

STATE OF TEXAS §

DATE: SEPTEMBER 10, 2013

COUNTY OF POLK §

REGULAR MEETING

ALL MEMBERS - Present

COMMISSIONERS COURT

AGENDA POSTING #2013 - 112

BE IT REMEMBERED ON THIS THE 10TH DAY OF SEPTEMBER, 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, CAROL BAILEY - DEPUTY 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 PAT HITT OF PINEYWOODS COWBOY CHURCH.
 - PLEDGE OF ALLEGIANCE TO U.S. & TX FLAGS LED BY JIM JOHNSON.
2. PUBLIC COMMENTS: NONE.
3. INFORMATIONAL REPORTS: NONE.
4. OLD BUSINESS (TABLED FROM LAST AGENDA)
 - A. MOTIONED BY BOB WILLIS, SECONDED BY MILTON PURVIS, TO TABLE "CONSIDER APPROVAL OF COUNTY CLERK'S REQUEST FOR APPOINTMENT OF ELECTION JUDGES AND ALTERNATES". (ALL VOTING YES)
DISCUSSION OF AGENDA ITEM B.
 - B. MOTIONED BY BOB WILLIS, SECONDED BY TOMMY OVERSTREET, TO ACCEPT LETTER OF INTENT TO RETIRE FROM JAY BARBEE, OFFERING THANKS FOR HIS SERVICE, AND TO POST THE ENVIRONMENTAL ENFORCEMENT OFFICER/COUNTY FIRE MARSHAL

POSITION PUBLISHING THE JOB OPENING IN THE ENTERPRISE AND REVIEW APPLICATIONS AT THE OCTOBER 22, 2013 COMMISSIONERS COURT MEETING.

(ALL VOTING YES)

NEW BUSINESS

DISCUSSION OF ITEM 5.

5. MOTIONED BY MILTON PURVIS, SECONDED BY TOMMY OVERSTREET, TO INITIATE \$10,000/YR WARRANT SERVICE PROGRAM SUPPLEMENT FOR CONSTABLES PCT 2 & PCT 3 IN ADDITION TO RETAINING CURRENT SUPPLEMENT FOR CONSTABLES PCT 1 & PCT 4 AND APPROVE A FORM FOR ALL CONSTABLES TO FILL OUT FOR WARRANT SERVICE PROGRAM AND REPORTING REQUIREMENTS FOR SUPPLEMENT ELIGIBILITY.

ALL VOTING YES. (SEE ATTACHED)

6. MOTIONED BY BOB WILLIS, SECONDED BY RONNIE VINCENT, TO RECEIVE, REVIEW AND RECORD DISTRICT JUDGE'S ORDER SETTING FY2014 COMPENSATION FOR COUNTY AUDITOR, ASSISTANT AUDITORS AND (DISTRICT) COURT REPORTERS, COURT COORDINATORS AND BAILIFFS, PURSUANT TO LOCAL GOVERNMENT CODE.

ALL VOTING YES. (SEE ATTACHED)

7. MOTIONED BY TOMMY OVERSTREET, SECONDED BY BOB WILLIS, APPROVAL OF ORDER SETTING ELECTED OFFICIALS' SALARIES, EXPENSES AND ALLOWANCES FOR FY2014, NOTING THAT A SUPPLEMENTAL NOTICE OF INCREASE IN ELECTED OFFICIALS SALARIES WILL BE PUBLISHED FOR CONSTABLES PCT 2 & PCT 3 FOR \$10,000 WARRANT SERVICE PROGRAM SUPPLEMENT APPROVED THIS DATE.

ALL VOTING YES. (SEE ATTACHED)

8. MOTIONED BY BOB WILLIS, SECONDED BY MILTON PURVIS, TO ADOPT FY 2014 BUDGET, NOTING THAT THE WARRANT SERVICE PROGRAM SUPPLEMENT APPROVED FOR CONSTABLES PCT 2 & PCT 3 WILL BE ADDED BY BUDGET AMENDMENT TO BE APPROVED AT A FUTURE MEETING.

ALL VOTING YES.

DISCUSSION OF AGENDA ITEM 9.

9. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO RATIFY THE 9.101655 PERCENT PROPERTY TAX INCREASE REFLECTED IN THE FY2014 PROPOSED BUDGET.
 RECORDED VOTES AS FOLLOWS:
 JUDGE THOMPSON – YES
 COMMISSIONER WILLIS – NO
 COMMISSIONER VINCENT – YES
 COMMISSIONER PURVIS – NO
 COMMISSIONER OVERSTREET – YES.
 MOTION CARRIES.

10. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, APPROVAL OF ORDER SETTING 2013 TAX RATE (TO FUND THE FY2014 BUDGET).
 RECORDED VOTES AS FOLLOWS:
 JUDGE THOMPSON – YES
 COMMISSIONER WILLIS – NO
 COMMISSIONER VINCENT – YES
 COMMISSIONER PURVIS – NO
 COMMISSIONER OVERSTREET – YES.
 MOTION CARRIES. (SEE ATTACHED)

11. CONSENT AGENDA: JUDGE THOMPSON NOTED ALL ITEM A NEEDS TO BE TABLED, ITEM C INCLUDES AN ADDENDUM IN THE AMOUNT OF \$63,389.92 AND ITEM D IS REVISED. MOTIONED BY BOB WILLIS, SECONDED BY TOMMY OVERSTREET, TO APPROVE THE CONSENT AGENDA AS FOLLOWS: (ALL VOTING YES)

- A. TABLE "APPROVE AUGUST 27, 2013 & SEPTEMBER 3, 2013 MINUTES".
- B. APPROVE BUDGET REVISIONS #2013-20, AS PRESENTED BY THE COUNTY AUDITOR AND BUDGET AMENDMENTS #2013-20(A), AS SUBMITTED AND REVIEWED BY COURT APPOINTED COMMITTEE. (SEE ATTACHED)
- C. APPROVE SCHEDULE OF BILLS, INCLUDING ADDENDUM. (SEE ATTACHED)

DATE	AMOUNT	CHECK #
8/22/13	25,882.00	EFT 111-112
8/23/13	69.84	188
8/23/13	127,722.94	318
8/23/13	124,891.60	319 – 325
8/23/13	6,878.82	611 – 612
8/23/13	593.65	613

8/23/13	175.24	1497 - 1498
8/23/13	38,913.96	242797 - 242835
8/23/13	5,966.99	242836 - 242867
8/28/13	386,098.69	ACH 524 - 528
8/28/13	807,647.25	EFT 113
8/28/13	2,500.00	242907
8/29/13	361.20	ACH 529 - 532
8/29/13	10,000.00	242960
8/30/13	2,721.96	39
8/30/13	3,356.35	614 - 615
8/30/13	5,698.00	616 - 617
8/30/13	100.00	1499
8/30/13	3,384.63	242908 - 242913
8/30/13	1,785.84	242914 - 242922
8/30/13	30,801.13	242923 - 242959
8/30/13	14,248.00	242972
8/30/13	208,357.59	242973 - 242981
9/03/13	215,011.74	ACH 533
9/03/13	22,088.98	242982 - 242984
9/03/13	350.00	242985
9/10/13	46,961.50	242986 - 243025
9/10/13	Addendum to appear on future schedule	\$63,389.92
TOTAL	\$2,092,567.90	

- D. APPROVE PERSONNEL ACTION FORMS, AS REVISED. (SEE ATTACHED)
- E. APPROVE ORDER DESIGNATING REGULAR TERMS OF THE POLK COUNTY COMMISSIONERS COURT FOR FY2014, PURSUANT TO TX LOCAL GOVERNMENT CODE 81.005(A). (SEE ATTACHED)
- F. APPROVE ORDER SETTING JUROR REIMBURSEMENT FOR FY2014 (OCTOBER 1, 2013 - SEPTEMBER 30, 2014). (SEE ATTACHED)
- G. APPROVE UPDATE TO PERSONNEL MANAGEMENT SYSTEM TO INCLUDE REVISED PAY SCHEDULE ADOPTED FOR FY2014 BUDGET TO REFLECT 5% COST OF LIVING INCREASE.
- H. ADOPT RESOLUTION EXPRESSING INTENT TO REIMBURSE FY2014 EXPENDITURES TO BE INCURRED BY POLK COUNTY, TEXAS (REIMBURSEMENT

