

**POLK COUNTY COMMISSIONERS COURT**

January 22, 2008

Polk County Courthouse, 3rd floor

10:00 A.M.

2008-008

Livingston, Texas

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.

- Invocation
- Pledges of Allegiance

2. (PUBLIC HEARING) RECEIVE PUBLIC COMMENT ON ORDER ADOPTING AND AMENDING RULES OF POLK COUNTY TEXAS FOR ONSITE SEWAGE FACILITY.

3. CONSIDER ORDER ADOPTING AND AMENDING RULES OF POLK COUNTY TEXAS FOR ONSITE SEWAGE FACILITY.

4. PUBLIC COMMENTS.

This item is included on the Agenda to allow public comments on topics that may or may not appear on this agenda. In accordance with law, this Court cannot discuss, deliberate or take action on any item or topic not listed on this agenda. Public comments requesting or requiring action or deliberation may be scheduled on a future agenda. Each public comment will be limited to a maximum of five (5) minutes, unless a member of the Court requests additional time for the presenter. Any handout materials must be reproduced and furnished by the presenter.

5. INFORMATIONAL REPORTS.

This item is included on the Agenda to receive announcements from the Court members and/or other Elected Officials and Department Heads of Polk County.

6. OLD BUSINESS (TABLED FROM LAST AGENDA)

- A. CONSIDER ANY/ALL ACTION REGARDING BID #2008-11; "PURCHASE OF (1) ONE PICKUP TRUCK-MAINTENANCE CUSTODIAL".
- B. DISCUSS IMPROVEMENT OF CERTAIN ROADS IN BIG THICKET LAKE ESTATES SUBDIVISION, PURSUANT TO TRANSPORTATION CODE, CHAPTER 253 AND TAKE ACTION, IF DEEMED NECESSARY, TO PROCEED WITH SCHEDULING PUBLIC HEARING ON SAID IMPROVEMENT/S.

NEW BUSINESS7. CONSENT AGENDA (The items listed within the Consent Agenda are deemed to be of a routine nature and are not scheduled for individual consideration by the Commissioners Court. However, any member of the Court retains the option to remove any one or more items from the Consent Agenda and to have the item/s individually considered).

- A. APPROVE MINUTES OF PREVIOUS MEETING/S: January 8th, 2008 (Regular Session) & January 14th, 2008 (Special Session).
- B. CONSIDER APPROVAL OF BUDGET REVISIONS, AS PRESENTED BY THE COUNTY AUDITOR.
- C. CONSIDER APPROVAL OF BUDGET AMENDMENTS, AS SUBMITTED AND REVIEWED BY COURT APPOINTED COMMITTEE.
- D. CONSIDER APPROVAL OF SCHEDULE OF BILLS.

- E. CONSIDER APPROVAL OF PERSONNEL ACTION FORMS.
 - F. RECEIVE ANNUAL RACIAL PROFILE REPORT, POLK COUNTY SHERIFF'S DEPARTMENT.
 - G. CONSIDER APPROVAL OF ADDITION TO LIST RELATING TO USE OF COUNTY INMATE LABOR FOR CIVIC PURPOSES, PURSUANT TO ARTICLE 43.10 OF THE TEXAS CODE OF CRIMINAL PROCEDURE.
 - H. CONSIDER APPROVAL OF UPDATE TO THE MASTER STREET ADDRESS GUIDE (MSAG).
 - I. CONSIDER REQUEST FROM PRECINCT 1 CONSTABLE TO APPOINT ROYCE G. WELLS AS RESERVED DEPUTY CONSTABLE, REPLACING ROB THOMAS, AND APPROVE RELATED BOND.
 - J. CONSIDER ORDER DECLARING SURPLUS PROPERTY, PCT. 3.
8. CONSIDER ANY/ALL ACTION REGARDING BID #2008-12; "REPAIR/REPLACEMENT OF CULVERT ON PETE GARRETT ROAD, PCT 1".
 9. CONSIDER ADOPTION OF ORDER DESIGNATING COUNTY BUILDINGS TO BE "SMOKE FREE".
 10. RECEIVE LETTER OF RESIGNATION FROM VETERANS SERVICE OFFICER AND CONSIDER APPOINTMENT OF INTERIM DEPARTMENT HEAD DURING APPLICATION/INTERVIEW PROCESS.
 11. CONSIDER APPOINTMENT OF COMMITTEE TO GRADE AND EVALUATE PROPOSALS RECEIVED FOR CONSTRUCTION MANAGER AT RISK - JUDICIAL CENTER PROJECT.

ADJOURN

By: John P. Thompson, County Judge

Posted: Thursday, January 17, 2008

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 during normal business hours on Thursday, January 17, 2008 and that said Notice remained so posted continuously for at least 72 hours preceding the scheduled time of said Meeting. This notice has also been posted on the official website of Polk County, Texas (www.co.polk.tx.us).

BARBARA MIDDLETON, COUNTY CLERK

BY:

Andrea Schmidt (Deputy)

FILED FOR RECORD
2008 JAN 17 AM 9:37

Barbara Middleton
POLK COUNTY CLERK



January 22, 2008
Regular Session - 10:00 a.m.

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

ADDENDUM to Posting # 2008-008

Pursuant to Chapter 551 of the Texas Government Code, the following will serve to amend the Agenda of the Commissioners Court Regular Session scheduled for January 22, 2008 at 10:00 A.M.

AMEND TO ADD:

12. CONSIDER APPROVAL OF BUDGET REVISION OF \$3,450 FOR ROAD SIGNAGE MATERIALS.

Dated: Friday, January 18, 2008

Commissioners Court of Polk County, Texas

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 during normal business hours on Friday, January 18, 2008 and that said Addendum remained so posted continuously for at least 72 hours preceding the scheduled time of said Meeting. This notice has also been posted on the official website of Polk County, Texas (www.co.polk.tx.us).

BARBARA MIDDLETON, COUNTY CLERK

BY Andrea Schmidt, Deputy

FILED FOR RECORD

2008 JAN 18 PM 1:59

BARBARA MIDDLETON
POLK COUNTY CLERK

STATE OF TEXAS §

DATE: JANUARY 22, 2008
REGULAR MEETING
Commissioner Purvis - Absent

COUNTY OF POLK §

**COMMISSIONERS COURT
AGENDA POSTING #2008 - 008**

BE IT REMEMBERED ON THIS THE 22nd DAY OF JANUARY, 2008
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 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 BY ELDRIDGE STRIDEL
 - PLEDGES TO THE U.S. AND TEXAS FLAGS WERE LED BY KENNETH HAMMACK.
2. PUBLIC HEARING TO RECEIVE PUBLIC COMMENT ON ORDER ADOPTING AND AMENDING
RULES OF POLK COUNTY TEXAS FOR ONSITE SEWAGE FACILITY.

DISCUSSION BY JIM ALLISON.

JUDGE THOMPSON CLOSED "PUBLIC HEARING" AT 10:15 A.M.

3. MOTIONED BY BOB WILLIS, SECONDED BY RONNIE VINCENT, TO APPROVE "ORDER"
ADOPTING AND AMENDING RULES OF POLK COUNTY TEXAS FOR ONSITE SEWAGE
FACILITY.
ALL VOTING YES.
4. PUBLIC COMMENTS:
 - A. JUDY MCDOWELL WITH BIG THICKET LAKE ESTATES INFORMED COURT ABOUT
LIBERTY COUNTY ELECTION FOR ROAD IMPROVEMENT IN SUBDIVISION. SHE ASKED
THAT POLK COUNTY HAVE A PUBLIC HEARING ON MARCH 1, 2008 AT BIG THICKET LAKE
ESTATES.
 - B. ROS CALDWELL, SPCA, COMMENTED ON ANIMAL SHELTER CLOSING BEFORE WE HAVE
ANOTHER ONE IN PLACE TO TAKE ANIMALS.
 - C. LYNN CAMP OF ONALASKA EXPRESSED COMPLAINTS IN SUPPORT OF SPCA SHELTER
AND COMMENDED COURT ON FINDING SOLUTION TO BUILD JUDICIAL CENTER.
 - D. DENISE ANDERSON, HOLIDAY LAKE ESTATES, WOULD LIKE COURT TO HAVE
SOMETHING PUT IN PLACE BEFORE THE ANIMAL SHELTER IS CLOSED.
5. INFORMATIONAL REPORTS
 - A. KENNETH HAMMACK, SHERIFF, UPDATED COURT ON HOSPITALIZATION OF INMATES
AND SECURITY PROVIDED BY OFFICERS. TWO INMATES HOSPITAL BILL INCLUDING
SALARIES ARE UP TO \$13,000.
 - B. BID SMITH, TAX ASSESSOR-COLLECTOR, INFORMED COURT NEXT THURSDAY IS
LAST DAY TO PAY TAXES WITHOUT PENALTY, LAST DAY TO REGISTER TO VOTE IS
FEBRUARY 4th AND LAST DAY TO CHANGE ADDRESS TO VOTE IN A NEW BOX.
IF VOTERS HAVEN'T RECEIVED AN ORANGE CERTIFICATE CONTACT HIS OFFICE.

6. OLD BUSINESS (TABLED FROM LAST AGENDA)

- A. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO AWARD BID #2008-11; "PURCHASE OF (1) ONE PICKUP TRUCK-MAINTENANCE CUSTODIAL" TO DAVID SELF FORD LINCOLN MERCURY IN AMOUNT OF \$20,425.00.
ALL VOTING YES.
- B. DISCUSS IMPROVEMENT OF CERTAIN ROADS IN BIG THICKET LAKE ESTATES SUBDIVISION, PURSUANT TO TRANSPORTATION CODE, CHAPTER 253.

MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO START PROCESS OF BIG THICKET LAKE ESTATES ROAD IMPROVEMENT AND SET INFORMATIONAL MEETING AT BIG THICKET LAKE ESTATES POA ON MARCH 22, 2008 AND SET PUBLIC HEARING ON APRIL 22, 2008 AT 9:00 A.M. IN POLK COUNTY COMMISSIONERS COURT ROOM, 3RD FLOOR OF COURTHOUSE.

CONSENT AGENDA

7. MOTIONED BY RONNIE VINCENT, SECONDED BY BOB WILLIS, TO APPROVE CONSENT AGENDA AS FOLLOWS:
ALL VOTING YES.

- A. APPROVE MINUTES OF PREVIOUS MEETING/S: JANUARY 8, 2008, (REGULAR SESSION) AND JANUARY 14, 2008 (SPECIAL SESSION).
- B. NO BUDGET REVISIONS PRESENTED.
- C. APPROVAL OF BUDGET AMENDMENTS, #2007-27 (A) & 2008-07 (A), AS SUBMITTED AND REVIEWED BY COURT APPOINTED COMMITTEE. (SEE ATTACHED)
- D. APPROVE SCHEDULE OF BILLS, INCLUDING ADDENDUM. (SEE ATTACHED)

DATE	AMOUNT	CHECK #
1/2/08	870,000.00	ACH 125
1/3/08	150,074.67	208965
1/3/08	259.10	208966
1/4/08	49,131.15	208967-208990
1/4/08	516.00	208991-208992
1/7/08	790,000.00	ACH 126
1/8/08	38,299.06	208993-208999
1/10/08	678,000.00	ACH 127
1/10/08	2,654.61	209000-209005
1/10/08	3,059.50	ACH 128
1/10/08	43,468.36	ACH 129
1/10/08	10,166.06	ACH 130
1/10/08	29,738.79	ACH 131
1/10/08	257,234.22	ACH 132
1/10/08	3,220.48	ACH 133
1/11/08	11,546.41	209006-209028
1/11/08	300.00	209029-209031
1/14/08	600.00	209032-209036 (209037 voided- (adjusted total to be reflected by journal entry per Vernon))
1/14/08	100.00	209038
1/14/08	193,976.68	209039-209190
1/16/08	9,622.62	209191-209205
1/22/08	ADDENDUM	\$ 7,036.20 (To appear on future schedule)
TOTAL	\$ 3,141,967.71	

