



POLK COUNTY COMMISSIONERS COURT

October 13, 2009

10:00 A.M.

2009-120

Polk County Courthouse, 3rd floor

Livingston, Texas

NOTICE

Is hereby given that a regular meeting of the Polk County Commissioners Court will be held on the date stated above, at which time the following subjects will be discussed;

Agenda Topics

(Persons wishing to provide Public Comment must sign in prior to meeting on form provided at podium)

** Please turn off (or mute) all cell phones and pagers **

1. **CALL TO ORDER.**

- Invocation
- Pledges of Allegiance

2. **PUBLIC COMMENTS.**

This item is included on the Agenda to allow public comments on topics that may or may not appear on this agenda. In accordance with law, this Court cannot discuss, deliberate or take action on any item or topic not listed on this agenda. Public comments requesting or requiring action or deliberation may be scheduled on a future agenda. Each public comment will be limited to a maximum of five (5) minutes, unless a member of the Court requests additional time for the presenter. Any handout materials must be reproduced and furnished by the presenter.

3. **INFORMATIONAL REPORTS.**

This item is included on the Agenda to receive announcements from the Court members and/or other Elected Officials and Department Heads of Polk County.

- A. STATUS UPDATE ON JUDICIAL SYSTEM PROJECT FROM HESTERS AND SANDERS ARCHITECTURE.

4. **OLD BUSINESS** (TABLED FROM LAST AGENDA)

CONSIDER APPROVAL OF AMENDED ORDER OF ACCEPTANCE FOR PUBLIC MAINTENANCE OF THE FOLLOWING ROADS SET ASIDE IN THE FINAL PLAT OF COMMODORE CAPE SUBDIVISION OF POLK COUNTY, TEXAS – PCT. 1; COMMODORE DR., APOLLO DR., BIRDSONG, WESTONS DR., WOODLAND DR., SHADOW LN., BRAME DR. AND JILL LN., TO CLARIFY ROADS AND ROAD MILEAGE TO BE ACCEPTED AND TO INCLUDE SPECIFIED VARIANCES.

NEW BUSINESS

5. **CONSENT AGENDA** (The items listed within the Consent Agenda are deemed to be of a routine nature and are not scheduled for individual consideration by the Commissioners Court. However, any member of the Court retains the option to remove any one or more items from the Consent Agenda and to have the item/s individually considered).

- A. APPROVE MINUTES OF PREVIOUS MEETING/S: September 22, 2009 (Public Hearing on District Court Records Archive and Public Hearing on FY2010 Budget) and September 22, 2009 (Regular Meeting).
- B. APPROVE BUDGET REVISIONS, AS PRESENTED BY THE COUNTY AUDITOR.
- C. APPROVE BUDGET AMENDMENTS, AS SUBMITTED AND REVIEWED BY COURT APPOINTED COMMITTEE.

(continued)

