

STATE OF TEXAS §

DATE: MARCH 11, 2014

COUNTY OF POLK §

REGULAR MEETING

ALL MEMBERS PRESENT

COMMISSIONERS COURT

AGENDA POSTING #2014 - 020 AND (EMERGENCY) ADDENDUM

BE IT REMEMBERED ON THIS THE 11TH DAY OF MARCH, 2014, THE HONORABLE COMMISSIONERS COURT MET IN "REGULAR" CALLED MEETING WITH THE FOLLOWING OFFICERS AND MEMBERS PRESENT, TO WIT;

HONORABLE JOHN THOMPSON, COUNTY JUDGE PRESIDING. BOB WILLIS - COMMISSIONER PCT #1, RONNIE VINCENT - COMMISSIONER PCT #2, MILTON PURVIS - COMMISSIONER PCT #3, LYNETTE ADAMS FOR SCHELANA WALKER - COUNTY CLERK AND MARGIE AINSWORTH - 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 CHIEF LYONS OF POLK COUNTY SHERIFF'S OFFICE
 - PLEDGE OF ALLEGIANCE TO U.S. & TEXAS FLAGS LED BY (RETIRED) JUDGE WAYNE GENT.
2. PUBLIC COMMENTS: NONE
3. INFORMATIONAL REPORTS: NONE
4. OLD BUSINESS (TABLED FROM LAST AGENDA)
 - A. APPROVE MINUTES OF PREVIOUS MEETING: FEBRUARY 11, 2014 (REGULAR SESSION). MOTIONED BY MILTON PURVIS, SECONDED BY TOMMY OVERSTREET, TO TABLE APPROVING MINUTES OF PREVIOUS MEETING (ALL VOTING YES)

NEW BUSINESS

5. CONSENT AGENDA: JUDGE THOMPSON NOTED ITEM C INCLUDES AN ADDENDUM IN THE AMOUNT OF \$137,335.58.
 - A. APPROVE MINUTES OF PREVIOUS MEETING/S: February 25, 2014 (Regular Meeting). MOTIONED BY TOMMY OVERSTREET, SECONDED BY MILTON PURVIS, TO TABLE ITEM A. (ALL VOTING YES) MOTIONED BY BOB WILLIS, SECONDED BY RONNIE VINCENT, TO APPROVE THE REMAINDER OF THE CONSENT AGENDA AS FOLLOWS: (ALL VOTING YES)

- B. APPROVE BUDGET REVISIONS #2014-09, AS PRESENTED BY THE COUNTY AUDITOR AND BUDGET AMENDMENTS #2014-09(A), AS SUBMITTED AND REVIEWED BY COURT APPOINTED COMMITTEE. (SEE ATTACHED)
- C. APPROVE SCHEDULE OF BILLS, INCLUDING ADDENDUMS. (SEE ATTACHED)

DATE	AMOUNT	CHECK #
2/21/14	794.00	114135 – 114157
2/21/14	98,400.24	245798 – 245851
2/21/14	162.50	245857
2/25/14	5,298.30	662 – 663
2/28/14	535,595.96	ACH 637 – 643
2/28/14	3,171.24	664
2/28/14	119.91	1524 – 1525
2/28/14	138,640.75	245898 – 245944
2/28/14	3,179.75	245949-245954
2/28/14	10,000.00	245955
3/03/14	3,466.66	665
3/03/14	17,977.74	245956 – 245958
3/04/14	385.00	245960
3/05/14	28,812.27	245961 – 245992
3/11/14	Addendum To appear on future schedule	\$137,335.58
TOTAL	\$846,004.32	

- D. APPROVE PERSONNEL ACTION FORMS. (SEE ATTACHED).
- E. APPROVE LISTING OF PREVIOUSLY AUTHORIZED CAPITAL PURCHASES TO BE INCLUDED ON REIMBURSEMENT RESOLUTION. (SEE ATTACHED)
- F. RECEIVE CERTIFICATION OF COMPLIANCE OF CONTINUING EDUCATION FOR 2013, AS PRESCRIBED IN SECTION 83.003 AND CERTIFICATION OF COMPLIANCE OF PUBLIC FUNDS INVESTMENT ACT FOR 2013, AS PRESCRIBED IN SECTION 2256.008 OF THE TEXAS GOVERNMENT CODE FOR THE FOLLOWING OFFICIAL: TERRI WILLIAMS, TREASURER. (SEE ATTACHED)
- G. APPROVE INTER LOCAL AGREEMENT BETWEEN POLK COUNTY AND ONALASKA ISD AND GOODRICH ISD FOR THE COUNTY'S PROVISION OF ELECTION EQUIPMENT AND SERVICES FOR THE MAY 10, 2014 ELECTIONS.
- H. APPROVE PRECINCT 2 CAPITAL PURCHASE OF UTILITY TRAILER IN THE AMOUNT OF \$26,293 TO BE PAID FROM ROAD & BRIDGE PRECINCT 2 FUND BALANCE AND

INCLUDED ON THE FY2014 REIMBURSEMENT RESOLUTION FOR THE YEAR-END ISSUANCE OF LEGALLY AUTHORIZED DEBT.

