

STATE OF TEXAS §

DATE: MAY 6, 2014

COUNTY OF POLK §

REGULAR MEETING

ALL PRESENT

COMMISSIONERS COURT

AGENDA POSTING #2014 - 064

BE IT REMEMBERED ON THIS THE 6TH DAY OF MAY, 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, C.T. "TOMMY" OVERSTREET - COMMISSIONER PCT #4, 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 HOMER ANDERSON OF ONALASKA CHURCH OF CHRIST.
 - PLEDGE OF ALLEGIANCE TO U.S. & TEXAS FLAGS LED BY JIM JOHNSON.

2. PUBLIC COMMENTS:
 - A. GUYLENE ROBERTSON, GOODRICH I.S.D. SUPERINTENDENT, THANKED COURT FOR AGENDA ITEM 6 (EXCESS PROCEEDS FROM SHERIFF'S TAX SALES) BEING PLACED ON THE AGENDA AGAIN AND FOR THE WAIVER OF THE 30 DAY WAITING PERIOD NOTING THESE FUNDS ARE FOR THE CHILDREN OF POLK COUNTY. MS. ROBERTSON ALSO ADVISED COURT SHE WAS RETIRING AS GOODRICH I.S.D. SUPERINTENDENT ON JUNE 30, 2014 & THANKED COURT FOR THEIR SUPPORT OF GOODRICH SCHOOLS.
 - B. JUDGE THOMPSON THANKED GUYLENE ROBERTSON FOR HER SERVICE TO GOODRICH I.S.D.

3. INFORMATIONAL REPORTS:
 - A. JUDGE THOMPSON INFORMED COURT THAT COUNTY WAS AWARDED \$400,000 FROM EMERGENCY GRANT FUND TO REPAIR ROOF ON COURTHOUSE NOTING HALF OF THE FUNDS WILL BE PAID BY HISTORICAL COMMISSION.
 - B. LARRY PITTS, EMERGENCY MANAGEMENT COORDINATOR, ADVISED COURT THAT COUNTY EMPLOYEE DEBBIE CORNOR WOULD BE HAVING A LUNG TRANSPLANT.

4. OLD BUSINESS:

- A. MOTIONED BY BOB WILLIS, SECONDED BY TOMMY OVERSTREET, TO APPROVE ROAD USE AGREEMENT BETWEEN POLK COUNTY (PRECINCTS 1 & 4) AND UNIT PETROLEUM, PENDING BOND REVISION TO PROVIDE PCT 1 WITH SEPARATE BOND.
ALL VOTING YES. (SEE ATTACHED)

NEW BUSINESS

5. CONSENT AGENDA: JUDGE THOMPSON NOTED AGENDA ITEM C INCLUDES AN ADDENDUM IN THE AMOUNT OF \$59,664.85, COUNTY CLERK REQUESTED ITEM H BE DISCUSSED INDIVIDUALLY & COMMISSIONER WILLIS REQUESTED ITEM J BE DISCUSSED INDIVIDUALLY. MOTIONED BY RONNIE VINCENT, SECONDED BY MILTON PURVIS TO APPROVE THE CONSENT AGENDA AS FOLLOWS: (ALL VOTING YES)

- A. APPROVE MINUTES OF APRIL 22, 2014 (REGULAR SESSION).
 B. APPROVE BUDGET REVISIONS #2014-13, AS PRESENTED BY THE COUNTY AUDITOR. (SEE ATTACHED)
 C. APPROVE SCHEDULE OF BILLS, INCLUDING ADDENDUM. (SEE ATTACHED)

DATE	AMOUNT	CHECK #
4/17/14	127,499.49	ACH 665
4/17/14	1,333.10	677 - 678
4/17/14	63,578.19	679
4/17/14	177,095.70	1040 - 1041
4/17/14	52,726.67	246796 - 246819
4/17/14	15.00	246820
4/17/14	16,883.19	246821
4/23/14	153.67	1530
4/24/14	377,681.75	ACH 666 - 671
4/24/14	3,440.75	246910 - 246915
4/25/14	40,298.02	246855 - 246890
4/25/14	3,949.44	246909
4/25/14	630.00	246916
4/29/14	2,382.00	114747 - 114861
4/29/14	2,230.00	114862 - 114964
4/30/14	154,467.27	ACH 673
4/30/14	2,876.68	58
4/30/14	220,104.00	246917 - 246922

