

**COMMISSIONERS COURT**  
**AGENDA POSTING #2008 - 088**

BE IT REMEMBERED ON THIS THE 12th DAY OF AUGUST, 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, JAMES J. "BUDDY" PURVIS, COMMISSIONER PCT #3, C.T. "TOMMY" OVER -  
STREET, COMMISSIONER PCT #4, BARBARA MIDDLETON, COUNTY CLERK AND  
RAY STELLY, COUNTY AUDITOR, THE FOLLOWING AGENDA ITEMS, ORDERS AND  
DECREES WERE DULY MADE, CONSIDERED & PASSED.

1. WELCOME & CALLED TO ORDER BY JUDGE JOHN P. THOMPSON AT 10:00 A.M.
  - INVOCATION GIVEN BY REV. PHIL CORBETT, PASTOR OF THE FIRST ASSEMBLY  
OF GOD CHURCH IN CORRIGAN, TEXAS.
  - PLEDGES TO THE U.S. AND TEXAS FLAGS WERE LED BY JOE ROEDER.
2. PUBLIC COMMENTS:
  - A. LES LeBLANC OF SOUTHLAND PLANTATION GAVE COMMENTS REGARDING  
A LETTER RECEIVED FROM THE ATTORNEY GENERAL OF TEXAS ABOUT  
FUNDING FOR BUILDING THE PROPOSED JUDICIAL CENTER.
3. INFORMATIONAL REPORTS:
  - A. JEANETTE MONTGOMERY - HUMAN RESOURCES DEPT. REPORTED THAT A  
CLASS FOR TELEPHONE ETIQUETTE WILL BE HELD ON AUG. 20th & AUG. 27th.  
SHE HAS ALSO RECEIVED OTHER NEW CD'S (TRAINING VIDEO'S) FOR VIEWING  
BY ALL NEW EMPLOYEE'S.

OLD BUSINESS

4. MOTIONED BY RONNIE VINCENT, SECONDED BY TOMMY OVERSTREET, APPROVAL  
TO HOLD A "PUBLIC HEARING", AUGUST 25th AT 9:00 AM., IN COMMISSIONER'S  
COURTROOM RELATING TO THE REGULATIONS OF VEHICLE / PEDESTRIAN TRAFFIC  
ON ROCKY CREEK BRIDGE LOCATED IN PRECINCT #2.  
ALL VOTING YES.

NEW BUSINESS

5. CONSENT AGENDA  
JUDGE THOMPSON NOTED THAT ITEM D & ITEM K WILL BE ACTED UPON  
SEPARATELY FROM THE REMAINDER OF TODAY'S CONSENT AGENDA.  
MOTION:  
MOTIONED BY RONNIE VINCENT, SECONDED BY BOB WILLIS, TO APPROVE  
ITEMS A THROUGH L, WITH THE EXCEPTION OF D & K, OF TODAY'S CONSENT  
AGENDA.  
ALL VOTING YES.
  - D. MOTIONED BY JAMES J. "BUDDY" PURVIS, SECONDED BY BOB WILLIS, APPROVAL &  
PAYMENT OF BILLS, INCLUDING A CHECK TO HUGHES TRUCKING FOR \$400.00, ON  
THE ADDENDUM TO TODAY'S SCHEDULE OF BILLS.

DATE	AMOUNT	CHECK #
7/16/08	25,934.51	ACH 276
7/17/08	55,000.00	ACH 277
7/18/08	117,595.74	212353 - 212369
7/22/08	1,500,595.33	ACH 278
7/22/08	84,562.25	212370
7/24/08	4,903.62	ACH 279
7/24/08	2,859.50	ACH 280
7/24/08	43,059.78	ACH 281
7/24/08	10,070.58	ACH 282
7/24/08	29,422.36	ACH 283
7/24/08	254,585.83	ACH 284
7/24/08	2,959.16	ACH 285
7/24/08	3,136.19	212371 - 212377
7/24/08	37,426.00	ACH 286
7/25/08	8,245.68	212378 - 212389
7/25/08	182.00	212390
7/25/08	58,310.00	ACH 287
7/30/08	152,915.57	ACH 288
7/30/08	21,600.74	212391
7/30/08	199,933.51	212392 - 212535
8/12/08	ADDENDUM (To appear on future schedule)	\$ 372,261.79
<b>TOTAL</b>	<b>\$ 2,613,278.35</b>	