RESOLUTION). (SEE ATTACHED)

- I. APPROVE LEASE/PURCHASE AGREEMENTS WITH BANCORPSOUTH / BUYBOARD CONTRACT NUMBER 358-10 FOR THE PURCHASE OF 7 MODEL 2014 MACK TRUCKS TOTALING \$825,864.62 WITH A \$400.00 BUYBOARD FEE AND BUY BACK (SALE) OF 7 MODEL 2013 MACK TRUCKS TOTALING \$707,000, WITH BALANCE TO BE PAID FROM ROAD AND BRIDGE CURRENTLY BUDGETED FUNDS PER COUNTY AUDITOR'S SCHEDULE.
- J. APPROVE RESOLUTION AUTHORIZING AND APPROVING EXECUTION OF AN AGREEMENT WITH BANCORPSOUTH EQUIPMENT FINANCE, A DIVISION OF BANCORPSOUTH BANK RELATING TO THE LEASE PURCHASE AGREEMENT FOR ROAD & BRIDGE TRUCKS. (SEE ATTACHED)
- K. RENEW TAX ABATEMENT GUIDELINES TO INCLUDE CITY OF LIVINGSTON REINVESTMENT ZONE #3.
- L. APPROVE NON-FINANCIAL COOPERATIVE AGREEMENTS TO PROVIDE COUNTY MAINTENANCE WORKSITE ASSISTANCE THROUGH WORKFORCE SOLUTIONS DEEP EAST TEXAS WORK PROGRAMS.
- M. RATIFY AMENDMENT NO. 05-13 TO THE COMMUNITY SERVICES CONTRACT BETWEEN THE DEPARTMENT OF AGING AND DISABILITY SERVICES AND POLK COUNTY AGING SERVICES.
- N. APPROVE AMENDMENT TO AGREEMENT WITH BRAZOS TRANSIT DISTRICT RENEWING RURAL TRANSPORTATION SERVICES FOR A TWO-YEAR TERM EFFECTIVE SEPTEMBER 1, 2013.
- O. APPROVE FIRST OF FIVE RENEWAL OPTIONS FOR EXTENSION OF LEASE AGREEMENT WITH STATE HEALTH AND HUMAN SERVICES COMMISSION FOR DEPARTMENT OF ASSISTANCE AND REHABILITATIVE SERVICES (DARS) SPACE LOCATED AT POLK COUNTY REGIONAL HEALTH CENTER.
- P. APPROVE TEXAS VINE ANNUAL MAINTENANCE GRANT CONTRACT FOR FY14, INCLUDING RELATED SERVICE AGREEMENT WITH APPRISS, INC.
- Q. ACCEPT THE EMERGENCY MANAGEMENT PERFORMANCE GRANT 13TX-EMPG-0441 FOR (STATE) FY13.
- R. APPROVE CONTRACT WITH TYCO SIMPLEX GRINNELL FOR JAIL FIRE ALARM SERVICES.
- S. APPROVE AGREEMENT WITH GREGORY-EDWARDS FOR PROGRAM MAINTENANCE OF CERTAIN HEATING & HVAC EQUIPMENT LOCATED AT COUNTY JAIL.

DISCUSSION OF ITEM 12 BY LARRY PITTS.

12. MOTIONED BY BOB WILLIS, SECONDED BY RONNIE VINCENT, APPROVAL OF 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)

DISCUSSION OF ITEM 13 BY DAVID WAXMAN & PAT OATES.

13. MOTIONED BY RONNIE VINCENT, SECONDED BY BOB WILLIS, TO APPROVE GLO IKE 2.2 DISASTER RECOVERY PROJECTS, INCLUDING APPROVAL TO ADVERTISE FOR BIDS.

ALL VOTING YES.


ADJOURN:

MOTIONED BY TOMMY OVERSTREET, SECONDED BY MILTON PURVIS, TO ADJOURN COURT THIS 10TH DAY OF SEPTEMBER, 2013 AT 11:01 A.M.

AL VOTING YES.


JOHN P. THOMPSON, COUNTY JUDGE

ATTEST:


CAROL BAILEY, DEPUTY COUNTY CLERK