

COMMISSIONERS COURT
AGENDA POSTING #2011 - 073

BE IT REMEMBERED ON THIS THE 14TH DAY OF JUNE, 2011
 THE HONORABLE COMMISSIONERS COURT MET IN "REGULAR" CALLED
 MEETING WITH THE FOLLOWING OFFICERS AND MEMBERS PRESENT, TO WIT;

HONORABLE BOB WILLIS - COMMISSIONER PCT #1, PRESIDING.
 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 COMMISSIONER WILLIS.
 - INVOCATION LED BY JAY BURKS.
 - PLEDGE OF ALLEGIANCE TO U.S. & TEXAS FLAGS LED BY JIM JOHNSON.
2. PUBLIC COMMENTS:
 - A. DOUG BORIE SHOWED COURT DIFFERENT TYPES OF FIREWORKS AND EXPLAINED WHY THEY SHOULD BE BANNED.
3. INFORMATIONAL REPORTS:
 - A. SHERIFF HAMMACK PRESENTED REPORT FOR MAY NOTING \$4,200 FOR OUTSIDE HOUSING AND WORK HAS BEGUN ON ROOF OF OLD SHERIFF'S DEPT. BUILDING.

NEW BUSINESS

4. CONSENT AGENDA: MOTIONED BY RONNIE VINCENT, SECONDED BY MILTON PURVIS TO APPROVE THE CONSENT AGENDA AS FOLLOWS: (ALL VOTING YES)
 - A. APPROVE MINUTES OF PREVIOUS MEETINGS: MAY 24, 2011 REGULAR SESSION CORRECTING ITEM #5 (M) TO REFLECT VARIANCES NOTED ON ORDER ACCEPTING ROADS IN COMMODORE CAPE SUBDIVISION, PCT. 1 AND MAY 25, 2011 SPECIAL SESSION.
 - B. APPROVE BUDGET REVISIONS #2011-16, AS PRESENTED BY THE COUNTY AUDITOR. (SEE ATTACHED)
 - C. APPROVE BUDGET AMENDMENTS #2011-16(a), AS SUBMITTED AND REVIEWED BY COURT-APPOINTED COMMITTEE. (SEE ATTACHED)
 - D. APPROVE SCHEDULE OF BILLS, INCLUDING ADDENDUM. (SEE ATTACHED)

DATE	AMOUNT	CHECK #
5/19/11	1,900.00	1390
5/19/11	13,283.04	EFT 000007
5/19/11	1,040.13	59
5/19/11	43,959.96	229477 - 229530
5/20/11	487.50	229531 - 229532
5/24/11	131,387.73	229533 - 229557
5/25/11	6,258.39	143
5/26/11	358,206.31	ACH 075 - 080
5/26/11	4,785.64	ACH 081
5/26/11	351.00	229567
5/26/11	2,919.83	229558 - 229566
5/26/11	35,351.53	229568 - 229627

5/26/11	2,302.00	229628
6/01/11	16,385.95	229629 - 229632
6/03/11	206,135.54	229640 - 229679
6/06/11	30,442.00	229680 - 229681
6/06/11	14,416.65	229682 - 229685
6/06/11	172,194.17	229686
6/06/11	135,814.76	ACH 082
6/07/11	102.34	1391 - 1392
6/07/11	575.00	229687
6/07/11	861.82	229688
6/07/11	211,038.77	229689 - 229788
6/08/11	2,919.83	229789 - 229797
6/08/11	359,479.63	ACH 083 - 088
6/08/11	-177.30	Voided Checks (106910 & 229523)
6/14/11	Addendum to appear on future schedule	\$11,821.92
TOTAL	1,752,599.52	