- I. APPROVE CAPITAL PURCHASE, AS PREVIOUSLY DISCUSSED, OF TRANSFER SWITCH FOR GENERATOR LOCATED AT THE POLK COUNTY LAW ENFORCEMENT CENTER IN THE AMOUNT OF \$16,872.10 AND REPLACEMENT OF CELL LOCKS DAMAGED IN GENERATOR CHANGEOVER IN THE AMOUNT OF \$6,088.16 FOR A TOTAL OF \$22,960.26 TO BE PAID FROM GENERAL FUND BALANCE AND INCLUDED ON THE FY2014 REIMBURSEMENT RESOLUTION FOR THE YEAR-END ISSUANCE OF LEGALLY AUTHORIZED DEBT.
- J. CORRECT MINUTES OF THE OCTOBER 22, 2013 MEETING, ITEM 7, TO INCLUDE THE PROJECT 2 BIDS AWARDED (IN ADDITION TO THE PROJECT 1 BID AWARDS CURRENTLY STATED) FOR GLO IDE 2.2 DISASTER RECOVERY PROJECT.
- K. RECEIVE AND RECORD RESOLUTION FROM BIG SANDY ISD RELATING TO PREVIOUS COURT ACTION REGARDING ANNUAL DISTRIBUTION TO DISTRICTS OF MINERAL LEASE PAYMENT ACCRUING TO THE PERMANENT SCHOOL FUND, AS WELL AS THE DISTRIBUTION OF EXCESS PROCEEDS HELD BY THE DISTRICT CLERK FROM SHERIFF'S TAX SALES. (SEE ATTACHED)
- L. APPROVE CERTIFICATE OF CONSTRUCTION COMPLETION FOR THE POLK COUNTY COLLEGE-COMMERCE CENTER/SHELTER PROJECT.
- M. APPROVE PROCLAMATION RECOGNIZING APRIL AS FAIR HOUSING MONTH. (SEE ATTACHED)
- N. APPROVE APPLICATION AND CERTIFICATE FOR PAYMENT RELATED TO THE COURTHOUSE RESTORATION ROUND VII EMERGENCY GRANT "ELEVATOR PROJECT".
- O. APPROVE RESOLUTION ADOPTING THE AMENDED FAIR HOUSING ACTIVITY STATEMENT – TEXAS (FHA) FORM/ACTION PLAN AS RECOMMENDED BY THE LOCAL FAIR HOUSING WORK GROUP. (SEE ATTACHED)
- P. APPROVE TXDOT ADVANCE FUNDING AGREEMENT RELATED TO IKE DISASTER RECOVERY GRANT "PLANT ROAD CONSTRUCTION (FM3488) PROJECT IN CORRIGAN".
- Q. APPROVE AMENDMENT TO DSHS POTENTIALLY PREVENTABLE HOSPITALIZATIONS (PPH) INITIATIVE GRANT CONTRACT, REFLECTING BUDGET MODIFICATION INITIATED AT BEGINNING OF FY2014.

DISCUSSION OF AGENDA ITEM 6 BY TOMMY OVERSTREET

6. MOTIONED BY TOMMY OVERSTREET, SECONDED BY BOB WILLIS TO ACCEPT LOW BID OF \$73,051.00 FROM ROMCO, BID #2014-11, TO "PURCHASE ONE (1) NEW OR USED LATE MODEL SOIL COMPACTOR, PRECINCT 4.", INCLUDING PAYMENT OF (AWARDED BID AMOUNT

STATED) FROM ROAD & BRIDGE PRECINCT 4 FUND BLANACE TO BE INCLUDED ON FY2014 REIMBURSEMENT RESOLUTION FOR THE YEAR-END ISSUANCE OF LEGALLY AUTHORIZED DEBT (TAX NOTES). (ALL VOTING YES).