- E. APPROVE PERSONNEL ACTION FORMS. (SEE ATTACHED)
- F. RECEIVE ANNUAL RACIAL PROFILE REPORT, POLK COUNTY SHERIFF'S DEPT. (SEE ATTACHED)

- G. APPROVAL OF ADDING POLK CO CHAPTER OF HABITAT FOR HUMANITY, TO LIST RELATING TO THE USE OF COUNTY INMATE LABOR FOR CIVIC PURPOSES, PURSUANT TO ARTICLE § 43.10 OF THE TEXAS CODE OF CRIMINAL PROCEDURE.
- H. APPROVE UPDATE TO THE MASTER STREET ADDRESS GUIDE (MSAG). (SEE ATTACHED)
- I. APPROVE PRECINCT 1 CONSTABLE REQUEST TO APPOINT ROYCE G. WELLS AS RESERVE DEPUTY CONSTABLE, REPLACING ROB THOMAS, AND APPROVE RELATED BOND.
- J. ORDER DECLARING SURPLUS PROPERTY, PCT. 3. (SEE ATTACHED)
8. **MOTIONED BY ALL**, SECONDED BY TOMMY OVERSTREET, TO AWARD BID #2008-12; "REPAIR/REPLACEMENT OF CULVERT ON PETE GARRETT ROAD, PCT 1" TO DAVIS & BROWN.
ALL VOTING YES.
9. MOTIONED BY BOB WILLIS, SECONDED BY TOMMY OVERSTREET, **ADOPTION OF ORDER DESIGNATING COUNTY BUILDINGS TO BE "SMOKE FREE"**.
ALL VOTING YES.
10. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO RECEIVE RESIGNATION OF RALPH DUNN, VETERANS SERVICE OFFICER AND APPOINT PENNY NELSON AS INTERIM SERVICE OFFICER.
ALL VOTING YES.
11. MOTIONED BY BOB WILLIS, SECONDED BY TOMMY OVERSTREET, TO APPOINT TOMMY OVERSTREET, LEE HON, JACK JACKSON AND JOHN THOMPSON TO COMMITTEE TO GRADE AND EVALUATE PROPOSALS TO BE RECEIVED FOR CONSTRUCTION MANAGER AT RISK - JUDICIAL CENTER PROJECT AND REPORT BACK TO COURT.
ALL VOTING YES.
12. MOTIONED BY TOMMY OVERSTREET, SECONDED BY BOB WILLIS, TO APPROVE BUDGET REVISION OF \$3,450.00 FOR ROAD SIGNAGE MATERIALS, TO BE INCLUDED ON LISTING.
ALL VOTING YES.

ADJOURN:

MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO ADJOURN COURT THIS 22nd DAY OF JANUARY, 2008 AT 11:13 A.M.


JOHN P. THOMPSON, COUNTY JUDGE

ATTEST:


BARBARA MIDDLETON, COUNTY CLERK

C:\Barbara M\COMMCR.T.2007\JAN 22.2008.wpd

STATE OF TEXAS

COUNTY OF POLK

**ORDER AMENDING RULES OF POLK COUNTY, TEXAS
FOR ON-SITE SEWAGE FACILITIES
PREAMBLE**

WHEREAS, the Texas Commission on Environmental Quality has established Rules for on-site sewage facilities to provide the citizens of this State with adequate public health protection and a minimum of environmental pollution; and

WHEREAS, the Legislature has enacted legislation, codified as Texas Health and Safety Code, Chapter 366, which authorizes a local government to regulate the use of on-site sewage facilities in its jurisdiction in order to abate or prevent pollution or injury to public health arising out of the use of on-site sewage facilities; and

WHEREAS, due notice was given of a public meeting to determine whether the Commissioners Court of Polk County, Texas should amend its order controlling or prohibiting the installation or use of on-site sewage facilities in the County of Polk, Texas; and

WHEREAS, the Commissioners Court of Polk County, Texas finds that the use of on-site sewage facilities in Polk County, Texas is causing or may cause pollution, and is injuring or may injure the public health; and

WHEREAS, the topography, geology, and location of Lake Livingston in Polk County creates a particular hazard to the public health and safety unless more stringent requirements are established; and

WHEREAS, the maintenance of an OSSF system using aerobic treatment creates a specific potential hazard to the public health and safety unless executed by a properly trained person; and

WHEREAS, the Order adopted by the Commissioners Court of Polk County, Texas on January 11, 2007 does not address the issue of maintenance of aerobic treatment systems; and

WHEREAS, the Commissioners Court of Polk County, Texas has considered the matter and deems it appropriate to enact an Order amending its Rules regulating on-site sewage facilities to abate or prevent pollution, or injury to public health in Polk County, Texas and to address the need for local rules.

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

SECTION 1. THAT the matters and facts recited in the preamble hereof are hereby found and determined to be true and correct;

SECTION 2. THAT the use of on-site sewage facilities in Polk County, Texas is causing or may cause pollution or is injuring or may injure the public health;

SECTION 3. THAT an Order for Polk County, Texas be adopted entitled "Local Rule Amendments to On-Site Sewage Facilities Order", which shall read as follows:

**AN ORDER AMENDING THE JANUARY 11, 2007 ORDER ENTITLED ON-SITE
SEWAGE FACILITIES**

This order amends the January 11, 2007 Commissioners Court On-site Sewage Facility order for Polk County by adding a new Section 10 A Local Rules to read as follows:

SECTION 10 A. LOCAL RULES

The County of Polk, Texas wishing to adopt more stringent Rules for its On-Site Sewage Facility Order understands that the more stringent conflicting local Rule shall take precedence over the corresponding Texas Commission on Environmental Quality requirement. Listed below are the more stringent Rules adopted by Polk County, Texas:

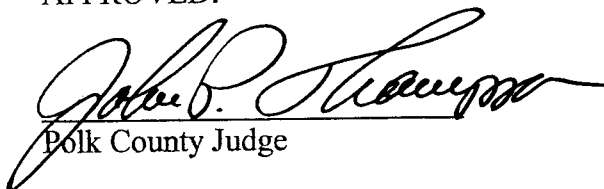
- (A) All maintenance of an on-site sewage disposal system using aerobic treatment shall be conducted by a TCEQ registered maintenance company unless:
1. The homeowner/property owner is a TCEQ registered maintenance provider for their aerobic treatment unit; or
 2. Prior to September 1, 2007, the effective date of HB 2482 [80(R)], the homeowner/property owner received specific on-site maintenance training for their aerobic treatment unit from either their installer or the manufacturer of their unit pursuant to TAC Chapter 285, effective August 3, 2006; or
 3. On or after September 1, 2007, the effective date of HB 2482 [80(R)], the homeowner/property owner received specific on-site maintenance training for their aerobic treatment unit from either their installer or the manufacturer of their unit pursuant to TAC Chapter 285, effective August 3, 2006 or successfully completed the basic maintenance provider course provided by a TCEQ approved training provider; or
 4. The homeowner/property owner obtains a valid wastewater Class D or higher license.
- (B) The required maintenance inspection and test report, conducted by the above described qualified homeowner/property owner or the TCEQ registered maintenance company, which must be submitted three times a year to the permitting authority, shall:
1. Meet all inspection requirements as set by TCEQ Rules, Polk County Policy and Procedural Requirements, as well as, the inspection requirements outlined by the manufacturer for the brand being inspected; and
 2. Address all testing requirements as set by the TCEQ Rules, Polk County Policy and Procedural Requirements, as well as, the testing requirements outlined by the manufacturer for the brand being inspected; and
 3. Report the sludge levels in the pump tank, and the condition of the spray area.

This Order shall be in full force and effect from and after its date of approval as required by law and upon the approval of the Texas Commission on Environmental Quality.

AND IT IS SO ORDERED:

PASSED AND APPROVED THIS 22ND DAY OF JANUARY, 2008.

APPROVED:


Polk County Judge

(SEAL)

ATTEST:

Polk County Clerk

STATE OF TEXAS §
 §
COUNTY OF POLK §

AFFIDAVIT

Before me, the undersigned authority, personally appeared who, being by me duly sworn, deposed as follows:

My name is Barbara Middleton, I am of sound mind, capable of making this affidavit, and personally acquainted with the facts herein attached:

I am the custodian of the records of the County Clerks Office for the County of Polk, Texas. Attached hereto are ORDER AMENDING RULES OF POLK COUNTY, TEXAS FOR ON-SITE SEWAGE FACILITIES _____ pages of records. The records kept by me as County Clerk, County of Polk, in the regular course of business with knowledge of the act, event, condition, opinion, or diagnosis, recorded to make the record or to transmit information thereof to be included in such record; and the record was made at or near the time or reasonably soon thereafter. The record attached hereto is the original or exact duplicate of the official record.

Barbara Middleton
Polk County Clerk

BEFORE ME, the undersigned authority, a Notary Public in and for said County, Texas, on this day personally appeared Barbara Middleton, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledge to me that she executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this 22nd day of January, 2008.

(SEAL)

Notary Public, State of Texas
My Commission Expires:

AMENDMENT CHANGES BY FUND

FUND DESCRIPTION	INCREASE/DECREASE
010 GENERAL FUND	1,460,941.11-
015 ROAD & BRIDGE ADM	.00

THE PRECEDING LIST OF AMENDMENTS HAS REVIEWED AND APPROVED

RAY STELLY

COUNTY AUDITOR

JOHN P. THOMPSON

COUNTY JUDGE

Ray Stelly

2007-27(A)