4/30/14	98,198.58	246923 – 246980
5/06/14	Addendum to appear on future schedule	\$59,664.85
TOTAL	\$1,345,543.50	

- D. APPROVE PERSONNEL ACTION FORMS. (SEE ATTACHED)
- E. APPROVE LISTING OF PREVIOUSLY AUTHORIZED CAPITAL PURCHASES TO BE INCLUDED ON REIMBURSEMENT RESOLUTION. (SEE ATTACHED)
 - F. APPROVE OFFERS TO PURCHASE TAX FORECLOSED PROPERTIES: (PCT 2) LOTS 4 THRU 8, SECTION 1, CEDAR POINT, CAUSE NO. T13-120; LOT 17, SECTION 1, CREEKSIDE, CAUSE NO. T105-333.
 - G. APPROVE COUNTY CLERK'S EARLY VOTING SCHEDULE FOR MAY 27, 2014 PRIMARY RUNOFF ELECTION. (SEE ATTACHED)
 - H. DISCUSSED INDIVIDUALLY.
 - I. APPROVE INTERLOCAL AGREEMENT BETWEEN POLK COUNTY AND THE CITY OF GOODRICH FOR THE COUNTY'S PROVISION OF ELECTION EQUIPMENT AND SERVICES FOR THE MAY 10, 2014 ELECTIONS. (SEE ATTACHED)
 - J. DISCUSSED INDIVIDUALLY.
 - K. RECEIVE 2015 APPRAISAL DISTRICT BUDGET ADOPTED BY THE POLK CENTRAL APPRAISAL DISTRICT ON APRIL 21, 2014.
 - L. APPROVE PRECINCT 1 REQUIREMENT FOR CONTINUATION OF ONEOK STERLING III PIPELINE, L.L.C. BOND NO.022027324 UNTIL SUCH TIME THAT REPAIR OF DAMAGES OCCURRING FROM (PERMITTED) ROAD USE HAVE BEEN COMPLETED AND/OR COMPENSATION FOR SAID DAMAGES RECEIVED.
 - M. APPROVE APPLICATION AND CERTIFICATE FOR PAYMENT NO. 3 RELATED TO THE COURTHOUSE RESTORATION ROUND VII EMERGENCY GRANT "ELEVATOR PROJECT".
 - N. APPROVE FUNDING AGREEMENT FOR TXDOT OFF SYSTEM BRIDGE REPLACEMENT CSJ: 0911-04-065.
 - O. RECEIVE COUNTY TREASURER'S FY2013 4TH QUARTER REPORT (JUL-AUG-SEPT) AND 1ST QUARTER REPORT FOR FY2014 (OCT-NOV-DEC). (SEE ATTACHED)

COUNTY CLERK ADVISED COURT THE CONSOLIDATION OF BOXES (ITEM H) IS THE SAME THAT HAS BEEN USED IN YEARS PAST AND WAS APPROVED BY THE JUSTICE DEPT YEARS AGO WHEN BARBARA MIDDLETON WAS COUNTY CLERK. THE CONSOLIDATION IS IN COMPLIANCE WITH THE ELECTION CODE WHICH STATES NO VOTER MUST TRAVEL FURTHER THAN 25 MILES TO VOTE.

H. MOTIONED BY MILTON PURVIS, SECONDED BY RONNIE VINCENT, TO APPROVE COUNTY CLERK'S REQUEST TO CONSOLIDATE THE ELECTION PRECINCTS FOR THE MAY 27, 2014 PRIMARY RUNOFF ELECTION. (ALL VOTING YES) (SEE ATTACHED)

DISCUSSION OF ITEM J.

