

STATE OF TEXAS §

DATE: NOVEMBER 24, 2009

COUNTY OF POLK §

REGULAR MEETING

ALL MEMBERS - Present

**COMMISSIONERS COURT**  
**AGENDA POSTING #2009 - 141**

BE IT REMEMBERED ON THIS THE 24TH DAY OF **NOVEMBER 24, 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 AND CALLED TO ORDER AT 10:00 A.M. BY JUDGE THOMPSON.
  - INVOCATION LED BY ELDRIDGE STRIEDEL.
  - PLEDGE OF ALLEGIANCE TO U.S & TEXAS FLAGS LED BY JIM JOHNSON.
2. PUBLIC COMMENTS: NONE.
3. INFORMATIONAL REPORTS:
  - A. LARRY SHINE, EMERGENCY MANAGEMENT COORDINATOR, UPDATED COURT ON H1N1 VACCINES NOTING POLK COUNTY WILL RECEIVE 1500 DOSES AND 258 STUDENTS RECEIVED THE VACCINE IN CORRIGAN. GOODRICH WILL GIVE SHOTS TONIGHT AND ONALASKA AND LIVINGSTON WILL BE THE NEXT TO RECEIVE THE VACCINES.
  - B. STEPHANIE DALE, ASSISTANT AUDITOR, INFORMED COURT THAT TAC IS DOING APPRAISALS ON COUNTY PROPERTIES AND SUGGESTED COURT CHANGE INSURANCE COVERAGE TO LIABILITY ON VEHICLES OVER 5 YEARS OLD AS RECOMMENDED BY TAC TO CUT INSURANCE COSTS.

OLD BUSINESS (TABLED FROM LAST AGENDA)

4. A. MOTIONED BY MILTON PURVIS, SECONDED BY RONNIE VINCENT, TO TABLE "CONSIDER CASTING OF POLK COUNTY VOTING ENTITLEMENT FOR ELECTION OF BOARD OF DIRECTORS FOR POLK CENTRAL APPRAISAL DISTRICT".  
ALL VOTING YES.
- B. MOTIONED BY BOB WILLIS, SECONDED BY TOMMY OVERSTREET, 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.

NEW BUSINESS  
 CONSENT AGENDA

5. MOTIONED BY RONNIE VINCENT, SECONDED BY BOB WILLIS, TO APPROVE CONSENT AGENDA AS FOLLOWS:
  - A. APPROVAL OF MINUTES OF PREVIOUS MEETINGS: NOVEMBER 10, 2009 (REGULAR MEETING) AND NOVEMBER 16, 2009 (SPECIAL MEETING).
  - B. APPROVE BUDGET REVISIONS #2009-28 & #2010-03, AS PRESENTED BY THE COUNTY AUDITOR. (SEE ATTACHED)



- C. APPROVE BUDGET AMENDMENTS #2009-28(a) & 2010-03(a), AS SUBMITTED AND REVIEWED BY COURT APPOINTED COMMITTEE. (SEE ATTACHED)
- D. APPROVE SCHEDULE OF BILLS INCLUDING ADDENDUM. (SEE ATTACHED)

DATE	AMOUNT	CHECK #
<b>FY09</b>		
11/10/09	494.97	220533
11/12/09	605.14	000154
11/12/09	3,214.90	220540
11/18/09	37,924.61	220698-220705
	42,239.62	Subtotal for FY09
<b>FY10</b>		
11/04/09	1,383.57	220488
11/06/09	221.92	ACH668
11/06/09	51.90	ACH669
11/06/09	96.88	ACH670
11/06/09	7,405.19	ACH671
11/06/09	49,684.17	220489-220526
11/09/09	2,500.00	ACH672
11/09/09	1,065.44	220527-220530
11/10/09	2,804.47	ACH673
11/10/09	44,697.56	ACH674
11/10/09	10,563.22	ACH675
11/10/09	25,863.73	ACH676
11/10/09	273,553.04	ACH677
11/10/09	3,033.11	ACH678
11/10/09	1,041.18	220531-220532
11/10/09	2,628.15	220534-220539
11/12/09	11,809.00	ACH679
11/12/09	15,890.48	000112
11/12/09	7,256.44	000153
11/12/09	303,188.06	000164-000165
11/12/09	12,020.41	220541-220564
11/18/09	268,490.60	220565-220697
	1,045,248.52	Subtotal for FY10
11/24/09	Addendum (to appear on future schedule)	\$191,388.80
<b>TOTAL</b>	<b>1,087,488.14</b>	