- E. DISCUSSED INDIVIDUALLY.
- F. APPROVE APPLICATION AND CERTIFICATE FOR PAYMENT #15 TO J.E. KINGHAM IN THE AMOUNT OF \$551,595.66, INVOICE #71.001.06-033 TO HESTER + HESTER ARCHITECTURE IN THE AMOUNT OF \$2,598.42 AND INVOICE #74.001.11-004 TO HESTER + HESTER ARCHITECTURE IN THE AMOUNT OF \$3,942.96 AS SUBMITTED FOR JUDICIAL CENTER PROJECT, INCLUDING REVISION TO (PREVIOUSLY SUBMITTED) CHANGE ORDER #7 DELETING INC 70 (DUPLICATION).
- G. APPROVE CHANGE ORDER #27 AND APPLICATION & CERTIFICATE FOR PAYMENT TO J.E. KINGHAM IN THE AMOUNT OF \$222,008.12, AS SUBMITTED FOR JAIL EXPANSION PROJECT.
- H. DISCUSSED INDIVIDUALLY.
- I. APPROVE SUBMITTAL OF RENEWAL APPLICATION FOR PROPERTY INSURANCE COVERAGE (INCLUDING MOBILE EQUIPMENT) THROUGH THE TEXAS ASSOCIATION OF COUNTIES RISK MANAGEMENT POOL.
- J. APPROVE REVISED AGREEMENT WITH LIQUID ENVIRONMENTAL SOLUTIONS FOR LIQUID WASTE COLLECTION AND DISPOSAL (GREASE TRAP) FOR COUNTY JAIL FACILITY.
- K. APPROVE PRECINCT 2 REQUEST FOR COUNTY RIGHT OF WAY EASEMENT TO POLK COUNTY FRESH WATER DISTRICT #2 FOR INSTALLATION OF WATER MAIN ALONG ONALASKA LOOP.
- L. APPROVE SHERIFF'S OFFICE REQUEST TO SUBMIT TO U.S. DEPARTMENT OF JUSTICE BULLETPROOF VEST PARTNERSHIP APPLICATION.
- M. APPROVE SHERIFF'S DEPARTMENT REQUEST TO DECLARE SURPLUS PROPERTY CONSISTING OF TWO (2) COMMERCIAL NATURAL GAS DEEP FRYERS. (SEE ATTACHED)
- N. APPROVAL OF SHERIFF'S DEPARTMENT REQUEST TO DONATE SURPLUS JAIL PROPERTY CONSISTING OF (2) NATURAL GAS DEEP FRYERS TO THE POLK COUNTY PEACE OFFICERS ASSOCIATION, FINDING SUCH DONATION TO MEET THE STATUTORY REQUIREMENTS OF LOCAL GOVERNMENT CODE SECTION 263.152. (A)(4)(A)(B)(C).
- O. APPROVE MEMORANDUM OF AGREEMENT RELATED TO PREVIOUSLY APPROVED SHERIFF'S DEPARTMENT PARTICIPATION IN REMOTELY HOSTED CRIMINAL INCIDENT BASED RECORDS MANAGEMENT SYSTEM PROJECT, FUNDED THROUGH GOVERNOR'S CRIMINAL JUSTICE DIVISION GRANT.
4. E. MOTIONED BY MILTON PURVIS, SECONDED BY RONNIE VINCENT, TO APPROVE PERSONNEL ACTION FORMS.
ALL VOTING YES WITH EXCEPTION OF COMMISSIONER OVERSTREET ABSTAINING.
(SEE ATTACHED)

H. MOTIONED BY RONNIE VINCENT, SECONDED BY MILTON PURVIS, TO ACCEPT OFFERS TO PURCHASE TAX FORECLOSURE PROPERTIES: (PCT 1) TRACT 139B, 3.00 ACRES, I D THOMAS SURVEY, ABSTRACT 73, CAUSE #T04-046; (PCT 3) TRACT 8, WHITE #1, CAUSE #87-257 AND REMOVE LOT 21, SECTION 1 & LOT 122, SECTION 2, CHEROKEE FOREST, CAUSE #T08-017; ALL COST DUE ON CHEROKEE FOREST PROPERTY HAS BEEN PAID. ALL VOTING YES.

DISCUSSION OF ITEM 5 BY ATTORNEY MALCOLM JONES.

5. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO ACCEPT BID FROM COOPER OIL & GAS FOR OIL & GAS LEASE OF 80 ACRES OF POLK COUNTY SCHOOL LAND IN THROCKMORTON AND BAYLOR COUNTIES. ALL VOTING YES.

DISCUSSION OF ITEM 6 AND 7 BY EXTENSION AGENT, MARK CURRIE.

6. MOTIONED BY MILTON PURVIS, SECONDED BY RONNIE VINCENT, APPROVAL OF REQUEST FROM SCHOOL LAND SURFACE LEASEHOLDER, RICHARD HICKAM, FOR ASSIGNMENT OF LEASE TO GLEN COOPER (ALSO CURRENT LEASEHOLDER). ALL VOTING YES.

7. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO APPROVE A 20% RATE INCREASE FOR THE 5 YEAR RENEWAL TERM OF POLK COUNTY SCHOOL LAND SURFACE LEASES BEGINNING JULY 1, 2011 AND AMEND SURFACE LEASE AGREEMENT TO REQUIRE COMMISSIONERS COURT APPROVAL FOR ANY IMPROVEMENTS PLACED OR ALLOWED TO BE PLACED ON POLK COUNTY SCHOOL LAND AND TO REQUIRE LEASEHOLDER PAYMENT OF AD VALOREM TAX LIABILITY ON IMPROVEMENTS. ALL VOTING YES.

8. MOTIONED BY MILTON PURVIS, SECONDED BY TOMMY OVERSTREET, TO ISSUE ORDER REGULATING CERTAIN FIREWORKS IN THE UNINCORPORATED AREAS OF THE COUNTY AS A RESULT OF DROUGHT CONDITIONS TO PROTECT HEALTH AND SAFETY OF THE PUBLIC. ALL VOTING YES. (SEE ATTACHED)

ADJOURN:

MOTIONED BY RONNIE VINCENT, SECONDED BY TOMMY OVERSTREET, TO ADJOURN COURT THIS 14TH DAY OF JUNE, 2011 AT 10:21 A.M. ALL VOTING YES.


BOB WILLIS, COMMISSIONER PCT 1

ATTEST:


KATHY MARTIN, CHIEF DEPUTY CLERK