

STATE OF TEXAS §

DATE: AUGUST 27, 2013

REGULAR MEETING

COUNTY OF POLK §

ALL MEMBERS - Present

COMMISSIONERS COURT

AGENDA POSTING #2013 - 105

BE IT REMEMBERED ON THIS THE 27TH DAY OF AUGUST, 2013, 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. JOE MACDONALD OF FIRST PRESBYTERIAN CHURCH.
 - PLEDGE OF ALLEGIANCE TO U.S. & TX FLAGS LED BY JIM JOHNSON.

2. PUBLIC COMMENTS:
 - A. JOHNNIE TSCHOSIK – EXPRESSED CONCERN FOR CITIZENS OF HOLIDAY LAKE ESTATES SUBD IF CHANGES ARE MADE TO THE VOLUNTEER FIRE DEPARTMENT.
 - B. ATTORNEY ERNEST "ERNIE" MCCLENDON ADVISED HE IS REPRESENTING THE UNITED COMMUNITY VOLUNTEER FIRE DEPT AND SPOKE ON BEHALF OF ED MAYS & TIM THOMPSON. MR. MCCLENDON GAVE COURT A SUMMARY OF WHAT HAS TAKEN PLACE BETWEEN THE FIRE DEPT & HOLIDAY LAKE ESTATES P.O.A.
 - C. J.L. MAYS, CAPTAIN OF FIRE DEPT. DISCUSSED DISTRIBUTING ASSETS OF DEPARTMENT TO OTHER AGENCIES.
 - D. PARLENE JOHNSON SPOKE ON CONCERN FOR CITIZENS OF HOLIDAY LAKE ESTATES SHOULD THE DEPT BE REMOVED.
 - E. COUNTY CLERK ADVISED THERE WAS A LIST OF NAMES OF PROPERTY OWNERS/RESIDENTS THAT SUBMITTED A LETTER OPPOSING THE CHANGE TO HOLIDAY LAKE ESTATES VFD. (SEE ATTACHED)

F. BUD PAVEY OF INDIAN HILLS #2 SUBDIVISION DISCUSSED THE WORK THAT HAS NOT BEEN DONE ON OLD POST ROAD SOUTH & JENNINGS LANE.

3. INFORMATIONAL REPORTS:

A. JUDGE THOMPSON GAVE A PRESENTATION TO LOCAL HISTORICAL COMMISSION.

NEW BUSINESS

4. CONSENT AGENDA: JUDGE THOMPSON NOTED ITEM C INCLUDES AN ADDENDUM IN THE AMOUNT OF \$58,731.54, TABLE ITEM M, DISCUSS ITEM S INDIVIDUALLY. MOTIONED BY TOMMY OVERSTREET, SECONDED BY MILTON PURVIS, TO TABLE ITEM M "APPROVE COUNTY CLERK'S REQUEST FOR APPOINTMENT OF ELECTION JUDGES AND ALTERNATES". (ALL VOTING YES) MOTIONED BY RONNIE VINCENT, SECONDED BY BOB WILLIS, TO APPROVE THE CONSENT AGENDA AS FOLLOWS: (ALL VOTING YES)

A. APPROVE MINUTES OF AUGUST 13, 2013 (REGULAR SESSION).

B. APPROVE BUDGET REVISIONS #2013-19, AS PRESENTED BY THE COUNTY AUDITOR AND BUDGET AMENDMENTS #2013-19(A), AS SUBMITTED AND REVIEWED BY COURT APPOINTED COMMITTEE. (SEE ATTACHED)

C. APPROVE SCHEDULE OF BILLS, INCLUDING ADDENDUM. (SEE ATTACHED)

DATE	AMOUNT	CHECK #
8/08/13	1,421.13	37 - 38
8/09/13	41.07	607
8/09/13	50.00	1495
8/09/13	130,923.21	242509 - 242577
8/09/13	4,829.50	242592 - 242620
8/09/13	2,982.90	242621
8/09/13	1,922.00	112516 - 112689
8/09/13	1,654.00	112690 - 112821
8/12/13	51.13	242653
8/12/13	47.08	242654
8/12/13	900.00	242655
8/13/13	2,658,924.38	EFT 108 - 109
8/14/13	363,837.47	ACH 517 - 522
8/16/13	618.00	187
8/16/13	1,488.72	608 - 610
8/16/13	100.00	1496
8/16/13	29,040.52	242656 - 242703
8/16/13	419.16	242710 - 242711

8/16/13	3,384.63	242712 - 242717
8/19/13	5,745.99	EFT 110
8/27/13	174.25	1019
8/27/13	156,637.56	242718 - 242796
8/27/13	Addendum to appear on future schedule	\$58,731.54
TOTAL	\$3,365,192.70	

