

COMMISSIONERS COURT
AGENDA POSTING #2010 - 136

BE IT REMEMBERED ON THIS THE 28TH DAY OF SEPTEMBER, 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 A.M. BY JUDGE THOMPSON.
 - INVOCATION LED BY REV. LARRY SHINE.
 - PLEDGE OF ALLEGIANCE TO U.S. & TEXAS FLAGS LED BY JIM JOHNSON.
2. PUBLIC COMMENTS: NONE.
3. INFORMATIONAL REPORTS:
 - A. SHEILA LEWIS WITH TEXAS AGRILIFE EXTENSION SERVICE INTRODUCED AND WELCOMED ALYSSA PUCKETT AS COUNTY EXTENSION AGENT.
 - B. ALYSSA PUCKETT THANKED COURT AND GAVE AN OVERVIEW OF HER PREVIOUS WORK WITH THE EXTENSION OFFICE.
4. OLD BUSINESS (TABLED FROM LAST AGENDA)
 - A. MOTIONED BY MILTON PURVIS, SECONDED BY BOB WILLIS, TO AMEND POLICY FOR UTILITY/PIPELINE ROAD CROSSING ALLOWING COMMISSIONERS TO WAIVE THE PERMIT FEE.
ALL VOTING YES. (SEE ATTACHED)

NEW BUSINESS

5. CONSENT AGENDA: JUDGE THOMPSON NOTED AGENDA ITEM D INCLUDES AN ADDENDUM IN THE AMOUNT OF \$201,278.10 AND COMMISSIONER WILLIS REQUESTED AGENDA ITEM H BE DISCUSSED INDIVIDUALLY.
MOTIONED BY RONNIE VINCENT, SECONDED BY TOMMY OVERSTREET, TO APPROVE THE CONSENT AGENDA AS FOLLOWS:
 - A. APPROVE MINUTES OF PREVIOUS MEETINGS: SEPTEMBER 14, 2010 REGULAR AND SPECIAL (PUBLIC HEARING) SESSIONS, NOTING CORRECTION TO REGULAR AGENDA ITEM 5.L TO REFLECT CORRECT INCREASE FROM \$4,000 TO \$4,500 PER MONTH FOR PRIMARY CARE PROVIDER CONTRACT - INDIGENT HEALTHCARE PROGRAM.
 - B. APPROVE BUDGET REVISIONS #2010-23, AS PRESENTED BY THE COUNTY AUDITOR.
(SEE ATTACHED)
 - C. APPROVE BUDGET AMENDMENTS #2010-23(a), AS SUBMITTED AND REVIEWED BY COURT APPOINTED COMMITTEE. (SEE ATTACHED)

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

DATE	AMOUNT	CHECK #
09/10/10	5,000.00	19
09/10/10	84,112.95	225376-225419
09/10/10	1,499.80	225420
09/14/10	1,534,822.89	ACH 894
09/14/10	342.00	105005-105046
09/15/10	2,724.47	ACH 895
09/15/10	46,421.28	ACH 896
09/15/10	10,856.48	ACH 897
09/15/10	30,510.88	ACH 898
09/15/10	276,336.05	ACH 899
09/15/10	3,618.32	ACH 900
09/15/10	590,881.74	125-126
09/15/10	1,009,743.46	187
09/15/10	3,016.91	225421-225429
09/16/10	11,254.71	20-21
09/16/10	26,985.27	225430-225451
09/21/10	960.00	ACH 901
09/21/10	336.00	22
09/21/10	2,170.00	105047-105222
09/21/10	176,485.89	225452-225601
09/28/10	Addendum to appear on future schedule	\$201,278.10
TOTAL	3,818,079.10	

