

STATE OF TEXAS §

DATE: NOVEMBER 25, 2008

COUNTY OF POLK §

REGULAR MEETING

ALL MEMBERS - Present

**COMMISSIONERS COURT
AGENDA POSTING #2008 - 133**

BE IT REMEMBERED ON THIS THE 25th DAY OF **NOVEMBER, 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 JDGE THOMPSON AT 10:00 A.M.
 - INVOCATION WAS GIVEN BY REV. BARRY JEFFRIES, PASTOR OF
CENTRAL BAPTIST CHURCH.
 - PLEDGES WERE LED BY JOE ROEDER.
2. PUBLIC COMMENTS: NONE
3. INFORMATIONAL REPORTS:
 - A. RANDALL BOSTRUM, REPRESENTATIVE OF F.E.M.A. REPORTED TO
THE COURT ON FUTURE FUNDING TO THE COUNTY FOR DEBRIS REMOVAL
& DAMAGES TO COUNTY BUILDINGS. HE SAID THE DEADLINE TO IDENTIFY DAMAGES TO
FEMA IS DECEMBER 21, 2008.

OLD BUSINESS:

4. TABLED FROM LAST AGENDA.
 - A. MOTIONED BY RONNIE VINCENT, SECONDED BOB WILLIS, **TO TABLE ITEM 4 (A)**
"CONSIDER REQUEST TO REVISE COUNTY SUBDIVISION REGULATIONS BY
SUPPLEMENTING WITH ADOPTION OF TEXAS WATER DEVELOPMENT BOARD
MODEL RULES RELATING TO WATER & SEWER SERVICES."
ALL VOTING YES.
 - B. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO
APPROVE MINUTES OF PREVIOUS MEETINGS, OCTOBER 28, 2008 (REGULAR),
& NOVEMBER 5, 2008 (SPECIAL) MEETING.
ALL VOTING YES.

NEW BUSINESS

5. CONSENT AGENDA
JUDGE THOMPSON NOTED THAT ITEM E PERSONNEL ACTION FORM HAD A REVISED
LIST IN THE PACKET AND SANTEK EQUIPMENT WILL BE PUT ON THE ONLINE AUCTION.

DISCUSSION FROM COMMISSIONER PURVIS REGARDING SANTEK EQUIPMENT.

JUDGE THOMPSON SAID TO PULL ITEM F AND HANDLE IT INDIVIDUALLY AND ITEM K INCLUDES \$103,400.00 FOR NETWORK UPGRADE AND \$4,782.00 FOR PRINTERS IN COUNTY CLERK'S OFFICE AND ITEM #14 FOR DISTRICT ATTORNEY'S OFFICE IS SEPARATE BUT INCLUDED IN REIMBURSEMENT RESOLUTION.

COMMISSIONER WILLIS ASKED TO PULL ITEM D.

5. MOTIONED BY RONNIE VINCENT, SECONDED BY BOB WILLIS, TO APPROVE CONSENT AGENDA WITH ITEM D & ITEM F DISCUSSED INDIVIDUALLY AND NOTING CHANGES TO ITEM K. CONSENT AGENDA APPROVED AS FOLLOWS:
ALL VOTING YES.
- A. APPROVE MINUTES OF NOVEMBER 10, 2008 (REGULAR MEETING) AND NOVEMBER 13, 2008 (SPECIAL SESSION).
 - B. APPROVE BUDGET REVISIONS #2009-03, AS PRESENTED BY THE COUNTY AUDITOR. (SEE ATTACHED)
 - C. APPROVE BUDGET AMENDMENTS #2008-25(a), AS SUBMITTED AND REVIEWED BY COURT APPOINTED COMMITTEE. (SEE ATTACHED)
 - E. APPROVAL OF PERSONNEL ACTION FORMS, AS REVISED. (SEE ATTACHED)
 - G. APPROVAL OF RESOLUTION DESIGNATING SIGNATORIES FOR TCDBG CONTRACT 728340 "SEWER IMPROVEMENTS IN SHELTER COVE SUBDIVISION". (SEE ATTACHED)
 - H. APPROVE THIRD AMENDMENT TO HOME PROGRAM CONTRACT 1000762. (SEE ATTACHED)
 - I. APPROVAL OF OFFER TO PURCHASE TAX FORECLOSURE PROPERTY; (PCT.2) LOT 65, CANYON PARK #2, CAUSE NO. T07-011, ACCT. NO. C040002890.
 - J. APPROVE ROAD & BRIDGE, PCT. 4 REQUEST TO ADVERTISE FOR BIDS FOR PURCHASE OF GOOD QUALITY IRON ORE.
 - K. APPROVAL OF LISTING OF CAPITAL PURCHASES PREVIOUSLY APPROVED FOR PAYMENT FROM FUND BALANCE/S AND TO BE REIMBURSED BY FY2009 YEAR END ISSUANCE OF AUTHORIZED DEBT AS A PART OF THE REIMBURSEMENT RESOLUTION.

