

**COMMISSIONERS COURT**  
**AGENDA POSTING #2010 - 094**

BE IT REMEMBERED ON THIS THE 13TH DAY OF JULY, 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, KATHY MARTIN - CHIEF DEPUTY 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 REV. HOMER ANDERSON OF ONALASKA CHURCH OF CHRIST.
  - PLEDGE OF ALLEGIANCE TO U.S. AND TEXAS FLAGS LED BY JIM JOHNSON.
2. PUBLIC COMMENTS:
  - A. KATHIE FREEMAN ASKED QUESTIONS REGARDING PURCHASE OF VAN (ITEM 6) AND REQUESTED THE COURT VOTE NO ON THE APPRAISAL DISTRICTS BUDGET (ITEM 8).
  - B. KEITH ANDERSON ALSO ASKED COURT TO VOTE NO ON ITEM 8.
3. INFORMATIONAL REPORTS: NONE.
4. OLD BUSINESS (TABLED FROM LAST AGENDA):
  - A. MOTIONED BY RONNIE VINCENT, SECONDED BY TOMMY OVERSTREET, TO APPROVE SUBDIVISION "APPLICATION PACKET", THE PROCESS OF APPLICATION AND THE CONFORMITY OF THE APPLICATION DOCUMENT TO EXISTING SUBDIVISION REGULATIONS AND MAKE MODIFICATIONS AS NEEDED.  
 ALL VOTING YES. (SEE ATTACHED)
  - B. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO APPROVE RECOMMENDED UPDATE/S TO PERSONNEL MANAGEMENT SYSTEM.  
 ALL VOTING YES. (SEE ATTACHED)
5. CONSENT AGENDA: MOTIONED BY MILTON PURVIS, SECONDED BY TOMMY OVERSTREET, TO DELETE CONSENT AGENDA ITEM J & M AND APPROVE CONSENT AGENDA AS FOLLOWS:
  - A. APPROVE MINUTES OF JUNE 22, 2010 REGULAR MEETING.
  - B. APPROVE BUDGET REVISIONS #2010-18, AS PRESENTED BY THE COUNTY AUDITOR. (SEE ATTACHED)
  - C. APPROVE BUDGET AMENDMENTS #2010-18(a), AS SUBMITTED AND REVIEWED BY COURT APPOINTED COMMITTEE. (SEE ATTACHED)
  - D. APPROVE SCHEDULE OF BILLS, INCLUDING ADDENDUM. (SEE ATTACHED)

DATE	AMOUNT	CHECK #
06/17/10	2,297.11	8
06/17/10	285.00	224059
06/17/10	28,461.93	224060-224091
06/18/10	1,248.00	104368-104456 (void ck #104451 & send qtrly by ACH)
06/18/10	2,142.00	104457-104557 (void ck #104552 & send qtrly by ACH)
06/18/10	7,900.00	224092

06/21/10	30.00	224093-224094
06/23/10	4,342.31	120
06/23/10	35,278.28	182
06/23/10	129,988.00	224095
06/24/10	2,724.47	ACH 841
06/24/10	45,238.30	ACH 842
06/24/10	10,579.94	ACH 843
06/24/10	28,201.10	ACH 844
06/24/10	270,551.28	ACH 845
06/24/10	3,547.24	ACH 846
06/24/10	15,000.00	101
06/24/10	2,970.76	224096-224103
06/24/10	8,858.42	224104-224123
06/29/10	5,388.75	ACH 847 & ACH 848
07/01/10	16,585.95	224124-224128
07/02/10	136,707.65	ACH 849
07/02/10	1,440.00	ACH 850
07/02/10	102,020.44	224129-224161
07/02/10	13,497.93	224162-224165
07/02/10	2,896.97	224166
07/02/10	149,870.63	224167
07/06/10	400,222.39	224168-224324
07/07/10	22,358.42	224325-224353
07/13/10	Addendum to appear on future schedule	\$35,886.07
<b>TOTAL</b>	<b>\$1,450,633.27</b>	

- E. APPROVE PERSONNEL ACTION FORMS. (SEE ATTACHED)
- F. APPROVE CHANGE ORDER IN THE AMOUNT OF \$3,909.00 FOR DELETION OF CERTAIN FIRE ALARMS AND APPLICATION FOR PAYMENT #4 AS SUBMITTED FOR JUDICIAL CENTER PROJECT IN THE AMOUNT OF \$569,322.71 TO J.E. KINGHAM CONSTRUCTION CO. (SEE ATTACHED)
- G. APPROVE APPLICATION FOR PAYMENT #12 AS SUBMITTED FOR JAIL EXPANSION PROJECT IN THE AMOUNT OF \$1,004,936.45 TO J.E. KINGHAM CONSTRUCTION CO. (SEE ATTACHED)
- H. APPROVE RENEWAL OF INTERLOCAL AGREEMENT WITH TEXAS ASSOCIATION OF COUNTIES FOR HEALTH AND EMPLOYEE BENEFITS POOL (HEBP), RISK MANAGEMENT POOL (GENERAL LIABILITY, PUBLIC OFFICIALS LIABILITY, LAW ENFORCEMENT LIABILITY, AUTO PHYSICAL DAMAGE/LIABILITY AND WORKERS COMPENSATION) AND UNEMPLOYMENT COMPENSATION FUND COVERAGES EFFECTIVE OCTOBER 1, 2010.
- I. ACCEPT THE EMERGENCY MANAGEMENT PERFORMANCE GRANT 10TX-EMPG-0441 FOR (STATE) FY10.
- J. DELETED
- K. ACCEPT OFFERS TO PURCHASE TAX FORECLOSURE PROPERTIES: (PCT 1) LOT 188, SECTION 13, LAKE LIVINGSTON VILLAGE, CAUSE NO. T09-147; LOT 232, SECTION 13, LAKE LIVINGSTON VILLAGE, CAUSE NO. 96-106; LOT 231, SECTION 8, OAK TERRACE, CAUSE NO. T09-095; LOTS 56-65, 67 & 69, SECTION 1, WILD COUNTRY LAKE ESTATES, CAUSE NO. 94-207; LOT 38, SECTION 3, RIVER LAKE ESTATES, CAUSE NO. T05-331.
- L. APPROVE SHERIFF'S OFFICE APPLICATION FOR THE TEXAS 1033 SURPLUS PROPERTY PROGRAM.
- M. DELETED

