

STATE OF TEXAS §
 COUNTY OF POLK §

DATE: MAY 26, 2009
 REGULAR MEETING
 ALL MEMBER - Present

COMMISSIONERS COURT
AGENDA POSTING #2009 - 054

BE IT REMEMBERED ON THIS THE 26TH DAY OF MAY, 2009
 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, MILTON PURVIS, COMMISSIONER PCT #3, C.T. "TOMMY" OVERSTREET,
 COMMISSIONER PCT #4, SCHELANA WALKER, COUNTY CLERK AND RAY STELLY,
 COUNTY AUDITOR. THE FOLLOWING AGENDA ITEMS, ORDERS AND DECREES
 WERE DULY MADE, CONSIDERED & PASSED.

1. WELCOME AND CALLED TO ORDER AT 10:00 A.M. BY JUDGE THOMPSON.
 - INVOCATION LED BY COL. HOWARD DANIELS, PASTOR OF CHESSWOOD BAPTIST CHURCH.
 - PLEDGE OF ALLEGIANCE TO U.S. & TEXAS FLAGS LED BY JIM JOHNSON.

3. INFORMATIONAL REPORTS:
 - A. JUDGE THOMPSON INTRODUCED MATT MARTIN AND FAMILY AND CONDUCTED THE MEMORIAL DAY FLAG HANGING CEREMONY. JUDGE THOMPSON COMMENTED ON THE LOSS OF LOCAL SERVICE MEN ADDING THAT MATT MARTIN WAS GIVING THE FLAG TO THE COUNTY WHICH WAS FLOWN BY HIS UNIT IN IRAQ.
 - B. JUDGE THOMPSON RECOGNIZED AND INTRODUCED THE STUDENTS FROM POLK COUNTY SCHOOLS THAT EACH RECEIVED A \$1,000 BOBBY SMITH MEMORIAL SCHOLARSHIP, SPONSORED BY LINEBARGER, GOGGAN, BLAIR & SAMPSON, L.L.P, AS THE COUNTY'S DELINQUENT TAX COLLECTION FIRM. THE STUDENTS SELECTED ARE AS FOLLOWS:

BIG SANDY.....	ZACKARY WILLIFORD
CORRIGAN-CAMDEN.....	SHELBY VANCE
GOODRICH.....	NAOMI HOWARD
LEGGETT.....	GERRARDO JASSO
LIVINGSTON.....	HILLARY BOOKMAN
ONALASKA.....	DONIELLE RODRIGUEZ

 A LAW ENFORCEMENT SCHOLARSHIP SPONSORED BY CEC, INTL., AS CONTRACTED MANAGEMENT COMPANY FOR IAH SECURE ADULT DETENTION FACILITY TOTALING \$10,000, WAS AWARDED TO THE FOLLOWING STUDENTS:

BIG SANDY.....	ZACHARY WILLIAMS
CORRIGAN-CAMDEN.....	WILLIAM OWENS IV
LIVINGSTON.....	JESSICA HARRISON

2. PUBLIC COMMENTS:
 - A. SHEP GREEN OF BIG THICKET LAKE ESTATES THANKED COMMISSIONER OVERSTREET FOR THE ROAD WORK IN THE SUBDIVISION AND SUGGESTED THAT LIBERTY COUNTY HELP WITH THE REPAIRS DUE TO THEIR HEAVY TRUCKS DAMAGING THE ROADS.
 - B. DORIS DILLON OF PCT 1 REQUESTED THAT THE POT HOLES ON WYNDAM ROAD BE LOOKED AT AND FILLED.

OLD BUSINESS

4. MOTIONED BY BOB WILLIS, SECONDED BY TOMMY OVERSTREET, TO TABLE "CONSIDER ROAD & BRIDGE, PCT 1 REQUEST FOR APPROVAL OF BUYBOARD PURCHASE OF ONE (1) FRONT END LOADER WITH/WITHOUT TRADE-IN, TO BE PAID BY USE OF ROAD & BRIDGE FUND BALANCE AND INCLUDED ON REIMBURSEMENT RESOLUTION FOR YEAR END ISSUANCE OF AUTHORIZED DEBT".
ALL VOTING YES.

JUDGE THOMPSON COMMENTED THAT CONSENT AGENDA ITEM F IS TO INCREASE THE AMOUNT FOR ROAD AND BRIDGE MONEY, ADD AUTHORIZE ADVERTISE FOR BIDS TO ITEM I AND ADD \$1,650.00 FROM AGENDA ITEM #6 TO ITEM P.

COMMISSIONER WILLIS ASKED THAT ITEM F BE DISCUSSED INDIVIDUALLY.

