFORMATIONAL REPORTS:
  - A. COUNTY CLERK, BARBARA MIDDLETON REMINDED EVERYONE THAT EARLY VOTING STARTED OCTOBER 22nd AND CONTINUES THRU NOVEMBER 2, 2007 FOR THE "CONSTITUTIONAL AMENDMENT" ELECTON ON NOVEMBER 6, 2007. ADDITIONAL VOTING WILL BE ON SATURDAY, OCTOBER 27th, 8:00 AM TO 12:00 PM.
4. HOLD, TO FOLLOW #5.
5. MOTIONED BY RONNIE VINCENT , SECONDED BY TOMMY OVERSTREET, TO **RECEIVE REPORT AND RECOMMENDTION FROM THE COUNTY FACILITY STUDY GROUP RELATING TO THE CONSTRUCTION OF A JUDICIAL BUILDING ON THE PEDIGO BLOCK. HESTERS & SANDERS ARCHITECTS OF LUFKIN GAVE A POWER POINT PRESENTATION TO COMMISSIONERS COURT ON THE DESIGN AND SIZE OF THE BUILDING. J.E. KINGHAM CONSTRUCTION OF NACOGDOCHES GAVE AN ESTIMATE ON WHAT THE COST OF BUILDING THE NEW FACILITY WOULD BE AFTER ALL DETAILS ARE FINALIZED. ALL VOTING YES.**

## JUDGE THOMPSON'S ADDITIONAL COMMENTS:

THE COURT ALSO RECOGNIZED THE DIFFICULT TASK UNDERTAKEN BY THE GROUP AND THANKED THE CO-CHAIRS JACK JACKSON & JAKE SHERMAN AND MEMBERS JUDY COCHRAN, DEBBIE COOPER, DICK GRANT, DIANE HARLAN, RUTH HOLLENBECK, EDDIE MARTIN, JIM WRIGHT, KELLY RITCH & WANDA BOBINGER FOR THEIR WORK.

CONSENT AGENDA:

4. JUDGE THOMPSON NOTED ON ITEM (F) THERE IS A \$5,000.00 DIFFERENCE IN PRICE ON SHERIFF'S DEPARTMENT PURCHASE OF VEHICLES, DUE TO THE EXTRA MILEAGE ON THE TRADE-IN'S UNITS.

MOTION:

MOTIONED BY BOB WILLIS, SECONDED BY RONNIE VINCENT, TO APPROVE ALL ITEMS (A) THROUGH (J) ON TODAY'S CONSENT AGENDA.

ALL VOTING YES.

- A. APPROVE MINUTES OF PREVIOUS MEETING ON OCTOBER 9, 2007 (REGULAR MEETING).
- B. APPROVAL OF BUDGET REVISIONS #2007-25 AND #2008-02, AS PRESENTED BY THE COUNTY AUDITOR. (SEE ATTACHED)
- C. APPROVAL OF BUDGET AMENDMENTS #2007-25 (a) AND #2008-02 (a), AS SUBMITTED AND REVIEWED BY COURT APPOINTED COMMITTEE. (SEE ATTACHED)
- D. APPROVAL AND PAYMENT OF SCHEDULE OF BILLS, INCLUDING ADDENDUM. (SEE ATTACHED)

DATE	AMOUNT	CHECK #
10/01/07	\$ 14,647.42	207361 - 207366
10/05/07	44,484.12	ACH 51
10/05/07	10,403.72	ACH 52
10/05/07	32,599.29	ACH 53
10/05/07	263,308.88	ACH 54
10/05/07	2,752.02	ACH 55
10/05/07	4,557.70	ACH 56
10/05/07	47,508.72	207367 - 207375
10/05/07	7,979.81	20376 - 207391 (FY2007)
10/05/07	5,841.44	207392 - 207394
10/09/07	4,600.00	207395
10/10/07	10,009.55	207396 - 207414 (FY07 - PAID IN FY08)
10/10/07	2,921.31	207415 - 207419
10/12/07	5,003,700.00	ACH 57
10/12/07	3,344.00	ACH 58
10/12/07	303.20	207420 (FY 2007)
10/12/07	5,139.78	207421 - 207433
10/12/07	55,119.59	207434 - 207471 (FY 2007)
10/16/07	6,510.19	ACH 59
10/16/07	288,561.00	ACH 60
10/17/07	391,010.57	207472 - 207607 (FY 2007)
10/17/07	191,631.55	207608 - 207707
<b>TOTAL</b>	<b>\$ 6,396,933.86</b>	

