

CORRECTED DECEMBER 11, 2007

COMMISSIONERS COURT

AGENDA POSTING #2007 - 144

BE IT REMEMBERED ON THIS THE 27th DAY OF NOVEMBER, 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, JAMES J. "Buddy" PURVIS - COMMISSIONER PCT #3, C.T. "TOMMY" OVERSTREET COMMISSIONER PCT #4, BARBARA MIDDLETON, COUNTY CLERK AND 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 ELDRIDGE STRIEDEL.
- PLEDGES TO THE U.S. AND TEXAS FLAGS WERE LED BY KENNETH HAMBRICK.

2. PUBLIC COMMENTS:

- A. LEE HON, DISTRICT ATTORNEY FOR POLK COUNTY, SPOKE IN FAVOR OF BUILDING A **JUDICIAL CENTER ON BLOCK 17 (FORMER PEDIGO BLK) WHICH THE COUNTY PURCHASED ABOUT (4) YEARS AGO. HE CITED OVERCROWDING AND SECURITY ISSUES ARISING FROM AN INCIDENT IN WHICH SHERRY SPRAYBERRY WAS ASSAULTED. HE STRESSED HOW MUCH WE HAVE NEEDED THE BUILDING IN PREVIOUS YEARS.
- B. BILLY HEATH, A CITIZEN WANTS COMMISSIONER WILLIS PCT #1, TO RETURN HIS MANY TELEPHONE CALLS. HE LIVES ON TREE MONKEY ROAD IN ACE. HE WANTS TO DISCUSS WAYS TO ADDRESS AND REPAIR HIS ROAD ISSUES.
- C. DARRELL LONGINO, JP #1, GAVE HIS SUPPORT IN FAVOR OF BUILDING A JUDICIAL CENTER. HE ASKED THAT COMMISSIONERS PLEASE VOTE IN FAVOR OF THE PLAN.
- D. KENNETH HAMMACK, SHERIFF VOICED HIS SUPPORT IN FAVOR OF BUILDING A JUDICIAL CENTER. HE CITED THE NEED FOR MORE SECURITY IN THE COURT-HOUSE WHEN INMATES ARE BROUGHT FROM THE JAIL FOR COURT PROCEEDINGS.
- E. JAKE SHERMAN, CO-CHAIR OF THE FACILITIES COMMITTEE THAT HAS COMPLETED 1 1/2 YEARS OF STUDY & PLANNING FOR THE NEW JUDICIAL CENTER, VOICED HIS RECOMMENDATION OF MOVING FORWARD WITH THE PLANS FOR FUNDING & BUILDING A NEW JUDICIAL CENTER ON THE FORMER PEDIGO PROPERTY.

3. INFORMATIONAL REPORTS:

- A. MARION "BID" SMITH, TAX ASSESSOR/VOTER REGISTRAR, REPORTED THAT THE NEW VOTER CERTIFICATES WILL BE MAILED OUT IN ABOUT TWO WEEKS. IF ANYONE DOESN'T RECEIVE ONE, PLEASE CALL THE TAX OFFICE WITH CURRENT ADDRESS INFORMATION AND ONE WILL BE SENT TO YOU. TAX STATEMENTS (ON LAND) WERE MAILED OUT ABOUT TWO WEEKS AGO. PLEASE CALL THEIR OFFICE IF YOU DIDN'T RECEIVE ONE. THOSE STATEMENTS WILL INCLUDE SCHOOL DISTRICT TAXES, MUD DISTRICT TAXES, AND COUNTY TAX ON YOUR PERSONAL PROPERTY (IF YOU OWN A BUSINESS).

****6. POLK COUNTY JUDICIAL CENTER.**

MOTIONED BY BOB WILLIS TO TABLE ITEM #6, SECONDED BY JAMES J. "BUDDY" PURVIS.

VOTES RECORDED AS FOLLOWS:

- JUDGE THOMPSON..... NO
- COMMISSIONER WILLIS..... YES
- COMMISSIONER VINCENT..... NO
- COMMISSIONER PURVIS..... YES
- COMMISSIONER OVERSTREET..... NO

MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO MOVE FORWARD ON THE RECOMMENDATION FROM THE CITIZENS FACILITIES COMMITTEE FOR THE CONSTRUCTION OF A POLK COUNTY JUDICIAL CENTER , AS FOLLOWS; APPROVAL OF THE "RESOLUTION" AUTHORIZING PUBLICATION OF "NOTICE OF INTENTION" TO ISSUE POLK COUNTY, TEXAS "CERTIFICATES OF OBLIGATION", NOT TO EXCEED \$10,350,000.00. (SEE ATTACHED)

DISCUSSION

VOTES RECORDED AS FOLLOWS;