DISCUSSION OF ITEM 6 BY JAY BURKS.

6. MOTIONED BY TOMMY OVERSTREET, SECONDED BY MILTON PURVIS, APPROVAL OF CAPITAL PURCHASE OF ONE (1) USED TRANSPORT VAN TO SATISFY REQUIREMENTS OF PROJECT AGREEMENT WITH TDCJ - POLUNSKY UNIT, IN AN AMOUNT NOT TO EXCEED \$10,000.00 TO BE PAID FROM GENERAL FUND BALANCE AND INCLUDED ON (2010) REIMBURSEMENT RESOLUTION FOR ISSUANCE OF LEGALLY AUTHORIZED DEBT. ALL VOTING YES.
7. MOTIONED BY MILTON PURVIS, SECONDED BY TOMMY OVERSTREET, TO APPROVE CLOSING OF THE FY2010 REIMBURSEMENT RESOLUTION, FINALIZING ALL EXPENDITURES TO BE INCLUDED FOR ISSUANCE OF AUTHORIZED DEBT IN 2010 TAX NOTES (INCLUDING AUDITOR'S VERIFICATION OF THOSE EXPENDITURES PREVIOUSLY APPROVED AND PENDING PAYMENT PRIOR TO SEPTEMBER 30, 2010) IN THE AMOUNT OF \$785,935.39 TO BE VERIFIED BY AUDITOR. ALL VOTING YES. (SEE ATTACHED)

DISCUSSION OF AGENDA ITEM 8.

8. MOTIONED BY MILTON PURVIS, SECONDED BY RONNIE VINCENT, TO REJECT 2011 PROPOSED BUDGET SUBMITTED BY POLK CENTRAL APPRAISAL DISTRICT BOARD OF DIRECTORS. ALL VOTING YES.

DISCUSSION OF AGENDA ITEM 9.

9. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, APPROVAL OF ADDITIONAL \$4,179.09 CONTRIBUTION RELATED TO PREVIOUSLY APPROVED AGREEMENT FOR RIGHT-OF-WAY ACQUISITION FOR TXDOT HIGHWAY PROJECT LOCATED ON F.M. 1276 IN BIG SANDY CREEK AREA, TO BE FUNDED BY GENERAL FUND CONTINGENCY. ALL VOTING YES.

DISCUSSION OF AGENDA ITEM 10 BY JUDGE THOMPSON.

10. MOTIONED BY MILTON PURVIS, SECONDED BY RONNIE VINCENT, TO ACCEPT AMERICARE REQUEST FOR PAYMENT OF NEGOTIATED INVOICE IN THE AMOUNT OF \$32,000.00 RELATING TO RESPONSE AND RECOVERY SERVICES PROVIDED DURING THE HURRICANE IKE EVENT FOR WHICH REIMBURSEMENT WAS DENIED BY FEMA TO BE PAID BY INDIGENT HEALTH CARE EXPENSE LINE ITEM. ALL VOTING YES.

CONVENE INTO EXECUTIVE SESSION AT 10:26 A.M.

11. EXECUTIVE SESSION: AS AUTHORIZED BY TEXAS GOVERNMENT CODE, SECTION 551.071-551.072; CONSULTATION WITH LEGAL COUNSEL REGARDING MINERAL LEASING OF POLK COUNTY SCHOOL LANDS IN THROCKMORTON AND BAYLOR COUNTIES.

RE-CONVENE INTO REGULAR SESSION AT 11:07 A.M.

12. DISCUSSION RELATING TO DEVELOPMENT OF FY2011 PROPOSED BUDGET. NO ACTION TAKEN.

ADJOURN:

- MOTIONED BY MILTON PURVIS, SECONDED BY TOMMY OVERSTREET, TO ADJOURN COURT THIS 13TH DAY OF JULY, 2010 AT 11:15 A.M. ALL VOTING YES.

  
JOHN P. THOMPSON, COUNTY JUDGE

ATTEST:

  
KATHY MARTIN, CHIEF DEPUTY COUNTY CLERK