

**COMMISSIONERS COURT
AGENDA POSTING #2012 – 142**

BE IT REMEMBERED ON THIS THE 11TH DAY OF SEPTEMBER, 2012, THE HONORABLE COMMISSIONERS COURT MET IN “REGULAR” CALLED MEETING WITH THE FOLLOWING MEMBERS PRESENT, TO WIT;

HONORABLE JOHN P. THOMPSON, COUNTY JUDGE, PRESIDING. 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, ORDER AND DECREES WERE DULY MADE, CONSIDERED & PASSED.

1. WELCOMED & CALLED TO ORDER AT 10:00 A.M. BY JUDGE THOMPSON.
 - INVOCATION LED BY RON RICHARDSON OF LIGHTHOUSE REVIVAL CENTER.
 - PLEDGE OF ALLEGIANCE TO U.S. & TEXAS FLAGS LED BY JIM JOHNSON.
2. PUBLIC COMMENTS:
 - A. JIM JOHNSON REMINDED EVERYONE THAT THE ANNUAL CASA FISH FRY IS SEPTEMBER 20, 2012 AT THE METHODIST CHURCH. TICKETS \$10 EACH.
3. INFORMATIONAL REPORTS:
 - A. JUDGE THOMPSON NOTED TODAY IS THE 11TH ANNIVERSARY OF 9-11-01 AND ASKED EVERYONE TO OBSERVE A MOMENT OF SILENCE.
 - B. JUDGE THOMPSON GAVE PRAISES TO STEPHANIE DALE OF THE AUDITORS OFFICE FOR STATE COMPTROLLERS AWARD & ACKNOWLEDGED RECEIPT OF THE STATE COMPTROLLER’S AWARD TO POLK COUNTY FOR FINANCIAL TRANSPARENCY RESULTING FROM THE EFFORTS OF THE COUNTY AUDITOR & STAFF TO MAKE COUNTY FINANCIAL INFORMATION READILY AVAILABLE TO THE PUBLIC ON THE COUNTY’S WEBSITE.

NEW BUSINESS

4. CONSENT AGENDA: JUDGE THOMPSON NOTED ITEM C INCLUDES AN ADDENDUM IN THE AMOUNT OF \$49,010.06 AND COMMISSIONER PURVIS ASKED FOR ITEM H TO BE PULLED AND DISCUSSED INDIVIDUALLY. MOTIONED BY RONNIE VINCENT, SECONDED BY TOMMY OVERSTREET, TO APPROVE THE CONSENT AGENDA AS FOLLOWS: (ALL VOTING YES)

- A. APPROVE MINUTES OF PREVIOUS MEETINGS: AUGUST 27, 2012 (SPECIAL & REGULAR MEETINGS) AND SEPTEMBER 4, 2012 (SPECIAL MEETING).
- B. APPROVE BUDGET REVISIONS #2012-20, AS PRESENTED BY THE COUNTY AUDITOR AND BUDGET AMENDMENTS #2012-20(A), AS SUBMITTED AND REVIEWED BY COURT APPOINTED COMMITTEE. (SEE ATTACHED)
- C. APPROVE SCHEDULE OF BILLS, INCLUDING ADDENDUM. (SEE ATTACHED)

DATE	AMOUNT	CHECK #
8/22/12	3,771.62	ACH 320
8/23/12	13,180.42	000224 – 000227
8/23/12	118.38	001442 – 001444
8/23/12	6,483.27	236841 – 236853
8/23/12	51,703.05	236854 – 236900
8/27/12	118,324.83	001021
8/27/12	75,027.86	236901 – 236916
8/27/12	303.00	236917
8/28/12	25.53	236918
8/30/12	385,857.33	ACH 321 – 325
8/30/12	24,420.25	000228 – 000230
8/30/12	247.89	001445 – 001446
8/30/12	2,860.44	236919 – 236924
8/30/12	2,806.58	236925 – 236934
8/30/12	19,969.19	236935 – 236973
8/31/12	73.82	236974
9/4/12	3,231.16	000541
9/4/12	16,585.95	236975 – 236978
9/4/12	172,813.24	236979
9/4/12	15,688.37	236980 – 236983
9/5/12	89,510.30	236984 – 237051
9/6/12	13,378.95	542 – 543
9/6/12	345.00	237052
9/11/12	Addendum To appear on future schedule	\$49,010.06
TOTAL	\$1,016,726.43	