DISCUSSION OF ITEM D.

ITEM D (CONSENT AGENDA)

- D. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO APPROVE SCHEDULE OF BILLS. (SEE ATTACHED)

DATE	AMOUNT	CHECK #
11/5/08	95,893.00	ACH 376
11/5/08	195,354.51	ACH 377
11/5/08	287,596.17	214529-214260
11/6/08	42,600.26	214261
11/7/08	30,240.21	214262-214266
11/7/08	27,555.22	214267-214298
11/10/08	661.97	214299
11/10/08	295,338.05	214300-214309
11/12/08	632,060.88	ACH 378
11/13/08	2,985.75	ACH 379
11/13/08	51,418.00	ACH 380
11/13/08	12,163.98	ACH 381
11/13/08	36,228.11	ACH 382
11/13/08	310,733.23	ACH 383
11/13/08	3,015.77	ACH 384
11/13/08	30,870.00	ACH 385
11/13/08	2,264.65	214310-214314
11/13/08	12,767.14	214315-214371
11/14/08	6,652.20	214372-214397

11/14/08	115.00	214398
11/19/08	3,971.82	ACH 386
11/19/08	928.96	ACH 387
11/19/08	16,487.75	ACH 388
11/19/08	11,540.53	214399-214411
11/19/08	19,769.58	214412-214432
11/19/08	3,456,078.34	214433-214620
TOTAL	5,585,291.08	

ITEM F (CONSENT AGENDA)

DISCUSSION

- F. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO ALLOW ALL COMMISSIONERS TO INSPECT SANTEK EQUIPMENT FIRST BY 5:00 P.M. MONDAY, DECEMBER 1, 2008 TO IDENTIFY ITEMS TO BE USED BY OTHER COUNTY DEPARTMENTS AND TO DECLARE REMAINDER OF PROPERTY AS SURPLUS BE PLACED ON ON-LINE AUCTION BY AUDITOR.
ALL VOTING YES. (SEE ATTACHED)

COMMISSIONERS AGREED THAT COURT WOULD ADDRESS ANY REALLOCATION OF EQUIPMENT PULLED FROM LIST.

6. MOTIONED BY BUDDY PURVIS, SECONDED BY RONNIE VINCENT, TO APPROVE COMMISSIONERS COURT ORDER NOMINATING GEORGIA-PACIFIC WOOD PRODUCTS SOUTH LLC FOR THE TEXAS ENTERPRISE ZONE PROGRAM.
ALL VOTING YES. (SEE ATTACHED)
7. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO REJECT ALL BIDS REGARDING BID #2009-14; "PURCHASE OF ONE (1) 2008 OR 2009 MODEL PICKUP, PCT. 4" WITH PURCHASE UNDER \$25,000 EXEMPT FROM BIDDING REQUIREMENTS TO BE MADE FROM PRECINCT 4 OPERATING FUNDS.
ALL VOTING YES.
8. MOTIONED BY TOMMY OVERSTREET, SECONDED BY BUDDY PURVIS, AWARD BID #2009-15; HEADWALL REPAIR , BRIDGE #328-001 ON DARDEN ROAD, PCT. 4 TO L & W LAFOUR & SONS CONSTRUCTION INC. IN THE AMOUNT OF \$11,889.00 TO BE FUNDED BY ROAD & BRIDGE PCT. 4 FUND BALANCE AND INCLUDED ON REIMBURSEMENT RESOLUTION FOR YEAR END ISSUANCE LEGALLY AUTHORIZED DEBT.
ALL VOTING YES.
9. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO APPROVE REQUEST FROM DEBBIE CLACK, AS OWNER OF MISTROT BUILDING, FOR UTILITY EASEMENT CROSSING COUNTY OWNED PROPERTY; LOTS 5 & 6, BLOCK 22, CITY OF LIVINGSTON.