- D. APPROVE SCHEDULE OF BILLS.
 - E. APPROVE PERSONNEL ACTION FORMS.
 - F. APPROVE UTILITY EASEMENTS TO TRINITY RIVER AUTHORITY FOR RECONSTRUCTION OF TREATED WATER PIPELINE ALONG FM350.
 - G. APPROVE RESOLUTION SUPPORTING ENERGY EFFICIENCY AND CONSERVATION BLOCK GRANT APPLICATION FOR POLK COUNTY AND AUTHORIZING EXECUTION OF NOTIFICATION OF INTENT.
 - H. APPROVE COUNTY CLERK'S EARLY VOTING SCHEDULE FOR NOVEMBER 3, 2009 GENERAL (AMENDMENT) ELECTION.
 - I. ACCEPT OFFERS TO PURCHASE TAX FORECLOSED PROPERTIES: (PCT 1) LOTS 278, 280, 282, & 286, PUTNAM'S LANDING #1, CAUSE NO. T05-243; LOTS 334 & 336, PUTNAM'S LANDING #1, CAUSE NO. 94-365 (PCT 2) LOTS 5 & 6, BLOCK 28, ONALASKA ORIGINAL TOWN-SITE, CAUSE NO. T04-170 (PCT 3) EAST ½ OF LOTS 4 & 5, BLOCK 1, WEST END ADDITION, CAUSE NO. T08-268; EAST ½ BLOCK 34, GREEN ADDITION, CAUSE NO. T08-055; WEST ½ OF BLOCK 34, GREEN ADDITION, CAUSE NO. T08-054; BLOCK 1, LOT 9 AND BLOCK 6, LOT 1, OF THE WEST END SUBDIVISION, CAUSE NO. T06-176 (APPROVAL OF LOT 9, BLOCK 1 AND LOT 1, BLOCK 6, WEST END SUBDIVISION CONTINGENT UPON THE CITY OF LIVINGSTON'S ACCEPTANCE).
 - J. APPROVE ORDER DESIGNATING SURPLUS PROPERTY AND METHOD OF DISPOSITION.
 - K. APPROVE PRECINCT 3 COMMISSIONER'S REQUEST FOR INTER-LOCAL AGREEMENT WITH THE CITY OF SEVEN OAKS FOR ROAD MAINTENANCE PURPOSES.
 - L. ACCEPT RESIGNATION OF JEANETTE MONTGOMERY, AS HUMAN RESOURCES SUPERVISOR, EFFECTIVE OCTOBER 30, 2009.
 - M. APPROVE AMENDMENTS TO CONTRACT WITH DEEP EAST TEXAS AREA AGENCY ON AGING FOR FY2010, REFLECTING INCREASED FUNDING FOR POLK COUNTY AGING SERVICES PROGRAM.
 - N. RATIFY MEMORANDUMS OF AGREEMENT WITH THE CITY OF LIVINGSTON, CITY OF GOODRICH, AND THE CITY OF CORRIGAN RELATED TO 2006 DISASTER RECOVERY GRANT "DRS060071 GENERATORS" COST SHARING AND PAYMENT TO VENDOR.
 - O. APPROVE AGREEMENT BETWEEN STATE OF TEXAS AND POLK COUNTY IN THE AMOUNT OF \$600 FOR THE MEMORIAL MARKER SIGN FOR L/CPL RICHARD A. ANDERSON HIGHWAY.
 - P. APPROVE APPOINTMENT OF SHIRLEY CAIN AS PRESIDING JUDGE OF THE EARLY VOTING BOARD AS REQUIRED BY TEXAS ELECTION CODE 87.002(b).
 - Q. RATIFY AGREEMENT WITH CHO-YEH CONFERENCE CENTER FOR FACILITY USE TO HOST DETCOG MONTHLY BOARD MEETING HELD IN NOVEMBER.
 - R. RECEIVE COUNTY TREASURERS 4TH QUARTER REPORT FOR FY2009 (JULY, AUGUST, SEPTEMBER 2009).
 - S. APPROVE SUBMISSION OF RENEWED GRANT APPLICATION FOR ROUND VI TEXAS HISTORIC COURTHOUSE PRESERVATION PROGRAM
- 6. CONSIDER ANY/ALL NECESSARY ACTION PERTAINING TO LETTER OF CREDIT #307; FOUR CORNERS PHASE 3 SUBDIVISION (PCT2).
 - 7. CONSIDER NOMINATIONS FOR POLK CENTRAL APPRAISAL DISTRICT BOARD MEMBERS
 - 8. DISCUSS AND DETERMINE METHOD OF PAYMENT OF REMAINING BALANCE TO ACS IN THE AMOUNT OF \$11,795.90 FOR DISTRICT CLERK'S IMAGING PROJECT, INCLUDING POSSIBLE PAYMENT FROM FUND BALANCE AND LISTING ON REIMBURSEMENT RESOLUTION FOR YEAR-END ISSUANCE OF AUTHORIZED DEBT.
 - 9. SELECT SICK LEAVE POOL COMMITTEE BY RANDOM DRAWING.

(continued)

