

**COMMISSIONERS COURT**  
**AGENDA POSTING #2008 - 074**

BE IT REMEMBERED ON THIS THE 22ND DAY OF JULY, 2008  
THE HONORABLE COMMISSIONERS COURT MET IN "REGULAR" CALLED  
MEETING WITH THE FOLLOWING OFFICERS AND MEMBERS PRESENT, TO WIT;

HONORABLE JOHN P. THOMPSON, COUNTY JUDGE, PRESIDING.  
BOB WILLIS - COMMISSIONER PCT #1, RONNIE VINCENT - COMMISSIONER PCT #2,  
C.T. "TOMMY" OVERSTREET- COMMISSIONER PCT #4, SCHELANA WALKER-CHIEF DEPUTY  
CLERK AND MARGIE AINSWORTH-ASSISTANT 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 BYRON LYONS.
  - PLEDGES TO THE U.S. AND TEXAS FLAGS WERE LED BY JOE ROEDER.
2. PUBLIC COMMENTS:
  - A. JIM JOHNSON OF PRECINCT 1 INVITED EVERYONE TO THE CASA FISH FRY AND SILENT AUCTION AT 6 P.M. ON JULY 31ST AT CENTRAL BAPTIST FAMILY LIFE CENTER.
3. INFORMATIONAL REPORTS:
  - A. TOMMY OVERSTREET INFORMED COURT THAT THE EQUIPMENT AT HIS PRECINCT BELONGS TO ALABAMA FORESTRY SERVICE AND NOTED THEY ARE ON STANDBY TO RELIEVE OUR DEPARTMENTS.
  - B. KENNETH HAMBRICK UPDATED COURT OF TROPICAL DEPRESSION DOLLY AND DROUGHT CONDITIONS.
  - C. JUDGE THOMPSON REPORTED THAT THE ANIMAL SHELTER WILL BE LOCATED IN PCT 2 NEXT TO COLLECTION SITE AND THAT LOU LILES ISN'T PRESENT TO GIVE WELFARE BOARD UPDATE.

CONSENT AGENDA

4. MOTIONED BY RONNIE VINCENT, SECONDED BY BOB WILLIS, TO DISCUSS ITEM H INDIVIDUALLY, ITEM G REVISED TO INCLUDE ROAD SIGNAGE AND APPROVE CONSENT AGENDA AS FOLLOWS:
  - A. APPROVE MINUTES OF PREVIOUS MEETINGS: JULY 8, 2008 (REGULAR & SPECIAL SESSIONS) AND CORRECTED MINUTES FROM JUNE 24TH (REGULAR SESSION), CORRECTING ITEM 5 (F), TO RECORD VARIANCES GRANTED FOR PLATTING OF THE MEADOWS, SECTION 1.
  - B. APPROVE BUDGET REVISIONS #2008-17, AS PRESENTED BY THE COUNTY AUDITOR. (SEE ATTACHED)
  - C. APPROVE BUDGET AMENDMENTS #2008-17(a), AS SUBMITTED AND REVIEWED BY COURT APPOINTED COMMITTEE. (SEE ATTACHED)

## D. APPROVE SCHEDULE OF BILLS INCLUDING ADDENDUM.

DATE	AMOUNT	CHECK #
7-03-08	58,000.00	ACH 266
7-03-08	7,627.13	ACH 267
7-03-08	2,186.00	99337-99448 VOID 99445 & SENT BY ACH QTRLY
7-03-08	2,268.00	99449-99565 VOID 99562 & SENT BY ACH QTRLY
7-03-08	43,046.41	212062-212092
7-08-08	18,783.31	212093-212095
7-08-08	7,700.00	212096
7-08-08	23,353.28	212097-212123
7-09-08	319,768.35	ACH 268
7-09-08	80.00	212124
7-10-08	2,859.50	ACH 269
7-10-08	42,818.10	ACH 270
7-10-08	10,014.04	ACH 271
7-10-08	29,375.15	ACH 272
7-10-08	253,398.92	ACH 273
7-10-08	2,579.31	ACH 274
7-10-08	2,946.80	212125-212131
7-11-08	1,259,417.11	ACH 275
7-15-08	2,506.00	99566-99663 VOID 99660, SENT BY ACH
7-15-08	1,076.00	99664-99750 VOID 99747, SENT BY ACH
7-15-08	34,499.94	212132-212155
7-15-08	420,387.11	212156-212339
7-15-08	10,782.84	212340-212352
7-22-08	ADDENDUM TO APPEAR ON FUTURE SCHEDULE	\$84,562.25
<b>TOTAL</b>	<b>1,734,195.11</b>	

