

STATE OF TEXAS §

DATE: FEBRUARY 12, 2013

REGULAR MEETING

COUNTY OF POLK §

JUDGE THOMPSON - ABSENT

## COMMISSIONERS COURT

AGENDA POSTING #2013 - 018

BE IT REMEMBERED ON THIS THE 12<sup>th</sup> DAY OF FEBRUARY, 2013, 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, 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 COMMISSIONER WILLIS.
  - INVOCATION LED BY COL. HOWARD DANIEL OF CHESSWOOD BAPTIST CHURCH.
  - PLEDGE OF ALLEGIANCE TO U.S. & TEXAS FLAGS LED BY JIM JOHNSON.
  
2. PUBLIC COMMENTS:
  - A. SYDNEY MURPHY, EXECUTIVE DIRECTOR OF CHAMBER OF COMMERCE, DISCUSSED VARIOUS EVENTS AND ACTIVITIES THE CHAMBER PROVIDES OR SUPPORTS USING COUNTY HOTEL/MOTEL TAX FUNDING AND SHOWED VARIOUS BROCHURES FOR TOURISM IN POLK COUNTY.
  
3. INFORMATIONAL REPORTS:
  - A. SHERIFF KENNETH HAMMACK PRESENTED JANUARY MONTHLY REPORT FOR DEPT. & STATED A TOTAL OF 816 HOURS OF TRAINING HAS BEEN DONE AT THE SHERIFF'S OFFICE, 616 HOURS PCSO STAFF AND 200 HOURS OUTSIDE AGENCIES.
  - B. COMMISSIONER OVERSTREET THANKED THE SHERIFF'S DEPT. FOR ASSISTANCE WITH CHECKING ROADS DURING STORM ON SUNDAY FEBRUARY 11<sup>TH</sup>.

NEW BUSINESS

4. CONSENT AGENDA: COMMISSIONER WILLIS NOTED ITEM C INCLUDES AN ADDENDUM IN THE AMOUNT OF \$121,389.67. MOTIONED BY RONNIE VINCENT, SECONDED BY MILTON PURVIS, TO APPROVE THE CONSENT AGENDA AS FOLLOWS: (ALL VOTING YES)

- A. APPROVE MINUTES FOR JANUARY 22, 2013 REGULAR SESSION.
- B. APPROVE BUDGE REVISIONS #2013-07, AS PRESENTED BY THE COUNTY AUDITOR AND BUDGET AMENDMENTS #2013-07(A), AS SUBMITTED AND REVIEWED BY COURT APPOINTED COMMITTEE. (SEE ATTACHED)
- C. APPROVE SCHEDULE OF BILLS, INCLUDING ADDENDUM. (SEE ATTACHED)

DATE	AMOUNT	CHECK #
1/17/13	364,030.03	ACH 404 - 409
1/17/13	50.00	1469
1/17/13	780.00	110842 - 110960
1/17/13	37,899.51	239143 - 239190
1/17/13	8,146.38	239201
1/17/13	3,207.18	239202 - 239208
1/22/13	2,083,937.63	EFT 000063
1/22/13	2,400.00	110961 - 111071
1/22/13	726.00	111072 - 111177
1/22/13	249.08	239217
1/23/13	163,044.10	ACH 410
1/23/13	37,600.08	239218 - 239220
1/24/13	70,919.48	239221 - 239268
1/25/13	543,031.36	575 - 576
1/25/13	543,031.36	1031 - 1032
1/25/13	50.00	1470
1/25/13	170.00	239280
1/29/13	61,250.00	EFT 000064
1/29/13	2,464.00	111178 - 111191
1/30/13	1,897.70	304
1/31/13	2,659.27	ACH 411
1/31/13	4,450.23	577 - 578
1/31/13	2,757.80	579
1/31/13	26,572.76	239281 - 239336

