

**COMMISSIONERS COURT**  
**AGENDA POSTING #2009 - 078**

BE IT REMEMBERED ON THIS THE 28TH DAY OF JULY, 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 MARGIE AINSWORTH-  
ASSISTANT COUNTY AUDITOR. THE FOLLOWING AGENDA ITEMS, ORDERS AND DECREES  
WERE DULY MADE, CONSIDERED & PASSED.

1. WELCOME & CALL TO ORDER AT 10:00 A.M. BY JUDGE THOMPSON.
  - INVOCATION LED BY BRO. CURTIS HESTER, PASTOR OF COMMUNITY MISSIONARY BAPTIST CHURCH OF LEGGETT.
  - PLEDGE OF ALLEGIANCE TO U.S. & TEXAS FLAGS LED BY LARRY SHINE, EMERGENCY MANAGEMENT COORDINATOR.
2. PUBLIC COMMENTS:
  - A. DANNY FREEMAN REQUESTED THAT COURT COME UP WITH A PLAN TO DISPLAY SIGNS SHOWING BURN BAN IS IN EFFECT.
  - B. CAROL DIRZANOSKI COMMENTED ON STREET SIGNS MISSING SUGGESTED COUNTY PUT UP 4X4 STREET SIGNS.
3. INFORMATIONAL REPORTS:  
SKIP UNTIL REPRESENTATIVE FROM HESTER AND SANDERS ARCHITECTURE ARRIVES.

OLD BUSINESS (TABLED FROM LAST AGENDA)  
DISCUSSION BY MICHAEL MATTHEWS, ASSISTANT DISTRICT ATTORNEY WHOSE  
RECOMMENDATION IS ALLISON BASS.

4. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO AWARD RFP #2009-27 TO ALLISON BASS FOR REDISTRICTING SERVICES ASSOCIATED WITH THE 2010 CENSUS.  
ALL VOTING YES.

CONSENT AGENDA:

JUDGE THOMPSON NOTED THAT CONSENT AGENDA ITEM F HAS NO CHANGES, ITEM H INCLUDES COMMENTS FROM ASST. D.A. AND DETCOG, MOTION BY TOMMY OVERSTREET TO TABLE ITEM J. ITEM M INCLUDES AN ADDITIONAL \$5,850, ITEM P & K DISCUSSED SEPARATELY.

5. MOTIONED BY RONNIE VINCENT, SECONDED BY MILTON PURVIS, TO APPROVE CONSENT AGENDA AS FOLLOWS:
  - A. APPROVE MINUTES OF JULY 14, 2009 (REGULAR SESSION).
  - B. APPROVAL OF BUDGET REVISIONS #2009-19, AS PRESENTED BY THE COUNTY AUDITOR. (SEE ATTACHED)



C. APPROVAL OF BUDGET AMENDMENTS #2009-19(A), AS SUBMITTED AND REVIEWED BY COURT APPOINTED COMMITTEE. (SEE ATTACHED)

D. APPROVE SCHEDULE OF BILLS INCLUDING ADDENDUM. (SEE ATTACHED)

DATE	AMOUNT	CHECK #
07/08/09	1,374.17	218391
07/09/09	2,939.42	ACH577
07/09/09	45,645.90	ACH578
07/09/09	10,675.28	ACH579
07/09/09	25,894.64	ACH580
07/09/09	274,763.40	ACH581
07/09/09	2,951.23	ACH582
07/09/09	2,260.84	218392-218397
07/10/09	27,118.48	000105-000107
07/10/09	856.00	000140
07/10/09	106,640.00	000140
07/10/09	3,052.00	102365-102378
07/10/09	276.00	102379-102390
07/10/09	69,533.38	218398-218444
07/14/09	16,680.00	ACH583
07/15/09	345.00	218445
07/17/09	750,000.00	ACH584
07/17/09	50.00	102391-102395
07/17/09	1,488.00	102396-102467
07/17/09	7,820.32	218446-218466
07/22/09	600.00	000141
07/22/09	8,843.57	218467-218476
07/22/09	673,551.49	218477-218648
07/28/09	Addendum (to appear on future schedule)	\$156,185.00
<b>TOTAL</b>	<b>2,033,359.12</b>	

E. APPROVE PERSONNEL ACTION FORMS. (SEE ATTACHED)

F. APPROVAL TO RETAIN CURRENT ROAD & BRIDGE FEE AND CHILD SAFETY FEE FOR CALENDAR YEAR 2010 AND TO SUBMIT NOTIFICATION TO TEXAS DEPARTMENT OF TRANSPORTATION. (SEE ATTACHED)

G. APPROVAL OF COUNTY CLERK'S RECOMMENDATIONS FOR APPOINTMENT OF ELECTION JUDGES AND ALTERNATES. (SEE ATTACHED)

H. RENEWAL OF BI-ANNUAL AGREEMENTS WITH DETCOG FOR EMERGENCY 9-1-1 SERVICES: (1) PSAP EQUIPMENT & OPERATIONS AND (2) DATABASE MAINTENANCE SERVICES BEGINNING 9/1/09. (SEE ATTACHED)

I. APPROVAL TO ADVERTISE FOR ANNUAL BIDS TO INCLUDE; OIL, GAS AND DIESEL / TIRES AND TUBES / PEST CONTROL / ROAD MATERIALS (BY PRECINCT) / MOTOR GRADER BLADES / BULK PURCHASE OF LIMESTONE ROAD BASE.