DISCUSSION OF AGENDA ITEM 7 BY COMMISSIONERS

7. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT TO APPROVE (EMERGENCY) CAPITAL PURCHASE OF BATTERY BACKUP FOR TELEPHONE SYSTEM LOCATED IN THE POLK COUNTY OFFICE ANNEX IN THE AMOUNT OF \$6,290.32 TO BE PAID FROM GENERAL FUND BALANCE AND INCLUDED ON THE FY2014 REIMBURSEMENT RESOLUTION FOR THE YEAR-END ISSUANCE OF LEGALLY AUTHORIZED DEBT. (ALL VOTING YES).

DISCUSSION OF AGENDA ITEM 8 BY CHIEF LYONS

8. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT TO APPROVE RESOLUTION IN SUPPORT OF SHERIFF OFFICE APPLICATION FOR CRIMINAL JUSTICE GRANT "2790201 JUVENILE-AT-RISK DIVERSION PROGRAM. (ALL VOTING YES) (SEE ATTACHED)

JUDGE THOMPSON MOVED TO ITEM #10 & 11 OF THE AGENDA

DISCUSSION OF AGENDA ITEM 10 BY CHIEF LYONS AND COMMISSIONER OVERSTREET

10. MOTIONED BY TOMMY OVERSTREET, SECONDED BY BOB WILLIS TO APPROVE TO INCREASE THE LIMIT OF RESERVE DEPUTY CONSTABLE APPOINTMENT S FROM FIVE (5) TO SIX (6) POSITIONS FOR ALL FOUR PRECINCTS. (ALL VOTING YES)

DISCUSSION OF AGENDA ITEM 11 BY CHIEF LYONS

11. MOTIONED BY TOMMY OVERSTREET, SECONDED BY MILTON PURVIS TO APPROVE THE APPOINTMENT AND BOND OF RUDY AMADOR AS RESERVE DEPUTY CONSTABLE PRECINCT 4, CONTINGENT UPON THE COURT'S DETERMINATION OF LIMITATION ON THE NUMBER OF RESERVE DEPUTY CONSTABLES FOR EACH PRECINCT. (ALL VOTING YES).

JUDGE THOMPSON MOVED TO EXECUTIVE SESSION AT 10:18 A.M.: AS AUTHORIZED BY THE TEXAS OPEN MEETINGS ACT, AS AMENDED; GOVERNMENT CODE §§ 551.071-551.071.

- Consultation with attorney on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter.
- Personnel Matters

EXECUTIVE SESSION ENDED AT 10:45 A.M. AND THE COURT RECONVENED IMMEDIATELY INTO OPEN SESSION

DISCUSSION OF AGENDA ITEM 9

9. MOTIONED BY MILTON PURVIS, SECONDED BY BOB WILLIS TO APPROVE REVISION TO SECTION 7.01 OF THE COUNTY PERSONNEL POLICY REGARDING ELIGIBILITY FOR RETIREE HEALTH BENEFITS ESTABLISHING CRITERIA FOR REINSTATEMENT OF CONTINUOUS SERVICE PRIOR TO A QUALIFIED FAMILY MEDICAL LEAVE EVENT. (ALL VOTING YES)


DISCUSSION OF AGENDA ITEM 12 BY COMMISSIONERS AND A TELEPHONE CONFERENCE WITH ERIC MAGEE FROM ALLISON, BASS & MAGEE, LLP.

12. (EMERGENCY) ADDENDUM. MOTIONED BY TOMMY OVERSTREET, SECONDED BY MILTON PURVIS TO APPROVE COMBINING PRECINCT PROJECTS TO BE INCLUDED IN APPLICATION FOR THE COUNTY TRANSPORTATION INFRASTRUCTURE FUND GRANT PROGRAM INTO ONE (1) PRIORITIZED PROJECT LIST FOR SUBMISSION TO TEXAS DEPARTMENT OF TRANSPORTATION AS FOLLOWS: PRECINCT 1 (HIGHEST PROJECT), PRECINCT 2 (HIGHEST PROJECT), PRECINCT 3 (HIGHEST PROJECT), PRECINCT 4 (HIGHEST PROJECT), PRECINCT 1 (NEXT HIGHEST PROJECT), ETC..

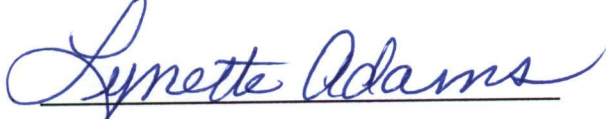
ADJOURN:

MOTION BY TOMMY OVERSTREET, SECONDED BY MILTON PURVIS, TO ADJOURN COURT THIS 11TH DAY OF MARCH, 2014 AT 11:10 A.M.

ALL VOTING YES.


JOHN THOMPSON, COUNTY JUDGE

ATTEST:



LYNETTE ADAMS FOR

SCHELANA WALKER, COUNTY CLERK