- E. APPROVE PERSONNEL ACTION FORMS, AS REVISED. (SEE ATTACHED)
- F. NONE SUBMITTED, NO ACTION TAKEN.
- G. APPROVE INVOICE NO. 17 FOR PAYMENT IN THE AMOUNT OF \$16,491.13 TO JOHNSON/MCKIBBEN ARCHITECTS FOR JAIL EXPANSION PROJECT. (SEE ATTACHED)
- H. DISCUSSED INDIVIDUALLY.
- I. APPROVE AGREEMENTS WITH EAST TEXAS COPY SYSTEMS RENEWING ANNUAL MAINTENANCE SERVICES FOR COUNTY JUDGE & DPS COPIERS FORY FY2011. (SEE ATTACHED)
- J. APPROVE ANNUAL RENEWAL OF AMERICARE CONTRACT FOR PRIMARY EMS/AMBULANCE SERVICE FOR POLK COUNTY.
- K. APPROVE AMENDMENTS TO THE COMMUNITY SERVICES CONTRACT BETWEEN THE DEPARTMENT OF AGING AND DISABILITY SERVICES AND POLK COUNTY AGING SERVICES: (1) NO. 05-8 "ADJUSTMENT TO THE FY2010 BUDGET" AND (2) NO. 05-9 "ESTABLISHMENT OF RATES AND BUDGET FOR FY2011".
- L. APPROVE RESOLUTION IN SUPPORT OF FY2011 INDIGENT DEFENSE FORMULA GRANT APPLICATION. (SEE ATTACHED)
- M. APPROVE RENEWAL OPTION, UNDER SAME TERMS AND CONDITIONS, TO THE CORRIGAN MEDICAL CLINIC LEASE AGREEMENT WITH DR. LEWIS, EXTENDING COUNTY PROVISION OF ELECTRIC UTILITY SERVICE FOR ONE (1) YEAR.
- N. APPROVE MEMORANDUMS OF UNDERSTANDING FOR DISASTER ASSISTANCE SERVICES IN POLK COUNTY; DAVITA DIALYSIS AND THE UPPER LAKE LIVINGSTON WIRELESS ASSOCIATION (HAM RADIO). (SEE ATTACHED)
- O. APPROVE ORDER DESIGNATING REGULAR TERMS OF THE POLK COUNTY COMMISSIONERS COURT FOR FY2011 AS SECOND AND FOURTH TUESDAYS OF EACH MONTH AT 10:00 A.M. IN THE COMMISSIONERS COURTROOM OF THE POLK COUNTY COURTHOUSE, PURSUANT TO LGC SEC. 81.005(a). (SEE ATTACHED)
- P. APPROVE SAFETY COMMITTEE RECOMMENDATION FOR REVISION TO SAFETY AWARD PROGRAM RULES RELATING TO DEPARTMENTAL COMPLETION OF CPR/AED/FIRST-AID COURSE.

- Q. APPROVE COUNTY CLERK'S REQUEST OF THE EARLY VOTING SCHEDULE FOR THE GENERAL ELECTION ON NOVEMBER 2, 2010. (SEE ATTACHED)
- R. APPROVE ORDER DESIGNATING SALVAGE PROPERTY (ASSORTED METAL), ROAD & BRIDGE PRECINCT 2. (SEE ATTACHED)
- S. APPROVAL FOR SHERIFF'S DEPARTMENT TO PROCEED WITH REPLACEMENT OF 911-VOICE RECORDING SYSTEM IN AN AMOUNT UP TO \$25,000 TO BE REIMBURSED BY DETCOG REGIONAL 911.
- T. APPROVAL FOR USE OF A PORTION OF UNEXPENDED FUNDS BUDGETED FOR VOLUNTEER FIRE DEPARTMENT TRAINING TO PURCHASE AUTOMATIC SWITCH FOR SEGNO VFD GENERATOR TO THE BENEFIT OF THE COUNTY FOR DISASTER ASSISTANCE SERVICES PROVIDED.
- U. ADVERTISE FOR BIDS FOR REGULAR/RECURRING DISPOSAL OF COUNTY'S USED TIRES.

DISCUSSION OF CONSENT AGENDA ITEM H BY BOB WILLIS AND JUDGE THOMPSON.

- H. MOTIONED BY BOB WILLIS, SECONDED BY RONNIE VINCENT, TO TABLE "APPROVE REQUEST FROM CONSTABLE CHARLES CLACK FOR APPOINTMENT OF KENNETH HAMBRICK AS PCT. 1 RESERVE DEPUTY CONSTABLE AND APPROVE BOND FOR SAID APPOINTMENT" AND PLACE ON NEXT COURT AGENDA.
ALL VOTING YES.

DISCUSSION OF AGENDA ITEM 6.

COMMISSIONER TOMMY OVERSTREET STATED "I MOVE THAT PROPERTY TAXES BE INCREASED BY THE ADOPTION OF A TAX RATE OF 0.6277 WHICH IS EFFECTIVELY 4.96% INCREASE IN THE TAX RATE".

- 6. MOTIONED BY TOMMY OVERSTREET, SECONDED BY MILTON PURVIS, TO ADOPT ORDER SETTING 2010 TAX RATE.
ALL VOTING YES. (SEE ATTACHED)

DISCUSSION OF AGENDA ITEM 7 BY JUDGE THOMPSON.

- 7. MOTIONED BY RONNIE VINCENT, SECONDED BY TOMMY OVERSTREET, APPOINTMENT OF BETTY RUSSO TO CONSULTING ADMINISTRATION OF CERTIFIED RETIREMENT COMMUNITY EFFECTIVE OCTOBER 1, 2010.
ALL VOTING YES.

DISCUSSION OF AGENDA ITEM 8 BY JUDGE THOMPSON.

- 8. MOTIONED BY RONNIE VINCENT, SECONDED BY MILTON PURVIS, APPROVAL OF AGREEMENT WITH COMMITTEE TO SAVE DUNBAR FOR MANAGEMENT OF DUNBAR COMMUNITY CENTER.
ALL VOTING YES. (SEE ATTACHED)

DISCUSSION OF AGENDA ITEM 9 BY FREDDY DUFF.