- D. APPROVE PERSONNEL ACTION FORMS. (SEE ATTACHED)
- E. APPROVE OFFERS TO PURCHASE TAX FORECLOSED PROPERTIES: (PCT 2) LOT 28, SECTION 2, IMPALA WOODS, CAUSE NO. T11-166.
- F. APPROVE LEASE AGREEMENT WITH THOMAS W. SMITH, DBA LIVINGSTON EYE CENTER, FOR OFFICE SPACE LOCATED AT POLK COUNTY REGIONAL HEALTH CENTER.
- G. ADOPT RESOLUTION EXPRESSING INTENT TO REIMBURSE FY2013 EXPENDITURES TO BE INCURRED BY POLK COUNTY, TEXAS (REIMBURSEMENT RESOLUTION). (SEE ATTACHED)

- H. DISCUSSED INDIVIDUALLY.
- I. APPROVE RENEWAL WITH CONSTRUCTION CODE CONSULTANTS FOR THE PERFORMANCE OF LIFE SAFETY INSPECTION SERVICES FOR A ONE (1) YEAR TERM BEGINNING OCTOBER 1, 2012.
- J. APPROVE AN INTERLOCAL COOPERATION CONTRACT WITH TEXAS DEPARTMENT OF PUBLIC SAFETY DRIVER LICENSE DIVISION FOR THE FAILURE TO APPEAR PROGRAM.
- K. APPROVE RENEWAL OF INDEPENDENT CONTRACTOR AGREEMENTS WITH BARBARA HAYES – MEDICAL REVENUE SERVICES, INC. FOR ADMINISTRATION OF COUNTY INDIGENT HEALTHCARE PROGRAM AND OVERSIGHT OF JAIL MEDICAL AND AGING PROGRAMS.
- L. APPROVE ORDER DESIGNATING REGULAR TERMS OF THE POLK COUNTY COMMISSIONERS COURT FOR FY2012, PURSUANT TO TEX. LOC. GOV'T. CODE 81.005(a). (SEE ATTACHED)
- M. SET SHERIFF AND CONSTABLE FEES TO TAKE EFFECT JANUARY, 2013 AND DIRECT NOTIFICATION TO STATE COMPTROLLER, PURSUANT TO TEX. LOC. GOV'T CODE 118.131.
- N. APPROVE RENEWAL CONTRACT WITH TEXAS DEPARTMENT OF FAMILY AND PROTECTIVE SERVICES RELATING TO TITLE IV-E CHILD WELFARE PROGRAM.
- O. RECEIVE DISTRICT JUDGE'S ORDER SETTING FY2013 COMPENSATION FOR COUNTY AUDITOR AND APPOINTED STAFF, DISTRICT COURT REPORTS AND DISTRICT COURT BAILIFFS. (SEE ATTACHED)
- P. APPROVE ORDER SETTING THE FY2013 SALARIES, EXPENSES AND ALLOWANCES FOR ELECTED OFFICIALS PAID WHOLLY FROM COUNTY FUNDS, PURSUANT TO LGC, SECTION 152.011 – 152.013. (SEE ATTACHED)
- Q. APPROVE BOND FOR TERRI WILLIAMS, APPOINTED COUNTY TREASURER EFFECTIVE SEPTEMBER 4, 2012.
- R. RATIFY STANDARD FORM OF AGREEMENT BETWEEN OWNER AND ARCHITECT, PURSUANT TO AUGUST 14, 2012 COURT APPOINTMENT OF SCOTT & STRONG ARCHITECTS TO DEVELOP CONSTRUCTION PLANS FOR COMPLETION OF THE ANIMAL SHELTER PROJECT.
- S. APPROVE RENEWAL AGREEMENT WITH INTEGRATED DATA SERVICES FOR COUNTY CLERK'S IMAGING SOFTWARE MAINTENANCE FOR FY 2013.
- T. APPROVE VERIZON WIRELESS AGREEMENT FOR PURCHASES PURSUANT TO STATE OF TEXAS DIR CONTRACT NO. DIR-SDD-1779 WITH PCT 1.

4.H. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO APPROVE RENEWAL OF LEASE AGREEMENT WITH MOLLY LOCKE FOR OFFICE SPACE LOCATED IN THE M.G. REILY HUMANITARIAN BUILDING IN CORRIGAN. COMMISSIONER PURVIS ABSTAINED FROM VOTE. REMAINDER OF COURT VOTED YES.

DISCUSSION OF AGENDA ITEM 5 BY SHERIFF HAMMACK.

5. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO ADOPT COUNTY BUDGET FOR FISCAL YEAR BEGINNING OCTOBER 1, 2012 (FY2013) AND ADD \$5,500.00 FROM GENERAL FUND BALANCE TO SHERIFF'S DEPARTMENT WAGES TO RECLASSIFY PART-TIME SECRETARY POSITION TO FULL TIME WITH BALANCE NEEDED TO COME FROM SHERIFF'S DEPT AVAILABLE WAGE FUNDS & A PORTION OF PART TIME WAGE BUDGET, AS REQUESTED BY SHERIFF TO CHANGE A LABOR POOL POSITION TO A FULL-TIME SECRETARY 1 POSITION. ALL VOTING YES.
6. MOTIONED BY MILTON PURVIS, SECONDED BY RONNIE VINCENT, THAT PROPERTY TAXES BE INCREASED BY ADOPTION OF A COUNTY TAX RATE OF \$0.6277 WHICH WILL EFFECTIVELY INCREASE THE TOTAL REVENUES FOR POLK COUNTY FROM PROPERTIES ON THE TAX ROLL IN THE PRECEDING YEAR BY 3.546684 PERCENT. ALL VOTING YES. (SEE ATTACHED)
7. MOTIONED BY TOMMY OVERSTREET, SECONDED BY MILTON PURVIS, TO AWARD ANNUAL BIDS AS FOLLOWS:
 - BID #2013-02.01 – CHIP & SEAL – PINTO & CCC
 - BID #2013-02.02 – CRACKED FUEL – CLEVELAND ASPHALT
 - BID #2013-02.03 – HOT/COLD MIX – EAST TX & CLEVELAND
 - BID #2013-02.04 – LIMESTONE STABILIZATION – PINTO & CCC
 - BID #2013-02.05 – LIMESTONE BASE – EAST TX
 - BID #2013-02.06 – OTHER BASE MATERIALS – COASTAL CRUSHED CONCRETE & A&B
 - BID #2013-02.07 – BULK MATERIALS – TX INDUSTRIES
 - BID #2013-02.08 – D HOT MIX ASPHALT CONCRETE – CCC BLACKTOPPING
 - BID #2013-03.01 – CHIP & SEAL – PINTO
 - BID #2013-03.02 – CRACKED FUEL – CLEVELAND ASPHALT
 - BID #2013-03.03 – HOT/COLD MIX – EAST TX
 - BID #2013-03.04 – LIMESTONE STABILIZATION – PINTO
 - BID #2013-03.05 – LIMESTONE BASE – EAST TX
 - BID #2013-03.06 – OTHER BASE MATERIALS – COASTAL CRUSHED CONCRETE & D. WASHBURN
 - BID #2013-03.07 – BULK MATERIALS – TX INDUSTRIES
 - BID #2013-03.08 – D HOT MIX ASPHALT CONCRETE – CCC BLACKTOPPING
 - BID #2013-04.01 – CHIP & SEAL – PINTO & CCC
 - BID #2013-04.02 – CRACKED FUEL – BRYAN & BRYAN AND CLEVELAND ASPHALT

BID #2013-04.03 – HOT/COLD MIX – EAST TX & CLEVELAND
BID #2013-04.04 – LIMESTONE STABILIZATION – PINTO & CCC
BID #2013-04.05 – LIMESTONE BASE – EAST TX
BID #2013-04.06 – OTHER BASE MATERIALS – COASTAL CRUSHED
CONCRETE, D. WASHBURN, EAST TX & A&B
BID #2013-04.07 - BULK MATERIALS – TX INDUSTRIES
BID #2013-04.08 – D HOT MIX ASPHALT CONCRETE – CCC BLACKTOPPING
BID #2013-05 – BLUK PURCHASE OF LIMESTONE ROAD BASE – NO BIDS
BID #2013-06 – TIRES & TUBES – SOUTHER TIRE MART & A TO Z TIRE
BID #2013-07 – OIL, GREASE, GASOLINE & DIESEL – HUGHES OIL
BID #2013-08 – PEST CONTROL SERVICES – BROKEN ARROW
BID #2013-09 – MOTOR GRADER BLADES – MUSTANG

DISCUSSION OF AGENDA ITEM 8 BY JUDGE THOMPSON.

8. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO RETAIN LEGAL SERVICES FROM JIM ALLISON PERTAINING TO THE POLK COUNTY COLLEGE – COMMERCE CENTER/SHELTER PROJECT.
ALL VOTING YES.

DISCUSSION OF AGENDA ITEM 9 BY EMERGENCY MANAGEMENT COORDINATOR LARRY PITTS.

9. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO ISSUE ORDER PROHIBITING OUTDOOR BURNING IN THE UNINCORPORATED AREAS OF THE COUNTY AS NECESSARY TO PROTECT HEALTH & SAFETY OF THE PUBLIC.
ALL VOTING YES. (SEE ATTACHED)

ADJOURN:

MOTIONED BY TOMMY OVERSTREET, SECONDED BY MILTON PURVIS, TO ADJOURN COURT THIS 11TH DAY OF SEPTEMBER, 2012 AT 10:54 A.M.
ALL VOTING YES.


JOHN P. THOMPSON, COUNTY JUDGE

ATTEST:


SCHELANA WALKER, COUNTY CLERK