- K. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO APPROVE THE FINAL PLAT FOR "SOMERSET SUBDIVISION" LOCATED IN PRECINCT #4.**  
ALL VOTING YES.
- A. APPROVAL OF MINUTES OF PREVIOUS MEETING ON JULY 22, 2008 (Regular).
- B. APPROVAL OF BUDGET REVISIONS #2008-18, AS PRESENTED BY THE COUNTY AUDITOR. (SEE ATTACHED)
- C. APPROVAL OF BUDGET AMENDMENTS #2008-18 (a), AS SUBMITTED AND REVIEWED BY COURT APPOINTED COMMITTEE. (SEE ATTACHED)
- E. APPROVAL OF PERSONNEL ACTION FORMS. (SEE ATTACHED)
- F. APPROVAL TO ACCEPT OFFERS TO PURCHASE TAX FORECLOSURE PROPERTIES, PRECINCT #2  
LOTS 15 & 20, BLOCK 19, OF IMPALA WOODS #2, CAUSE NOS. 99-086 & 99-088, ACCOUNT NOS. 10300038000 & 10300038500;  
PRECINCT #3  
TRACT 228, IN D. WILLIAMS SURVEY, ABST -754, CAUSE NO T05-390, ACCOUNT NO. 10754007310.
- G. RECEIVE COUNTY TREASURER'S 3rd QUARTER (APR, MAY & JUN) REPORT FOR FY2008. (SEE ATTACHED)
- H. RECEIVE COUNTY AUDITOR'S MONTHLY REPORT. (SEE ATTACHED)
- I. APPROVE OF AGREEMENTS WITH EAST TEXAS COPY SYSTEMS RENEWING ANNUAL MAINTENANCE SERVICES FOR CERTAIN COPIER'S. (SEE ATTACHED)
- J. APPROVE ACCEPTANCE OF U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT GRANT FOR RENOVATIONS TO COURTHOUSE ANNEX, (CAMPBELL - FOREMAN BUILDING). (SEE ATTACHED)
- L. APPROVAL OF PERSONNEL MANAGEMENT SYSTEM UPDATE CREATING A "MANDATORY MINOR EMPLOYEE RELEASE FORM."

6. MR. JIM GILLEY OF COASTAL SECURITIES, INC (HOUSTON) & MR. TOM POLLAN, LEGAL COUNCIL OF BICKERSTAFF, HEATH, DELAGDO, ACOSTA, LLP., (AUSTIN) GAVE INFORMATION TO THE COURT CONCERNING SALE OF THE TAX NOTES.

**MOTION:**

MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO APPROVE AN "ORDER" AUTHORIZING \$ 2,210,000.00 POLK COUNTY, TEXAS TAX NOTES, SERIES 2008, BASED ON THE RECOMMENDATION OF THE COUNTY AUDITOR, RAY STELLY. ALL VOTING YES. (SEE ATTACHED)

7. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, APPROVAL TO RESCHEDULE THE AUGUST 26, 2008 COMMISSIONERS COURT SESSION TO AUGUST 25, 2008 AT 10:00 AM, DUE TO A CONFLICT WITH THE TEXAS ASSOCIATION ANNUAL CONFERENCE. ALL VOTING YES.
8. MOTIONED BY BOB WILLIS, SECONDED BY TOMMY OVERSTREET, TO APPROVE PRECINCT #1, REQUEST TO PURCHASE TWO (2) 2009 - MACK (CHU 613) TRUCKS WITH 12 to 14 OX DUMP BODY, FROM EAST TEXAS MACK SALES, LLP. OF LONGVIEW, TEXAS, THROUGH BUY-BOARD PROGRAM, INCLUDING AUTHORIZATION FOR COUNTY JUDGE TO EXECUTE CAPTIAL LEASE AGREEMENT. ALL VOTING YES. (SEE ATTACHED)
9. MOTIONED BY TOMMY OVERSTREET, SECONDED BY BOB WILLIS, TO APPROVE PRECINC5T #4, REQUEST TO PURCHASE TWO (2) 2009 - MACK (CHU 613) TRUCKS WITH 12 to 14 OX DUMP BODY, FROM EAST TEXAS MACK SALES, LLP. OF LONGVIEW, TEXAS, THROUGH BUY-BOARD PROGRAM, INCLUDING AUTHORIZATION FOR COUNTY JUDGE TO EXECUTE CAPTIAL LEASE AGREEMENT. ALL VOTING YES. (SEE ATTACHED)
10. MOTIONED BY BOB WILLIS, SECONDED BY TOMMY OVERSTREET, APPROVAL TO ADVERTISE FOR BIDS COVERING THE REPAIR OF HEADWALLS IN GOODRICH NORTH SUBDIVISION, IN PRECINCT #1. ALL VOTING YES.
11. MOTIONED BY TOMMY OVERSTREET, SECONDED BY BOB WILLIS, APPROVAL TO NOMINATE PERSONS TO FILL VACANT POSITION ON THE POLK CENTRAL APPRAISAL DISTRICT BOARD OF DIRECTORS; JUDGE THOMPSON NOMINATED JACK JACKSON, COMMISSIONER VINCENT NOMINATED PHIL SMITH, COMMISSIONER OVERSTREET NOMINATED J.V. SNOOK. ALL VOTING YES.
12. MOTIONED BY BOB WILLIS, SECONDED BY RONNIE VINCENT, TO APPROVE POLK COUNTY CENTRAL APPRAISAL DISTRICT BUDGET FY - 2009. ALL VOTING YES.
15. MOTIONED BY RONNIE VINCENT, SECONDED BY BOB WILLIS, TO APPROVE COMMISSIONER OVERSTREET'S REQUEST FOR USE OF LATERAL ROAD MONEY FOR CONSTRUCTION OF ROADS IN BIG THICKET LAKE ESTATES. ALL VOTING YES.

**RECESS - 10:25 A.M.**

**EXECUTIVE SESSION - 10:28 A.M.**

- **As authorized by the Texas Open Meeting Act, as amended; Government Code § 551.072.**  
Deliberations about Real Property.

**RECONVENE INTO OPEN SESSION - 10:43 A.M.**

13. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO DELETE ITEM #13 "Consider any/all necessary action regarding Jail Expansion." ALL VOTING YES.

RECESS FOR BREAK - 10:45 A.M.

**14. BUDGET WORKSHOP**

A. MOTIONED BY BOB WILLIS, SECONDED BY RONNIE VINCENT, TO RECEIVE TAX ASSESSOR / COLLECTOR'S CERTIFIED ANTICIPATED COLLECTION RATE AND EFFECTIVE / ROLLBACK TAX RATE CALCULATIONS. ALL VOTING YES.

B. MOTIONED BY BOB WILLIS, SECONDED BY RONNIE VINCENT, TO PROPOSE A COST OF LIVING INCREASE OF 2.5% TO ALL EMPLOYEE'S FY-2009, INCLUDING ELECTED OFFICIALS. ALL VOTING YES.

**C. DISCUSSION - PROPOSED TAX RATE**

MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO PROPOSE A 2008 - TAX RATE OF .6277 / per \$100. Valuation, TO FUND THE BUDGET FY-2009, AND;

1. NOT APPLICABLE.

2. TO PLACE PROPOSAL TO ADOPT A RATE OF .6277 / per \$100. Valuation ON AGENDA FOR THE REGULAR SESSION TO BE HELD ON 9/23/08 AT 10:00 AM, AND SCHEDULE PUBLIC HEARINGS ON THE PROPOSED RATE FOR 8/25/08 AT 9:30 AM. & 9/09/08 AT 4:00 PM. IN COMMISSIONERS COURTROOM, MAIN COURTHOUSE, LIVINGSTON, TEXAS.

**VOTES RECORDED, AS FOLLOWS;**

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

D. **"PUBLIC HEARING" ON THE FY2009 BUDGET SCHEDULED FOR SEPTEMBER 23, 2008 AT 9:30 A.M.**

**ADJOURN:**

MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO ADJOURN COURT THIS 12th DAY OF AUGUST, 2008 AT 11:59 A.M. ALL VOTING YES.

  
JOHN P. THOMPSON, COUNTY JUDGE

ATTEST:  
  
BARBARA MIDDLETON, COUNTY CLERK  
D: \Barbara MICOMMCR.T.2008/AUG 12.2008