

**COMMISSIONERS COURT
AGENDA POSTING #2012 - 027**

BE IT REMEMBERED ON THIS THE 28TH DAY OF FEBRUARY, 2012
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 REV. DANNY MOYE OF THE LIVING WORD CHURCH.
 - PLEDGE OF ALLEGIANCE TO U.S. & TEXAS FLAGS LED BY JIM JOHNSON.
2. PUBLIC COMMENTS: NONE.
3. INFORMATIONAL REPORTS:
 - A. COMMISSIONER OVERSTREET INFORMED EVERYONE OF THE 36TH ANNUAL
FIRE SCHOOL BEING CONDUCTED NOTING 95 DEPARTMENTS WERE
REPRESENTED WITH APPROXIMATELY 400 IN ATTENDANCE.
 - B. JUDGE THOMPSON ADVISED COURT THAT J.E. KINGHAM CONSTRUCTION
CO. WOULD BE CLOSING BIDS ON THE POLK COUNTY COLLEGE-COMMERCE
CENTER/SHELTER AND THE GROUND BREAKING WILL BE HELD ON MARCH
6, 2012 AT 10:00 A.M.
 - C. COUNTY CLERK SCHELANA WALKER INFORMED COURT THAT DPS HAD
VACATED THE OFFICE SPACE IN THE CORRIGAN SUB-COURTHOUSE AND
THAT THE COUNTY CLERK’S OFFICE IS MOVING FORWARD WITH OPENING
THE SUBOFFICE. ONCE OPENED THE COUNTY CLERK WILL HAVE 2 SUB-
OFFICES LOCATED IN THE ONALASKA & CORRIGAN SUB-COURTHOUSES
AND MAIN OFFICE IN LIVINGSTON.

NEW BUSINESS

4. CONSENT AGENDA: JUDGE THOMPSON NOTED THAT AGENDA ITEM C INCLUDES
AN ADDENDUM IN THE AMOUNT OF \$23,216.13.
MOTIONED BY BOB WILLIS, SECONDED BY TOMMY OVERSTREET, TO APPROVE
THE CONSENT AGENDA AS FOLLOWS: (ALL VOTING YES)
 - A. APPROVE MINUTES OF FEBRUARY 14, 2012 REGULAR SESSION.
 - B. APPROVE BUDGET AMENDMENTS, AS SUBMITTED AND REVIEWED BY
COURT APPOINTED COMMITTEE. (SEE ATTACHED)
 - C. APPROVE SCHEDULE OF BILLS, INCLUDING ADDENDUM. (SEE ATTACHED)

| DATE | AMOUNT | CHECK # |
|--------------|--|-----------------|
| 2/08/12 | 64,263.86 | 233628 |
| 2/09/12 | 6,661.35 | 233629 – 233653 |
| 2/09/12 | 39,654.86 | 233654 – 233696 |
| 2/09/12 | 28,189.20 | 133 – 136 |
| 2/09/12 | 52.20 | 503 – 504 |
| 2/10/12 | 51,020.70 | 505 – 506 |
| 2/10/12 | 110,295.00 | 507 |
| 2/10/12 | 460.45 | 137 |
| 2/10/12 | 1,182.00 | 108376 – 108503 |
| 2/14/12 | 1,084,669.99 | ACH 220 |
| 2/14/12 | 30,908.30 | 233697 – 233727 |
| 2/16/12 | 3,646.88 | 233728 – 233737 |
| 2/16/12 | 3,917.32 | 233738 – 233744 |
| 2/16/12 | 16,375.64 | 233745 – 233781 |
| 2/16/12 | 364,659.85 | ACH 221 – 226 |
| 2/16/12 | 75,006.41 | 138 – 141 |
| 2/21/12 | 167.00 | 233782 |
| 2/21/12 | 3,839.52 | ACH 227 |
| 2/22/12 | 271,425.54 | 233783 – 233855 |
| 2/22/12 | 9,595.06 | 233856 – 233870 |
| 2/28/12 | Addendum to appear on future schedule | 23,216.13 |
| TOTAL | \$2,165,991.13 | |

- D. APPROVE PERSONNEL ACTION FORMS. (SEE ATTACHED)
- E. APPROVE INTERLOCAL AGREEMENT FOR PROVISION OF ELECTION SERVICES WITH THE CITY OF LIVINGSTON FOR MAY 12, 2012 ELECTION. (SEE ATTACHED)
- F. APPROVE INTERLOCAL AGREEMENT FOR PROVISION OF ELECTION SERVICES WITH MEMORIAL POINT UTILITY DISTRICT FOR MAY 12, 2012 ELECTION. (SEE ATTACHED)
- G. ADOPT RESOLUTION REQUESTING TEXAS DEPARTMENT OF TRANSPORTATION TO ACCEPT AND PLACE INDUSTRIAL ROAD AND PLANT ROAD ON THE STATE FARM-TO-MARKET SYSTEM. (SEE ATTACHED)
- H. ADOPT RESOLUTION ACCEPTING MAINTENANCE RESPONSIBILITY FOR RECREATION ROAD 5. (SEE ATTACHED)
- I. ACCEPT RESIGNATION OF WAYNE REED BAKER AS COUNTY BOARD MEMBER ON THE LOWER TRINITY GROUNDWATER DISTRICT BOARD OF DIRECTORS.

