

**COMMISSIONERS COURT  
AGENDA POSTING #2010 - 053**

BE IT REMEMBERED ON THIS THE 27TH DAY OF APRIL, 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 & CALLED TO ORDER AT 10:00 A.M. BY JUDGE THOMPSON.
  - INVOCATION LED BY MICHAEL HEUERMANN OF FIRST BAPTIST CHURCH OF PROVIDENCE.
  - PLEDGE OF ALLEGIANCE TO U.S. & TEXAS FLAGS LED BY JIM JOHNSON.
2. PUBLIC COMMENTS:
  - A. CYNTHIA CLARK COMMENTED ON HER DRIVEWAY BEING NAMED CLEOPHUS LANE BY 911 RURAL ADDRESSING AND REQUESTD THE DRIVEWAY BE CLOSED.
  - B. DAVID BURNS ADDRESSED COURT ABOUT EXTENDING HOURS FOR SERVING ALCOHOL IN UNINCORPORATED AREAS OF THE COUNTY.
  - C. LYNN CHENALL STATED HE SUPPORTED DAVID BURNS' REQUEST AND WOULD LIKE TO SEE A LEFT TURN SIGNAL AT HWY 190 AND BUSINESS 59.
  - D. R.C. RIVERA ALSO SUPPORTS BURNS' REQUEST AND STATED HE WAS REPRESENTING THE WHIRLWIND CLUB.
3. INFORMATIONAL REPORTS:
  - A. COURTNEY COMSTOCK OF EMERGENCY MANAGEMENT PRESENTED THE 2009 GOLD STAR SAFETY AWARD FROM TEXAS ASSOCIATION OF COUNTIES (TAC) FOR POLK COUNTY NOTING THAT ONLY 9 COUNTIES RECEIVED THE AWARD.
  - B. RONNIE VINCENT COMMENTED ON THE SUCCESS OF THE 37TH ANNUAL ONALASKA VFD BARBEQUE & AUCTION.

NEW BUSINESS

JUDGE THOMPSON NOTED THAT CONSENT AGENDA ITEM D INCLUDES AN ADDENDUM, ITEM E IS REVISED AND REQUESTED ITEM H BE DISCUSSED INDIVIDUALLY.

4. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO APPROVE THE CONSENT AGENDA AS FOLLOWS:
  - A. APPROVE MINUTES OF APRIL 13, 2010 REGULAR MEETING.
  - B. APPROVE BUDGET REVISIONS #2010-13, AS PRESENTED BY THE COUNTY AUDITOR. (SEE ATTACHED)
  - C. APPROVE BUDGET AMENDMENTS #2010-13(a), AS SUBMITTED AND REVIEWED BY COURT APPOINTED COMMITTEE. (SEE ATTACHED)

## D. APPROVE SCHEDULE OF BILLS, INCLUDING ADDENDUM.

(SEE ATTACHED)

DATE	AMOUNT	CHECK #
04/07/10	13,537.49	222938-222941
04/08/10	2,354.00	103800-103906 (void ck #103901 & send by ACH qtrly)
04/09/10	16,078.87	222942-222958
04/12/10	3,100.00	161
04/13/10	362,146.45	115
04/13/10	1,093,489.81	177
04/13/10	23,657.90	222959-222976
04/16/10	2,724.47	ACH 798
04/16/10	45,191.54	ACH 799
04/16/10	10,569.18	ACH 800
04/16/10	27,980.73	ACH 801
04/16/10	272,019.45	ACH 802
04/16/10	3,547.16	ACH 803
04/16/10	1,699.16	2
04/16/10	3,330.17	222013-222022
04/16/10	15,136.95	222977-223012
04/20/10	1,776.00	103907-104028 (ck # 104023 - voided and sent by ACH qtrly)
04/20/10	34,431.53	223023-223025
04/21/10	4,494.64	116
04/21/10	3,161.00	223026-223027
04/21/10	6,267.53	223028-223040
04/21/10	147,528.68	223041-223172
0427/10	Addendum	\$23,700.00 to appear on future schedule
<b>TOTAL</b>	<b>2,094,322.71</b>	

