



POLK COUNTY COMMISSIONERS COURT

February 28, 2012

10:00 A.M.

Polk County Courthouse, 3rd floor

Livingston, Texas

2012-027

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 complete and submit a *Public Participation Form* to the County Clerk prior to the Call To Order). ** 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 to allow public comments on topics that may or may not appear on this agenda. However, 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 prior to the meeting and furnished by the presenter. **After the close of this portion of the Agenda, public comment for the remainder of the Court session is no longer appropriate or accepted unless specifically requested by a Member of the Court.**

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.

NEW BUSINESS

4. **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: February 14, 2012 (Regular Meeting).
- B. APPROVE BUDGET AMENDMENTS, AS SUBMITTED AND REVIEWED BY COURT APPOINTED COMMITTEE.
- C. APPROVE SCHEDULE OF BILLS.
- D. APPROVE PERSONNEL ACTION FORMS.
- E. APPROVE INTERLOCAL AGREEMENT FOR PROVISION OF ELECTION SERVICES TO THE CITY OF LIVINGSTON FOR MAY 12, 2012 ELECTION.
- F. APPROVE INTERLOCAL AGREEMENT FOR PROVISION OF ELECTION SERVICES TO THE MEMORIAL POINT UTILITY DISTRICT FOR MAY 12, 2012 ELECTION.
- G. ADOPT RESOLUTION REQUESTING TEXAS DEPARTMENT OF TRANSPORTATION TO ACCEPT AND PLACE INDUSTRIAL ROAD AND PLANT ROAD ON THE STATE FARM-TO-MARKET SYSTEM.
- H. ADOPT RESOLUTION ACCEPTING MAINTENANCE RESPONSIBILITY FOR RECREATION ROAD 5.

- I. ACCEPT RESIGNATION OF WAYNE REED BAKER AS COUNTY BOARD MEMBER ON THE LOWER TRINITY GROUNDWATER DISTRICT BOARD OF DIRECTORS.
5. DISCUSSION ON POSSIBLE REFUNDING FOR DEBT SERVICE SAVINGS IN CONNECTION WITH THE COUNTY'S OUTSTANDING CERTIFICATES OF OBLIGATION, SERIES 2007.
 6. CONSIDERATION AND ACTION ON AN ORDER AUTHORIZING THE ISSUANCE OF POLK COUNTY, TEXAS GENERAL OBLIGATION REFUNDING BONDS, SERIES 2012; AUTHORIZING CERTAIN PARAMETERS FOR THE BONDS; AUTHORIZING THE REDEMPTION PRIOR TO MATURITY OF CERTAIN OUTSTANDING OBLIGATIONS; AUTHORIZING THE COUNTY JUDGE OR COUNTY AUDITOR TO APPROVE THE AMOUNT, THE INTEREST RATE, PRICE, AND TERMS THEREOF AND CERTAIN OTHER PROCEDURES AND PROVISIONS RELATED THERETO; AUTHORIZING THE CURRENT REFUNDING OF CERTAIN OUTSTANDING OBLIGATIONS AND THE EXECUTION AND DELIVERY OF AN ESCROW AGREEMENT; AND ENACTING OTHER PROVISIONS RELATING TO THE PURPOSES OF THIS ORDER.
 7. CONSIDER ANY/ALL NECESSARY ACTION PERTAINING TO BID # 2012-12 "PURCHASE OF SIXTEEN (16) VEHICLES WITH (OPTIONAL) TRADE-IN OF FIFTEEN (15) USED VEHICLES".
 8. CONSIDER APPROVAL OF THE POLK COUNTY FAIR HOUSING ACTIVITY STATEMENT (FHAFT FORM).
 9. CONSIDER EMERGENCY MANAGEMENT REQUEST FOR BUDGET AMENDMENT TO REPLENISH DEPARTMENT'S LABOR POOL FUNDING DEPLETED DURING DEVELOPMENT OF THE MITIGATION ACTION PLAN AND RECENT FLOODING EVENTS.
 10. CONSIDER APPROVAL OF AMENDMENT LETTER TO THE CONTRACT WITH SCOTT AND STRONG ARCHITECTS FOR ADDITIONAL SERVICES RELATING TO THE REVISED PROJECT SCOPE FOR THE POLK COUNTY COLLEGE-COMMERCE CENTER / SHELTER.
 11. CONSIDER POLK COUNTY APPOINTMENT OF BOARD MEMBER TO THE LOWER TRINITY GROUNDWATER DISTRICT BOARD OF DIRECTORS, FILLING UNEXPIRED TERM ENDING DECEMBER 31, 2012.

EXECUTIVE SESSION:

As authorized by the Texas Open Meetings Act, as amended;

- Pursuant to Government Code §§ 551.071, consultation with attorney to seek advice on pending and contemplated litigation, settlements, and other matters, which are confidential under the Disciplinary Rules of the State Bar, on which the duty of the attorney of the County under the Texas Disciplinary Rules of Professional Conduct clearly conflicts with the Open meetings Act, regarding the negotiation of terms of instruments relating to the Operation and Management of the IAH Secure Adult Detention Facility (Polk County).

DISCUSSION AND ACTION ON THE FOLLOWING MATTERS CONCERNING THE IAH DETENTION FACILITY:

- a. Report from legal advisor relating to the Agreement for Operation and Management of the IAH Secure Adult Detention Facility (Polk County)

RECONVENE OPEN SESSION

12. CONSIDER APPROVAL AND AUTHORIZATION OF OPERATION AND MANAGEMENT AGREEMENT TERMS EFFECTING THE OPERATION AND MANAGEMENT OF THE IAH SECURE ADULT DETENTION FACILITY (POLK COUNTY) EFFECTIVE DECEMBER 20, 2011 AT THE EXPIRATION OF THE EXISTING CONTRACT TO INCLUDE AUTHORIZING THE COUNTY JUDGE TO EXECUTE THE DOCUMENTS PROVIDED BY LEGAL COUNSEL.

ADJOURN


By: John P. Thompson, County Judge



Posted: Thursday, February 23, 2012


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 23, 2012 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:  (Deputy)

FILED FOR RECORD

2012 FEB 23 PM 2:59


SCHELANA WALKER
COUNTY CLERK



February 28, 2012
10:00 a.m.

COMMISSIONERS COURT
of Polk County, Texas
County Courthouse, 3rd floor
Livingston, Texas

ADDENDUM to Posting # 2012 – 027

The following will serve to amend the Agenda of the Commissioners Court Meeting scheduled for February 28, 2012 at 10:00 A.M.

AMEND TO READ;

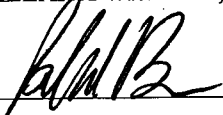
- 8. ADOPT RESOLUTION APPROVING THE POLK COUNTY FAIR HOUSING ACTIVITY STATEMENT (FHAFT FORM).**

Dated:
Friday, February 24, 2012

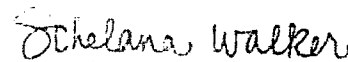
Commissioners Court of Polk County, Texas
By: John P. Thompson, County Judge

I, the undersigned County Clerk, do hereby certify that the above Addendum to the Notice of Meeting of the Polk County Commissioners Court is a true and correct copy of said Addendum and that I posted a true and correct copy of said Addendum at the Polk County Courthouse at a place readily accessible to the general public at all times on Friday, February 24, 2012 and that said Addendum 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  _____, Deputy

FILED FOR RECORD
2012 FEB 24 PM 3: 34


SCHELANA WALKER
POLK COUNTY CLERK