

STATE OF TEXAS §

DATE: JANUARY 26, 2010

COUNTY OF POLK §

REGULAR MEETING

ALL MEMBERS - Present

**COMMISSIONERS COURT**  
**AGENDA POSTING #2010 - 007**

BE IT REMEMBERED ON THIS THE 26TH DAY OF JANUARY, 2010  
 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 BY JUDGE THOMPSON.
  - INVOCATION LED BY BRO. JIM SHERRILL OF CHURCH ON THE ROCK.
  - PLEDGE OF ALLEGIANCE TO U.S. & TEXAS FLAGS LED BY JIM JOHNSON.
  
2. PUBLIC COMMENTS: NONE.
  
3. INFORMATIONAL REPORTS: NONE.
  
4. OLD BUSINESS (Tabled from last agenda)
  - A. 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 4B.
  
  - B. MOTIONED BY BOB WILLIS, SECONDED BY RONNIE VINCENT, TO PURCHASE 1 NEW VEHICLE FOR PRECINCT 1 CONSTABLE WITH TRADE IN OF (1) USED VEHICLE ADDING VEHICLE TO SHERIFF'S DEPARTMENT VEHICLE PURCHASE.  
 ALL VOTING YES.
  
5. CONSENT AGENDA: JUDGE THOMPSON NOTED ITEM I & ITEM J ARE ADDENDUMS. MOTIONED BY TOMMY OVERSTREET, SECONDED BY BOB WILLIS, TO APPROVE THE CONSENT AGENDA AS FOLLOWS:
  - A. APPROVE MINUTES OF PREVIOUS MEETING: JANUARY 12, 2010 (Regular Meeting).
  - B. APPROVE BUDGET REVISIONS #2010-07, AS PRESENTED BY THE COUNTY AUDITOR. (SEE ATTACHED)
  - C. APPROVE BUDGET AMENDMENTS #2010-07(a), AS SUBMITTED AND REVIEWED BY COURT APPOINTED COMMITTEE. (SEE ATTACHED)
  - D. APPROVE SCHEDULE OF BILLS INCLUDING ADDENDUM. (SEE ATTACHED)

DATE	AMOUNT	CHECK #
01/06/10	165,000.00	ACH725
01/07/10	50,848.84	221373-221410
01/08/10	1,588,119.35	ACH726
01/08/10	1,461.07	221411

DATE	AMOUNT	CHECK #
01/12/10	608,521.19	169
01/12/10	65,349.75	221412-221424
01/13/10	550,000.00	ACH727
01/13/10	32,950.80	ACH728
01/13/10	1,914.81	221425
01/13/10	1,000.00	221426
01/14/10	110,000.00	ACH729
01/15/10	145,000.00	ACH730
01/15/10	513.84	157-158
01/15/10	24,912.73	221427-221461
01/19/10	510,000.00	ACH731
01/20/10	184,092.02	221462-221582
01/20/10	11,225.21	221583-221595
01/26/10	ADDENDUM (to appear on future schedule)	\$25,252.44
<b>TOTAL</b>	<b>4,050,909.61</b>	

- E. APPROVE PERSONNEL ACTION FORMS. (SEE ATTACHED)
- F. APPROVAL OF PROXIMITY CARD USE FORM FOR EMPLOYEE ISSUED ID/ACCESS/FUEL CARDS. (SEE ATTACHED)
- G. RECEIVE COUNTY TREASURERS 1ST QUARTER REPORT FOR FY2010 (OCT-NOV-DEC 2009). (SEE ATTACHED)
- H. ACCEPT OFFER TO PURCHASE TAX FORECLOSED PROPERTIES: (PCT. 2) LOTS 88 & 89, CREEKLAKE COVE #1, CAUSE NO. T08-006.
- I. APPROVE COUNTY CLERK'S EARLY VOTING SCHEDULE FOR MARCH 2, 2010 PRIMARY ELECTION. (SEE ATTACHED)
- J. APPROVE CONSTABLE PCT 4 REQUEST FOR APPOINTMENT OF KENNETH C. DUPUY AS RESERVE DEPUTY CONSTABLE AND APPROVE BOND FOR SAID APPOINTMENT.

DISCUSSION OF ITEM 6 BY LT. RANDY BRIDGES OF SHERIFF'S DEPT.

- 6. MOTIONED BY BOB WILLIS, SECONDED BY TOMMY OVERSTREET, TO APPROVE PURCHASE OF NINE (9) LAW ENFORCEMENT VEHICLES, WITH TRADE-IN OF (9) USED SHERIFF'S DEPARTMENT VEHICLES AND INCLUDE PURCHASE OF 1 VEHICLE WITH TRADE IN OF 1 USED VEHICLE FOR CONSTABLE PCT 1; AWARDED BID #2010-11 AS FOLLOWS:  
**PLANET FORD** - 2 TRANSPORT VEHICLES  
**CALDWELL COUNTRY** - 1 CID TRUCK, 6 PATROL TAHOES AND 9 TRADE-IN VEHICLES.  
 ALL VOTING YES.
- 7. MOTIONED BY RONNIE VINCENT, SECONDED BY MILTON PURVIS, TO TABLE "CONSIDER MATTERS PERTAINING TO APPROVAL OF THE FINAL PLAT OF PELICAN POINT SUBDIVISION (A REPLATTING OF TREASURE POINT) LOCATED IN PRECINCT 2, POLK COUNTY, INCLUDING; A) GRANTING OF VARIANCE TO POLK COUNTY SUBDIVISION REGULATIONS SECTION 4.2-4.4 RELATING TO NOTIFICATION OF PROPERTY OWNERS, POSTING OF SIGNAGE AND PUBLIC HEARING BASED UPON THOSE PERSONS PROPOSING THE RESUBDIVISION BEING SOLE OWNERS OF PROPERTY WITHIN SAID SUBDIVISION, ROADS WITHIN SAID SUBDIVISION BEING PRIVATE ROADS AND FINDING THE RESUBDIVISION EFFECT NO OTHER ESTABLISHED LEGAL RIGHTS; AND B) APPROVAL OF ORDER VACATING THE ORIGINAL PLAT OF TREASURE POINT AND APPROVING THE FINAL PLAT OF PELICAN POINT".  
 ALL VOTING YES.