- D. APPROVE PERSONNEL ACTION FORMS. (SEE ATTACHED)
- E. APPROVE OFFERS TO PURCHASE TAX FORECLOSED PROPERTIES: (PCT 1) LOT 146, SECTION 3, COMMODORE CAPE, CAUSE NO. T09-077; LOT 36, SECTION 2, SHILOH RIDGE, CAUSE NO. T09-072; (PCT 4) LOTS 217 THRU 222, SECTION 9, BIG THICKET, CAUSE NO. T10-267.
- F. APPROVE THE ADOPTION OF THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES INDIGENT HEALTHCARE ELIGIBILITY STANDARDS, DOCUMENTATION AND VERIFICATION PROCEDURES FOR STATE FY SEPTEMBER 1, 2013 – AUGUST 31, 2014.
(SEE ATTACHED)
- G. SET SHERIFFS AND CONSTABLES FEES TO TAKE EFFECT JANUARY 1, 2014 AND DIRECT NOTIFICATION TO STATE COMPTROLLER, PURSUANT TO TEX. LOC. GOVT CODE 118.131.
- H. APPROVE RENEWAL OF LEASE AGREEMENT WITH MOLLY LOCKE FOR OFFICE SPACE LOCATED IN THE M.G. REILY HUMANITARIAN BUILDING IN CORRIGAN.
- I. APPROVE RENEWAL OF INDEPENDENT CONTRACT AGREEMENTS WITH BARBARA HAYES – MEDICAL REVENUE SERVICES, INC. – FOR ADMINISTRATION OF COUNTY INDIGENT HEALTHCARE PROGRAM AND OVERSIGHT OF JAIL MEDICAL AND AGING PROGRAMS.
- J. APPROVE RENEWAL AGREEMENT WITH INTEGRATED DATA SERVICES FOR COUNTY CLERK’S IMAGING SOFTWARE MAINTENANCE FOR FY2014.
- K. APPROVE ANNUAL RENEWAL OF AMERICARE CONTRACT FOR PRIMARY EMS/AMBULANCE SERVICE FOR POLK COUNTY.
- L. APPROVE BIENNIAL SERVICE AGREEMENT WITH METROPLEX CONTROL SYSTEMS FOR MAINTENANCE OF JUDICIAL CENTER SECURITY SYSTEM.
- M. TABLED (SEE ABOVE)
- N. APPROVE RENEWAL OF AGREEMENT WITH DR. RAY LUNA AS PRIMARY CARE PROVIDER FOR COUNTY INDIGENT HEALTH CARE PROGRAM.
- O. RECEIVE COUNTY TREASURER’S AMENDMED 2ND QUARTER REPORT (JAN-FEB-MAR) AND 3RD QUARTER REPORT FY FY2013 (APR-MAY-JUN). (SEE ATTACHED)
- P. RECEIVE THE POLK COUNTY RETIREE HEALTH CARE PLAN ACTUARIAL VALUATION

REPORT FROM GABRIEL ROEDER SMITH & COMPANY.

- Q. APPROVE DEPARTMENT OF STATE HEALTH SERVICES CONTRACT #2014-001122-00, CONTINUING GRANT AWARD FOR "POTENTIALLY PREVENTABLE HOSPITALIZATIONS" PROGRAM & APPROVE COOPERATIVE WORK AGREEMENT TO CONTINUE RELATED GRANT ADMINISTRATION SERVICES.
- R. APPROVE ANNUAL (SOFTWARE) MAINTENANCE AGREEMENT WITH NET DATA FOR FY2014.
- S. DISCUSSED INDIVIDUALLY.
- T. APPROVE NON-FINANCIAL COOPERATIVE AGREEMENT TO PROVIDE COUNTY AGING SERVICES WORKSITE ASSISTANCE THROUGH A WORKFORCE SOLUTIONS DEEP EAST TEXAS 10-WEEK WORK PROGRAM.

DISCUSSION OF ITEM S BY ASSISTANT DIST ATTORNEY SONNY ECKHART.

- S. MOTIONED BY BOB WILLIS, SECONDED BY TOMMY OVERSTREET, TO APPROVE JOINT USE AGREEMENT WITH CHESTER I.S.D. FOR ELECTION SERVICES.

DISCUSSION OF ITEM 5 BY EMERGENCY MANAGEMENT COORDINATOR LARRY PITTS.