CONSENT AGENDA

5. MOTIONED BY RONNIE VINCENT, SECONDED BY BOB WILLIS, TO APPROVE THE CONSENT AGENDA AS FOLLOWS:
- A. APPROVE MINUTES FOR MAY 12, 2009 (REGULAR SESSION).
 - B. APPROVAL OF BUDGET REVISIONS #2009-15, AS PRESENTED BY THE COUNTY AUDITOR. (SEE ATTACHED)
 - C. APPROVAL OF BUDGET AMENDMENTS #2009-15(a), AS SUBMITTED AND REVIEWD BY COURT APPOINTED COMMITTEE. (SEE ATTACHED)
 - D. APPROVE SCHEDULE OF BILLS. (SEE ATTACHED)

DATE	AMOUNT	CHECK #
5-7-09	54,467.93	217404-217440
5-8-09	275.40	217441
5-12-09	8,713.58	ACH 528
5-12-09	72,161.64	217442-217459
5-14-09	1,860.00	ACH 529
5-14-09	2,939.42	ACH 530
5-14-09	45,292.94	ACH 531
5-14-09	10,592.80	ACH 532
5-14-09	25,566.40	ACH 533
5-14-09	272,937.65	ACH 534
5-14-09	3,018.07	ACH 535
5-14-09	2,778.00	102017-102100 (void 102096 & issue ACH)
5-14-09	408.00	102101-102112
5-14-09	34.00	102113
5-14-09	2,237.76	217460-217465
5-14-09	1,747.79	217466-217477
5-14-09	154,380.87	217478-217483
5-15-09	1,207.50	106
5-18-09	3,271.75	217484-217486
5-19-09	29,091.70	ACH 536
5-19-09	28,013.85	124-126
5-19-09	168,578.34	217487-217647
TOTAL	889,575.39	

- E. APPROVE PERSONNEL ACTION FORMS. (SEE ATTACHED)
- G. APPROVE INTERGOVERNMENTAL LEASE AGREEMENT RENEWING LEASE OF OFFICE SPACE LOCATED IN POLK COUNTY REGIONAL HEALTH CENTER TO HOUSE THE TEXAS DEPARTMENT OF ASSISTIVE AND REHABILITATIVE SERVICES (DARS). (SEE ATTACHED).
- H. RECEIVE RACIAL PROFILING REPORT SUBMITTED BY CONSTABLE PCT 3. (SEE ATTACHED)

- I. ACCEPT ENVIRONMENTAL ENFORCEMENT OFFICER'S REQUEST FOR APPROVAL OF CONTRACT WITH DEEP EAST TEXAS COUNCIL OF GOVERNMENTS FOR SOLID WASTE ENFORCEMENT GRANT FOR THE PURCHASE OF VEHICLE AND ADVERTISE FOR BIDS. (SEE ATTACHED)
- J. APPROVAL OF ADDENDUM TO TEXAS IMAGING AGREEMENT FOR LEASE OF OFFICE EQUIPMENT (COPIERS) PREVIOUSLY APPROVED BY THE COURT ON APRIL 28, 2009, TO INCORPORATE LANGUAGE ADDRESSING BUDGETED FUNDING AVAILABILITY. (SEE ATTACHED)
- K. RATIFY SUPPLEMENT TO AGREEMENT AND ACCESS AGREEMENT WITH TERRACON CONSULTANTS, INC. FOR ADDITIONAL GEOTECHNICAL ENGINEERING SERVICES IN THE EXISTING BUILDINGS LOCATED ON THE SITE OF THE POLK COUNTY JUDICIAL CENTER. (SEE ATTACHED)
- L. APPROVAL OF INTERLOCAL AGREEMENT WITH JASPER COUNTY AND ADDENDUM TO AGREEMENT WITH LIMESTONE COUNTIES FOR HOUSING OF POLK COUNTY INMATES. (SEE ATTACHED)
- M. ACCEPT DESIGNATION OF THE LOCAL LONG-TERM DISASTER RECOVERY COMMITTEE AS THE MANAGEMENT COMMITTEE FOR THE DISPOSITION OF FUNDS RECEIVED THROUGH THE CRIMINAL JUSTICE DIVISION DISASTER RELIEF GRANT NO. 2162801 AND DISASTER HOUSING FUNDS ALLOCATED TO AND DISTRIBUTED BY DEEP EAST TEXAS COUNCIL OF GOVERNMENTS FOR POLK COUNTY.
- N. APPROVAL TO ADVERTISE FOR BIDS FOR THE PURCHASE OF 911 SYSTEM GENERATOR AT THE POLK COUNTY LAW ENFORCEMENT CENTER TO BE FUNDED BY DETCOG GRANT.
- O. ACCEPT PRELIMINARY PLAT FOR TWIN CREEKS SUBDIVISION, PCT 2.
- P. APPROVAL OF CAPITAL LISTING FOR INCLUSION ON FY2009 REIMBURSEMENT RESOLUTION, FOR YEAR END ISSUANCE OF DEBT INCLUDING \$1,650.00 FROM AGENDA ITEM #6. (SEE ATTACHED)
- Q. APPROVE OFFERS TO PURCHASE TAX FORECLOSURE PROPERTIES; (PCT 4) LOTS 9-16 AND 17-24, BIG THICKET LAKE ESTATES #16, CAUSE NO. 96-033; LOTS 153 & 155, BIG THICKET LAKE ESTATES #16, CAUSE NO. T06-296, LOTS 261 & 262, BIG THICKET LAKE ESTATES #16, CAUSE NO. T03-133.