- E. APPROVAL OF PERSONNEL ACTION FORMS, REVISED LIST. (SEE ATTACHED)
- F. APPROVAL OF LISTING OF CAPITAL PURCHASES FOR THE PAYMENT FROM BALANCES TO BE REIMBURSED BY THE FY2008 YEAR END ISSUANCE OF AUTHORIZED DEBT, (REIMBURSEMENT RESOLUTION), TO INCLUDE FY2007 SHERIFF'S DEPARTMENT PURCHASE OF VEHICLES OF \$ 435,556.98. (SEE ATTACHED)
- G. RECEIVE COUNTY TREASURER'S REPORT FY2007 4th QUARTER REPORT (JUL-SEP). (SEE ATTACHED)
- H. ACCEPT OFFERS TO PURCHASE TAX FORECLOSURE PROPERTIES:
- PCT #1**  
 LOT 470, LAKE LIVINGSTON VILLAGE #13, CAUSE NO. T05-283;  
 LOT 45, LAKE LIVINGSTON VILLAGE #10, CAUSE NO. T04-076;
- PCT #2**  
 LOT 2, BLOCK 9, CREEKSIDE SUBD #2, CAUSE NO. T07-109;  
 LOT 6, BLOCK 10, IMPALA WOODS #1, CAUSE NO. 98-075;  
 LOT 11, BLOCK 9, TEXAS ACRES #3, CAUSE NO. T04-241.
- I. APPROVAL OF RESOLUTION FOR REAPPOINTMENT OF JAY BARBEE AS COUNTY FIRE MARSHALL. (SEE ATTACHED)
- J. APPROVAL TO ADVERTISE FOR BIDS FOR A 75 HP, PTO TRACTOR & A 10 FT. FLEX MOWER FOR PRECEINCT #4.