01/24/2008 1:09:33

REPORT OF GENERAL LEDGER AMENDMENT

GEL122 PAGE 1

ACCOUNT NUMBER	ACCOUNT NAME	DATE	AMNT NUMBER	OLD BUDGET AMOUNT	AMENDED BUDGET AMOUNT	AMOUNT OF CHANGE	DESCRIPTION	CLK
2007 010-318-150	SALES TAX	01/24/2008	2K7A27	1,510,000.00-	2,283,286.13-	773,286.13-	FY07 AUDIT	SD
				TOTAL AMENDMENTS	1 TOTAL CHANGES	773,286.13-		
2007 010-333-100	UNCLAIMED CAPITAL	01/24/2008	2K7A27	10,000.00-	16,897.30-	6,897.30-	FY07 AUDIT	SD
				TOTAL AMENDMENTS	1 TOTAL CHANGES	6,897.30-		
2007 010-342-391	REIMB. BY INMATE FO	01/24/2008	2K7A27	2,500.00-	3,989.32-	1,489.32-	FY07 AUDIT	SD
2007 010-342-404	ELECTION EXPENSE R	01/24/2008	2K7A27	12,889.25-	20,624.03-	7,734.78-	FY07 AUDIT	SD
2007 010-342-512	REIMB. HOUSING OF	01/24/2008	2K7A27	.00	1,484.91-	1,484.91-	FY07 AUDIT	SD
2007 010-342-550	DELO. TAX-PERSONNEL	01/24/2008	2K7A27	136,965.17-	156,839.24-	19,874.07-	FY07 AUDIT	SD
2007 010-342-550	DELO. TAX-PERSONNEL	01/24/2008	2K7A27	156,839.24-	176,713.31-	19,874.07-	FY07 AUDIT	SD
2007 010-342-551	TRA PATROL REIMBUR	01/24/2008	2K7A27	155,803.37-	223,126.36-	67,322.99-	FY07 AUDIT	SD
2007 010-342-552	TRA PATROL ADMINTS	01/24/2008	2K7A27	23,370.51-	33,582.94-	10,212.43-	FY07 AUDIT	SD
2007 010-342-565	REIMBURSEMENT-WORK	01/24/2008	2K7A27	.00	12,705.16-	12,705.16-	FY07 AUDIT	SD
2007 010-342-566	REFUND-UNEMPLOYMEN	01/24/2008	2K7A27	.00	8,144.75-	8,144.75-	FY07 AUDIT	SD
2007 010-342-569	REIMBURSEMENT-SHER	01/24/2008	2K7A27	2,663.99-	9,116.24-	6,452.25-	FY07 AUDIT	SD
2007 010-342-600	INSURANCE CLAIMS	01/24/2008	2K7A27	16,973.46-	88,745.88-	51,772.42-	FY07 AUDIT	SD
2007 010-342-700	COURT APPLD ATTY RE	01/24/2008	2K7A27	45,000.00-	59,065.21-	14,065.21-	FY07 AUDIT	SD
2007 010-342-900	MISCELLANEOUS REVE	01/24/2008	2K7A27	20,145.00-	67,167.00-	47,022.00-	FY07 AUDIT	SD
2007 010-342-950	HB 66 - COUNTY COU	01/24/2008	2K7A27	34,500.00-	35,892.77-	1,392.77-	FY07 AUDIT	SD
2007 010-342-951	HB 3211- CO JUDGE	01/24/2008	2K7A27	5,000.00-	10,000.00-	5,000.00-	FY07 AUDIT	SD
2007 010-342-952	HB 1123- CO JUDGE	01/24/2008	2K7A27	10,000.00-	11,159.62-	1,159.62-	FY07 AUDIT	SD
				TOTAL AMENDMENTS	16 TOTAL CHANGES	275,706.75-		
2007 010-367-110	ANIMAL SHELTER	01/24/2008	2K7A27	10,387.10-	13,435.35-	3,048.25-	FY07 AUDIT	SD
2007 010-367-135	SHERIFF'S MISCELLA	01/24/2008	2K7A27	2,149.25-	11,236.67-	9,087.42-	FY07 AUDIT	SD
				TOTAL AMENDMENTS	2 TOTAL CHANGES	12,135.67-		
2007 010-370-420	INMATE PHONE - COU	01/24/2008	2K7A27	38,000.00-	52,069.58-	14,069.58-	FY07 AUDIT	SD
2007 010-370-425	INMATE PHONE-DETEN	01/24/2008	2K7A27	123,000.00-	265,280.53-	142,280.53-	FY07 AUDIT	SD
2007 010-370-426	DETENTION FACILITY	01/24/2008	2K7A27	400,000.00-	499,053.50-	99,053.50-	FY07 AUDIT	SD
2007 010-370-695	TOBACCO SETTLEMENT	01/24/2008	2K7A27	15,500.00-	21,063.52-	5,563.52-	FY07 AUDIT	SD
				TOTAL AMENDMENTS	4 TOTAL CHANGES	260,967.13-		
2007 010-390-409	LOAN PROCEEDS/TAX	01/24/2008	2K7A27	1,171,817.93-	1,303,766.06-	131,948.13-	FY07 AUDIT	SD
				TOTAL AMENDMENTS	1 TOTAL CHANGES	131,948.13-		
2007 010-475-108	SALARIES-PART TIME	01/24/2008	2K7A27	13,658.02	5,158.02	8,500.00-	FY07 AUDIT	SD
2007 010-475-202	GROUP INSURANCE	01/24/2008	2K7A27	85,915.44	80,915.44	5,000.00-	FY07 AUDIT	SD
				TOTAL AMENDMENTS	2 TOTAL CHANGES	13,500.00-		
2007 010-495-105	SALARIES	01/24/2008	2K7A27	79,413.39	69,413.39	10,000.00-	FY07 AUDIT	SD
2007 010-495-108	SALARIES - PART/TI	01/24/2008	2K7A27	6,087.80	2,087.80	4,000.00-	FY07 AUDIT	SD
				TOTAL AMENDMENTS	2 TOTAL CHANGES	14,000.00-		
2007 010-497-105	SALARIES	01/24/2008	2K7A27	42,333.24	37,333.24	5,000.00-	FY07 AUDIT	SD
				TOTAL AMENDMENTS	1 TOTAL CHANGES	5,000.00-		
2007 010-499-105	SALARIES	01/24/2008	2K7A27	313,129.62	307,129.62	6,000.00-	FY07 AUDIT	SD
				TOTAL AMENDMENTS	1 TOTAL CHANGES	6,000.00-		
2007 010-503-352	COMPUTER EXPENSE/S	01/24/2008	2K7A27	17,000.00	13,935.00	3,065.00-	FY07 AUDIT	SD
2007 010-503-452	COMPUTER MAINTENAN	01/24/2008	2K7A27	120,821.00	117,321.00	3,500.00-	FY07 AUDIT	SD
				TOTAL AMENDMENTS	2 TOTAL CHANGES	6,565.00-		

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REPORT OF GENERAL LEDGER AMENDMENT

GEL122 PAGE 2

ACCOUNT NUMBER	ACCOUNT NAME	DATE	AMOUNT NUMBER	OLD BUDGET AMOUNT	AMENDED BUDGET AMOUNT	AMOUNT OF CHANGE	DESCRIPTION	CIK
2007 010-510-202	GROUP INSURANCE	01/24/2008	2K7A27	19,826.64	16,026.64	3,800.00-	FY07 AUDIT	SD
			TOTAL AMENDMENTS	1	TOTAL CHANGES			
			EXP. SUM. MAINT. - CUST.					
2007 010-511-574	CAPITAL OUTLAY BUI	01/24/2008	2K7A27	1,249,092.21	1,438,574.04	189,481.83	FY07 AUDIT	SD
2007 010-511-574	CAPITAL OUTLAY BUI	01/24/2008	2K7A27	1,438,574.04	1,432,092.21	6,481.83-	CORRECTION	SD
			TOTAL AMENDMENTS	2	TOTAL CHANGES	183,000.00		
			EXP. SUM. MAINT. - BNG.					
2007 010-512-105	SALARIES	01/24/2008	2K7A27	726,998.82	710,998.82	16,000.00-	FY07 AUDIT	SD
2007 010-512-202	GROUP INSURANCE	01/24/2008	2K7A27	185,048.64	163,048.64	22,000.00-	FY07 AUDIT	SD
2007 010-512-440	CONTRACT-INMATE HO	01/24/2008	2K7A27	215,383.25	201,383.25	14,000.00-	FY07 AUDIT	SD
			TOTAL AMENDMENTS	3	TOTAL CHANGES	52,000.00-		
			EXPENSE SUMMARY - JAIL					
2007 010-543-480	FIRE DEPT - TRAINI	01/24/2008	2K7A27	6,500.00	2,000.00	4,500.00-	FY07 AUDIT	SD
			TOTAL AMENDMENTS	1	TOTAL CHANGES	4,500.00-		
			EXPENSE SUMMARY - FIRE DEPTS					
2007 010-560-202	GROUP INSURANCE	01/24/2008	2K7A27	320,530.68	292,630.68	27,900.00-	FY07 AUDIT	SD
2007 010-560-480	BONDS/LIABILITY IN	01/24/2008	2K7A27	47,000.00	31,000.00	16,000.00-	FY07 AUDIT	SD
			TOTAL AMENDMENTS	2	TOTAL CHANGES	43,900.00-		
			EXPENSE SUMMARY - SHERIFF DEPT					
2007 010-645-108	SALARIES - PART/PT	01/24/2008	2K7A27	28,663.56	11,663.56	17,000.00-	FY07 AUDIT	SD
2007 010-645-404	INDIGENT HEALTH CA	01/24/2008	2K7A27	148,600.00	135,600.00	13,000.00-	FY07 AUDIT	SD
			TOTAL AMENDMENTS	2	TOTAL CHANGES	30,000.00-		
			EXPENSE SUMMARY - SOCIAL SERV					
2007 010-665-105	SALARIES	01/24/2008	2K7A27	59,159.04	52,159.04	7,000.00-	FY07 AUDIT	SD
			TOTAL AMENDMENTS	1	TOTAL CHANGES	7,000.00-		
			EXPENSE SUMMARY - EXT OFFICE					
2007 010-695-203	RETIREMENT	01/24/2008	2K7A27	10,582.85	10,792.85	210.00	FY07 AUDIT	SD
			TOTAL AMENDMENTS	1	TOTAL CHANGES	210.00		
			EXPENSE SUMMARY - EMERG MGMT					
2007 010-700-090	TRANSFER TO DRUG F	01/24/2008	2K7A27	.00	3,055.00	3,055.00	FY07 AUDIT	SD
			TOTAL AMENDMENTS	1	TOTAL CHANGES	3,055.00		
			EXPENSE SUMMARY - DRUG F					
2007 015-390-623	LOAN PROCEEDS	01/24/2008	2K7A27	291,580.00-	383,030.00-	91,450.00-	FY07 AUDIT	SD
			TOTAL AMENDMENTS	1	TOTAL CHANGES	91,450.00-		
			EXPENSE SUMMARY - LEASE INTEREST PAY					
2007 015-621-569	LEASE INTEREST PAY	01/24/2008	2K7A27	6,383.55	8,591.06	2,207.51	FY07 AUDIT	SD
2007 015-621-570	LEASE PAYMENT	01/24/2008	2K7A27	169,529.51	167,322.00	2,207.51-	FY07 AUDIT	SD
			TOTAL AMENDMENTS	2	TOTAL CHANGES	.00		
			PRECINCT #1 - EXPENSE SUMMARY					
2007 015-623-573	PCT3 CAPITAL OUTLA	01/24/2008	2K7A27	291,580.00	383,030.00	91,450.00	FY07 AUDIT	SD
			TOTAL AMENDMENTS	1	TOTAL CHANGES	91,450.00		
			PRECINCT #3 EXPENSE SUMMARY					

AMENDMENT CHANGES BY FUND

FUND DESCRIPTION	INCREASE/DECREASE
010 GENERAL FUND	40.00-
015 ROAD & BRIDGE ADM	236,072.98
051 AGING	40.00

THE PRECEDING LIST OF AMENDMENTS WAS REVIEWED AND APPROVED.

RAY STELLY

COUNTY AUDITOR

JOHN P. THOMPSON

COUNTY JUDGE

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REPORT OF GENERAL LEDGER AMENDMENT