J. MOTIONED BY TOMMY OVERSTREET, SECONDED BY MILTON PURVIS, TO APPROVE RESOLUTION IN SUPPORT OF A CONSTITUTIONAL AMENDMENT FOR INCREASED STATE FUNDING FOR TRANSPORTATION. (ALL VOTING YES) (SEE ATTACHED)

DISCUSSION OF AGENDA ITEM 6 BY DISTRICT CLERK KATHY CLIFTON. CLIFTON ADVISED SHE'S WORKING ON 98 CASES THAT TOTAL \$609,738.25. OF THAT TOTAL \$204,544.60 HAVE SIGNED ORDERS AND ALMOST \$97,000 IS BEING HELD UNTIL THE 2 YEAR EXPIRATION IS UP. KATHY STATED SHE DIDN'T HAVE A BREAKDOWN BECAUSE SHE DIDN'T RECEIVE REQUEST UNTIL MAY 1ST. THE 30 DAY WAITING PERIOD WAIVER IS ON THE ORDERS FOR THE JUDGE. THE DELINQUENT TAX ATTORNEYS (LINEBARGER GOGGAN BLAIR & SAMPSON) ARE ASSISTING WITH BREAK DOWN OF DISBURSEMENTS OF FUNDS IN OLDER CASES.

6. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO RECEIVE UPDATE FROM DISTRICT CLERK REGARDING DISTRIBUTION OF EXCESS PROCEEDS FROM SHERIFF'S TAX SALES, INCLUDING DETAILS REQUESTED BY THE COURT ON APRIL 22, 2014 REGARDING TOTAL DISTRIBUTIONS OUTSTANDING, BY ENTITY, AND REQUEST THAT WAIVER OF 30 DAY WAITING PERIOD BE INCLUDED ON ORDERS FOR ALL FUTURE DISTRIBUTIONS AND CONSIDER WAIVER OF COUNTY'S ADMINISTRATIVE FEE SET OUT IN L.G.C., SECTION 117.055 FOR OUTSTANDING DISTRIBUTIONS. (SEE ATTACHED)

ALL VOTING YES.

7. MOTIONED BY MILTON PURVIS, SECONDED BY BOB WILLIS, APPROVAL TO FILE CLAIM WITH STATE COMPTROLLER, PURSUANT TO GOV'T CODE, SEC. 61.0015(b) FOR REIMBURSEMENT OF A PORTION OF THE JUROR FEES PAID BY POLK COUNTY SINCE THE DATE OF THE LAST CLAIM FILED.

ALL VOTING YES.

DISCUSSION OF AGENDA ITEM 8 BY SHERIFF DEPUTY MARK JONES & EMERGENCY MANAGEMENT COORDINATOR LARRY PITTS.

8. MOTIONED BY MILTON PURVIS, SECONDED BY TOMMY OVERSTREET, TO TABLE "CONSIDER ORDER DESIGNATING SURPLUS PROPERTY, CONSISTING OF SHERIFF'S DEPT. SURPLUS RADIO, LIGHTBARS AND ASSOCIATED EQUIPMENT, WITH DETERMINATION OF ANY ITEMS TO BE DONATED TO VOLUNTEER FIRE DEPARTMENTS WITHIN THE COUNTY THAT HAVE REQUESTED THE SAME".

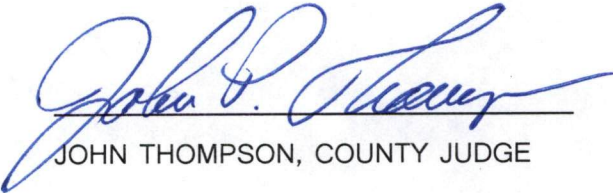
ALL VOTING YES.

REVISITED AGENDA ITEM 6. DISTRICT ATTORNEY WILL CHECK AND SEE IF ADMINISTRATIVE FEE CAN BE WAIVED. DISCUSSION, NO CHANGE TO ORIGINAL MOTION.

ADJOURN:

MOTIONED BY TOMMY OVERSTREET, SECONDED BY MILTON PURVIS, TO ADJOURN COURT THIS 6TH DAY OF MAY, 2014 AT 10:28 A.M.

ALL VOTING YES.


JOHN THOMPSON, COUNTY JUDGE

ATTEST:



SCHELANA WALKER, COUNTY CLERK