- 9. MOTIONED BY BOB WILLIS, SECONDED BY MILTON PURVIS, APPROVAL OF REQUEST FROM MASONIC LODGE OF LIVINGSTON FOR PURCHASE REIMBURSEMENT (NOT TO EXCEED \$300) AND DEDICATION OF JUDICIAL CENTER CORNERSTONE AT PROJECT COMPLETION.
ALL VOTING YES.

- 10. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, APPROVAL OF RESOLUTION EXPRESSING INTENT TO REIMBURSE FY2011 EXPENDITURES TO BE INCURRED BY POLK COUNTY, TEXAS.
ALL VOTING YES. (SEE ATTACHED)

11. MOTIONED BY MILTON PURVIS, SECONDED BY RONNIE VINCENT, TO AWARD ANNUAL BIDS AS FOLLOWS:

PCT 1 ROAD MATERIAL:

2011-01.01 - **PINTO CONSTRUCTION AND CCC** FOR CHIP & SEAL.

2011-01.02 - **BRYAN & BRYAN** FOR CRACKED FUEL.

2011-01.03 - **EAST TX** FOR HOT/COLD MIX AND COLD LAY AND **CLEVELAND** FOR SUPER PATCH.

2011-01.04 - **PINTO** FOR LIMESTONE STABLIZATION.

2011-01.05 - **EAST TX** FOR LIMESTONE BASE.

2011-01.06 - REJECT ALL BIDS AND READVERTISE FOR OTHER BASE MATERIALS.

2011-01.07 - **TX INDUSTRIES** FOR BULK MATERIALS.

PCT 2 ROAD MATERIAL:

2011-02.01 - **PINTO AND CCC** FOR CHIP & SEAL.

2011-02.02 - **BRYAN & BRYAN** FOR CRACKED FUEL.

2011-02.03 - **PAVER'S** FOR HOT MIX, **EAST TX** FOR COLD LAY & SUPER PATCH.

2011-02.04 - **PINTO** FOR LIMESTONE STABLIZATION.

2011-02.05 - **PAVERS & EAST TX** FOR LIMESTONE BASE AND **A & B** FOR LIMESTONE ROCK.

2011-02.06 - **A & B** FOR OTHER BASE MATERIALS.

2011-02.07 - **TX INDUSTRIES** FOR BULK MATERIALS.

PCT 3 ROAD MATERIAL:

2011-03.01 - **PINTO** FOR CHIP & SEAL.

2011-03.02 - **BRYAN & BRYAN** FOR CRACKED FUEL.

2011-03.03 - **EAST TX** FOR HOT/COLD MIX.

2011-03.04 - **PINTO** FOR LIMESTONE STABLIZATION.

2011-03.05 - **EAST TX & PAVERS** FOR LIMESTONE BASE.

2011-03.06 - REJECT ALL BIDS AND RE ADVERTISE FOR OTHER BASE MATERIALS.

2011-03.07 - **TX INDUSTRIES** FOR BULK MATERIALS.

PCT 4 ROAD MATERIAL:

2011-04.01 - **PINTO & CCC** FOR CHIP & SEAL.

2011-04.02 - **BRYAN & BRYAN** FOR CRACKED FUEL.

2011-04.03 - **EAST TX** FOR HOT MIX & COLD LAY, **CLEVELAND & EAST TX** FOR SUPER PATCH.

2011-04.04 - **PINTO** FOR LIMESTONE STABLIZATION.

2011-04.05 - **EAST TX, PAVERS & CACTUS** FOR LIMESTONE BASE.

2011-04.06 - **A&B** FOR OTHER BASE MATERIALS WITH STIPULATION OF USING BID AMOUNT FOR PCT 1 & 3 RE-BIDS.

2011-04.07 - **TX INDUSTRIES** FOR BULK MATERIALS.

2011-05 - **EAST TX & PAVERS** FOR BULK PURCHASE OF LIMESTONE ROAD BASE.

2011-06 - **A TO Z & SOUTHERN TIRE MART** FOR TIRES & TUBES.

2011-07 - **HUGHES PETROLEUM** FOR OIL, GREASE, GASOLINE & DIESEL.

2011-08 - **BROKEN ARROW** FOR PEST CONTROL SERVICES.

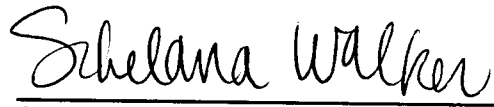
2011-09 - REJECT ALL BIDS FOR MOTOR GRADER BLADES & READVERTISE FOR BIDS ADDING 5/8 THICKNESS FOR BLADES.

ALL VOTING YES.

ADJOURN:
MOTIONED BY MILTON PURVIS, SECONDED BY RONNIE VINCENT, TO ADJOURN COURT THIS
28TH DAY OF SEPTEMBER, 2010 AT 10:32 A.M.
ALL VOTING YES.



JOHN P. THOMPSON, COUNTY JUDGE

ATTEST:


SCHELANA WALKER, COUNTY CLERK