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ACCOUNT NUMBER	ACCOUNT NAME	DATE	AMDT NUMBER	OLD BUDGET AMOUNT	AMENDED BUDGET AMOUNT	AMOUNT OF CHANGE	DESCRIPTION	CLK
2008 010-330-695	STATE HOMELAND SEC	01/23/2008	2K8A07	965.43-	1,154.45-	189.02-	STATE HOMELAND SEC GRANT	SD
			TOTAL AMENDMENTS	1	TOTAL CHANGES	189.02-		
2008 010-342-426	REIMS TRANSPORT OF	01/23/2008	2K8A07	.00	1,289.58-	1,289.58-	REIMB L HARRISON & P MARTIN	SD
2008 010-342-569	REIMBURSEMENT-SHER	01/23/2008	2K8A07	1,909.00-	1,909.00-		SHERIFF DEPT REIMB	SD
2008 010-342-569	REIMBURSEMENT-SHER	01/23/2008	2K8A07	1,928.76-	1,928.76-		REIMB VENDING MAC	SD
2008 010-342-569	REIMBURSEMENT-SHER	01/23/2008	2K8A07	1,958.76-	1,958.76-		REIMB	SD
2008 010-342-569	REIMBURSEMENT-SHER	01/23/2008	2K8A07	1,973.61-	1,973.61-		SHERIFF REIMB	SD
2008 010-342-569	REIMBURSEMENT-SHER	01/23/2008	2K8A07	3,409.61-	3,409.61-		SHERIFF REIMB	SD
2008 010-342-569	REIMBURSEMENT-SHER	01/23/2008	2K8A07	3,426.91-	3,426.91-		REIMB	SD
2008 010-342-569	REIMBURSEMENT-SHER	01/23/2008	2K8A07	3,871.91-	3,871.91-		REIMB	SD
2008 010-342-569	REIMBURSEMENT-SHER	01/23/2008	2K8A07	3,980.81-	3,980.81-		REIMB	SD
2008 010-342-569	REIMBURSEMENT-SHER	01/23/2008	2K8A07	7,680.81-	7,680.81-		REIMB	SD
2008 010-342-569	REIMBURSEMENT-SHER	01/23/2008	2K8A07	7,691.31-	7,691.31-		REIMB	SD
2008 010-342-900	MISCELLANEOUS REVE	01/23/2008	2K8A07	26,371.56-	26,816.32-	444.76	ROLL BOOKS POLK CO APPRAISA	SD
2008 010-342-900	MISCELLANEOUS REVE	01/23/2008	2K8A07	26,816.32-	28,806.32-	2,000.00	REFUND FROM BURREL ROWE	SD
2008 010-342-900	MISCELLANEOUS REVE	01/23/2008	2K8A07	28,316.32-	28,806.32-	490.00	DONATION FOR EMPLOYEE BANQU	SD
2008 010-342-900	MISCELLANEOUS REVE	01/23/2008	2K8A07	28,806.32-	28,816.32-	10.00-	CORRECTION	SD
			TOTAL AMENDMENTS	15	TOTAL CHANGES	11,425.65-		
2008 010-367-130	SHERIFFS DONATED M	01/23/2008	2K8A07	.00	388.05-	388.05-	SHERIFF TRAINING	SD
			TOTAL AMENDMENTS	1	TOTAL CHANGES	388.05-		
2008 010-401-352	CONTINGENCIES	01/23/2008	2K8A07	33,519.00	34,019.00	500.00	DONATION FOR EMPLOYESS BANQ	SD
			TOTAL AMENDMENTS	1	TOTAL CHANGES	500.00		
2008 010-426-400	ATTORNEY FEES - CO	01/23/2008	2K8A07	121,000.00	122,500.00	1,500.00	REFUND FROM BURREL ROWE	SD
			TOTAL AMENDMENTS	1	TOTAL CHANGES	1,500.00		
2008 010-499-487	TAX STATEMENT EXPE	01/23/2008	2K8A07	41,308.41	41,753.17	444.76	ROLL BOOKS POLK CO APPRAISA	SD
			TOTAL AMENDMENTS	1	TOTAL CHANGES	444.76		
2008 010-511-427	TRAVEL/TRAINING	01/23/2008	2K8A07	2,420.00	2,380.00	40.00-	BREAKFAST FOR MAINT ENG MEE	SD
			TOTAL AMENDMENTS	1	TOTAL CHANGES	40.00-		
2008 010-512-426	TRAVEL - TRANSPORT	01/23/2008	2K8A07	15,000.00	16,289.58	1,289.58	REIMB FOR L HARRISON & P MA	SD
			TOTAL AMENDMENTS	1	TOTAL CHANGES	1,289.58		
2008 010-560-300	UNIFORMS	01/23/2008	2K8A07	27,000.00	27,138.00	30.00	REIMB	SD
2008 010-560-300	UNIFORMS	01/23/2008	2K8A07	27,030.00	27,138.00	10,108.00	REIMB	SD
2008 010-560-300	UNIFORMS	01/23/2008	2K8A07	37,138.00	37,138.90	9,999.10-	CORRECTION	SD
2008 010-560-393	LAW ENFORCEMENT SU	01/23/2008	2K8A07	27,000.00	28,909.00	1,909.00	SHERIFF DEPT REIMB	SD
2008 010-560-393	LAW ENFORCEMENT SU	01/23/2008	2K8A07	28,909.00	30,345.00	1,436.00	REIMB	SD
2008 010-560-393	LAW ENFORCEMENT SU	01/23/2008	2K8A07	30,345.00	30,790.00	445.00	REIMB	SD
2008 010-560-393	LAW ENFORCEMENT SU	01/23/2008	2K8A07	30,790.00	34,990.00	3,700.00	REIMB	SD
2008 010-560-427	TRAVEL/TRAINING	01/23/2008	2K8A07	25,000.00	25,388.05	388.05	SHERIFF TRAINING	SD
2008 010-560-490	MISCELLANEOUS	01/23/2008	2K8A07	11,519.76	11,519.76	19.76	REIMB VENDING MAC	SD
2008 010-560-490	MISCELLANEOUS	01/23/2008	2K8A07	11,519.76	11,534.61	14.85	SHERIFF REIMB	SD
2008 010-560-490	MISCELLANEOUS	01/23/2008	2K8A07	11,534.61	11,551.91	17.30	REIMB	SD
2008 010-560-490	MISCELLANEOUS	01/23/2008	2K8A07	11,551.91	11,562.41	10.50	REIMB	SD
			TOTAL AMENDMENTS	12	TOTAL CHANGES	8,079.36		
2008 010-695-571	STATE HOMELAND SEC	01/23/2008	2K8A07	965.43	1,154.45	189.02	STATE HOMELAND SEC GRANT	SD
			TOTAL AMENDMENTS	1	TOTAL CHANGES	189.02		

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REPORT OF GENERAL LEDGER AMENDMENT

GE1122 PAGE 2

ACCOUNT NUMBER	ACCOUNT NAME	DATE	AMOUNT NUMBER	OLD BUDGET AMOUNT	AMENDED BUDGET AMOUNT	AMOUNT OF CHANGE	DESCRIPTION	CLK
2008 015-370-200 PCT 3	SALE OF ASSE	01/23/2008	2K8A07	.00	619,400.00	619,400.00	PCT 3 SALE OF ASSETS	SD
2008 015-370-200 PCT 3	SALE OF ASSE	01/24/2008	2K8A07	619,400.00	619,400.00-	1,238,800.00-	SDD NEG SIGN	SD
	TOTAL AMENDMENTS		2	TOTAL CHANGES	619,400.00-	619,400.00-		
2008 015-610-377	MATERIAL/SUPPLIES	01/23/2008	2K8A07	10,000.00	13,450.00	3,450.00	TRANSFERRED FOR ROAD SIGNAGE	SD
2008 015-610-491	EQUIPMENT INSURANC	01/23/2008	2K8A07	25,000.00	21,550.00	3,450.00-	TRANSFER FOR ROAD SIGNAGE	SD
	ROAD & BRIDGE ADMIN-EXPENSES		TOTAL AMENDMENTS	2	TOTAL CHANGES	.00		
2008 015-620-621	PRECINCT #1 PERMAN	01/23/2008	2K8A07	50,000.00	51,624.33	1,624.33	PCT 1 FY07 EXP CARRYOVER	SD
2008 015-620-623	PRECINCT #3 PERMAN	01/23/2008	2K8A07	50,000.00	121,084.52	71,084.52	PCT 3 FY07 EXP CARRYOVER	SD
2008 015-620-624	PRECINCT #4 PERMAN	01/23/2008	2K8A07	50,000.00	362,506.63	312,506.63	PCT 4 EXP CARRYOVER	SD
	PERMANENT ROAD EXPENDITURES		TOTAL AMENDMENTS	3	TOTAL CHANGES	385,215.48		
2008 015-621-100	PCT 1 BUDGET CARRY	01/23/2008	2K8A07	.00	169,797.53	169,797.53	PCT 1 FY07 EXP CARRYOVER	SD
	PRECINCT #1 - EXPENSE SUMMARY		TOTAL AMENDMENTS	1	TOTAL CHANGES	169,797.53		
2008 015-622-100	PCT 2 BUDGET CARRY	01/23/2008	2K8A07	.00	108,955.92	108,955.92	PCT 2 FY07 EXP CARRYOVER	SD
	PRECINCT #2 - ROAD & BRIDGE		TOTAL AMENDMENTS	1	TOTAL CHANGES	108,955.92		
2008 015-623-100	PCT 3 BUDGET CARRY	01/23/2008	2K8A07	.00	52,889.29	52,889.29	PCT 3 FY07 EXP CARRYOVER	SD
	PRECINCT #3 EXPENSE SUMMARY		TOTAL AMENDMENTS	1	TOTAL CHANGES	52,889.29		
2008 015-624-100	PCT 4 BUDGET CARRY	01/23/2008	2K8A07	.00	138,614.76	138,614.76	PCT 4 EXP CARRYOVER	SD
	PRECINCT #4 EXPENSE SUMMARY		TOTAL AMENDMENTS	1	TOTAL CHANGES	138,614.76		
2008 051-645-333	RAW FOOD	01/23/2008	2K8A07	49,995.20	50,035.20	40.00	BREAKFAST FOR MAINT ENG MEE	SD
	TOTAL AMENDMENTS		1	TOTAL CHANGES	40.00			

FUND	DESCRIPTION	DISBURSEMENTS
010	GENERAL FUND	250,000.00
015	ROAD & BRIDGE ADM	120,000.00
061	DEBT SERVICE FUND	500,000.00
TOTAL OF ALL FUNDS		870,000.00

ACH 125

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

ask RAY STELLY _____
COUNTY AUDITOR *msl* _____
JOHN P. THOMPSON _____
COUNTY JUDGE *John P. Thompson* _____

FUND	DESCRIPTION	DISBURSEMENTS
010	GENERAL FUND	117,830.19
015	ROAD & BRIDGE ADM	24,953.41
027	SECURITY	562.66
051	AGING	562.66
185	CCAP - JUVENILE PROBATION	6,165.75
TOTAL OF ALL FUNDS		150,074.67

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

RAY STELLY
Assl. COUNTY AUDITOR *Dale*

JOHN P. THOMPSON
COUNTY JUDGE *John P. Thompson*

FUND	DESCRIPTION	DISBURSEMENTS
010	GENERAL FUND	46,796.79
011	HOTEL OCCUPANCY TAX FUND	444.85
015	ROAD & BRIDGE ADM	1,046.07
027	SECURITY	153.65
040	LAW LIBRARY FUND	50.50
051	AGING	525.29
093	CO CLERK RECORDS MGMT FUND	114.00
TOTAL OF ALL FUNDS		49,131.15



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

RAY STELLY
Ass COUNTY AUDITOR *[Signature]*
JOHN P. THOMPSON
COUNTY JUDGE *[Signature]*

SCHEDULE OF BILLS BY FUND

FUND DESCRIPTION	DISBURSEMENTS
010 GENERAL FUND	516.00
TOTAL OF ALL FUNDS	516.00

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

Asst. RAY STELLY
COUNTY AUDITOR 
JOHN P. THOMPSON
COUNTY JUDGE 

SCHEDULE OF BILLS BY FUND

FUND DESCRIPTION	DISBURSEMENTS
010 GENERAL FUND	500,000.00
015 ROAD & BRIDGE ADM	90,000.00
061 DEBT SERVICE FUND	200,000.00

TOTAL OF ALL FUNDS	790,000.00

Act 126

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

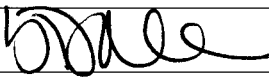
RAY STELLY _____
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 JOHN P. THOMPSON _____
 COUNTY JUDGE *John P. Thompson* _____

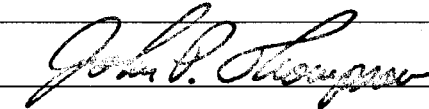
SCHEDULE OF BILLS BY FUND

VOL. 54 PAGE 218
FUND DESCRIPTION DISBURSEMENTS

010	GENERAL FUND	3,849.86
015	ROAD & BRIDGE ADM	34,054.20
027	SECURITY	395.00
TOTAL OF ALL FUNDS		38,299.06

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

RAY STELLY
Asst, COUNTY AUDITOR 

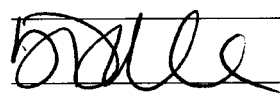
JOHN P. THOMPSON
COUNTY JUDGE 

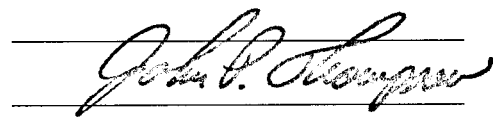
SCHEDULE OF BILLS BY FUND

FUND	DESCRIPTION	DISBURSEMENTS
010	GENERAL FUND	500,000.00
015	ROAD & BRIDGE ADM	95,000.00
061	DEBT SERVICE FUND	83,000.00
TOTAL OF ALL FUNDS		678,000.00

ACH-127

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

RAY STELLY
 COUNTY AUDITOR 

JOHN P. THOMPSON
 COUNTY JUDGE 

SCHEDULE OF BILLS BY FUND

FUND	DESCRIPTION	DISBURSEMENTS
010	GENERAL FUND	1,919.61
015	ROAD & BRIDGE ADM	675.00
027	SECURITY	60.00
TOTAL OF ALL FUNDS		2,654.61

