

**COMMISSIONERS COURT
AGENDA POSTING #2012 - 043**

BE IT REMEMBERED ON THIS THE 27TH DAY OF MARCH, 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. KEVAN WOOD OF FIRST BAPTIST CHURCH LIVINGSTON.
 - PLEDGE OF ALLEGIANCE TO U.S. & TEXAS FLAGS LED BY JIM JOHNSON.
2. PUBLIC COMMENTS: NONE.
3. INFORMATIONAL REPORTS:
 - A. JUDGE THOMPSON INTRODUCED THE NEW POLK CENTRAL APPRAISAL DISTRICT CHIEF APPRAISER, CHAD HILL.
 - B. CHAD HILL PROVIDED AN UPDATE TO THE COURT REGARDING THE POLK CENTRAL APPRAISAL DISTRICT.
 - C. JUDGE THOMPSON RECOGNIZED THE SERVICE OF LARRY SHINE AS POLK COUNTY EMERGENCY MANAGEMENT COORDINATOR AND ANNOUNCED THE APPOINTMENT OF LARRY PITTS AS EMERGENCY MANAGEMENT COORDINATOR EFFECTIVE APRIL 1, 2012, ENTERING THE ORDER OF APPOINTMENT INTO THE RECORD OF THE COURT.
4. OLD BUSINESS (TABLED FROM LAST AGENDA)
 - A. MOTIONED BY RONNIE VINCENT, SECONDED BY BOB WILLIS, TO ACCEPT OFFERS TO PURCHASE TAX FORECLOSURE PROPERTIES: (PCT 2) LOT 28, BLOCK 1, SECTION 1, IMPALA WOODS, CAUSE NO. T10-132; LOTS 6 & 7, SECTION 2, CREEKSIDE, CAUSE NO. T10-299; (PCT 3) LOTS 76 - 79, DAMASCUS WOODS, CAUSE NO. T04-255.
ALL VOTING YES.
 - B. MOTIONED BY MILTON PURVIS, SECONDED BY TOMMY OVERSTREET, TO DELETE (PER JUDGE LONGINO'S REQUEST) "CONSIDER JUSTICES OF THE PEACE (COLLECTIVE) REQUEST FOR EXPENDITURE OF JUSTICE COURT TECHNOLOGY FUNDS TO; 1) APPROVE A 3 YEAR CONTRACT WITH NETDATE FOR I-TICKET SERVICES AT \$7,500.00 PER YEAR, 2) FOR THE PURCHASE OF ELECTRONIC TICKET WRITERS FOR A TOTAL OF \$19,287.00 AND 3) PAYMENT OF \$1,800.00 PER YEAR FOR ANNUAL MAINTENANCE FEES AFTER THE FIRST YEAR, TO INCLUDE ANY NECESSARY BUDGET AMENDMENT FOR USE OF FUND BALANCE, AS NEEDED".
ALL VOTING YES.

NEW BUSINESS

5. CONSENT AGENDA: JUDGE THOMPSON NOTED AGENDA ITEM B IS REVISED, ITEM C INCLUDES AN ADDENDUM IN THE AMOUNT OF \$228,213.54, ITEM F INCLUDES A REVISION AND ITEM L WAS ADDED TO THE AGENDA BY ADDENDUM. MOTIONED BY TOMMY OVERSTREET, SECONDED BY MILTON PURVIS, TO APPROVE THE CONSENT AGENDA AS FOLLOWS: (ALL VOTING YES)

- A. APPROVE MINUTES OF FEBRUARY 28, 2012 (SPECIAL SESSION) AND MARCH 13, 2012 (REGULAR SESSION).
- B. APPROVE REVISED BUDGET REVISIONS #2012-10, AS PRESENTED BY THE COUNTY AUDITOR AND BUDGET AMENDMENTS #2012-10(A), AS SUBMITTED AND REVIEWED BY COURT APPOINTED COMMITTEE. (SEE ATTACHED)
- C. APPROVE SCHEDULE OF BILLS, INCLUDING ADDENDUM. (SEE ATTACHED)

DATE	AMOUNT	CHECK #
3/07/12	89.58	514 – 515
3/07/12	7,097.76	234075 – 234082
3/07/12	59,001.79	234083 – 234133
3/08/12	31,383.58	147 – 151
3/12/12	6,235.68	234134 – 234137
3/12/12	24,402.95	234138 – 234179
3/12/12	2,477.64	234180
3/13/12	35,408.38	152
3/15/12	29,116.76	153
3/15/12	52.73	516
3/15/12	363,403.62	ACH 235 – 240
3/15/12	3,646.88	234181 – 234190
3/15/12	38,459.13	234191 – 234223
3/15/12	10,395.29	234224 – 234246
3/15/12	699.92	234247 – 234248
3/15/12	150.00	234249
3/16/12	360.00	234250
3/20/12	78,989.13	234251 – 234327
3/20/12	3,839.52	ACH 241
3/27/12	Addendum (to appear on future schedule)	\$228,213.54
TOTAL	\$695,210.34	

