

STATE OF TEXAS §

DATE: DECEMBER 22, 2009

COUNTY OF POLK §

REGULAR MEETING

MILTON PURVIS - ABSENT

**COMMISSIONERS COURT
AGENDA POSTING #2009 - 158**

BE IT REMEMBERED ON THIS THE **22nd** DAY OF **DECEMBER, 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, 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 PASTOR PAT HILL OF PINEYWOODS COWBOY CHURCH.
 - PLEDGE OF ALLEGIANCE TO U.S. & TEXAS FLAGS LED BY JIM JOHNSON.
2. PUBLIC COMMENTS: NONE.
3. INFORMATIONAL REPORTS:
 - A. RECEIVE UPDATE REPORT FROM POLK COUNTY MAINTENANCE ENGINEER, JAY BURKS ON THE LAUNDRY ROOM BUILDING AT THE ANNEX, ENTERGY GRANT, ANIMAL SHELTER AND SHELVES FOR ALLIE BEAN CLIMATE CONTROL.
4. OLD BUSINESS: (TABLED FROM LAST AGENDA)
 - A. 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.
 - B. MOTIONED BY BOB WILLIS, SECONDED BY RONNIE VINCENT, TO DELETE "CONSIDER APPROVAL OF PCT 1 CAPITAL PURCHASE OF ONE (1) USED DUMP TRUCK IN AN AMOUNT NOT TO EXCEED \$50,000.00 TO BE PAID FROM ROAD & BRIDGE PCT. 1 FUND BALANCE AND INCLUDED ON FY2010 REIMBURSEMENT RESOLUTION FOR YEAR END ISSUANCE OF LEGALLY AUTHORIZED DEBT".
ALL VOTING YES.
 - C. MOTIONED BY TOMMY OVERSTREET, SECONDED BY BOB WILLIS, TO DELETE "CONSIDER ANY/ALL NECESSARY ACTION PERTAINING TO BID #2010-10".
ALL VOTING YES.

NEW BUSINESS

CONSENT AGENDA: COMMISSIONER OVERSTREET STATED HE WILL ABSTAIN FROM ITEM C & JUDGE THOMPSON NOTED THAT ITEM B INCLUDES AN ADDENDUM AND ITEM G IS A GEOPHYSICAL PERMIT TO GLEN COOPER.

5. MOTIONED BY RONNIE VINCENT, SECONDED BY BOB WILLIS, TO APPROVE THE CONSENT AGENDA AS FOLLOWS:
 - A. APPROVE MINUTES OF PREVIOUS MEETING: DECEMBER 8, 2009 (REGULAR SESSION).

B. APPROVE SCHEDULE OF BILLS, INCLUDING ADDENDUM. (SEE ATTACHED)

DATE	AMOUNT	CHECK #
12/04/09	1,667,410.95	ACH691
12/04/09	1,383.57	220895
12/04/09	62,619.53	220896-220928
12/08/09	499,172.46	168
12/08/09	76,896.98	220929-220933
12/08/09	52,311.89	220934-220936
12/09/09	13,420.55	ACH692
12/09/09	13,749.12	ACH963
12/09/09	3,250.32	ACH694
12/09/09	4,611.14	ACH695
12/09/09	91,123.54	ACH696
12/09/09	2,804.47	ACH697
12/09/09	44,428.64	ACH698
12/09/09	10,529.62	ACH699
12/09/09	25,761.69	ACH700
12/09/09	272,330.69	ACH701
12/09/09	3,019.27	ACH702
12/09/09	2,878.15	220937-220943
12/11/09	13,821.20	ACH703
12/11/09	1,713.66	155
12/11/09	1,000.00	220944
12/11/09	14,320.10	220945-220969
12/14/09	2,500.00	220970
12/15/09	2,012.00	103121-103201 (void ck # 103197 sent by ACH qtrly.)
12/15/09	23,493.78	220971-220989
12/15/09	288,927.42	220990-221133
12/22/09	Addendum (to appear on future schedule)	\$22,031.89
TOTAL	3,195,490.74	

C. HELD TO END FOR SEPARATE VOTE.

D. APPROVE CAPITAL LISTING FOR REIMBURSEMENT RESOLUTION, AS SUBMITTED BY COUNTY AUDITOR, TO INCLUDE THOSE EXPENDITURES PREVIOUSLY APPROVED BY THE COURT. (SEE ATTACHED)

E. APPROVE PRELIMINARY PLAT OF PELICAN POINT SUBDIVISION (PCT 2).

F. APPROVE REQUEST FROM COUNTY CLERK TO PURCHASE 14 POLLSTAR ACCESSIBLE VOTING BOOTHS FROM ELECTION SYSTEMS & SOFTWARE IN THE AMOUNT OF \$2,370.90 UTILIZING HAVA GRANT FUNDS.