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

RAY STELLY
Asst. COUNTY AUDITOR *B. Dale*

JOHN P. THOMPSON
COUNTY JUDGE *John P. Thompson*

SCHEDULE OF BILLS BY FUND

FUND DESCRIPTION	DISBURSEMENTS
101 ADULT SUPERVISION	2,280.37
185 CCAP - JUVENILE PROBATION	779.13

TOTAL OF ALL FUNDS	3,059.50

ACH 128

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

RAY STELLY _____
asst. COUNTY AUDITOR *bdale* _____
 JOHN P. THOMPSON _____
 COUNTY JUDGE _____

FUND	DESCRIPTION	DISBURSEMENTS
010	GENERAL FUND	29,991.54
015	ROAD & BRIDGE ADM	6,395.30
027	SECURITY	152.98
051	AGING	563.84
101	ADULT SUPERVISION	4,315.46
185	CCAP - JUVENILE PROBATION	2,049.24
TOTAL OF ALL FUNDS		43,468.36

Ac 1/29

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

RAY STELLY

Assl. COUNTY AUDITOR

[Signature]

JOHN P. THOMPSON

COUNTY JUDGE

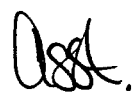
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SCHEDULE OF BILLS BY FUND

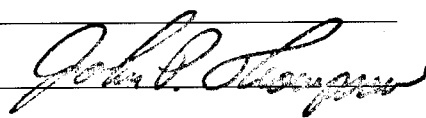
FUND	DESCRIPTION	DISBURSEMENTS
010	GENERAL FUND	7,014.14
015	ROAD & BRIDGE ADM	1,495.76
027	SECURITY	35.78
051	AGING	131.88
101	ADULT SUPERVISION	1,009.24
185	CCAP - JUVENILE PROBATION	479.26
TOTAL OF ALL FUNDS		10,166.06

ACIT 130

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


 RAY STELLY
 COUNTY AUDITOR

JOHN P. THOMPSON
 COUNTY JUDGE



FUND	DESCRIPTION	DISBURSEMENTS
010	GENERAL FUND	21,162.47
015	ROAD & BRIDGE ADM	3,805.47
027	SECURITY	86.92
051	AGING	178.95
101	ADULT SUPERVISION	3,056.94
185	CCAP - JUVENILE PROBATION	1,448.04
TOTAL OF ALL FUNDS		29,738.79

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

RAY STELLY
 Assst. COUNTY AUDITOR Dale

JOHN P. THOMPSON
 COUNTY JUDGE John P. Thompson

SCHEDULE OF BILLS BY FUND

FUND	DESCRIPTION	DISBURSEMENTS
010	GENERAL FUND	178,523.94
015	ROAD & BRIDGE ADM	38,369.25
027	SECURITY	905.48
051	AGING	3,700.02
101	ADULT SUPERVISION	24,051.83
185	CCAP - JUVENILE PROBATION	11,683.70
TOTAL OF ALL FUNDS		257,234.22

ACI 132

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

Asst. RAY STELLY _____
COUNTY AUDITOR *Stelly*

JOHN P. THOMPSON _____
COUNTY JUDGE *John P. Thompson*

SCHEDULE OF BILLS BY FUND

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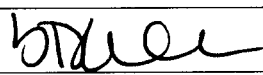
FUND	DESCRIPTION	DISBURSEMENTS
010	GENERAL FUND	2,802.03
015	ROAD & BRIDGE ADM	418.45
TOTAL OF ALL FUNDS		3,220.48

ACH 133

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

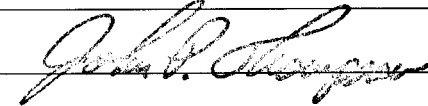
RAY STELLY

Asst. COUNTY AUDITOR



JOHN P. THOMPSON

COUNTY JUDGE



FUND	DESCRIPTION	DISBURSEMENTS
010	GENERAL FUND	10,043.95
013	JP JUSTICE COURT TECHNOLOGY	59.95
015	ROAD & BRIDGE ADM	898.19
027	SECURITY	395.90
051	AGING	148.42
	TOTAL OF ALL FUNDS	11,546.41

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

Asst.

RAY STELLY

COUNTY AUDITOR

Chargie N. Cinsworth

JOHN P. THOMPSON

COUNTY JUDGE

John P. Thompson

FUND DESCRIPTION	DISBURSEMENTS
010 GENERAL FUND	300.00

TOTAL OF ALL FUNDS	300.00

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

RAY STELLY

Asst.

COUNTY AUDITOR

Alphonse Dille

JOHN P. THOMPSON

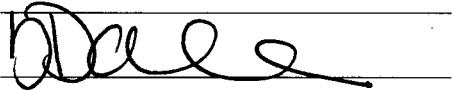
COUNTY JUDGE

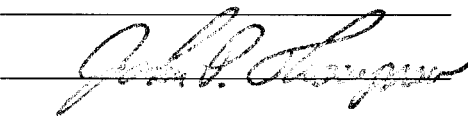
John P. Thompson

FUND DESCRIPTION	DISBURSEMENTS
010 GENERAL FUND	600.00

TOTAL OF ALL FUNDS	600.00

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

Asst, RAY STELLY
 COUNTY AUDITOR 

JOHN P. THOMPSON
 COUNTY JUDGE 

per vernon -
 1/16/08 - total
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 voided check
 # 209037 by
 journal entry -
 Not on this
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FUND	DESCRIPTION	DISBURSEMENTS
010	GENERAL FUND	100.00
	TOTAL OF ALL FUNDS	100.00

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

RAY STELLY
Asst. COUNTY AUDITOR *Ray Stelly*
JOHN P. THOMPSON *John P. Thompson*
COUNTY JUDGE

SCHEDULE OF BILLS BY FUND

FUND	DESCRIPTION	DISBURSEMENTS
010	GENERAL FUND	129,113.36
011	HOTEL OCCUPANCY TAX FUND	92.64
015	ROAD & BRIDGE ADM	56,659.36
020	CONSTRUCTION FUND	2,650.00
051	AGING	2,621.52
056	SHERIFF-COMMISSARY FUNDS	223.00
088	JUDICIARY FUND	1,016.80
093	CO CLERK RECORDS MGMT FUND	1,600.00
	TOTAL OF ALL FUNDS	193,976.68

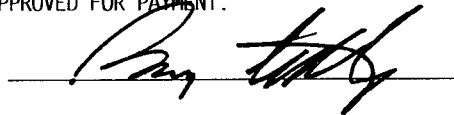
THE PRECEDING LIST OF BILLS PAYABLE WAS REVIEWED AND APPROVED FOR PAYMENT.

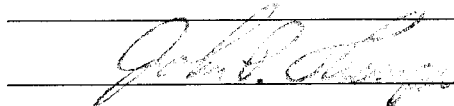
RAY STELLY

COUNTY AUDITOR

JOHN P. THOMPSON

COUNTY JUDGE



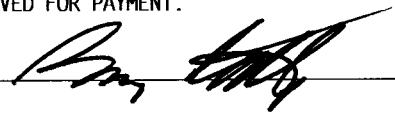


FUND DESCRIPTION	DISBURSEMENTS
010 GENERAL FUND	9,622.62

TOTAL OF ALL FUNDS	9,622.62

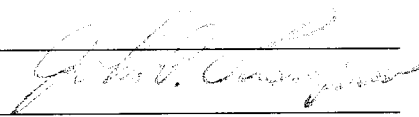
THE PRECEDING LIST OF BILLS PAYABLE WAS REVIEWED AND APPROVED FOR PAYMENT.

RAY STELLY



COUNTY AUDITOR

JOHN P. THOMPSON



COUNTY JUDGE

ADDENDUM
SCHEDULE OF BILLS FOR
January 22, 2008
FY 2008

COMPANY NAME	DESCRIPTION	DEPARTMENT	LINE ITEM	AMOUNT
BOUNDS AUTOPLEX	REPAIR	R&BPCT#4	015-624-456	\$ 23.69
CHUCK'S DIESEL SERVICE	REPAIR	R&BPCT#2	015-622-456	\$ 1,105.00
CINTAS	UNIFORMS	R&BPCT#4	015-624-300	\$ 119.68
DURHAM OUTDOOR EQUIP.	REPAIR	R&BPCT#3	015-623-456	\$ 59.41
EWELL EQUIPMENT CO	REPAIR	R&BPCT#3	015-623-456	\$ 10.95
JAY'S AUTO REPAIR	REPAIR	R&BPCT#2	015-622-456	\$ 455.89
MARBEC GLASS	REPAIR	R&BPCT#2	015-622-456	\$ 45.00
MUSTANG CAT	REPAIR	R&BPCT#2	015-622-456	\$ 140.90
POLK CO. CHILD WELFARE	1ST QTR PAYMT		010-691-402	\$ 2,500.00
RICHARD'S ELECTRIC	REPAIR	R&BPCT#4	015-624-456	\$ 411.85
STORY WRIGHT CO., INC	OFFICE SUPPLIES	R&BPCT#4	015-624-315	\$ 31.95
TEXAS STATE DIRECTORY PF	POSTAGE	R&BPCT#3	015-623-315	\$ 8.00
TRINITY MATERIALS, INC	ROAD MATERIALS	R&BPCT#4	015-624-339	\$ 2,123.88
				<u>\$ 7,036.20</u>

John P. Long

(H.D.)

KIE

January 9, 2008 - January 22, 2008

COPY

NO.	EMPLOYEE	DEPT	JOB DESCRIPTION	TYPE OF EMPLOYMENT	GROUP STEP & WAGE	ACTION TAKEN
(1)	JENNIFER LEAH PLACKER	SHERIFF	1043 TELECOMMUNICATION OPERATOR	REGULAR	14/01 \$23,544.98	DISMISSAL EFFECTIVE 12/27/2007
(2)	DAWN YVETTE BARTEE	JAIL	1055 CORRECTIONS OFFICER	REGULAR	14/01 \$23,544.98	RE-HIRE EFFECTIVE 01/29/2008
(3)	BOBBY R. JOHNSON	JAIL	1053 CORRECTIONS OFFICERS/SHIFT SUPV.	REGULAR	20/02 \$32,307.39	DEMOTION TO #1055, CORRECTIONS OFFICER, 14/03, \$24,723.30 EFFECTIVE 01/15/2008
(4)	LATRELL RYANS	JAIL	1053 CORRECTIONS OFFICERS/SHIFT SUPV.	REGULAR	20/02 \$32,307.39	DEMOTION TO #1055, CORRECTIONS OFFICER, 14/03, \$24,723.30 EFFECTIVE 01/15/2008
(5)	TROY DALE LANNING	JAIL	1055 CORRECTIONS OFFICER	REGULAR	14/03 \$24,723.30	PROMOTION TO #1053, CORRECTIONS OFFICER/SHIFT SUPERVISOR, \$31,536.13, 20/01 EFFECTIVE 01/21/2008
(6)	RICKY S. SEWARD	JAIL	1055 CORRECTIONS OFFICER	REGULAR	14/02 \$24,123.42	PROMOTION TO #1053, CORRECTIONS OFFICER/SHIFT SUPERVISOR, \$31,536.13, 20/01 EFFECTIVE 01/21/2008
(7)	MARK E. (JR.) HERRIDGE	JAIL	1038 DEPUTY SHERIFF (TRANSPORT)	REGULAR	20/01 \$31,536.13	DEMOTION TO #1055, CORRECTIONS OFFICER, 14/02, \$24,123.42 EFFECTIVE 01/16/2008
(8)	RALPH W. DUNN	VETERANS SERVICE	1241 VETERAN SERVICES OFFICER	REGULAR	18/03 \$30,036.45	RESIGNATION EFFECTIVE 01/31/2008
(9)	KEITH FRANKLIN	SHERIFF	1037 DEPUTY SHERIFF (PATROL)	REGULAR	20/02 \$32,307.39	PROMOTION TO #1041, FIELD TRAINING OFFICER, 21/01, \$33,100.08 EFFECTIVE 01/21/2008
(10)						
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Add Add

Polk County
Sheriff's Office

Annual Racial Profiling Report

(2007)

**Polk County Sheriff's Office
Annual Racial Profiling Report
January 1, 2007---December 31, 2007**

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- (I) Introduction**
 - a) Opening Statement
 - b) The Texas Law on Racial Profiling
 - c) Outline of Requirements Introduced by The Texas Racial Profiling Law

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 - a) Institutional Policy on Racial Profiling
 - b) Training Administered to Law Enforcement Personnel
 - c) Report on Complaints Filed Against Officers for Violating Racial Profiling Policy

- (III) Data and Recommendations**
 - a) Contact Information 1/1/07 to 12/31/07
 - b) Recommendations

**KENNETH HAMMACK, Sheriff**

1733 N. Washington
Livingston, Texas 77351
(936) 327-6810

BYRON LYONS
Chief Deputy

ALENE EDMONDS
Adm. Assistant

Since January 1, 2005 the Polk County Sheriff's Office in accordance with the Texas Racial Profiling Law (S.B. No. 1074), has been collecting police contact data for the purpose of identifying and responding to concerns regarding racial profiling practices. It is my hope that the findings provided in this report will serve as evidence that the Polk County Sheriff's Office continues to strive towards the goal of maintaining strong relations with the community.