DISCUSSION OF AGENDA ITEM 5 BY JIM GILLEY (FINANCIAL ADVISOR, COASTAL SECURITIES) & TOM POLLAN (BOND COUNSEL).

- 5. DISCUSSION ONLY ON POSSIBLE REFUNDING FOR DEBT SERVICE SAVINGS IN CONNECTION WITH THE COUNTY'S OUTSTANDING CERTIFICATES OF OBLIGATION, SERIES 2007. (NO ACTION TAKEN)

6. MOTIONED BY BOB WILLIS, SECONDED BY RONNIE VINCENT, APPROVAL OF 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 THE COUNTY AUDITOR TO APPROVE THE AMOUNT, THE INTEREST RATE, PRICE AND TERMS THEREOF AND CERTAIN OTHER PROCEDURES AND PROVISION 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 PURPOSE OF THIS ORDER.
ALL VOTING YES. (SEE ATTACHED)

DISCUSSION OF AGENDA ITEM 7 BY CAPTAIN JOHN SANDERS.

7. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO AWARD BID #2012-12 TO CALDWELL CHEVROLET IN THE AMOUNT OF \$573,853.00 FOR THE PURCHASE OF SIXTEEN (16) VEHICLES WITH TRADE-IN OF FIFTEEN (15) USED VEHICLES; TO BE PAID FROM GENERAL FUND BALANCE AND INCLUDED ON YEAR END ISSUANCE OF LEGALLY AUTHORIZED DEBT.
ALL VOTING YES.
8. MOTIONED BY BOB WILLIS, SECONDED BY TOMMY OVERSTREET, APPROVAL OF THE POLK COUNTY FAIR HOUSING ACTIVITY STATEMENT (FHAFT FORM).
ALL VOTING YES. (SEE ATTACHED)
9. MOTIONED BY BOB WILLIS, SECONDED BY MILTON PURVIS, TO APPROVE EMERGENCY MANagements REQUEST FOR BUDGET AMENDMENT TO REPLENISH DEPARTMENT'S LABOR POOL FUNDING DEPLETED DURING DEVELOPMENT OF THE MITIGATION ACTION PLAN AND RECENT FLOODING EVENTS IN THE AMOUNT OF \$4,116.62 (TOTAL - WAGE AND BENEFITS).
ALL VOTING YES.
10. MOTIONED BY MILTON PURVIS, SECONDED BY TOMMY OVERSTREET, APPROVAL OF AMENDMENT LETTER TO THE CONTRACT WITH SCOTT & STRONG ARCHITECTS FOR ADDITIONAL SERVICES RELATING TO THE REVISED PROJECT SCOPE FOR THE POLK COUNTY COLLEGE-COMMERCE CENTER/SHELTER.
ALL VOTING YES. (SEE ATTACHED)
11. MOTIONED BY TOMMY OVERSTREET, SECONDED BY MILTON PURVIS, TO APPOINT WESLEY SMITH AS BOARD MEMBER TO THE LOWER TRINITY GROUNDWATER DISTRICT BOARD OF DIRECTORS, FILLING UNEXPIRED TERM ENDING DECEMBER 31, 2012.
ALL VOTING YES.

REGULAR SESSION ENDED AT 10:22 A.M.

EXECUTIVE SESSION BEGAN AT 10:23 A.M.

EXECUTIVE SESSION: DISCUSSION & ACTION ON THE FOLLOWING MATTERS
CONCERNING THE IAH DETENTION FACILITY:

- A. REPORT FROM LEGAL ADVISOR (HERB BRISTOW) RELATING TO THE AGREEMENT FOR OPERATION AND MANAGEMENT OF THE IAH SECURE ADULT DETENTION FACILITY (POLK COUNTY).

EXECUTIVE SESSION ENDED AT 10:40 A.M.

REGULAR SESSION RECONVENED AT 10:41 A.M.

HERB BRISTOW SUMMARIZED THE CHANGES TO THE CONTRACT AND AGREEMENT FOR THE OPERATION AND MANAGEMENT OF THE IAH SECURE ADULT DETENTION FACILITY. C.E.C. WARDEN STACK DISCUSSED THE SALARY INCREASES IN THE CONTRACT.

12. MOTIONED BY MILTON PURVIS, SECONDED BY TOMMY OVERSTREET, TO APPROVE THE INTERIM-OPERATING AGREEMENT FROM DECEMBER 2011 TO FEBRUARY 2012 WITH C.E.C. FOR THE OPERATION AND MANAGEMENT OF THE IAH SECURE ADULT DETENTION FACILITY.

MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, APPROVAL OF A 5 YEAR CONTRACT INCLUDING NEW RATES WITH C.E.C. FOR OPERATIONS AND MANAGEMENT OF THE IAH SECURE ADULT DETENTION FACILITY.

ALL VOTING YES.

(SEE ATTACHED)

ADJOURN:

MOTIONED BY MILTON PURVIS, SECONDED BY TOMMY OVERSTREET, TO ADJOURN COURT THIS 28TH DAY OF FEBRUARY, 2012 AT 10:58 A.M.

ALL VOTING YES.


JOHN P. THOMPSON, COUNTY JUDGE

ATTEST:


SCHELANA WALKER, COUNTY CLERK