- E. APPROVE PERSONNEL ACTION FORMS. (SEE ATTACHED)
- F. APPROVAL OF REVISED RESOLUTION EXPRESSING INTENT TO REIMBURSE EXPENDITURES TO BE INCURRED BY POLK COUNTY, TEXAS (REIMBURSEMENT RESOLUTION). (SEE ATTACHED)
- G. APPROVE FINAL CAPITAL LISTING FOR PURCHASES TO BE INCLUDED ON REIMBURSEMENT RESOLUTION RELATED TO FY2008 ISSUANCE OF TAX NOTES. (SEE ATTACHED)
- I. APPROVAL TO RENEW INTERLOCAL AGREEMENT WITH LIMESTONE COUNTY FOR THE HOUSING OF INMATES UNDER SAME TERMS AND CONDITIONS FOR A ONE-YEAR TERM.
- J. APPROVAL TO RENEW AGREEMENT WITH SAM HOUSTON ELECTRIC COOPERATIVE FOR RADIO TOWER SPACE FOR COUNTY COMMUNICATION EQUIPMENT.
- K. APPROVAL OF RENEWAL LEASE AGREEMENT TO PROVIDE OFFICE SPACE TO DEEP EAST TEXAS COUNCIL OF GOVERNMENTS "STAR" PROGRAM.
- L. APPROVAL TO RETAIN CURRENT ROAD AND BRIDGE FEE AND CURRENT CHILD SAFETY FEE FOR CALENDAR YEAR 2009 AND TO SUBMIT APPROPRIATE NOTIFICATION TO TXDOT.
- M. APPROVE CONTRACT WITH OFFICE OF RURAL COMMUNITY AFFAIRS FOR TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM AWARD "CONTRACT NO. 728340-SEWER FACILITY IMPROVEMENT IN SHELTER COVE SUBDIVISION". (SEE ATTACHED)
- N. APPROVAL OF SAND, CLAY AND GRAVEL LEASE WITH RMS TEXAS TIMBERLANDS FOR AREA LOCATED IN MARIA LINDSAY ABSTRACT-397, PCT.4. (SEE ATTACHED)