6. HOLD - END OF MINUTES.
7. MOTIONED BY BOB WILLIS, SECONDED BY RONNIE VINCENT, TO APPROVE REQUEST FOR PURCHASE OF EQUIPMENT FROM TELCOM SUPPLY FOR THE SHERIFF'S DEPARTMENT TELEPHONE SYSTEM, TO BE PURCHASED FROM GENERAL FUND BALANCE AND INCLUDED ON A FUTURE REIMBURSEMENT RESOLUTION FOR ISSUANCE OF DEBT AT FISCAL YEAR END.  
ALL VOTING YES. (SEE ATTACHED)
8. MOTIONED BY RONNIE VINCENT, SECONDED BY TOMMY OVERSTREET, TO **AWARD THE CAPITAL PURCHASES OF MAINTENANCE ENGINEERING PICKUP AND AGING SERVICES VAN** TO BE PURCHASED FROM GENERAL FUND BALANCE AND INCLUDED ON A FUTURE REIMBURSEMENT RESOLUTION FOR ISSUANCE OF DEBT AT FISCAL YEAR END. **THE MAINTENANCE DEPT. PICK UP AWARDED TO GABRIEL-JORDAN FORD, LIVINGSTON FOR \$ 23,979.00 AND THE AGING DEPT. VAN AWARDED TO BOUNDS AUTOPLEX , LIVINGSTON FOR \$15,957.60.**  
ALL VOTING YES.
9. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO SET THE DATE OF **NOVEMBER 14th, AT 9:00 AM, FOR THE "SPECIAL" COMMISSIONERS COURT MEETING TO CANVASS THE NOVEMBER 6th "CONSTITUTIONAL AMENDMENT" ELECTION.**  
ALL VOTING YES.
10. MOTIONED BY TOMMY OVERSTREET, SECONDED AS BOB WILLIS, TO SET THE **COUNTY HOLIDAY SCHEDULE FOR THE CALENDER YEAR 2008.**  
ALL VOTING YES. (SEE ATTACHED)
11. MOTIONED BY RONNIE VINCENT, TO **TABLE ITEM #11 "FINAL SUBDIVISIONS PLATS FOR FOUR CORNERS, PHASE TWO AND PARTIAL RE-PLAT OF FOUR COURNERS, PHASE TWO"**.  
ALL VOTING YES.
12. MOTIONED BY BOB WILLIS, SECONDED BY TOMMY OVERSTREET, APPROVAL TO **PROCEED ON REPLACEMENT OF ROOF AT REGIONAL HEALTH CENTER, FUNDING OF \$ 21,000.00** ESTIMATED COST, FROM GENERAL FUND BALANCE, TO BE INCLUDED ON IN FUTURE CAPTIAL LISTING FOR REIMBURSEMENT RESOLUTION.  
ALL VOTING YES.
13. MOTIONED BY TOMMY OVERSTREET, SECONDED BY BOB WILLIS, TO ACCEPT **SWICK TRAIL (1.3841/mi) AND FLAMINGO STREET (.4903 mi)** LOCATED IN **BIG THICKET LAKE ESTATES SUBDIVISION** INTO THE **COUNTY ROAD MAINTENANCE SYSTEM**, AS RECOMMENDED BY PRECINCT #4 COMMISSIONER OVERTSTREET, AND AS DEDICATED ON ORIGINAL PLAT(S) & FILED OF RECORD IN COUNTY DEED RECORDS.  
ALL VOTING YES.
14. MOTIONED BY BOB WILLIS, TO **TABLE ITEM #14 "CONSIDER APPROVAL OF FINAL PLAT FOR HOLIDAY WOODS SUBDIVISION IN PRECINCT#1"**.  
ALL VOTING YES.
15. MOTIONED BY TOMMY OVERSTREET, SECONDED BY BOB WILLIS, TO APPROVE AMENDMENT TO **DEPARTMENT OF AGING AND DISABILITY SERVICES CONTRACT #001000824** FOR COMMUNITY **CARE PROGRAM REGARDING AGING SERVICES HOME DELIVERED MEALS.**  
ALL VOTING YES. (SEE ATTACHED)

16. MOTIONED BY BOB WILLIS, SECONDED BY RONNIE VINCENT, APPROVAL OF **ADDENDUM #1 TO INTERLOCAL AGREEMENT FOR JAIL SERVICES BY AND BETWEEN SAN JACINTO COUNTY AND POLK COUNTY.**  
ALL VOTING YES. (SEE ATTACHED)

17. MOTIONED BY TOMMY OVERSTREET, **TO TABLE ITEM #13 "CONSIDER PCT #3 COMMISSIONERS REQUEST FOR APPROVAL TO PURCHASE EQUIPMENT TOTALING \$783,506.00, WITH A TRADE-IN TOTALING \$550,000.00, WITH DISCUSSION AND DETERMINATION OF METHOD OF PURCHASE, FINANCING, & REMAINING DEBT ATTRIBUTABLE TO EQUIPMENT OFFERED FOR TRADE-IN".**  
ALL VOTING YES.

**RECESS AT 11:02 AM.**

**RECONVEVE AT 11:10 AM.**

**6. ANNUAL COUNTY PURCHASES:**

**BID #2008-08 - PEST CONTROL SERVICES**

MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO AWARD BID TO BROKEN ARROW PEST CONTROL OF LIVINGSTON, TEXAS.  
ALL VOTING YES.

**BID #2008-07 - TIRES & TUBES**

MOTIONED BY RONNIE VINCENT, SECONDED BY BOB WILLIS, TO AWARD BID TO GRAY'S WHOLESALE TIRE AND A to Z TIRE CO. OF LIVINGSTON FOR SPECIFIC SIZES THAT ARE SOLD LOCALLY.  
ALL VOTING YES.