- E. APPROVE REVISED PERSONNEL ACTION FORMS. (SEE ATTACHED)
- F. APPROVE RENEWAL OF "FIRE PROTECTION CONTRACTS", AS AMENDED, WITH EACH VFD FOR 5 YEAR TERMS BEGINNING MAY 24, 2010 WITH 5-YEAR RENEWAL OPTION ON AGREEMENT OF BOTH VFD AND COUNTY. (SEE ATTACHED)
- G. APPROVE RESOLUTION SUPPORTING SUBMISSION OF TEXAS FOREST SERVICE HURRICANE IKE COUNTY WILDFIRE PROTECTION PLAN GRANT APPLICATION. (SEE ATTACHED)
- H. DISCUSSED SEPARATELY.
- I. RATIFY CONSTRUCTION CONTRACT CHANGE ORDER NO. 4 UNDER COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) CONTRACT NO. 728340 "MEMORIAL POINT UTILITY DISTRICT SEWER IMPROVEMENTS". (SEE ATTACHED)

## DISCUSSION OF CONSENT AGENDA ITEM H.

- H. MOTIONED BY MILTON PURVIS, SECONDED BY BOB WILLIS, TO APPROVE TEXAS FOREST SERVICE REQUEST FOR USE OF OFFICE SPACE LOCATED IN THE EMERGENCY MANAGEMENT DEPARTMENT - POLK COUNTY OFFICE ANNEX, FOR THE BENEFIT OF PROJECTS TO BE PERFORMED IN POLK COUNTY.  
ALL VOTING YES.

SKIPPED TO AGENDA ITEM 6 AND DISCUSSED ITEM.

- 6. MOTIONED BY MILTON PURVIS, SECONDED BY TOMMY OVERSTREET, TO APPROVE ORDER ESTABLISHING EXTENDED HOURS IN UNINCORPORATED AREAS OF COUNTY FOR THE SALE OF MIXED BEVERAGES BY A HOLDER OF A MIXED BEVERAGE LATE HOURS PERMIT, PURSUANT TO TEXAS ALCOHOLIC BEVERAGE CODE, SEC. 105.03(d)(1).  
VOTES RECORDED AS FOLLOWS:

JUDGE THOMPSON..... YES  
 COMMISSIONER WILLIS..... NO  
 COMMISSIONER VINCENT..... YES  
 COMMISSIONER PURVIS..... YES  
 COMMISSIONER OVERSTREET..... YES  
 MOTION CARRIED.

(SEE ATTACHED)

DISCUSSION OF ITEM 5 BY DAVID WAXMAN.

- 5. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO DESIGNATE REPLACEMENT PROJECT FOR HURRICANE IKE RECOVERY ROUND 1 FUNDING AS MATCH MONIES FOR THE POLK COUNTY COLLEGE & COMMERCE CENTER AND RE-SUBMIT LAKE CONNIE JEAN PROJECT AS ALTERNATE PROJECT, BASED UPON TDRA DETERMINATION LETTER CITING INELIGIBILITY OF LAKE CONNIE JEAN DAM PROJECT.  
ALL VOTING YES.

TOMMY OVERSTREET RECOMMENDED NOMINATING JERRY CASSITY FOR ITEM 7.

- 7. ADOPT RESOLUTION NOMINATING JERRY CASSITY TO FILL VACANT POSITION ON POLK CENTRAL APPRAISAL DISTRICT BOARD. NOMINATION APPROVED BY ACCLAMATION.  
ALL VOTING YES. (SEE ATTACHED)
- 8. MOTIONED BY TOMMY OVERSTREET, SECONDED BY MILTON PURVIS, TO TABLE "CONSIDER ANY/ALL NECESSARY ACTION REGARDING RFP#2010-14 - HAZARDOUS MATERIALS EMERGENCY RESPONSE SERVICES".  
ALL VOTING YES.
- 9. MOTIONED BY BOB WILLIS, SECONDED BY MILTON PURVIS, APPROVAL OF COUNTY AUDITOR'S REQUEST FOR ORDER DECLARING ROAD & BRIDGE, PCT. 1 SURPLUS PROPERTY, RETROACTIVE TO APRIL 5, 2010.  
ALL VOTING YES. (SEE ATTACHED)

DISCUSSION OF ITEM 10 BY LISA ELLIS OF EMERGENCY MANAGEMENT.

- 10. MOTIONED BY BOB WILLIS, SECONDED BY RONNIE VINCENT, APPROVAL TO SUBMIT APPLICATION FOR FLOOD MITIGATION BUY-OUT GRANT FOR CERTAIN PROPERTY LOCATED IN HOLIDAY LAKE ESTATES.  
ALL VOTING YES.

ADJOURN:

MOTIONED BY TOMMY OVERSTREET, SECONDED BY MILTON PURVIS, TO ADJOURN COURT THIS 27TH DAY OF APRIL, 2010 AT 10:51 A.M.  
ALL VOTING YES.

  
 JOHN P. THOMPSON, COUNTY JUDGE

ATTEST:

  
 SCHELANA WALKER, COUNTY CLERK