In this report, the reader will encounter several sections designed at providing background information on the rationale and objectives of the Texas Racial Profiling Law. Other sections contain information relevant to the institutional policies adopted by the Polk County Sheriff's Office banishing the practice of racial profiling among its officers.

The final components of this report provide statistical data relevant to the public contacts made during the period of 1/1/07 and 12/31/07. The recommendations for future areas of research are also included. It is my sincere hope that the channels of communication between community leaders and the Polk County Sheriff's Office continue to strengthen as we move forward to meet the challenges of the near future.

Sincerely,


Sheriff Kenneth Hammack


Chief Deputy Byron Lyons

The
Texas Law On
Racial Profiling

AN ACT

relating to the prevention of racial profiling by certain peace officers.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Chapter 2, Code of Criminal Procedure, is amended by adding Articles 2.131 through 2.138 to read as follows:

Art. 2.131. RACIAL PROFILING PROHIBITED. A peace officer may not engage in racial profiling.

Art. 2.132. LAW ENFORCEMENT POLICY ON RACIAL PROFILING. (a) In this article:

(1) "Law enforcement agency" means an agency of the state, or of a county, municipality, or other political subdivision of the state, that employs peace officers who make traffic stops in the routine performance of the officers' official duties.

(2) "Race or ethnicity" means of a particular descent, including Caucasian, African, Hispanic, Asian, or Native American descent.

(b) Each law enforcement agency in this state shall adopt a detailed written policy on racial profiling. The policy must:

(1) clearly define acts constituting racial profiling;

(2) strictly prohibit peace officers employed by the agency from engaging in racial profiling;

(3) implement a process by which an individual may file a complaint with the agency if the individual believes that a peace officer employed by the agency has engaged in racial profiling with respect to the individual;

(4) provide public education relating to the agency's complaint process;

(5) require appropriate corrective action to be taken against a peace officer employed by the agency who, after an investigation, is shown to have engaged in racial profiling in violation of the agency's policy adopted under this article;

(6) require collection of information relating to traffic stops in which a citation is issued and to arrests resulting from those traffic stops, including information relating to:

(A) the race or ethnicity of the individual detained;

and

(B) whether a search was conducted and, if so, whether the person detained consented to the search; and

(7) require the agency to submit to the governing body of each county or municipality served by the agency an annual report of the information collected under Subdivision (6) if the agency is an agency of a county, municipality, or other political subdivision of the state.

(c) The data collected as a result of the reporting requirements of this article shall not constitute prima facie evidence of racial profiling.

(d) On adoption of a policy under Subsection (b), a law enforcement agency shall examine the feasibility of installing video camera and transmitter-activated equipment in each agency law enforcement motor vehicle regularly used to make traffic stops and transmitter-activated equipment in each agency law enforcement motorcycle regularly used to make traffic stops. If a law enforcement agency installs video or audio equipment as provided by this subsection, the policy adopted by the agency under Subsection (b) must include standards for reviewing video and audio documentation.

(e) A report required under Subsection (b)(7) may not include identifying information about a peace officer who makes a traffic stop or about an individual

who is stopped or arrested by a peace officer. This subsection does not affect the collection of information as required by a policy under Subsection (b)(6).

(f) On the commencement of an investigation by a law enforcement agency of a complaint described by Subsection (b)(3) in which a video or audio recording of the occurrence on which the complaint is based was made, the agency shall promptly provide a copy of the recording to the peace officer who is the subject of the complaint on written request by the officer.

Art. 2.133. REPORTS REQUIRED FOR TRAFFIC AND PEDESTRIAN STOPS. (a) In this article:

(1) "Race or ethnicity" has the meaning assigned by Article 2.132(a).

(2) "Pedestrian stop" means an interaction between a peace officer and an individual who is being detained for the purpose of a criminal investigation in which the individual is not under arrest.

(b) A peace officer who stops a motor vehicle for an alleged violation of a law or ordinance regulating traffic or who stops a pedestrian for any suspected offense shall report to the law enforcement agency that employs the officer information relating to the stop, including:

(1) a physical description of each person detained as a result of the stop, including:

(A) the person's gender; and

(B) the person's race or ethnicity, as stated by the person or, if the person does not state the person's race or ethnicity, as determined by the officer to the best of the officer's ability;

(2) the traffic law or ordinance alleged to have been violated or the suspected offense;

(3) whether the officer conducted a search as a result of the stop and, if so, whether the person detained consented to the search;

(4) whether any contraband was discovered in the course of the search and the type of contraband discovered;

(5) whether probable cause to search existed and the facts supporting the existence of that probable cause;

(6) whether the officer made an arrest as a result of the stop or the search, including a statement of the offense charged;

(7) the street address or approximate location of the stop;
and

(8) whether the officer issued a warning or a citation as a result of the stop, including a description of the warning or a statement of the violation charged.

Art. 2.134. COMPILATION AND ANALYSIS OF INFORMATION

COLLECTED. (a) In this article, "pedestrian stop" means an interaction between a peace officer and an individual who is being detained for the purpose of a criminal investigation in which the individual is not under arrest.

(b) A law enforcement agency shall compile and analyze the information contained in each report received by the agency under Article 2.133. Not later than March 1 of each year, each local law enforcement agency shall submit a report containing the information compiled during the previous calendar year to the governing body of each county or municipality served by the agency in a manner approved by the agency.

(c) A report required under Subsection (b) must include:

(1) a comparative analysis of the information compiled under Article 2.133 to:

(A) determine the prevalence of racial profiling by peace officers employed by the agency; and

(B) examine the disposition of traffic and pedestrian stops made by officers employed by the agency, including searches resulting from the stops; and

(2) information relating to each complaint filed with the agency alleging that a peace officer employed by the agency has engaged in racial profiling.

(d) A report required under Subsection (b) may not include identifying information about a peace officer who makes a traffic or pedestrian stop or about an individual who is stopped or arrested by a peace officer. This subsection does not affect the reporting of information required under Article 2.133(b)(1).

(e) The Commission on Law Enforcement Officer Standards and Education shall develop guidelines for compiling and reporting information as required by this article.

(f) The data collected as a result of the reporting requirements of this article shall not constitute prima facie evidence of racial profiling.

Art. 2.135. EXEMPTION FOR AGENCIES USING VIDEO AND AUDIO EQUIPMENT. (a) A peace officer is exempt from the reporting requirement under Article 2.133 and a law enforcement agency is exempt from the compilation, analysis, and reporting requirements under Article 2.134 if:

(1) during the calendar year preceding the date that a report under Article 2.134 is required to be submitted:

(A) each law enforcement motor vehicle regularly used by an officer employed by the agency to make traffic and pedestrian stops is equipped with video camera and transmitter-activated equipment and each law enforcement motorcycle regularly used to make traffic and pedestrian stops is equipped with transmitter-activated equipment; and

(B) each traffic and pedestrian stop made by an officer employed by the agency that is capable of being recorded by video and audio or audio equipment, as appropriate, is recorded by using the equipment; or

(2) the governing body of the county or municipality served by the law enforcement agency, in conjunction with the law enforcement agency, certifies to the Department of Public Safety, not later than the date specified by rule by the department, that the law enforcement agency needs funds or video and audio equipment for the purpose of installing video and audio equipment as described by Subsection (a)(1)(A) and the agency does not receive from the state funds or video and audio equipment sufficient, as determined by the department, for the agency to accomplish that purpose.

(b) Except as otherwise provided by this subsection, a law enforcement agency that is exempt from the requirements under Article 2.134 shall retain the video and audio or audio documentation of each traffic and pedestrian stop for at least 90 days after the date of the stop. If a complaint is filed with the law enforcement agency alleging that a peace officer employed by the agency has engaged in racial profiling with respect to a traffic or pedestrian stop, the agency shall retain the video and audio or audio record of the stop until final disposition of the complaint.

(c) This article does not affect the collection or reporting requirements under Article 2.132.

Art. 2.136. LIABILITY. A peace officer is not liable for damages arising from an act relating to the collection or reporting of information as required by Article 2.133 or under a policy adopted under Article 2.132.

Art. 2.137. PROVISION OF FUNDING OR EQUIPMENT. (a) The Department of Public Safety shall adopt rules for providing funds or video and audio equipment to law enforcement agencies for the purpose of installing video and audio equipment as described by Article 2.135(a)(1)(A), including specifying criteria to prioritize funding or equipment provided to law enforcement agencies. The criteria may include consideration of tax

effort, financial hardship, available revenue, and budget surpluses. The criteria must give priority to:

(1) law enforcement agencies that employ peace officers whose primary duty is traffic enforcement;

(2) smaller jurisdictions; and

(3) municipal and county law enforcement agencies.

(b) The Department of Public Safety shall collaborate with an institution of higher education to identify law enforcement agencies that need funds or video and audio equipment for the purpose of installing video and audio equipment as described by Article 2.135(a)(1)(A). The collaboration may include the use of a survey to assist in developing criteria to prioritize funding or equipment provided to law enforcement agencies.

(c) To receive funds or video and audio equipment from the state for the purpose of installing video and audio equipment as described by Article 2.135(a)(1)(A), the governing body of a county or municipality, in conjunction with the law enforcement agency serving the county or municipality, shall certify to the Department of Public Safety that the law enforcement agency needs funds or video and audio equipment for that purpose.

(d) On receipt of funds or video and audio equipment from the state for the purpose of installing video and audio equipment as described by Article 2.135(a)(1)(A), the governing body of a county or municipality, in conjunction with the law enforcement agency serving the county or municipality, shall certify to the Department of Public Safety that the law enforcement agency has installed video and audio equipment as described by Article 2.135(a)(1)(A) and is using the equipment as required by Article 2.135(a)(1).

Art. 2.138. RULES. The Department of Public Safety may adopt rules to implement Articles 2.131-2.137.

SECTION 2. Chapter 3, Code of Criminal Procedure, is amended by adding Article 3.05 to read as follows:

Art. 3.05. RACIAL PROFILING. In this code, "racial profiling" means a law enforcement-initiated action based on an individual's race, ethnicity, or national origin rather than on the individual's behavior or on information identifying the individual as having engaged in criminal activity.

SECTION 3. Section 96.641, Education Code, is amended by adding Subsection (j) to read as follows:

(j) As part of the initial training and continuing education for police chiefs required under this section, the institute shall establish a program on racial profiling. The program must include an examination of the best practices for:

(1) monitoring peace officers' compliance with laws and internal agency policies relating to racial profiling;

(2) implementing laws and internal agency policies relating to preventing racial profiling; and

(3) analyzing and reporting collected information.

SECTION 4. Section 1701.253, Occupations Code, is amended by adding Subsection (e) to read as follows:

(e) As part of the minimum curriculum requirements, the commission shall establish a statewide comprehensive education and training program on racial profiling for officers licensed under this chapter. An officer shall complete a program established under this subsection not later than the second anniversary of the date the officer is licensed under this chapter or the date the officer applies for an intermediate proficiency certificate, whichever date is earlier.