10. CONSIDER ORDER APPROVING THE ISSUANCE OF BONDS BY THE LUFKIN HEALTH FACILITIES DEVELOPMENT CORPORATION TO FINANCE THE COST OF HEALTH FACILITIES LOCATED AND TO BE LOCATED IN POLK COUNTY, TEXAS FOR MEMORIAL HEALTH SYSTEM OF EAST TEXAS AND MEMORIAL HOSPITAL OF POLK COUNTY dba MEMORIAL MEDICAL CENTER – LIVINGSTON.
11. RECEIVE PROPOSAL FROM J.E. KINGHAM CONSTRUCTION COMPANY AND CONSIDER AWARD OF CONTRACT FOR INMATE PROCESSING ADDITION AT IAH SECURE ADULT DETENTION FACILITY.
12. CONSIDER EMERGENCY MANAGEMENT REQUEST FOR USE OF FY09 GENERAL FUND BALANCE (UN-EXPENDED VFD TRAINING FUNDS) IN THE AMOUNT OF \$3,452.00 TO COMPLETE GENERATOR INSTALLATION WITH PURCHASE/PLACEMENT OF FUEL STORAGE FOR HOLIDAY LAKES VFD AND ACIR VFD.
13. AUTHORIZE LETTER OF INTENT TO ENTER INTO GOOD FAITH NEGOTIATIONS WITH EAST TEXAS ELECTRIC COOPERATIVE, INC. IN CONNECTION WITH PROPOSED HYDROELECTRIC PROJECT FOR SALE OF LAND OWNED BY POLK COUNTY AND FORMERLY UTILIZED AS SOUTHLAND PARK.
14. CONSIDER APPROVAL OF CERTAIN CAPITAL PURCHASES ITEMIZED IN THE FY2010 CAPITAL PURCHASE PROJECTIONS, FOR PAYMENT FROM GENERAL FUND BALANCE AND INCLUSION ON REIMBURSEMENT RESOLUTION FOR YEAR END ISSUANCE OF AUTHORIZED DEBT, INCLUDING; \$4,975 TO DIGITAL-ALLY FOR GAME WARDEN IN-CAR VIDEO SYSTEM; \$19,932.44 TO GRAINGER FOR SHELVING IN ALLIE BEAN RECORDS STORAGE; \$960 TO TELCOM SECURITY FOR TAX OFFICE SECURITY SYSTEM.
15. CONSIDER APPROVAL OF REVISED BUDGET AND EQUIPMENT LISTING FOR SHERIFF'S DEPARTMENT L.E.A.P. GRANT (FORMERLY THE LETPP GRANT APPROVED FOR RADIO IMPROVEMENTS).
16. DISCUSSION OF BIDS RECEIVED BY CONSTRUCTION MANAGER AT RISK FOR JAIL EXPANSION PROJECT AND CONSIDER AWARD OF GUARANTEED MAXIMUM PRICE SUBMITTED BY J.E. KINGHAM CONSTRUCTION COMPANY.

ADJOURN

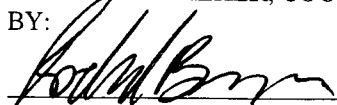
By: John P. Thompson, County Judge

Posted: Thursday, October 8, 2009

I do hereby certify that the above Notice of Meeting of the Polk County Commissioners Court is a true and correct copy of said Notice and that I posted a true and correct copy of said Notice in the Polk County Courthouse at a place readily accessible to the general public during normal business hours on Thursday, October 8, 2009 and that said Notice remained so posted continuously for at least 72 hours preceding the scheduled time of said Meeting. This notice has also been posted on the official website of Polk County, Texas (www.co.polk.tx.us).

SCHELANA WALKER, COUNTY CLERK

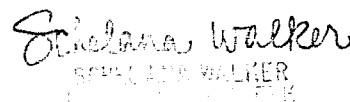
BY:



(Deputy)

FILED FOR RECORD

2009 OCT -8 PM 3:27


SCHELANA WALKER
COUNTY CLERK



October 13, 2009
10:00 a.m.

COMMISSIONERS COURT
of Polk County, Texas
County Courthouse, 3rd floor
Livingston, Texas

ADDENDUM to Posting # 2009-120

The following will serve to amend the Agenda of the Commissioners Court Meeting scheduled for October 13, 2009 at 10:00 A.M.

AMEND TO ADD;

- 17. CONSIDER APPROVAL OF PRELIMINARY PLAT FOR EAGLE FALLS SUBDIVISION, LOCATED IN POLK (PCT.2) AND TRINITY COUNTIES.

Dated: Friday, October 09, 2009

Commissioners Court of Polk County, Texas

John P. Thompson, County Judge

I, the undersigned County Clerk, do hereby certify that the above Notice of Meeting of the Polk County Commissioners Court is a true and correct copy of said Notice and that I posted a true and correct copy of said Notice at the Polk County Courthouse at a place readily accessible to the general public during normal business hours on Friday October 9, 2009 and that said Notice remained so posted continuously for at least 72 hours preceding the scheduled time of said Meeting. This notice has also been posted on the official website of Polk County, Texas (www.co.polk.tx.us).

SCHELANA WALKER, COUNTY CLERK

BY Cynthia Robinson, Deputy

FILED FOR RECORD

2009 OCT -9 PM 2:50

Schelana Walker
SCHELANA WALKER
POLK COUNTY CLERK