G. RATIFY REVISIONS TO BRECKENRIDGE GEOPHYSICAL PERMIT FOR SURVEY OF POLK COUNTY SCHOOL LANDS (TO CLARIFY PROPERTY DESCRIPTION AND PERMIT END DATE). (SEE ATTACHED)

5. C. MOTIONED BY BOB WILLIS, SECONDED BY RONNIE VINCENT, TO APPROVE PERSONNEL ACTION FORMS.
COMMISSIONER OVERSTREET-ABSTAIN.
ALL VOTING YES. (SEE ATTACHED)

COMMISSIONER VINCENT DISCUSSED/EXPLAINED AGENDA ITEM 6.

6. MOTIONED BY RONNIE VINCENT, SECONDED BY BOB WILLIS, TO APPROVE PCT. 2 COMMISSIONER'S REQUEST FOR INTER-LOCAL AGREEMENT WITH POLK COUNTY FRESH WATER DISTRICT TO PROVIDE CERTAIN ROAD MAINTENANCE ASSISTANCE BASED ON DISTRICT REIMBURSEMENT.
ALL VOTING YES. (SEE ATTACHED)

7. MOTIONED BY RONNIE VINCENT, SECONDED BY TOMMY OVERSTREET, TO ACCEPT RECEIPT OF GATEWAY ANTENNA ENHANCEMENT PROJECT GRANT FOR PURPOSE OF TOWER CONSTRUCTION AT POLK COUNTY SHERIFF DEPARTMENT AND AUTHORIZE COUNTY JUDGE TO INITIATE UNDER PREVIOUS DETCOG BID.
ALL VOTING YES.

JUDGE THOMPSON SUGGESTED THAT AGENDA ITEM 8 & 14 BE PLACED ON NEXT AGENDA, ALLOWING EACH COMMISSIONER TO DISCUSS THESE TWO ITEMS WITH THEIR CONSTABLE.

8. & 14. MOTIONED BY BOB WILLIS, SECONDED BY TOMMY OVERSTREET, TO TABLE "CONSIDER CONSTABLE REQUEST FOR PURCHASE AND/OR REPLACEMENT OF VEHICLES & CONSIDER CONSTABLE PCT 4 REQUEST FOR CONSIDERATION OF RESERVE DEPUTY CONSTABLE POSITION LIMITS" AND PLACE ON NEXT COMMISSIONERS COURT AGENDA.
ALL VOTING YES.

STEVE HULLIHEN DISCUSSED ITEM 9 AND ADVISED THAT THESE EXPENDITURES ARE EXEMPT FROM ADVERTISING FOR BIDS ACCORDING TO THE AUDITOR.

9. MOTIONED BY TOMMY OVERSTREET, SECONDED BY BOB WILLIS, APPROVAL FOR CAPITAL EXPENDITURES AS SUBMITTED BY DATA PROCESSING FOR 2010 CAPITAL EXPENSE PLAN (TECHNOLOGY) PURCHASES TO BE INCLUDED ON FUTURE CAPITAL LISTING FOR REIMBURSEMENT RESOLUTION.
ALL VOTING YES. (SEE ATTACHED)

DISCUSSION OF ITEM 10 BY COUNTY CLERK.

10. MOTIONED BY BOB WILLIS, SECONDED BY RONNIE VINCENT, TO APPROVE THE 2010 PRIMARY ELECTION SERVICES CONTRACT WITH THE COUNTY ELECTIONS OFFICERS, AS PRESENTED BY COUNTY CLERK.
ALL VOTING YES. (SEE ATTACHED)

DISCUSSION OF ITEM 11 BY COMMISSIONER WILLIS.

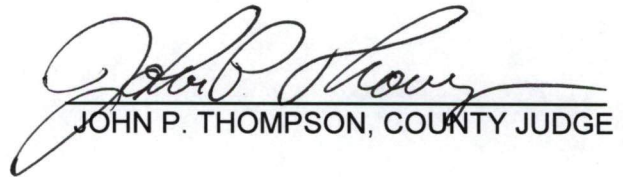
11. MOTIONED BY BOB WILLIS, SECONDED BY RONNIE VINCENT, APPROVAL OF VERIZON AGENCY AGREEMENT FOR PURCHASES PURSUANT TO STATE OF TEXAS DIR CONTRACT NO. DIR-SDD-604 WITH PCT 1.
ALL VOTING YES. (SEE ATTACHED)

12. MOTIONED BY RONNIE VINCENT, SECONDED BY TOMMY OVERSTREET, TO APPROVE FINAL PLAT FOR TWIN CREEK SUBDIVISION, PCT 2.
ALL VOTING YES.

JUDGE THOMPSON HAD COMMISSIONER VINCENT DRAW A NAME FOR ITEM 13.

13. MOTIONED BY TOMMY OVERSTREET, SECONDED BY BOB WILLIS, TO APPOINT MARK JONES AS REPLACEMENT TO SERVE ON COUNTY SICK LEAVE POOL COMMITTEE FOR FY2010 BY RANDOM DRAWING TO FILL POSITION VACANCY LEFT BY ED MATSIS.
ALL VOTING YES.

ADJOURN:
MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO ADJOURN COURT
THIS 22ND DAY OF DECEMBER, 2009 AT 10:21 A.M.
ALL VOTING YES.


JOHN P. THOMPSON, COUNTY JUDGE

ATTEST:

SCHELANA WALKER, COUNTY CLERK