

STATE OF TEXAS §
 COUNTY OF POLK §

DATE: NOVEMBER 10, 2009
 REGULAR MEETING
 ALL MEMBERS - Present

COMMISSIONERS COURT
AGENDA POSTING #2009 - 135

BE IT REMEMBERED ON THIS THE 10TH DAY OF NOVEMBER, 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. WELCOMED & CALLED TO ORDER AT 10:00 A.M. BY JUDGE THOMPSON.
 - INVOCATION LED BY FATHER LABBE OF ST. JOSEPH CATHOLIC CHURCH.
 - PLEDGE OF ALLEGIANCE TO U.S. & TEXAS FLAGS LED BY JOHN MCDOWELL.
2. PUBLIC COMMENTS: NONE.
3. INFORMATIONAL REPORTS:
 - A. SANDY ABSHIRE WITH EXPERIENCE WORKS UPDATED THE COURT ON THEIR PROGRAM AND STATED THAT 30 SENIORS IN POLK COUNTY ARE CURRENTLY RECEIVING JOB TRAINING.
 - B. BYRON LYONS, CHIEF DEPUTY SHERIFF, PRESENTED OCTOBER REPORT FOR SHERIFF'S DEPARTMENT AND NOTED THAT THE COST OF INMATES HOUSED OUTSIDE THE JAIL WAS \$78,976 DURING REPORT PERIOD.
 - C. BOB KINGHAM WITH J.E. KINGHAM CONSTRUCTION CO. GAVE AN UPDATE ON THE JAIL EXPANSION.

NEW BUSINESS

4. CONSENT AGENDA: JUDGE THOMPSON NOTED THAT ITEM D INCLUDES AN ADDENDUM AND ITEM G IS TO PURCHASE 20 IVOTRONIC VOTING MACHINES INSTEAD OF 10. MOTIONED BY BOB WILLIS, SECONDED BY MILTON PURVIS, TO APPROVE THE CONSENT AGENDA AS FOLLOWS:
 - A. APPROVE MINUTES OF PREVIOUS MEETING: OCTOBER 27, 2009 (REGULAR SESSION).
 - B. APPROVE BUDGET REVISIONS #2009-27, AS PRESENTED BY THE COUNTY AUDITOR. (SEE ATTACHED)
 - C. APPROVE BUDGE AMENDMENTS #2009-27(a) AND #2010-02, AS SUBMITTED AND REVIEWED BY COURT APPOINTED COMMITTEE. (SEE ATTACHED)
 - D. APPROVE SCHEDULE OF BILLS, INCLUDING ADDENDUM. (SEE ATTACHED)

DATE	AMOUNT	CHECK #
FY09		
10/23/09	6,436.34	000152
10/23/09	12,689.91	220251-220254
10/26/09	49,814.68	220265-220284
11/03/09	6,471.62	220339-220347
11/03/09	13,269.50	220352-220366
	88,682.05	Subtotal FY09

DATE	AMOUNT	CHECK #
FY10		
10/21/09	2,026.00	102845-102939
10/21/09	282.00	102940-102944
10/21/09	1,040.86	220226-220228
10/23/09	27,674.08	220229-220250
10/23/09	3,469.40	220255-220257
10/26/09	9,000.00	000158-000163
10/26/09	57.50	220258-220260
10/26/09	13,667.06	220261-220264
10/26/09	8,306.05	220285-220287
10/27/09	197,236.97	ACH658
10/27/09	147,935.25	220288
10/27/09	31,818.67	220289-220290
10/28/09	47,903.66	ACH659
10/28/09	11,203.36	ACH660
10/28/09	29,434.85	ACH661
10/28/09	295,161.12	ACH662
10/28/09	2,893.27	ACH663
10/28/09	187,103.94	ACH664
10/28/09	17,232.00	ACH665
10/28/09	2,370.65	220291-220295
10/30/09	1,650,784.45	ACH666
10/30/09	2,733.48	220296
10/30/09	7,088.12	220297-220330
10/30/09	200.00	220331
10/30/09	410.62	220332
11/02/09	5,497.98	ACH667
11/02/09	440.00	220333
11/02/09	16,585.95	220334-220338
11/03/09	906.00	102945-103053 (void ck# 103049 and send by ACH qtrly.)
11/03/09	952.52	220348-220351
11/03/09	243,499.56	220367-220487
	2,964,915.37	Subtotal FY10
11/10/09	Addendum to appear on future schedule	\$1,536.15
TOTAL	3,053,597.42	