2/01/13	17,381.13	239348 – 239351
2/04/13	359,002.73	ACH 412 – 417
2/04/13	3,207.18	239352 – 239358
2/04/13	14,641.12	239359
2/05/13	125,613.27	239360 – 239406
2/05/13	34,123.19	239407 – 239464
2/05/13	305.00	239465
2/12/13	Addendum To appear on future schedule	\$121,389.67
<b>TOTAL</b>	<b>\$4,515,597.57</b>	

- D. APPROVE PERSONNEL ACTION FORMS. (SEE ATTACHED)
- E. RECEIVE DISTRICT AND COUNTY CLERK'S CERTIFICATION OF COMPLETION OF CONTINUING EDUCATION FOR 2012, AS PRESCRIBED IN SECTION 51.605 OF THE TEXAS GOVERNMENT CODE. (SEE ATTACHED)
- F. APPROVE BIENNIAL CONTRACT WITH GABRIEL, ROEDER, SMITH & COMPANY FOR OPEB REPORTING OF THE POLK COUNTY RETIREE HEALTH BENEFIT TRUST (2012/13 AND 2013/14) IN ACCORDANCE WITH GASB45 VALUATION REQUIREMENTS.
- G. APPROVE REVISION TO THE MSAG TO CORRECT LOCATION & MILEAGE OF FABIAN (.072 MILES). (SEE ATTACHED)
- H. APPROVE CONSTABLE, PCT. 1 REQUEST FOR APPOINTMENT OF MARCELO ROSARIO AND MITCHELL NEWMAN AS RESERVE DEPUTY CONSTABLES, PCT. 1 AND APPROVE RELATED BONDS.
- I. APPROVE ROAD USE AGREEMENT BETWEEN POLK COUNTY (PRECINCT 4) AND FAMCOR OIL INC.
- J. RATIFY SHERIFF'S OFFICE RENEWAL APPLICATION FOR THE TEXAS 1033 SURPLUS PROPERTY PROGRAM.
- K. APPROVE SHERIFF'S REQUEST FOR RESOLUTION SUPPORTING GRANT APPLICATION TO THE CRIMINAL JUSTICE DIVISION FOR SCHOOL RESOURCE OFFICERS.
- L. APPROVE COUNTY SECTION 3 PLAN AS OUTLINED UNDER THE GENERAL LAND OFFICE COMMUNITY DEVELOPMENT BLOCK GRANTS DISASTER RECOVERY PROGRAM.
- M. RECEIVE COUNTY TREASURER'S AMENDED 4<sup>TH</sup> QUARTER REPORT FOR FY2012 (JUL-AUG-SEP) AND 1<sup>ST</sup> QUARTER REPORT FOR FY2013 (OCT-NOV-DEC). (SEE ATTACHED)
- N. APPROVE AMENDMENT TO PARTICIPATING PROVIDER AGREEMENT WITH MOLINA HEALTHCARE FOR MEDICAID MANAGED CARE PROGRAM (HMO) SERVICES TO QUALIFIED POLK COUNTY AGING SERVICES PARTICIPANTS.

5. DISCUSSION BY JIM GILLEY WITH COASTAL SECURITIES, ACTING AS FINANCIAL ADVISOR FOR THE COUNTY, REGARDING COUNTY DEBT STATUS (FINANCIAL ANALYSIS) AND POSSIBLE ROAD AND BRIDGE FUNDING. (NO ACTION TAKEN)
6. DISCUSSION BY EMERGENCY MANAGEMENT COORDINATOR LARRY PITTS AND SCOTT WRIGHT OF SHERIFF'S I.T. DEPT. ON UPGRADE OF COUNTY RADIOS. (NO ACTION TAKEN)

DISCUSSION OF AGENDA ITEM 7 BY SHERIFF KENNETH HAMMACK.