**BID #2008-06 - OIL, GREASE, GASOLINE & DIESEL**

MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO AWARD BID TO HUGHES PETROLEUM PRODUCTS, INC. OF CORRIGAN, TEXAS.  
ALL VOTING YES.

**BIDS ON ROAD MATERIALS:**

MOTIONED BY BOB WILLIS, SECONDED BY RONNIE VINCENT, TO DELETE BID #2008-05 "BULK PURCHASE OF LIMESTONE BASE" DUE TO NO BID RECEIVED.  
ALL VOTING YES.

**PRECINCT #1**

MOTIONED BY BOB WILLIS, SECONDED BY TOMMY OVERSTREET, TO AWARD THE FOLLOWING BIDS FOR PRECINCT #1.  
ALL VOTING YES.

**BID #2008-01.01 - CALICHE ROAD BASE - HOOT'S LOADER SERVICE**

**BID #2008-01.02 - HOT / COLD MIX - NONE**

**BID #2008-01.03 - LIMESTONE BASE - EAST TEXAS ASPHALT**

**BID #2008-01.04 - CRACKED FUEL OIL(SUPER PATCH ONLY) - CLEVELAND ASPHALT**

**BID #2008-01.05 - CHIP & SEAL - NO BIDS RECEIVED.**

**BID #2008-01.06 - LIME STABILIZATION - PINTO CONSTRUCTION**

**PRECINCT #2**

MOTIONED BY RONNIE VINCENT, SECONDED BY BOB WILLIS, TO AWARD THE FOLLOWING BIDS FOR PRECINCT #2.  
ALL VOTING YES.

**BID #2008-02.01** - CALICHE ROAD BASE - HOOT'S LOADER SERVICE & EAST TEXAS ASPHALT CO.

**BID #2008-02.02** - HOT/COLD MIX - EAST TEXAS ASPHALT CO.

**BID #2008-02.03** - LIMESTONE BASE - EAST TEXAS ASPHALT CO.

**BID #2008-02.04** - CRACKED FUEL OIL - CLEVELAND ASPHALT PRODUCTS

**BID #2008-02.05** - CHIP & SEAL - PINTO CONSTRUCTION CO.

**BID #2008-02.06** - LIME STABLIZATION - PINTO CONSTRUCTION CO.

NOTED BY JUDGE THOMPSON, THAT RE-BIDS WILL BE ISSUED FOR THE LAYING OF ASPHALT.

**PRECINCT #3**

MOTIONED BY BOB WILLIS, SECONDED BY TOMMY OVERSTREET, TO TABLE BIDS FOR PRECINCT #3, AS COMMISSIONER PURVIS IS ABSENT.  
ALL VOTING YES.

**PRECINCT #4**

MOTIONED BY TOMMY OVERSTREET, SECONDED BY BOB WILLIS, TO AWARD THE FOLLOWING BIDS FOR PRECINCT #4.  
ALL VOTING YES.

**BID #2008-04.01** - OTHER BASE MATERIALS - EAST TEXAS ASPHALT CO.

**BID #2008-04.02** - HOT/COLD MIX - CLEVELAND ASPHALT PRODUCTS

**BID #2008-04.03** - LIMESTONE BASE - EAST TEXAS ASPHALT CO.

**BID #2008-04.04** - CRACKED FUEL OIL - BRYAN & BRYAN ASPHALT AND CLEVELAND ASPHALT PRODUCTS

**BID #2008-04.05** - CHIP & SEAL - PINTO CONSTRUCTION CO.

**BID #2008-04.06** - LIME STABLIZATION - PINTO CONSTRUCTION CO.

**ADJOURN:**

MOTIONED BY RONNIE VINCENT, SECONDED BY BOB WILLIS, TO ADJOURN COURT THIS 23rd DAY OF OCTOBER, 2007 AT 11:31 AM.

  
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JOHN P. THOMPSON, COUNTY JUDGE

ATTEST  
  
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BARBARA MIDDLETON, COUNTY CLERK