JUDGE THOMPSON ASKED FOR A SHOW OF HANDS IN FAVOR OF BUILDING THE JUDICIAL CENTER; BY RAISING RIGHT HANDS;

- COMMISSIONER VINCENT.....YES**
- COMMISSIONER OVERSTREET.....YES**
- JUDGE JOHN P. THOMPSON.....YES**

JUDGE THOMPSON ASKED FOR A SHOW OF HANDS, AGAINST BUILDING A JUDICIAL CENTER; BY RAISING LEFT HANDS;

- COMMISSIONER WILLIS.....NO**
 - COMMISSIONER PURVIS.....NO**
- MOTION CARRIED THREE TO TWO VOTES.**

OLD BUSINESS:

4. MOTIONED BY JAMES J. "Buddy" PURVIS, SECONDED BY RONNIE VINCENT, TO TABLE ITEM (4), ITEMS A AND B.

- A. "CONSIDER ANY/ALL NECESSARY ACTION ON BIDS #2008-3.01 THROUGH 3.06, PRECINCT#3 - ROAD & BRIDGE MATERIALS."
- B. "CONSIDER PRECINCT #3 COMMISSIONER'S REQUEST FOR APPROVAL TO PURCHASE EQUIPMENT TOTALING (\$783,506.00), WITH TRADE-IN TOTALING (\$550,000.00), WITH DISCUSSION & DETERMINATION OF METHOD OF PURCHASE FINANCING, AND REMAINING DEBT ATTRIBUTABLE TO EQUIPMENT OFFERED FOR TRADE-IN." ALL VOTING YES

CONSENT AGENDA

5. MOTIONED BY RONNIE VINCENT, SECONDED BY BOB WILLIS, TO APPROVE ITEMS A THROUGH N, (LISTED AS FOLLOWS) OF TODAY'S CONSENT AGENDA. ALL VOTING YES.

- A. APPROVE MINUTES OF PREVIOUS MEETINGS OF NOVEMBER 13, 2007 (REGULAR) AND NOVEMBER 14, 2007 (SPECIAL SESSION).
- B. APPROVE BUDGET REVISIONS #2008-04, AS PRESENTED BY THE COUNTY AUDITOR. (SEE ATTACHED)
- C. APPROVE BUDGET AMENDMENTS, #2007-26a & #2008-04a, AS SUBMITTED AND REVIEWED BY COURT APPOINTED COMMITTEE. (SEE ATTACHED)

D. APPROVAL AND PAYMENT OF SCHEDULES OF BILLS, INCLUDING ADDENDUM.
(SEE ATTACHED)

DATE	AMOUNT	CHECK #
11/07/07	\$3,000,739.72	ACH 077
11/09/07	113,742.59	259 - 265
11/09/07	1,742.16	(FY2007) 208045
11/09/07	53,545.24	208046 - 20078
11/13/07	65,958.69	ACH 078
11/13/07	5,301.92	208079 - 208101
11/13/07	19,319.77	208102 - 208106
11/13/07	4,599.43	208107 - 208116
11/13/07	1,227.92	208117 - 208124
11/15/07	360,553.54	ACH 079
11/15/07	1,482.18	208125 & 208126
11/16/07	4,566.35	ACH 080
11/16/07	42,547.14	ACH 081
11/16/07	9,950.80	ACH 082
11/16/07	28,981.26	ACH 083
11/16/07	253,051.43	ACH 084
11/16/07	2,752.02	ACH 085
11/16/07	70,070.00	ACH 086
11/16/07	5,802.98	208127 - 208134
11/16/07	35,774.76	208135 - 208161
11/20/07	2,000,739.73	ACH 087
11/20/07	441,883.64	208162 - 208342
11/26/07	Addendum (To appear on future schedule)	\$ 101,242.50
TOTAL	\$ 6,524,333.27	

