



POLK COUNTY COMMISSIONERS COURT

February 9, 2010

Polk County Courthouse, 3rd floor

10:00 A.M.

2010-011

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 the meeting on the 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.

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

- A. 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.
- B. CONSIDER MATTERS PERTAINING TO APPROVAL OF THE FINAL PLAT OF PELICAN POINT SUBDIVISION (A RE-PLATTING 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 RE-SUBDIVISION BEING SOLE OWNERS OF PROPERTY WITHIN SAID SUBDIVISION, ROADS WITHIN SAID SUBDIVISION BEING PRIVATE ROADS AND FINDING THE RE-SUBDIVISION 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.

NEW BUSINESS

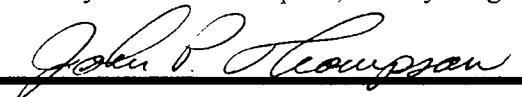
5. **CONSENT AGENDA** (The items listed within the Consent Agenda are deemed to be of a routine nature and are not scheduled for individual consideration by the Commissioners Court. However, any member of the Court retains the option to remove any one or more items from the Consent Agenda and to have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

- A. APPROVE MINUTES OF PREVIOUS MEETING/S: January 26, 2010 (Regular Meeting).
- B. APPROVE BUDGET REVISIONS, AS PRESENTED BY THE COUNTY AUDITOR.
- C. APPROVE BUDGET AMENDMENTS, AS SUBMITTED AND REVIEWED BY COURT APPOINTED COMMITTEE.

- D. APPROVE SCHEDULE OF BILLS.
- E. APPROVE PERSONNEL ACTION FORMS.
- F. APPROVE CAPITAL LISTING FOR FY2010 REIMBURSEMENT RESOLUTION, TO INCLUDE THOSE EXPENDITURES PREVIOUSLY APPROVED BY THE COURT.
- G. APPROVE REVISED CAPITAL LISTING DATED DECEMBER 22, 2009 TO REMOVE DUPLICATIONS OF PREVIOUSLY LISTED EXPENDITURES.
- H. APPROVE APPOINTMENT OF SHIRLEY CAIN AS PRESIDING JUDGE OF THE EARLY VOTING BOARD AS REQUIRED BY TEXAS ELECTION CODE 87.002(b).
- I. RATIFY CONSTRUCTION CONTRACT CHANGE ORDER NO. 1 UNDER COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) CONTRACT NO. 728340 "MEMORIAL POINT UTILITY DISTRICT SEWER IMPROVEMENTS", PROVIDING INCREASE IN CONTRACT TIME DUE TO WEATHER DELAYS, AS RECOMMENDED BY ENGINEER.
- J. APPROVE EMERGENCY MANAGEMENT APPLICATION TO CHANGE SERVICE CONTRACT WITH GMPCS (SATELLITE PHONE SERVICE PROVIDER) TO LOWER MONTHLY FEE.
6. RECEIVE LETTER FROM EAST TEXAS ELECTRIC COOPERATIVE REQUESTING CONSIDERATION OF TAX ABATEMENT FOR LAKE LIVINGSTON HYDROELECTRIC PROJECT.
7. SCHEDULE PUBLIC HEARING FOR DESIGNATION OF REINVESTMENT ZONE RELATING TO THE EAST TEXAS ELECTRIC COOPERATIVE - LAKE LIVINGSTON HYDROELECTRIC PROJECT.
8. CONSIDER REQUEST FROM TRINITY RIVER AUTHORITY OF TEXAS FOR A UTILITY EASEMENT CONSISTING OF 1.2 ACRES ON FM350 SOUTH AT THE SITE OF THE IAH SECURE ADULT DETENTION FACILITY FOR THE PURPOSE OF RECONSTRUCTION OF A TREATED WATER PIPELINE ALONG FM 350 SOUTH AND AUTHORIZE JOHN THOMPSON, AS COUNTY JUDGE, TO EXECUTE SAID EASEMENT AGREEMENT.
9. RECEIVE AND APPROVE TOTAL AWARD AMOUNT OF \$332,527 FOR BID# 2010-11 "PURCHASE OF LAW ENFORCEMENT VEHICLES", WITH ADDITION OF CONSTABLE PCT. 1 VEHICLE AND TRADE-INS AND AUTHORIZE PAYMENT FROM GENERAL FUND BALANCE TO BE INCLUDED ON REIMBURSEMENT RESOLUTION FOR YEAR END ISSUANCE OF LEGALLY AUTHORIZED DEBT.
10. CONSIDER APPROVAL TO ADVERTISE FOR REPAIR/REPLACEMENT OF BRIDGE # AA0348-001 ON DUFF ROAD UNDER THE COUNTY'S BRIDGE REPAIR / REPLACEMENT POLICY AND DETERMINE METHOD OF PAYMENT.
11. CONSIDER APPROVAL OF RESOLUTION AND RELATED REQUEST FOR WAIVER FOR OFF-SYSTEM BRIDGE REPLACEMENT PROGRAM PROJECTS:
- UNION SPRINGS AT BEAR CREEK; (CSJ 091104939; NBI 111870AA2945001), PCT 3
 - UPPER LEGGETT RD AT HICKMAN CREEK; (CSJ 091104945; NBI 111870AA0247001), PCT 3
 - JACK STATION RD AT KENNEDY CREEK; (CSJ 091104908; NBI 111870AA0245001), PCT 3
 - CR 251 (MIDWAY LOOP E) AT WOODS CREEK; (CSJ 091104928; NBI 111870AA0251001), PCT 4
12. RECEIVE ACTUARIAL VALUATION REPORT FOR OTHER POST EMPLOYMENT BENEFITS (OPEB) OF POLK COUNTY.

ADJOURN

By: John P. Thompson, County Judge

Posted: Thursday, February 4, 2010


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, February 4, 2010 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:

Andrea Schmidt (Deputy)

FILED FOR RECORD

2010 FEB -4 PM 3:41

Schelana Walker
SCHELANA WALKER