7. MOTIONED BY MILTON PURVIS, SECONDED BY RONNIE VINCENT, APPROVAL TO FUND THE PURCHASE OF (8) SHERIFF'S DEPARTMENT VEHICLES TOTALLING \$304,879 WITH A TRADE-IN ALLOWANCE FOR (7) VEHICLES TOTALING \$33,000 FROM GENERAL FUND BALANCE IN THE AMOUNT OF \$271,879 AS DETERMINED IN AWARD OF BID 2013-10 ON JANUARY 22, 2013 AND TO INCLUDE SAID AMOUNT ON THE FY2013 REIMBURSEMENT RESOLUTION FOR THE YEAR END ISSUANCE OF LEGALLY AUTHORIZED DEBT.  
ALL VOTING YES.

DISCUSSION OF AGENDA ITEM 8 BY COUNTY CLERK SCHELANA WALKER.

8. MOTIONED BY TOMMY OVERSTREET, SECONDED BY MILTON PURVIS, TO APPROVE COUNTY CLERK'S REQUEST FOR USE OF COUNTY CLERK RECORDS MANAGEMENT FUNDS (FUND BALANCE) FOR PART-TIME STAFFING AND NECESSARY BUDGET AMENDMENTS FOR THE TRANSFER OF COUNTY CLERK RECORDS MANAGEMENT FUNDS TO THE APPROPRIATE GENERAL FUND – COUNTY CLERK PERSONNEL LINE ITEM ACCOUNTS.  
ALL VOTING YES.
9. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO RECEIVE COUNTY AUDITOR'S CORRESPONDENCE REGARDING DISTRIBUTION OF THE COUNTY PERMANENT SCHOOL FUND.  
ALL VOTING YES. (SEE ATTACHED)

10. MOTIONED BY MILTON PURVIS, SECONDED BY RONNIE VINCENT, APPROVAL OF MUSEUM REQUEST FOR PURCHASE OF COPY/FAX MACHINE, AS SUBMITTED WITH FY2013 BUDGET REQUEST AND INCLUDED ON CAPITAL PURCHASE PROJECTIONS, REVISING THE AMOUNT TO \$1,250 TO BE PAID FROM GENERAL FUND BALANCE AND INCLUDED ON REIMBURSEMENT RESOLUTION FOR YEAR-END ISSUANCE OF LEGALLY AUTHORIZED DEBT (TAX NOTES).  
ALL VOTING YES.

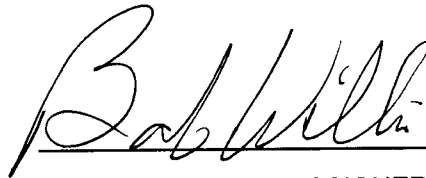
**PUBLIC MEMBERS WERE EXCUSED AT 10:55 A.M. AND THE COURT MOVED INTO EXECUTIVE SESSION AT 11:00 A.M., AS AUTHORIZED BY THE TEXAS OPEN MEETINGS ACT, AS AMENDED; PURSUANT TO GOVERNMENT CODE §§ 551.074, AUTHORIZING CERTAIN DELIBERATIONS ABOUT OFFICERS AND EMPLOYEES OF THE COUNTY.  
EXECUTIVE SESSION ENDED AT 11:22 A.M.  
RECONVENED AT 11:24 A.M.**

DISCUSSION OF AGENDA ITEM 11 BY DISTRICT ATTORNEY LEE HON.

11. MOTIONED BY RONNIE VINCENT, SECONDED BY TOMMY OVERSTREET, TO REVISE THE PERSONNEL POLICY (SEC 5.05) ALLOWING MERIT INCREASES OF MORE THAN TWO (2) STEPS WITHIN THE PAY SCHEDULE WITH APPROVAL OF COMMISSIONERS COURT ON A CASE BY CASE BASIS.  
ALL VOTING YES.

ADJOURN:

MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO ADJOURN COURT THIS 12<sup>TH</sup> DAY OF FEBRUARY, 2013 AT 11:31 A.M.  
ALL VOTING YES.

  
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BOB WILLIS, COMMISSIONER PCT. 1

ATTEST:

  
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SCHELANA WALKER, COUNTY CLERK