SECTION 5. Section 1701.402, Occupations Code, is amended by adding Subsection (d) to read as follows:

(d) As a requirement for an intermediate proficiency certificate, an officer must complete an education and training program on racial profiling established by the commission under Section 1701.253(e).

SECTION 6. Section 543.202, Transportation Code, is amended to read as follows:

Sec. 543.202. FORM OF RECORD. (a) In this section, "race or ethnicity" means of a particular descent, including Caucasian, African, Hispanic, Asian, or Native American descent.

(b) The record must be made on a form or by a data processing method acceptable to the department and must include:

(1) the name, address, physical description, including race or ethnicity, date of birth, and driver's license number of the person charged;

(2) the registration number of the vehicle involved;

(3) whether the vehicle was a commercial motor vehicle as defined by Chapter 522 or was involved in transporting hazardous materials;

(4) the person's social security number, if the person was operating a commercial motor vehicle or was the holder of a commercial driver's license or commercial driver learner's permit;

(5) the date and nature of the offense, including whether the offense was a serious traffic violation as defined by Chapter 522;

(6) whether a search of the vehicle was conducted and whether consent for the search was obtained;

(7) the plea, the judgment, and whether bail was forfeited;

(8) [~~7~~] the date of conviction; and

(9) [~~8~~] the amount of the fine or forfeiture.

SECTION 7. Not later than January 1, 2002, a law enforcement agency shall adopt and implement a policy and begin collecting information under the policy as required by Article 2.132, Code of Criminal Procedure, as added by this Act. A local law enforcement agency shall first submit information to the governing body of each county or municipality served by the agency as required by Article 2.132, Code of Criminal Procedure, as

added by this Act, on March 1, 2003. The first submission of information shall consist of information compiled by the agency during the period beginning January 1, 2002, and ending December 31, 2002.

SECTION 8. A local law enforcement agency shall first submit information to the governing body of each county or municipality served by the agency as required by Article 2.134, Code of Criminal Procedure, as added by this Act, on March 1, 2004. The first submission of information shall consist of information compiled by the agency during the period beginning January 1, 2003, and ending December 31, 2003.

SECTION 9. Not later than January 1, 2002:

(1) the Commission on Law Enforcement Officer Standards and Education shall establish an education and training program on racial profiling as required by Subsection (e), Section 1701.253, Occupations Code, as added by this Act; and

(2) the Bill Blackwood Law Enforcement Management Institute of Texas shall establish a program on racial profiling as required by Subsection (j), Section 96.641, Education Code, as added by this Act.

SECTION 10. A person who on the effective date of this Act holds an intermediate proficiency certificate issued by the Commission on Law Enforcement Officer Standards and Education or has held a peace officer license issued by the Commission on Law Enforcement Officer Standards and Education for at least two years shall complete an education and training program on racial profiling established under Subsection (e), Section 1701.253, Occupations Code, as added by this Act, not later than September 1, 2003.

SECTION 11. An individual appointed or elected as a police chief before the effective date of this Act shall complete a program on racial profiling established under Subsection (j), Section 96.641, Education Code, as added by this Act, not later than September 1, 2003.

SECTION 12. This Act takes effect September 1, 2001.

S.B. No. 1074

President of the Senate

Speaker of the House

I hereby certify that S.B. No. 1074 passed the Senate on April 4, 2001, by the following vote: Yeas 28, Nays 2; May 21, 2001, Senate refused to concur in House amendments and requested appointment of Conference Committee; May 22, 2001, House granted request of the Senate; May 24, 2001, Senate adopted Conference Committee Report by a viva-voce vote.

Secretary of the Senate

I hereby certify that S.B. No. 1074 passed the House, with amendments, on May 15, 2001, by a non-record vote; May 22, 2001, House granted request of the Senate for appointment of Conference Committee; May 24, 2001, House adopted Conference Committee Report by a non-record vote.

Chief Clerk of the House

S.B. No. 1074

Approved:

Date

Governor

Outline of Requirements
Introduced by the
Texas Racial Profiling Law

Guidelines for Compiling and Reporting Data under Senate Bill 1074**Background**

Senate Bill 1074 of the 77th Legislature established requirements in the Texas Code of Criminal Procedure (TCCP) for law enforcement agencies. The Commission developed this document to assist agencies in complying with the statutory requirements.

The guidelines are written in the form of standards using a style developed from accreditation organizations including the Commission on Accreditation for Law Enforcement Agencies (CALEA). The standards provide a description of *what* must be accomplished by an agency but allows wide latitude in determining *how* the agency will achieve compliance with each applicable standard.

Each standard is composed of two parts: the standard statement and the commentary. The *standard statement* is a declarative sentence that places a clear-cut requirement, or multiple requirements, on an agency. The commentary supports the standard statement but is not binding. The commentary can serve as a prompt, as guidance to clarify the intent of the standard, or as an example of one possible way to comply with the standard.

Standard 1

Each law enforcement agency has a detailed written directive that:

- clearly defines acts that constitute racial profiling;
- strictly prohibits peace officers employed by the agency from engaging in racial profiling;
- implements a process by which an individual may file a complaint with the agency if the individual believes a peace officer employed by the agency has engaged in racial profiling with respect to the individual filing the complaint;
- provides for public education relating to the complaint process;
- requires appropriate corrective action to be taken against a peace officer employed by the agency who, after investigation, is shown to have engaged in racial profiling in violation of the agency's written racial profiling policy; and
- requires the collection of certain types of data for subsequent reporting.

Commentary

Article 2.131 of the TCCP prohibits officers from engaging in racial profiling, and article 2.132 of the TCCP now requires a written policy that contains the elements listed in this standard. The article also specifically defines a law enforcement agency as it applies to this statute as an "agency of the state, or of a county, municipality, or other political subdivision of the state, that employs peace officers who make traffic stops in the routine performance of the officers' official duties."

The article further defines race or ethnicity as being of "a particular descent, including Caucasian, African, Hispanic, Asian, or Native American." The statute does not limit the required policies to just these ethnic groups.

This written policy is to be adopted and implemented no later than January 1, 2002.

Standard 2

Each peace officer who stops a motor vehicle for an alleged violation of a law or ordinance regulating traffic, or who stops a pedestrian for any suspected offense reports to the employing law enforcement agency information relating to the stop, to include:

- a physical description of each person detained, including gender and the person's race or ethnicity, as stated by the person, or, if the person does not state a race or ethnicity, as determined by the officer's best judgment;
- the traffic law or ordinance alleged to have been violated or the suspected offense;
- whether the officer conducted a search as a result of the stop and, if so, whether the person stopped consented to the search;
- whether any contraband was discovered in the course of the search, and the type of contraband discovered;
- whether probable cause to search existed, and the facts supporting the existence of that probable cause;
- whether the officer made an arrest as a result of the stop or the search, including a statement of the offense charged;
- the street address or approximate location of the stop; and
- whether the officer issued a warning or citation as a result of the stop, including a description of the warning or a statement of the violation charged.

Commentary

The information required by 2.133 TCCP is used to complete the agency reporting requirements found in Article 2.134. A peace officer and an agency may be exempted from this requirement under Article 2.135 TCCP Exemption for Agencies Using Video and Audio Equipment. An agency may be exempt from this reporting requirement by applying for the funds from the Department of Public Safety for video and audio equipment and the State does not supply those funds. Section 2.135 (a)(2) states, "the governing body of the county or municipality served by the law enforcement agency, in conjunction with the law enforcement agency, certifies to the Department of Public Safety, not later than the date specified by rule by the department, that the law enforcement agency needs funds or video and audio equipment for the purpose of installing video and audio equipment as described by Subsection (a) (1) (A) and the agency does not receive from the state funds for video and audio equipment sufficient, as determined by the department, for the agency to accomplish that purpose."

Standard 3

The agency compiles the information collected under 2.132 and 2.133 and analyzes the information identified in 2.133.

Commentary

Senate Bill 1074 from the 77th Session of the Texas Legislature created requirements for law enforcement agencies to gather specific information and to report it to each county or municipality served. New sections of law were added to the Code of Criminal Procedure regarding the reporting of traffic and pedestrian stops. Detained is defined as when a person stopped is not free to leave.

Article 2.134 TCCP requires the agency to compile and provide an analysis of the information collected by peace officer employed by the agency. The report is provided to the governing body of the municipality or county no later than March 1 of each year and covers the previous calendar year.

There is data collection and reporting required based on Article 2.132 CCP (tier one) and Article 2.133 CCP (tier two).

The minimum requirements for “tier one” data for traffic stops in which a citation results are:

- 1) the race or ethnicity of individual detained (race and ethnicity as defined by the bill means of “a particular descent, including Caucasian, African, Hispanic, Asian, or Native American”);
- 2) whether a search was conducted, and if there was a search, whether it was a consent search or a probable cause search; and
- 3) whether there was a custody arrest.

The minimum requirements for reporting on “tier two” reports include traffic and pedestrian stops. Tier two data include:

- 1) the detained person’s gender and race or ethnicity;
- 2) the type of law violation suspected, e.g., hazardous traffic, non-hazardous traffic, or other criminal investigation (the Texas Department of Public Safety publishes a categorization of traffic offenses into hazardous or non-hazardous);
- 3) whether a search was conducted, and if so whether it was based on consent or probable cause;
- 4) facts supporting probable cause;
- 5) the type, if any, of contraband that was collected;
- 6) disposition of the stop, e.g., arrest, ticket, warning, or release;
- 7) location of stop; and
- 8) statement of the charge, e.g., felony, misdemeanor, or traffic.

Tier one reports are made to the governing body of each county or municipality served by the agency an annual report of information if the agency is an agency of a county, municipality, or other political subdivision of the state. Tier one and two reports are reported to the county or municipality not later than March 1 for the previous calendar year beginning March 1, 2003. Tier two reports include a comparative analysis between the race and ethnicity of persons detained to see if a differential pattern of treatment can be discerned based on the disposition of stops including searches resulting from the stops. The reports also include information relating to each complaint filed with the agency alleging that a peace officer employed by the agency has engaged in racial profiling. An agency may be exempt from the tier two reporting requirement by applying for the funds from the Department of Public Safety for video and audio equipment and the State does not supply those funds [See 2.135 (a)(2) TCCP].

Reports should include both raw numbers and percentages for each group. Caution should be exercised in interpreting the data involving percentages because of statistical distortions caused by very small numbers in any particular category, for example, if only one American Indian is stopped and searched, that stop would not provide an accurate comparison with 200 stops among Caucasians with 100 searches. In the first case, a 100% search rate would be skewed data when compared to a 50% rate for Caucasians.

Standard 4

If a law enforcement agency has video and audio capabilities in motor vehicles regularly used for traffic stops, or audio capabilities on motorcycles regularly used to make traffic stops, the agency:

- adopts standards for reviewing and retaining audio and video documentation; and
- promptly provides a copy of the recording to a peace officer who is the subject of a complaint on written request by the officer.

Commentary

The agency should have a specific review and retention policy. Article 2.132 TCCP specifically requires that the peace officer be promptly provided with a copy of the audio or video recordings if the officer is the subject of a complaint and the officer makes a written request.

Standard 5

Agencies that do not currently have video or audio equipment must examine the feasibility of installing such equipment.

Commentary

None

Standard 6

Agencies that have video and audio recording capabilities are exempt from the reporting requirements of Article 2.134 TCCP and officers are exempt from the reporting requirements of Article 2.133 TCCP provided that:

- the equipment was in place and used during the proceeding calendar year; and
- video and audio documentation is retained for at least 90 days.

Commentary

The audio and video equipment and policy must have been in place during the previous calendar year. Audio and video documentation must be kept for at least 90 days or longer if a complaint has been filed. The documentation must be retained until the complaint is resolved. Peace officers are not exempt from the requirements under Article 2.132 TCCP.

Standard 7

Agencies have citation forms or other electronic media that comply with Section 543.202 of the Transportation Code.

Commentary

Senate Bill 1074 changed Section 543.202 of the Transportation Code requiring citations to include:

- race or ethnicity, and
- whether a search of the vehicle was conducted and whether consent for the search was obtained.