L. AUTHORIZE THE LOCAL VETERANS SERVICE OFFICER ATTENDANCE AT THE ANNUAL STATE TRAINING CONFERENCE TO BE HELD IN SEPTEMBER 2009.

M. APPROVAL OF CHANGE ORDER TO INCREASE BID #2009-23 AWARD AMOUNT TO \$5,850 FOR ADDITIONAL WORK NEEDED IN REPLACING STRUCTURAL ELEMENTS IDENTIFIED AFTER PROJECT STARTUP OF ROOF REPLACEMENT-DUNBAR COMPLEX.

N. RECEIVE COUNTY TREASURERS 3RD QUARTER REPORT FOR FY2009 (APRIL, MAY & JUNE 2009). (SEE ATTACHED)



- O. APPROVAL OF OFFERS TO PURCHASE TAX FORECLOSED PROPERTIES: (PCT 2) LOTS 65 & 66, CANYON PARK #2, CAUSE NO. T07-11; (PCT 3) TRACT 8, A. MAXEY SURVEY, A-441, CAUSE NO. T07-071.
- Q. APPROVAL OF RESOLUTION IN SUPPORT OF AN APPLICATION TO DETCOG FOR THE FY2010 REGIONAL SOLID WASTE GRANTS PROGRAM. (SEE ATTACHED)

DISCUSSION BY JEANETTE MONTGOMERY, HUMAN RESOURCE SUPERVISOR.

- K. MOTIONED BY MILTON PURVIS, SECONDED BY RONNIE VINCENT, APPROVAL OF PERSONNEL MANAGEMENT SYSTEM UPDATE, TO INCLUDE; NEW JOB DESCRIPTION FOR 1236-PROJECT LIASON, REVISION OF SECTION 6.12 EMERGENCY CLOSINGS, AND FORM CORRECTIONS AND UPDATES.  
ALL VOTING YES. (SEE ATTACHED)

DISCUSSION FROM JENNIFER SELF WITH HESTER AND SANDERS ARCHITECTURE ON JUDICIAL CENTER UPDATE.

- P. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, APPROVAL FOR J.E. KINGHAM CONSTRUCTION COMPANY TO PROCEED WITH PERMIT AND BIDDING PROCESS FOR JUDICIAL CENTER.  
ALL VOTING YES.

DISCUSSION BY KELLY RICH WITH POLK COUNTY INDUSTRIAL DEVELOPMENT CORP. AND DR. LARRY PHILLIPS WITH ANGELINA COLLEGE.

- 6. MOTIONED BY RONNIE VINCENT, SECONDED BY TOMMY OVERSTREET, TO ACCEPT THE DEPARTMENT OF COMMERCE'S ECONOMIC DEVELOPMENT ADMINISTRATION FINANCIAL ASSISTANCE AWARD FOR THE ESTABLISHMENT OF THE POLK COUNTY COMMERCE CENTER - THE PROPOSED LOCATION OF THE ANGELINA COLLEGE AND CONFERENCE CENTER PENDING THE REVIEW OF THE GRANT APPLICATION.  
ALL VOTING YES.

DISCUSSION AND QUESTIONS OF #6 REGARDING THE MONEY THE COUNTY WILL HAVE TO MATCH FOR THE COMMERCE CENTER. JUDGE THOMPSON NOTED THAT THE MONEY WOULD BE RAISED AND REMAINING ORCA FUNDS COULD POSSIBLY BE USED. THOMPSON ALSO NOTED THAT NEITHER TIME WARRANTS NOR CO'S WOULD BE USED.

DISCUSSION BY JIM GILLEY & TOM POLLAN.

JUDGE THOMPSON READ THE FOLLOWING ORDER: AN ORDER AUTHORIZING THE ISSUANCE OF \$2,525,000 "POLK COUNTY, TEXAS TAX NOTES, SERIES 2009"; LEVYING A CONTINUING DIRECT ANNUAL AD VALOREM TAX ON ALL TAXABLE PROPERTY WITHIN THE COUNTY TO PAY THE PRINCIPAL OF AND INTEREST ON SAID NOTES AND TO CREATE A SINKING FUND FOR THE REDEMPTION THEREOF AND THE ASSESSMENT AND COLLECTION OF SUCH TAXES; AUTHORIZING THE SALE THEREOF; ENACTING PROVISIONS INCIDENT AND RELATED TO THE ISSUANCE OF SAID NOTES.