## DISCUSSION OF ITEM 8 BY SCOTT WRIGHT OF SHERIFF'S DEPT.

8. MOTIONED BY RONNIE VINCENT, SECONDED BY MILTON PURVIS, TO APPROVE PURCHASE OF AFIX TRACKER EQUIPMENT TOTALING \$70,000 UNDER CJD GRANT #2237201, NOTING SOLE SOURCE BID EXEMPTION.  
ALL VOTING YES.
9. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, APPROVAL OF CAPITAL EXPENDITURE NOT TO EXCEED \$6,800 FOR IMPROVEMENT OF COURTHOUSE AND OFFICE ANNEX SECURITY ALARMS TO BE PAID FROM GENERAL FUND BALANCE AND INCLUDED ON FUTURE REIMBURSEMENT RESOLUTION FOR YEAR END ISSUANCE OF LEGALLY AUTHORIZED DEBT.  
ALL VOTING YES.

## DISCUSSION OF ITEM 10 BY COMMISSIONER VINCENT.

10. MOTIONED BY BOB WILLIS, SECONDED BY MILTON PURVIS, APPROVAL OF CAPITAL EXPENDITURE IN THE AMOUNT OF \$12,700 FOR ELECTRICAL UPGRADE AND GENERATOR TRANSFER SWITCH FOR ONALASKA SUB COURTHOUSE TO BE PAID FROM GENERAL FUND BALANCE AND INCLUDED ON FUTURE REIMBURSEMENT RESOLUTION FOR YEAR END ISSUANCE OF LEGALLY AUTHORIZED DEBT.  
ALL VOTING YES.

## DISCUSSION OF ITEM 11 BY JAY BURKS OF MAINTENANCE ENGINEERING.

11. MOTIONED BY RONNIE VINCENT, SECONDED BY TOMMY OVERSTREET, APPROVAL OF CAPITAL EXPENDITURE (INCLUDED IN CAPITAL EXPENSE PLAN ADOPTED WITH 2010 BUDGET) FOR PURCHASE OF MAINTENANCE ENGINEERING TRACTOR FROM PETERS TRACTOR IN THE AMOUNT OF \$23,850 TO BE PAID FROM GENERAL FUND BALANCE AND INCLUDED ON FUTURE REIMBURSEMENT RESOLUTION FOR YEAR END ISSUANCE OF LEGALLY AUTHORIZED DEBT.  
ALL VOTING YES.
12. MOTIONED BY MILTON PURVIS, SECONDED BY BOB WILLIS, TO APPROVE SHERIFF'S DEPARTMENT REQUEST FOR REPLACEMENT OF TWO (2) COPY MACHINES, UPGRADING ONE (1) TO DIGITAL FULL COLOR, TO BE FUNDED BY CURRENTLY BUDGETED GENERAL OPERATIONS, WITH ADDITIONAL COST OF \$2,400 FOR FY2010 TO BE MOVED (REVISED) FROM SHERIFF'S DEPARTMENT MISCELLANEOUS FUNDS.  
ALL VOTING YES.
13. MOVED TO BOTTOM OF AGENDA.
14. MOTIONED BY BOB WILLIS, SECONDED BY MILTON PURVIS, APPROVAL OF PCT 1 REQUEST TO PURCHASE DUMP TRUCK IN AN AMOUNT NOT TO EXCEED \$50,000 TO BE PAID FROM ROAD AND BRIDGE PCT 1 FUND BALANCE AND INCLUDED ON REIMBURSEMENT RESOLUTION FOR YEAR-END ISSUANCE OF LEGALLY AUTHORIZED DEBT.  
ALL VOTING YES.
15. MOTIONED BY BOB WILLIS, SECONDED BY MILTON PURVIS, TO ACCEPT PCT 1 COMMISSIONERS REQUEST TO CONTRACT WITH DAVID B. BROOKS, ATTORNEY-AT-LAW, FOR PRECINCT 1 COMMISSIONER LEGAL SERVICES, TO BE PAID FROM PRECINCT BUDGET.  
ALL VOTING YES.
13. RECEIVE PRESENTATION FROM LOWER TRINITY GROUNDWATER CONSERVATION DISTRICT.

ADJOURN:  
MOTIONED BY MILTON PURVIS, SECONDED BY RONNIE VINCENT, TO ADJOURN COURT THIS  
26TH DAY OF JANUARY, 2010 AT 10:36 A.M.  
ALL VOTING YES.

  
\_\_\_\_\_  
JOHN P. THOMPSON, COUNTY JUDGE

ATTEST:  
  
\_\_\_\_\_  
SCHELANA WALKER, COUNTY CLERK