Section II

Responding to the
Texas Racial Profiling Law

Polk County Sheriff's Department
Directive

Addressing Racially Biased Policing

And the Perceptions Thereof

Written Directive

Approved by: Kenneth Hammack, Sheriff
10-01-01

Initiation Date

Review Date: March 22, 2005

PURPOSE

This directive in intending to reaffirm this Department's commitment to unbiased policing, and to clarify the circumstances in which officers can consider race/ethnicity when making law enforcement decisions, and to reinforce procedures that serve to assure the public we are proving and enforcing laws in equitable way.

I. GENERAL CONSIDERATIONS AND GUIDELINES:

This Department is committed to protecting the constitutional and civil rights of all citizens. Allegations of "racial profiling" (as defined herein) or discriminatory practices, real or perceived, are detrimental to the relationship between police and the communities they protect and serve, because they strike at the basic foundation of public trust. This trust is essential to effective community based policing. Racially biased policing is an ineffective method of law enforcement and often results in increased safety risks to officers and citizens and the misuse of valuable police resources. Additionally, improper racially biased policing violates the civil rights of members of the public and may lead to increased exposure to liability. This Department does not endorse, train, teach, support, or condone any racially biased policing by its officers. While recognizing that most officers perform their duties in a professional, ethical and impartial manner, this Department is committed to identifying and eliminating any instances of racially biased policing. (Racial Profiling)

II. MISSION STATEMENT

a. It is the policy of the Department to:

1. Provide all people within this community fair and impartial police services consistent with constitutional and statutory mandates;
2. Assure the highest standard of integrity and ethics among all our members;
3. Respect the diversity and cultural differences of all people;
4. Take positive steps to identify, prevent, and eliminate any instances of racially biased policing by our members;
5. Continue our commitment to community policing and problem solving, including vigorous, lawful, and non-discriminatory traffic enforcement that promotes public safety and strengthens public trust, confidence, and awareness;
6. To patrol in a pro-active manner, aggressively investigating suspicious persons and circumstances, while insisting that citizens will only be stopped or detained when there is reasonable suspicion to believe that they have committed, are committing, or about to commit, an infraction of the law

inconvenience and maximize officer safety, the officer's perception of race or ethnicity will be used.

3. To indicate the race I ethnicity of a person receiving a citation or being arrested, the following letter codes will be used on the citation:

C - Caucasian
B - African
H - Hispanic (Latino)
A - Asian
N - Native American
0 - Other

X. COMPLAINT OF RACIALLY BIASED POLICING

- a. Who may file:

Any person may file a complaint with the department if they feel they have been stopped or searched based on that individual's race, ethnicity, or national origin rather than on that individual's behavior or information identifying them as having engaged in criminal activity. No person shall be discouraged, intimidated, or coerced from filing such a complaint or discriminated against because they have filed such a complaint.

- b. If an officer on the street is approached by a citizen regarding a complaint alleged racially biased policing, the officer being approached should inform the citizen that his / her complaint should be directed to a supervisor at the Sheriff's Office.

- c. Supervisors receiving a citizen's complaint shall determine, if possible, whether the complainant wishes to have the complaint considered as a formal complaint or informal complaint.

- d. If the complainant wishes to have the complaint considered on an "informal" basis, the supervisor shall take such action as is appropriate based on the complaint and all attendant circumstances. Upon resolving the "informal" complaint, the supervisor will forward the citizen's complaint, accompanied by a report or document describing the action of the supervisor taken in regard to the complaint, to the **SHERIFF**.

- e. If a supervisor determines that the citizen wishes their complaint to be classed, as a "formal" complaint the supervisor should take a written statement from the citizen. The statement along with the signed "complaint against officer" shall be forwarded to the **SHERIFF** for other investigative actions.

- f. Telephone Complaints

1. Citizens making a complaint by telephone should be informed that their signed complaint is requested however, no telephone complaint should be refused or rejected because the complainant does not wish to sign a complaint form or because she or he does not wish to be identified.

2. If the citizen declines to complete the written complaint form. The supervisor receiving the telephone complaint should attempt to determine all relevant information as required on the complaint and report form and record that information on the form.

Training

In compliance with the Texas Racial Profiling Law, the Polk County Sheriff's Office has required that all its Deputies adhere to all Texas Commission on Law Enforcement Officer Standards and Education (TCLEOSE) training.

All Deputies from the Polk County Sheriff's Office have been required to complete a TCLEOSE training and education program on racial profiling not later than the second anniversary of the date the officer is licensed under Chapter 1701 of the Texas Occupations Code or the date the officer applies for an intermediate proficiency certificate, whichever date is earlier. A person who on September 1, 2001, held a TCLEOSE intermediate proficiency certificate, or who had held a peace officer license issued by TCLEOSE for at least two years, will complete a TCLEOSE training and education program on racial profiling not later than September 1, 2003.

All Polk County Sheriff's Office Deputies are current with their required training. A Cultural Diversity course was offered sponsored by the Polk County Sheriff's Office during 2007. Any new deputy will be updated as soon as possible.

Racial Profiling Complaints

The Polk County Sheriff's Office has investigated no racial profiling complaints during the year of 2007.

Section III
Data and Analysis

DATE 01/08/2008

RACIAL PROFILING STATS
POLK COUNTY SO

CLW100

DURING THE PERIOD 01/01/2007 TO 12/31/2007 THE FOLLOWING STATISTICS WERE RECORDED.

Tier 1 Data	African	Asian	Hispanic	Native American	Caucasian	Other	Total
CONTACTS - COUNT	193	10	63	2	1,141	3	
CONTACTS - %	13.6	0.7	4.4	0.1	80.8	0.2	100
SEARCHES - COUNT	8	0	9	0	70	0	
SEARCHES - %	9.1	0.0	10.3	0.0	80.4	0.0	100
CONSENSUAL SEARCHES - COUNT	7	0	9	0	62	0	
CONSENSUAL SEARCHES - %	8.9	0.0	11.5	0.0	79.4	0.0	100
PC FOR SEARCH - COUNT	1	0	0	0	8	0	
PC FOR SEARCH - %	11.1	0.0	0.0	0.0	88.8	0.0	100
CUSTODY ARRESTS - COUNT	0	0	1	0	7	0	
CUSTODY ARRESTS - %	0.0	0.0	12.5	0.0	87.5	0.0	100

DURING THE PERIOD 01/01/2007 TO 12/31/2007 THE FOLLOWING STATISTICS WERE RECORDED.

African:

STOPS CONDUCTED:	193
REASON - HAZARDOUS:	161
REASON - NONHAZARDOUS:	9
REASON - INVESTIGATIVE:	23
REASON - OTHER:	0
SEARCHES CONDUCTED:	8
SEARCHES WITH CONSENT:	7
RESULTING IN ARREST:	0
RESIDENTS:	61
NON-RESIDENTS:	132
MALES:	120
FEMALES:	71

ASIAN:

STOPS CONDUCTED:	10
REASON - HAZARDOUS:	10
REASON - NONHAZARDOUS:	0
REASON - INVESTIGATIVE:	0
REASON - OTHER:	0
SEARCHES CONDUCTED:	0
SEARCHES WITH CONSENT:	0
RESULTING IN ARREST:	0
RESIDENTS:	0
NON-RESIDENTS:	10
MALES:	8
FEMALES:	2

NATIVE AMERICAN:

STOPS CONDUCTED:	2
REASON - HAZARDOUS:	2
REASON - NONHAZARDOUS:	0
REASON - INVESTIGATIVE:	0
REASON - OTHER:	0
SEARCHES CONDUCTED:	0
SEARCHES WITH CONSENT:	0
RESULTING IN ARREST:	0
RESIDENTS:	0
NON-RESIDENTS:	2
MALES:	1
FEMALES:	1

HISPANIC:

STOPS CONDUCTED:	63
REASON - HAZARDOUS:	36
REASON - NONHAZARDOUS:	13
REASON - INVESTIGATIVE:	13
REASON - OTHER:	0
SEARCHES CONDUCTED:	9
SEARCHES WITH CONSENT:	9
RESULTING IN ARREST:	1
RESIDENTS:	23
NON-RESIDENTS:	40
MALES:	53
FEMALES:	10

CAUCASIAN:

STOPS CONDUCTED:	1,143
REASON - HAZARDOUS:	867
REASON - NONHAZARDOUS:	152
REASON - INVESTIGATIVE:	122
REASON - OTHER:	1
SEARCHES CONDUCTED:	70
SEARCHES WITH CONSENT:	62
RESULTING IN ARREST:	7
RESIDENTS:	439
NON-RESIDENTS:	704
MALES:	755
FEMALES:	381

DURING THE PERIOD 01/01/2007 TO 12/31/2007 THE FOLLOWING STATISTICS WERE RECORDED.

OTHER:

STOPS CONDUCTED:	3
REASON - HAZARDOUS:	3
REASON - NONHAZARDOUS:	0
REASON - INVESTIGATIVE:	0
REASON - OTHER:	0
SEARCHES CONDUCTED:	0
SEARCHES WITH CONSENT:	0
RESULTING IN ARREST:	0
RESIDENTS:	0
NON-RESIDENTS:	3
MALES:	0
FEMALES:	3

TOTAL STOPS COUNTED: 1,414

Analysis

The data presented in this report contains valuable information regarding Sheriff Department contacts with the public between 1/1/07 and 12/31/07. Despite its value, the raw data does not present much information relevant to racial profiling trends.

Thus, it is felt that further analysis of the data is warranted. As such, data was obtained through the Texas Department of Public Safety (DPS), via a public information request. The data obtained from DPS included the race and gender of drivers in the area of Polk County during the 2003 calendar year. The decision to obtain DPS data was made since, according to experts, census data presents challenges to any effort made at establishing a fair and accurate analysis. That is, census data contains information of all residents of a particular community, regardless of the fact they may or may not be among the driving population. This has a tendency of inflating the overall figures; thus, providing an inaccurate representation of Deputy contacts with the public. Therefore, it is felt that DPS data is relevant to county residents who reside in Polk County and have come in contact with the Sheriff's Department during a given year, will offer a more accurate representation and provide further insights than other sources including census data.

*It must be noted that Hispanics were grouped with Caucasians for purposes of this analysis since DPS does not collect information related to the ethnicity of drivers. In fact, according to their own language, DPS considers Hispanics, in their data collection process, as Caucasians.

Recommendations

Based on the findings introduced in this report the Sheriff along with all employees of the Polk County Sheriff's Office have agreed to adopt the following measures aimed at addressing potential racial profiling problems:

- Provide further racial sensitivity training to its personnel
- Disseminate information to all officers regarding the guidelines of behavior acceptable under the newly adopted Texas Racial Profiling Law
- Keep County Commissioners and other county officials updated on measures being implemented at the Polk County Sheriff's Office concerning racial profiling

4(J)



OF THE POLK COUNTY COMMISSIONERS COURT
Designating Surplus Property to be disposed in Public Auction.

WHEREAS, in a regular meeting of the Polk County Commissioners Court held January 22, 2008, the following items were determined to be Surplus property, as defined by Local Government Code, Chapter 263 Subchapter D, Section 263.151;

Precinct 3;

(1) Ingram Packer 9-2800-P/197 S/N 40639P48

(1) Ray-go Roller Packer 400 S/N 18H-101

(1) 1982 Ford 2 ½ Ton Dump Truck S/N 1FDNF70H0CVA05799

(1) White Caterpillar D8 Dozer S/N 77V4061

THEREFORE, the aforementioned items are hereby designated as Surplus Property of the County and shall be disposed of in a Public Auction to be held online.


John P. Thompson, County Judge

CERTIFICATE OF THE COUNTY CLERK

The undersigned, being the County Clerk of Polk County, Texas, does hereby certify that this ORDER was duly adopted by the Commissioners Court for Polk County on January 22, 2008.

IN WITNESS WHEREOF, I have affixed my signature and the official seal of the Polk County Commissioners Court to this certification.

(Seal)

Barbara Middleton, County Clerk
Polk County, Texas