DISCUSSION OF CONSENT AGENDA ITEM F.

- F. MOTIONED BY BOB WILLIS, SECONDED BY RONNIE VINCENT, APPROVAL OF AMENDED RESOLUTION EXPRESSING INTENT TO REIMBURSE EXPENDITURES TO BE INCURRED BY POLK COUNTY TEXAS (REIMBURSEMENT RESOLUTION) FOR THE PURPOSE OF INCREASING FUNDING AVAILABILITY FOR ROAD AND BRIDGE CONSTRUCTION.
ALL VOTING YES. (SEE ATTACHED)
6. MOTIONED BY MILTON PURVIS, SECONDED BY TOMMY OVERSTREET, APPROVAL TO AMEND PREVIOUS COMMISSIONERS COURT ACTION ON AMOUNT APPROVED FOR REIMBURSEMENT RESOLUTION FOR CAPITAL PURCHASE OF SHERIFF'S DEPARTMENT VEHICLES AND TRADE-INS TO REMOVE TRADE-IN OF (1) EXPEDITION AND INCREASE TOTAL AMOUNT APPROVED FOR REIMBURSEMENT RESOLUTION BY \$1,650.00 NOTING THAT EXPEDITION SHALL BE UTILIZED FOR OUT-OF-COUNTY TRAVEL, AS NEEDED UNDER THE SUPERVISION OF THE MAINTENANCE ENGINEERING DEPARTMENT.
ALL VOTING YES.

DISCUSSION BY LARRY SHINE, ORCA REPRESENTATIVES JOAN THOMAS AND CHANCE SPARKS AND DAVID WAXMAN.

JUDGE THOMPSON SUGGESTED EVERYONE TURN IN A PRELIMINARY LIST.

DISCUSSION

7. MOTIONED BY TOMMY OVERSTREET, SECONDED BY BOB WILLIS, TO SUBMIT A PRELIMINARY PRIORITY LISTING FOR HURRICANE IKE RECOVERY PROGRAM-ORCA FUNDING.
ALL VOTING YES. (SEE ATTACHED)
8. MOTIONED BY BOB WILLIS, SECONDED BY MILTON PURVIS, APPROVAL TO ADVERTISE REQUEST FOR PROPOSALS FOR REDISTRICTING SERVICES ASSOCIATED WITH 2010 CENSUS.
ALL VOTING YES.
9. MOTIONED BY RONNIE VINCENT, SECONDED BY TOMMY OVERSTREET, TO TABLE "CONSIDER ANY/ALL NECESSARY ACTION PERTAINING TO LETTERS OF CREDIT #302 & #303; CEDAR POINT, SECTION 6, PCT 2" AND EXTEND LETTERS OF CREDIT AS THEY WILL EXPIRE BEFORE THE NEXT COURT MEETING.
ALL VOTING YES.

DISCUSSION OF RELOCATION OF ANIMAL SHELTER.

10. MOTIONED BY MILTON PURVIS, SECONDED BY RONNIE VINCENT, TO RELOCATE THE ANIMAL SHELTER TO LEGGETT.
ALL VOTING YES.
11. MOTIONED BY RONNIE VINCENT, SECONDED BY MILTON PURVIS, TO SET JUNE 30, 2009 AS CLOSE DATE FOR FY2009 REIMBURSEMENT RESOLUTION.
ALL VOTING YES.

ADJOURN

MOTIONED BY RONNIE VINCENT, SECONDED BY MILTON PURVIS, TO ADJOURN COURT THIS 26TH DAY OF MAY, 2009 AT 11:03 A.M.
ALL VOTING YES.



JOHN P. THOMPSON, COUNTY JUDGE

ATTEST:


SCHELANA WALKER, COUNTY CLERK