- 5. MOTIONED BY TOMMY OVERSTREET, SECONDED BY MILTON PURVIS, TO START PROCESS OF GETTING FCC LICENSE FOR ROAD AND BRIDGE RADIOS AND PLACE PROPOSAL SUBMITTED BY DFW COMMUNICATIONS ON FUTURE AGENDA FOR APPROVAL OF PURCHASE AND INCLUSION ON FY14 REIMBURSEMENT RESOLUTION (NOTING BID EXEMPTION) IF RADIOS WILL COMMUNICATE ON THE NORTH END OF THE COUNTY.

ALL VOTING YES.

- 6. CONSTABLE HUGHES ASKED TO DISCUSS #7 BEFORE DISCUSSING #6.

DISCUSSION OF ITEM 7.

- 7. MOTIONED BY BOB WILLIS, SECONDED BY TOMMY OVERSTREET, TO CONTINUE WITH CONSTABLE WARRANT SERVICE PROGRAM SUPPLEMENT AND REQUIRE QUARTERLY REPORTS REGARDING PROGRAM.

ALL VOTING YES.

- 6. RECEIVE INFORMATION ABOUT TRUANCY SERVICE PROVIDED BY PRECINCT 1 CONSTABLE SCOTT HUGHES. NO ACTION TAKEN.

EXECUTIVE SESSION AS AUTHORIZED BY THE TEXAS OPEN MEETINGS ACT, AS AMENDED;
GOVERNMENT CODE §§551.071(2)

- CONSULTATION WITH ATTORNEY ON MATTERS IN WHICH THE DUTY OF AN ATTORNEY TO THE GOVERNMENTAL BODY UNDER THE TEXAS DISCIPLINARY RULES OF PROFESSIONAL CONDUCT OF THE STATE BAR OF TEXAS CLEARLY CONFLICTS WITH THIS CHAPTER.

EXECUTIVE SESSION BEGAN AT 11:14 A.M.

RECONVENED INTO REGULAR SESSION AT 11:32 A.M.

DISCUSSION OF AGENDA ITEM 10 BY JUDGE THOMPSON & DISTRICT ATTORNEY LEE HON.

10. MOTIONED BY BOB WILLIS, SECONDED BY MILTON PURVIS, TO TERMINATE INTERLOCAL AGREEMENT WITH HOLIDAY LAKE ESTATES VFD FOR FIRE PROTECTION ALLOWING DISTRICT ATTORNEY TO SEND 60 DAY NOTICE AND DEMAND RETURN OF PROPERTY THAT POLK COUNTY HAS AN INTEREST IN.

ALL VOTING YES.

DISCUSSION OF ITEM 10 BY THE FOLLOWING INDIVIDUALS:

ERNIE MCCLENDON

J.L. MAYS

JOHNNIE TSCHOSIK

SHERIFF HAMMACK

JULIE MACK

PARLENE JOHNSON

DISCUSSION OF AGENDA ITEM 8 BY COMMISSIONERS & JUDGE.

8. MOTIONED BY BOB WILLIS, SECONDED BY MILTON PURVIS, TO TABLE "DISCUSS & TAKE ANY NECESSARY ACTION RELATING TO APPOINTMENT OF COUNTY FIRE MARSHALL" AND INCLUDE A PERSONNEL EVALUATION DURING EXECUTIVE SESSION OF NEXT REGULAR MEETING.
ALL VOTING YES.

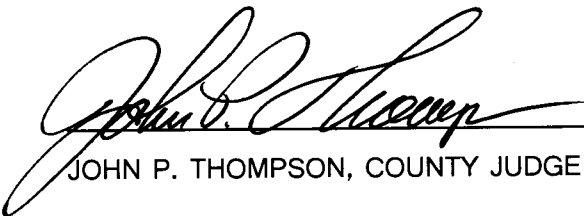
9. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, APPROVAL OF MASTER LEASE AND SUBLEASE OF COUNTY BUILDING HOUSING ANGELINA COLLEGE AND THE POLK COUNTY COMMERCE CENTER.

ALL VOTING YES.

ADJOURN:

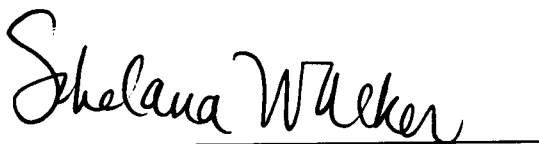
MOTIONED BY TOMMY OVERSTREET, SECONDED BY MILTON PURVIS, TO ADJOURN COURT THIS 27TH DAY OF AUGUST, 2013 AT 12:11 P.M.

ALL VOTING YES.



JOHN P. THOMPSON, COUNTY JUDGE

ATTEST:



SHELANA WALKER, COUNTY CLERK