- E. APPROVAL OF PERSONNEL ACTION FORMS, REVISED LIST. (SEE ATTACHED)
 - F. APPROVE FINAL PLAT FOR TREASURE POINT SUBDIVISION, PRECINCT #2.
 - G. APPROVE PRECINCT #1 PERMANENT ROAD IMPROVEMENT REQUEST IN ACCORDANCE WITH ADOPTED POLICY AND ADVERTISE FOR BIDS ON CULVERT REPLACEMENT ON PETE GARRETT ROAD.
 - H. APPROVE DESIGNATION OF STATE INSPECTION STATION FOR MAINTNEANCE ENGINEERING DEPARTMENT FOR THE INSPECTION OF COUNTY OWNED VEHICLES.
 - I. APPROVE TO INCREASE PETTY CASH FUND FOR DISTRICT CLERKS' OFFICE FROM \$100.00 TO \$250.00, TO COVER INCREASED COST OF PASSPORT PROCESSING.
 - J. APPROVE OFFERS TO PURCHASE TAX FORECLOSURE PROPERTIES;
PRECINCT #1:
LOT 147, RIVER LAKE ESTATES #1, CAUSE NO.T04-201;
LOT 150, RIVER LAKE ESTATES #1, CAUSE NO.T04-231.
 - K. APPROVE SANITARY CONTROL EASEMENT FOR LEGGETT WATER SUPPLY CORPORTATION PUBLIC WATER WELL IN LEGGETT, TEXAS. (SEE ATTACHED)
 - L. APPROVE UPDATE TO MASTER STREET ADDRESS GUIDE, (MSAG). (SEE ATTACHED)
 - M. APPROVE LISTING OF CAPITAL PURCHASES PREVIOUSLY APPROVED FOR PAYMENT FROM FUND BALANCES AND TO BE REIMBURSED BY THE FY2008 YEAR END ISSUANCE OF AUTHORIZED DEBT, (REIMBURSEMENT RESOLUTION). (SEE ATTACHED)
 - N. APPROVE AGREEMENT WITH TEXAS IMAGING SYSTEMS FOR ANNUAL MAINTENANCE OF CERTAIN COPIERS. (SEE ATTACHED)
7. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO AWARD BID #2008-09 "PURCHASE OF ONE (1) 75HP TRACTOR AND ONE (1) 10 FT.FLEX MOWER,

FOR PRECINCT #4, TO FISH & STILL EQUIPMENT, INC. OF NACOGDOCHES, TEXAS, IN THE AMOUNT OF \$ 45,250.00, TO BE PAID FROM ROAD & BRIDGE FUND PCT #4, FROM 2007 FUND BALANCE (CARRY FORWARD).

ALL VOTING YES.

8. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO APPROVE CHANGE ORDERS NOS. 16 - 23 RELATED TO RENOVATIONS AT 602 E. CHURCH STREET, COUNTY OFFICE ANNEX.
ALL VOTING YES. (SEE ATTACHED)
9. MOTIONED BY TOMMY OVERSTREET, SECONDED BY BOB WILLIS, APPROVAL TO DISBURSE UNEXPENDED FY2007 BUDGETED FIRE DEPARTMENT'S TRAINING FUNDS, INCLUDING APPROVAL OF RELATED BUDGET REVISION, & SET POLICY FOR FUTURE DISBURSEMENT OF FUNDS TO REQUIRE DISBURSEMENT PRIOR TO FYEND.
ALL VOTING YES. (SEE ATTACHED)
10. MOTIONED BY RONNIE VINCENT, SECONDED BY BOB WILLIS, TO ACCEPT FY2007 D.E.T.C.O.G. REGION GRANT FUNDS, IN THE AMOUNT OF \$56,423.00, UNDER STATE HOMELAND SECURITY PROGRAM AND LAW ENFORCEMENT TERRORISM PREVENTION PROGRAM, AS SUBMITTED BY POLK COUNTY OFFICE OF EMERGENCY MANAGEMENT, INCLUDING METHOD OF ACQUISITION AND BIDDING, PENDING DETCOG REIMBURSEMENT.
ALL VOTING YES. (SEE ATTACHED)
11. MOTIONED BY BOB WILLIS, SECONDED BY TOMMY OVERSTREET, TO APPROVE CAPTIAL PURCHASE OF CUSTODIAL MAINTENANCE DEPT. TRUCK AND (7) SHERIFF'S DEPARTMENT VEHICLES, WITH TRADE-IN OF (6) UNITS AND ONE DA INVESTIGATOR UNIT TO REPLACE UNIT TRANSFERRED TO EVIDENCE OFFICER, FROM GENERAL FUND BALANCE, TO BE INCLUDED WITHIN THE REIMBURSEMENT RESOLUTION & FUNDED BY ISSUANCE OF AUTHORIZED DEBT AT FISCAL YEAR END AND APPROVAL TO ADVERTISE FOR BIDS FOR SAID PURCHASES.
ALL VOTING YES.
12. MOTIONED BY BOB WILLIS, SECONDED BY RONNIE VINCENT, TO APPROVE SHERIFF'S DEPARTMENT REQUEST FOR REPAIRS TO ELECTRIC GATE, TO BE PAID FOR WITH PART OF JAIL EXPANSION PROJECT FUNDS.
ALL VOTING YES.

ADJOURN:

MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO ADJOURN COURT THIS 27th DAY OF NOVEMBER, 2007 AT 11:03 A.M.


JOHN P. THOMPSON, COUNTY JUDGE

ATTEST:


BARBARA MIDDLETON, COUNTY CLERK