DISCUSSION

MOTIONED BY TOMMY OVERSTREET, SECONDED BY BOB WILLIS, TO AMEND ORIGINAL MOTION ADDING ANY MOVING OF THE UTILITY LINES IN THE FUTURE WILL BE AT THE OWNERS EXPENSE.
ALL VOTING YES.

10. MOTIONED BY BOB WILLIS, SECONDED BY TOMMY OVERSTREET, APPROVAL OF DISTRICT ATTORNEY'S OFFICE REQUEST FOR CAPITAL PURCHASE OF OFFICE EQUIPMENT TOTALING \$10,593.00 (PER LISTING) FROM GENERAL FUND BALANCE, TO BE INCLUDED ON FUTURE REIMBURSEMENT RESOLUTION FOR YEAR END ISSUANCE OF LEGALLY AUTHORIZED DEBT.
ALL VOTING YES. (SEE ATTACHED)

11. MOTIONED BY BUDDY PURVIS, SECONDED BY BOB WILLIS, APPROVAL OF RESOLUTION SUPPORTING LEGISLATION TO CREATE JUDICIAL TECHNOLOGY FEE.
ALL VOTING YES. (SEE ATTACHED)

12. MOTIONED BY TOMMY OVERSTREET, SECONDED BY BOB WILLIS, TO APPROVE AUDITOR'S REQUEST FOR AUTHORIZATION TO ESTABLISH TEMPORARY LINE OF CREDIT WITH COUNTY DEPOSITORY PENDING FEMA REIMBURSEMENT OF HURRICANE EXPENSES.

MARGIE AINSWORTH, ASSISTANT AUDITOR INFORMED COURT IT WOULD NOT BE A LINE OF CREDIT.

COMMISSIONER OVERSTREET RETRACTED MOTION.

DISCUSSION

MOTIONED BY TOMMY OVERSTREET, SECONDED BY BOB WILLIS, TO DELETE ITEM 12, NOTING THAT AN EMERGENCY SESSION OF THE COURT MAY BE CALLED TO ADDRESS INTERIM CASH FLOW NEEDS.
ALL VOTING YES.

13. MOTIONED BY BUDDY PURVIS, SECONDED BY RONNIE VINCENT, TO TABLE COMMISSIONER PCT. 3 REQUEST TO PROVIDE OFFICE & STORAGE SPACE LOCATED IN LEBLANC BUILDING TO CORRIGAN CHRISTIAN RESOURCE CENTER FOR FOOD DISTRIBUTION.
ALL VOTING YES.

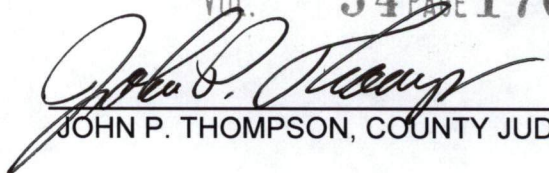
14. MOTIONED BY BUDDY PURVIS, SECONDED BY RONNIE VINCENT, TO APPROVE SHERIFF'S DEPARTMENT REQUEST TO ADVERTISE FOR BIDS FOR CAPITAL PURCHASE OF VEHICLES.
ALL VOTING YES.

15. MOTIONED BY BUDDY PURVIS, SECONDED BY TOMMY OVERSTREET, TO APPOINT JEANETTE MONTGOMERY AND COMMISSIONER RONNIE VINCENT AS COUNTY WELLNESS COORDINATOR AND COUNTY EXECUTIVE SPONSOR OF THE "HEALTHY COUNTY" INITIATIVE RELATING TO THE HEALTH AND EMPLOYEE BENEFITS POOL AS REQUESTED BY TEXAS ASSOCIATION OF COUNTIES.
ALL VOTING YES.

16. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO APPROVE OFFICE SPACE ASSIGNMENT TO NON-COUNTY AGENCIES FOR COUNTY PURPOSES IN POLK COUNTY OFFICE ANNEX AND ADD CASA TO LIST.
ALL VOTING YES. (SEE ATTACHED)

ADJOURN:

MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO ADJOURN COURT THIS 25TH DAY OF NOVEMBER, 2008.
ALL VOTING YES.


JOHN P. THOMPSON, COUNTY JUDGE

ATTEST: 
BARBARA MIDDLETON, COUNTY CLERK

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