- E. APPROVE PERSONNEL ACTION FORMS. (SEE ATTACHED)
- F. APPROVE TAX ABATEMENT CRITERIA AND GUIDELINES WITH NO CHANGES FROM PRIOR APPROVAL.
- G. RATIFY EQUITABLE SHARING AGREEMENT AND CERTIFICATION REGARDING SHERIFF'S DEPARTMENT 2009 FEDERAL FORFEITURES AND SEIZURES. (SEE ATTACHED)
- H. RATIFY ADDENDUM TO PUBLIC OFFICIALS LIABILITY COVERAGE TO INCLUDE A TAKINGS CLAIM ENDORSEMENT. (SEE ATTACHED)
- I. APPROVE ANNUAL RENEWAL OF EXISTING AMERICARE CONTRACT FOR PRIMARY EMS/AMBULANCE SERVICE FOR POLK COUNTY.
6. MOTIONED BY BOB WILLIS, SECONDED BY MILTON PURVIS, TO ACCEPT CONSTABLE, PCT. 1 REQUEST FOR APPOINTMENT OF RESERVE DEPUTY CONSTABLE JACKY STITT, EFFECTIVE NOVEMBER 24, 2009, INCLUDING APPROVAL OF BOND.  
ALL VOTING YES.

COMMISSIONER VINCENT EXCUSED HIMSELF BEFORE COURT ACTION ON ITEM 7 NOTING HE HAS BUSINESS DEALINGS WITH HIS CONSTRUCTION COMPANY AND FILED AFFIDAVIT WITH COUNTY CLERK.



7. MOTIONED BY BOB WILLIS, SECONDED BY TOMMY OVERSTREET, TO ACCEPT PCT. 2 COMMISSIONER'S REQUEST FOR APPROVAL OF ORDER OF ACCEPTANCE FOR PUBLIC MAINTENANCE OF THE FOLLOWING ROADS SET ASIDE IN THE FINAL PLAT OF FOUR CORNERS ESTATES SUBDIVISION OF POLK COUNTY, TEXAS; NORTHWOOD PARK, WEST RIDGE PARK, SOUTH CREEK PARK AND SOUTH CREST WITH NO VARIANCES REQUIRED. ALL VOTING YES. (SEE ATTACHED)

8. MOTIONED BY RONNIE VINCENT, SECONDED BY MILTON PURVIS, TO ACCEPT PCT. 2 COMMISSIONER'S REQUEST FOR APPROVAL OF ORDER OF ACCEPTANCE FOR PUBLIC MAINTENANCE OF THE FOLLOWING ROADS SET ASIDE IN THE FINAL PLAT OF LAKE LIVINGSTON ESTATES 4 SUBDIVISION OF POLK COUNTY, TEXAS; OVERCUP AND FERN WITH NO VARIANCES REQUIRED. ALL VOTING YES. (SEE ATTACHED)

DISCUSSION OF ITEM 9 WITH CAPTAIN JOHN SANDERS AND SHERIFF KENNETH HAMMACK.

9. MOTIONED BY TOMMY OVERSTREET, SECONDED BY BOB WILLIS, TO APPROVE PURCHASE OF REPLACEMENT PATROL VEHICLE WITH PURCHASE PRICE NOT TO EXCEED \$18,000 TO BE INCLUDED ON REIMBURSEMENT RESOLUTION FOR YEAR END ISSUANCE OF AUTHORIZED DEBT AND RATIFY AMOUNT AT LATER DATE. ALL VOTING YES.

DISCUSSION OF ITEM 10 WITH JAY BURKS, MAINTENANCE ENGINEERING.


10. MOTIONED BY RONNIE VINCENT, SECONDED BY MILTON PURVIS, APPROVAL OF CAPITAL PURCHASE IN THE AMOUNT OF \$12, 500 FOR EXTERIOR BUILDING REPAIR AT ADMIN. BUILDING, DUNBAR COMPLEX, TO BE INCLUDED ON REIMBURSEMENT RESOLUTION FOR YEAR END ISSUANCE OF LEGALLY AUTHORIZED DEBT. ALL VOTING YES.

ADJOURN:

MOTIONED BY MILTON PURVIS, SECONDED BY TOMMY OVERSTREET, TO ADJOURN COURT THIS 24TH DAY OF NOVEMBER, 2009 AT 10:19 A.M. ALL VOTING YES.

  
JOHN P. THOMPSON, COUNTY JUDGE

ATTEST:

  
SCHELANA WALKER, COUNTY CLERK