- O. RESOLUTION AUTHORIZING COUNTY JUDGE TO NEGOTIATE AND EXECUTE CONTRACTS WITH DEPARTMENT OF AGING AND DISABILITY SERVICES FOR POLK COUNTY AGING SERVICES HOME DELIVERED MEAL PROGRAM. (SEE ATTACHED)
- P. APPROVAL TO ACCEPT, SOUTH CIRCLE DR., PRESCOTT, SWALLOW ST., SWITCHER ST., OAK RIDGE LANE AND EGRETT ST., LOCATED IN LAKE LIVINGSTON ESTATES SUBDIVISION, SECTIONS 4 & 5, INTO THE COUNTY ROAD MAINTENANCE SYSTEM, AS RECOMMENDED BY PCT. 2 COMMISSIONER AND AS DEDICATED ON ORIGINAL PLATS PREVIOUSLY APPROVED BY THE COURT, AND RECEIVE COMMISSIONER VINCENT AFFIDAVITS. (SEE ATTACHED)
- Q. APPROVE ORDER DESIGNATING SURPLUS PROPERTY TO BE DISPOSED OF BY PUBLIC AUCTION. (SEE ATTACHED)
- R. APPROVAL TO RENEW BI-ANNUAL AGREEMENT WITH SOUTHEAST TEXAS FOOD BANK FOR SERVICES TO POLK COUNTY AGING SERVICES.
- S. ACCEPT AND APPROVE COUNTY CLERK'S REQUEST TO APPOINT ELECTION JUDGES AND ALTERNATES. (SEE ATTACHED)
4. H. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO APPROVE ADDENDUM TO AMENDED AND RESTATED FACILITY OPERATION AND MANAGEMENT SERVICES AGREEMENT BETWEEN POLK COUNTY TEXAS AND COMMUNITY EDUCATION CENTERS (FORMERLY CIVIGENICS) TEXAS, INC. AND AUTHORIZE COUNTY JUDGE TO SIGN CERTIFICATES.  
ALL VOTING YES. (SEE ATTACHED)
5. MOTIONED BY BOB WILLIS, SECONDED BY TOMMY OVERSTREET, TO APPROVE DISTRICT CLERK'S CAPITAL PROJECT IN AN AMOUNT NOT TO EXCEED \$10,000.00 FOR ACS IMAGING OF OLDER RECORD BOOKS WITH PROJECT AMOUNT PAID FROM GENERAL FUND BALANCE AND REIMBURSED BY ISSUANCE OF LEGALLY AUTHORIZED DEBT AT FISCAL YEAR END AND TO INCLUDE THE SAME ON THE CAPITAL LISTING PRESENTED THIS DATE.  
ALL VOTING YES.
6. MOTIONED BY TOMMY OVERSTREET, SECONDED BY BOB WILLIS, TO AWARD BID #2009-19 "PURCHASE OF APPROXIMATELY 14,000 CUBIC YARDS OF QUALITY IRON ORE, GRAVEL MATERIAL OR ROCK DELIVERED TO JOB SITE AT BIG THICKET LAKE ESTATES" TO COLBY CONSTRUCTION CLEVELAND IN THE AMOUNT OF \$287,000 AND METHOD OF FUNDING TO BE DETERMINED IN AUGUST MEETING.  
ALL VOTING YES.
7. MOTIONED BY RONNIE VINCENT, SECONDED BY BOB WILLIS, TO TABLE "CONSIDER ANY/ALL NECESSARY ACTION RELATING TO REGULATION OF VEHICLE/PEDESTRIAN TRAFFIC ON ROCKY CREEK BRIDGE, PCT. 2".  
ALL VOTING YES.
8. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO RESERVE CERTAIN TAX FORECLOSURE LOTS IN BIG THICKET LAKE ESTATES BEING SECTION 6, LOT 73, 74, 75 & 76; SECTION 8, LOT 83, 84 & 85; SECTION 9, LOT 131, 132, 133 & 134; SECTION 16, LOT 253, 254, 255 & 256; FOR THE PURPOSE OF PROVIDING FILL MATERIAL RELATED TO BIG THICKET LAKE ESTATES ROAD IMPROVEMENTS.  
ALL VOTING YES.

RECESS: 10:20 A.M.

CONVENED INTO EXECUTIVE SESSION: 10:23 A.M.

**EXECUTIVE SESSION**; AS AUTHORIZED BY THE TEXAS OPEN MEETINGS ACT, AS AMENDED;  
GOVERNMENT CODE §551.072

- DELIBERATIONS ABOUT REAL PROPERTY.

EXECUTIVE SESSION ENDED: 10:47 A.M.

RECONVENED REGULAR SESSION: 10:48 A.M.

9. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO APPROVE RESOLUTIONS TO PROCEED WITH CERTAIN CONDEMNATIONS FOR TRACT 1, 5, 6 & 8 REGARDING THE JAIL EXPANSION. (SEE ATTACHED)  
ALL VOTING YES.
10. MOTIONED BY TOMMY OVERSTREET SECONDED BY BOB WILLIS, APPROVAL OF AGREEMENT WITH ERNEST L. MCCLENDON JR. FOR LEGAL SERVICES IN THE ACQUISITION OF PROPERTY RELATED TO COUNTY JAIL EXPANSION.  
ALL VOTING YES. (SEE ATTACHED)
11. MOTIONED BY RONNIE VINCENT, SECONDED BY TOMMY OVERSTREET, TO APPROVE CONTRACT WITH JOHNSON MCKIBBEN FOR ARCHITECTURAL SERVICES FOR JAIL EXPANSION PROJECT. (SEE ATTACHED)

ADJOURN:

MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO ADJOURN COURT THIS 22ND DAY OF JULY, 2008 AT 10:52 A.M.  
ALL VOTING YES.

  
JOHN P. THOMPSON, COUNTY JUDGE

ATTEST:   
SCHELANA WALKER, CHIEF DEPUTY CLERK

C:\Barbara M\COMMCRT.2008JUL22.2008.wpd