- E. APPROVE PERSONNEL ACTION FORMS. (SEE ATTACHED)
- F. RATIFY SERVICE CONTRACT WITH TEXAS IMAGING SYSTEMS AND RELATED LEASE AGREEMENT AND ADDENDUM FOR COUNTY OFFICE EQUIPMENT IN COUNTY COURT-AT-LAW OFFICE. (SEE ATTACHED)
- G. APPROVE REQUEST OF COUNTY CLERK TO PURCHASE 20 IVOTRONIC VOTING MACHINES AND 10 PRINTERS FROM ELECTION SYSTEMS AND SOFTWARE IN THE AMOUNT OF \$42,300 UTILIZING HAVA GRANT FUNDS.
- H. APPROVE CAPITAL LISTING FOR REIMBURSEMENT RESOLUTION, TO INCLUDE THOSE EXPENDITURES PREVIOUSLY APPROVED BY THE COURT. (SEE ATTACHED)
- I. APPROVE SHERIFF'S DEPARTMENT REQUEST FOR AGREEMENT ALLOWING OCCUPANCY OF COUNTY OWNED (SEIZED) STRUCTURE/PROPERTY BY CHILDRENZ HAVEN AS TEMPORARY OFFICE SPACE USED IN SUPPORT OF LOCAL LAW ENFORCEMENT IN PROVIDING VICTIMS' SERVICES. (SEE ATTACHED)

STEVE MEEKS WITH LINEBARGER, GOGGAN, BLAIR & SAMPSON INFORMED COURT OF DIANA OAKMAN'S RETIREMENT IN JANUARY 2010 AND GINA HULLIHEN WILL BE TAKING DIANA'S PLACE.

5. MOTIONED BY RONNIE VINCENT, SECONDED BY MILTON PURVIS, TO TABLE "CONSIDER CASTING OF POLK COUNTY VOTING ENTITLEMENT FOR ELECTION OF BOARD OF DIRECTORS FOR POLK CENTRAL APPRAISAL DISTRICT".
ALL VOTING YES.

DISCUSSION OF ITEM 6 BY LISA ANDREAS OF POLK COUNTY PERMIT/INSPECTION SUPERVISOR.

6. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO APPROVE AMENDED "ORDER ADOPTING RULES OF POLK COUNTY TEXAS FOR ON-SITE SEWAGE FACILITIES".
ALL VOTING YES. (SEE ATTACHED)
7. MOTIONED BY MILTON PURVIS, SECONDED BY RONNIE VINCENT, APPROVAL OF CAPITAL PURCHASE OF DPS OFFICE RENOVATIONS IN THE AMOUNT OF \$5,300 TO BE INCLUDED ON REIMBURSEMENT RESOLUTION FOR YEAR-END ISSUANCE OF LEGALLY AUTHORIZED DEBT.
ALL VOTING YES. (SEE ATTACHED)
8. MOTIONED BY RONNIE VINCENT, SECONDED BY TOMMY OVERSTREET, TO APPOINT ADRENA GILBERT AS HEALTHY COUNTY WELLNESS COORDINATOR DUE TO THE VACANCY LEFT BY JEANETTE MONTGOMERY'S RESIGNATION.
ALL VOTING YES. (SEE ATTACHED)

DISCUSSION OF ITEM 9.

9. MOTIONED BY MILTON PURVIS, SECONDED RONNIE VINCENT, TO DESIGNATE COMMISSIONER OVERSTREET AND JUDGE THOMPSON AS COUNTY REPRESENTATION AT MONTHLY CONSTRUCTION MEETINGS FOR JAIL EXPANSION PROJECT.
ALL VOTING YES.

DISCUSSION BY BOB KINGHAM OF J.E. KINGHAM CONSTRUCTION CO.

10. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO RECEIVE GUARANTEED MAXIMUM PRICE OF \$8,992,00.00 FOR JUDICIAL CENTER PROJECT FROM J.E. KINGHAM CONSTRUCTION CO. AND AUTHORIZE COUNTY JUDGE TO EXECUTE CONTRACT.
ALL VOTING YES. (SEE ATTACHED)

DISCUSSION BY MARGIE AINSWORTH, ASSISTANT COUNTY AUDITOR. COMMISSIONER WILLIS REQUESTED THE EXACT AMOUNT OF INTEREST BEING SAVED BY COMBINING ROAD & BRIDGE LEASES INTO ONE CONTRACT. MARGIE AINSWORTH STATED SHE WOULD GET THOSE FIGURES TO COMMISSIONER WILLIS.

11. MOTIONED BY RONNIE VINCENT, SECONDED BY BOB WILLIS, APPROVAL OF LEASE WITH BANCORPSOUTH / BUYBOARD CONTRACT NUMBER 208-04 FOR THE PURCHASE OF THE 9 NEW 2010 MACK TRUCKS TOTALING \$945,558 WITH A \$400 BUYBOARD FEE AND BUY BACK (SALE) OF 9 - 2009 MACK TRUCKS TOTALING \$879,093, WITH BALANCE TO BE PAID FROM ROAD AND BRIDGE CURRENTLY BUDGETED FUNDS PER COUNTY AUDITOR'S SCHEDULE.
ALL VOTING YES. (SEE ATTACHED)
12. MOTIONED BY BOB WILLIS, SECONDED BY MILTON PURVIS, TO TABLE "RECEIVE CLARIFICATION OF ANY VARIANCE REQUIRED PURSUANT TO ORDER SUBMITTED FOR ACCEPTANCE FOR PUBLIC MAINTENANCE OF CERTAIN ROADS IN COMMODORE CAPE SUBDIVISION LOCATED IN PRECINCT 1".
ALL VOTING YES.

DISCUSSION OF ITEM 13.

13. MOTIONED BY TOMMY OVERSTREET, SECONDED BY MILTON PURVIS, APPROVAL TO ADVERTISE FOR BIDS FOR REPAIR/REPLACEMENT OF BRIDGE #AA0348-001 ON DUFF ROAD UNDER THE COUNTY'S BRIDGE REPAIR/REPLACEMENT POLICY AND FUND FROM ROAD & BRIDGE BUDGET OR REIMBURSEMENT RESOLUTION.
ALL VOTING YES.

DISCUSSION OF ITEM 14 BY BYRON LYONS, CHIEF DEPUTY SHERIFF.

14. MOTIONED BY BOB WILLIS, SECONDED BY RONNIE VINCENT, TO APPROVE INTER-LOCAL AGREEMENT WITH CITY OF CORRIGAN FOR USE OF CITY WATER TOWER FOR PLACEMENT OF SHERIFF'S DEPARTMENT ANTENNA.
ALL VOTING YES. (SEE ATTACHED)

DISCUSSION OF ITEM 15. BYRON LYONS STATED THE INITIAL PROGRAM HAD BEEN APPROVED PREVIOUSLY BY COMMISSIONERS COURT PENDING FUNDS FROM DETCOG.

15. MOTIONED BY TOMMY OVERSTREET, SECONDED BY BOB WILLIS, APPROVAL OF THE SHERIFF'S DEPARTMENT REQUEST FOR REVISED BUDGET AND EQUIPMENT LISTING FOR EXPENDITURE OF LAW ENFORCEMENT ACTIVITY PROGRAM (LEAP) GRANT FUNDS IN THE AMOUNT OF \$34,215.96.
ALL VOTING YES. (SEE ATTACHED)

DISCUSSION OF ITEM 16.

16. MOTIONED BY MILTON PURVIS, SECONDED BY TOMMY OVERSTREET, TO SCHEDULE A SPECIAL SESSION ON MONDAY, NOVEMBER 16, 2009 AT 2:00 P.M. FOR THE PURPOSE OF CANVASSING THE NOVEMBER 3, 2009 ELECTION.
ALL VOTING YES.

ADJOURN:

MOTIONED BY BOB WILLIS, SECONDED BY MILTON PURVIS, TO ADJOURN COURT THIS 10TH DAY OF NOVEMBER, 2009 AT 10:32 A.M.
ALL VOTING YES.


JOHN P. THOMPSON, COUNTY JUDGE

ATTEST:


SCHELANA WALKER, COUNTY CLERK