- 7. MOTIONED BY BOB WILLIS, SECONDED BY TOMMY OVERSTREET, ORDER AUTHORIZING THE ISSUANCE OF \$2,525,000 "POLK COUNTY, TEXAS TAX NOTES, SERIES 2009".  
ALL VOTING YES. (SEE ATTACHED)
- 8. RECEIVE AND CONSIDER ANY/ALL NECESSARY ACTION REGARDING POLK COUNTY APPRAISAL DISTRICT FY2010 BUDGET. NO ACTION TAKEN/NEEDED.  
ALL VOTING YES.



DISCUSSION BY BID SMITH, TAX ASSESSOR/COLLECTOR WHO RECOMMENDED 95% COLLECTION RATE.

9. MOTIONED BY MILTON PURVIS, SECONDED BY TOMMY OVERSTREET, RECEIVE TAX ASSESSOR COLLECTOR'S CERTIFIED ANTICIPATED COLLECTION RATE OF 95% FOR FY2010 BUDGET PREPARATION.  
ALL VOTING YES.
10. MOTIONED BY RONNIE VINCENT, SECONDED BY MILTON PURVIS, TO DELETE "CONSIDER ANY/ALL NECESSARY ACTION REGARDING RE-BID #2009-29 PURCHASE AND INSTALLATION OF 911 SYSTEM GENERATOR AT THE POLK COUNTY LAW ENFORCEMENT CENTER".  
ALL VOTING YES.

DISCUSSION FROM MICHAEL MATTHEWS, ASST. D.A.

11. MOTIONED BY MILTON PURVIS, SECONDED BY RONNIE VINCENT, ACCEPT REQUEST TO LOCATE SHOE SHINE VENDOR IN MAIN COURTHOUSE PROVIDED THAT (A) THE SPACE LEASED WILL NOT INTERFERE WITH THE PROPER USE OF THE COURTHOUSE AND (B) WOULD BENEFIT THE CONVENIENCE OF THOSE WHO CONDUCT BUSINESS IN THE COURTHOUSE. AND ALLOW MICHAEL MATTHEWS AND JUDGE THOMPSON TO DRAFT A CONTRACT.  
ALL VOTING YES.
12. CONSIDER APPROVAL OF THE FINAL PLAT OF THE TWIN CREEK SUBDIVISION, PCT 2. ITEM DELETED BY ADDENDUM.

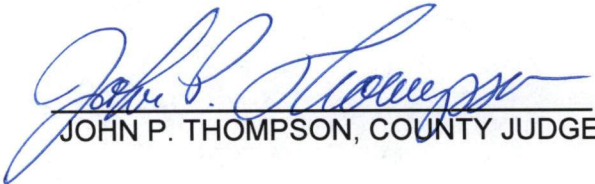
DISCUSSION OF OUTDOOR BURNING BY LARRY SHINE, EMERGENCY MANAGEMENT COORDINATOR.

13. DETERMINE WHETHER CIRCUMSTANCES CONTINUE TO EXIST IN THE UNINCORPORATED AREAS OF THE COUNTY CREATING A PUBLIC SAFETY HAZARD THAT WOULD BE EXACERBATED BY OUTDOOR BURNING PROHIBITED UNDER THE COMMISSIONERS COURT (BURN BAN) ORDER ADOPTED ON JUNE 23, 2009, AND SHOULD IT BE FOUND THAT SUCH PUBLIC SAFETY HAZARD NO LONGER EXISTS, CONSIDER RESCINDING THE JUNE 23, 2009 (BURN BAN) ORDER. NO ACTION TAKEN.

DISCUSSION BY JAY BURKS WHO RECOMMENDED RESIDENTIAL COMMERCIAL WIRING.

14. MOTIONED BY RONNIE VINCENT, SECONDED BY TOMMY OVERSTREET, ACCEPT BIDDING EXEMPTION PURSUANT TO LOCAL GOVERNMENT CODE, CHAPTER 262, AS AMENDED AND APPROVAL OF PURCHASE AND INSTALLATION OF 911 SYSTEM GENERATOR AT THE POLK COUNTY LAW ENFORCEMENT CENTER IN THE AMOUNT OF \$39,875 TO BE FUNDED BY DETCOG GRANT.  
ALL VOTING YES.
12. MOTIONED BY RONNIE VINCENT, SECONDED BY BOB WILLIS, TO DELETE "CONSIDER APPROVAL OF THE FINAL PLAT OF THE TWIN CREEK SUBDIVISION, PCT 2".  
ALL VOTING YES.

ADJOURN:  
MOTIONED BY TOMMY OVERSTREET, SECONDED BY MILTON PURVIS, TO ADJOURN COURT  
THIS 28TH DAY OF JULY, 2009 AT 10:44 A.M.  
ALL VOTING YES.

  
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JOHN P. THOMPSON, COUNTY JUDGE

ATTEST:

  
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SCHELANA WALKER, COUNTY CLERK