- D. APPROVE PERSONNEL ACTION FORMS. (SEE ATTACHED)
- E. APPROVE CHANGE ORDER #1 IN THE AMOUNT OF \$180,432.00 TO J.E. KINGHAM CONSTRUCTION CO. AND APPLICATION & CERTIFICATE FOR PAYMENT #20 TO J.E. KINGHAM CONSTRUCTION CO. IN THE AMOUNT OF \$158,902.70, AS SUBMITTED FOR JUDICIAL CENTER PROJECT.
- F. APPROVE REVISED APPLICATION AND CERTIFICATE FOR PAYMENT #26 TO J.E. KINGHAM CONSTRUCTION CO. IN THE AMOUNT OF \$861,770.82, FOR THE JAIL EXPANSION PROJECT.
- G. APPROVE CHANGE ORDER #2 AND #3 AS SUBMITTED FOR 2008 IKE DISASTER RECOVERY PACKAGE #1 "STANDBY GENERATORS".
- H. APPROVE INTERLOCAL AGREEMENT FOR PROVISION OF ELECTION SERVICES TO THE CITY OF ONALASKA FOR MAY 12, 2012 ELECTION. (SEE ATTACHED)
- I. APPROVE JUSTICE OF THE PEACE, PCT 2 REQUEST FOR JUSTICE COURT TECHNOLOGY EXPENSE IN THE AMOUNT OF \$236.73 FOR REIMBURSEMENT

OF COURT CLERK TRAVEL EXPENSES FOR CONTINUING EDUCATION PREVIOUSLY APPROVED FOR PAYMENT FROM THIS FUND.

- J. RECEIVE COUNTY CLERK'S CERTIFICATION OF COMPLETION OF CONTINUING EDUCATION FOR 2011, AS PRESCRIBED IN SECTION 51.605 OF THE TEXAS GOVERNMENT CODE. (SEE ATTACHED)
- K. RECEIVE COUNTY TREASURER'S AMENDED 4TH QUARTER REPORT FOR FY2011 (JULY – AUGUST – SEPTEMBER) AND 1ST QUARTER REPORT FOR FY2012 (OCTOBER – NOVEMBER – DECEMBER). (SEE ATTACHED)
- L. APPROVE ADVERTISING PCT 1 BIDS FOR THE BULKHEADING OF TAYLOR LAKE ROAD AT THE TRINITY RIVER.

DISCUSSION OF AGENDA ITEM 6 BY JUDGE THOMPSON.

- 6. MOTIONED BY RONNIE VINCENT, SECONDED BY TOMMY OVERSTREET, APPROVAL OF AMENDMENT #1 TO AGREEMENT BETWEEN OWNER AND CONSTRUCTION MANAGER SETTING GUARANTEED MAXIMUM PRICE FOR POLK COUNTY COLLEGE-COMMERCE CENTER/SHELTER PROJECT AT \$8,822,820.00.
ALL VOTING YES.

DAVID WAXMAN PROVIDED AN UPDATE TO THE COURT REGARDING AGENDA ITEM 6.

- 7. MOTIONED BY BOB WILLIS, SECONDED BY RONNIE VINCENT, TO APPROVE ORDER AMENDING POLK COUNTY SUBDIVISION REGULATIONS TO PROVIDE THAT ALL COUNTY ENGINEER COSTS ASSOCIATED WITH REQUIREMENTS SET OUT WITHIN SAID REGULATIONS BE THE RESPONSIBILITY OF AND PAID BY THE DEVELOPER OR APPLICANT AND THAT EVIDENCE OF SAID PAYMENT SHALL BE PROVIDED PRIOR TO ANY FINAL APPROVAL BY THE COMMISSIONERS COURT.
ALL VOTING YES. (SEE ATTACHED)

DISCUSSION OF AGENDA ITEM 8 BY JUDGE THOMPSON, COMMISSIONER OVERSTREET & COMMISSIONER PURVIS.

- 8. MOTIONED BY TOMMY OVERSTREET, SECONDED BY MILTON PURVIS, TO RESCIND ACTION TAKEN ON MARCH 13, 2012 TO WAIVE SURETY BOND REQUIREMENT AND APPROVE FINAL FORM OF ROAD USE AGREEMENT WITH TRANSCANADA KEYSTONE PIPELINE, LP. AND SET SURETY BOND AMOUNT AT \$200,000 AS RECOMMENDED BY COMMISSIONERS OF EFFECTED PRECINCTS.
ALL VOTING YES.

DISCUSSION OF AGENDA ITEM 9 BY COMMISSIONER WILLIS.

- 9. MOTIONED BY BOB WILLIS, SECONDED BY MILTON PURVIS, TO INCREASE THE COUNTY PAY SCHEDULE BY 6 STEPS FOR EACH PAY GROUP.
ALL VOTING YES.

ADJOURN:

MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO ADJOURN COURT THIS 27TH DAY OF MARCH, 2012 AT 10:20 A.M.
ALL VOTING YES.



JOHN P. THOMPSON, COUNTY JUDGE

ATTEST:



SCHELANA WALKER, COUNTY CLERK