

STATE OF TEXAS §

DATE: SEPTEMBER 23, 2014

COUNTY OF POLK §

REGULAR MEETING

ALL PRESENT

COMMISSIONERS COURT

AGENDA POSTING #2014 - 125

BE IT REMEMBERED ON THIS THE 23RD DAY OF SEPTEMBER, 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 HOCK - 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 REV. CURTIS HESTER OF FIRST COMMUNITY MISSIONARY BAPTIST CHURCH IN SEVEN OAKS.
 - PLEDGE OF ALLEGIANCE TO U.S. & TX FLAGS LED BY JIM JOHNSON.
2. PUBLIC COMMENTS: NONE.
3. INFORMATIONAL REPORTS:
 - A. JUDGE THOMPSON ACKNOWLEDGED THE MEMBERS OF THE COMMISSION & PRESENTED DISTINGUISHED SERVICE AWARD TO POLK COUNTY HISTORICAL COMMISSION (CHC) FOR OUTSTANDING PRESERVATION WORK IN 2013-2014.
 - B. RECEIVE INFORMATION FROM COMMISSIONER PURVIS REGARDING RELOCATION OF THE CORRIGAN SENIOR CENTER FROM THE M.G. REILY HUMANITARIAN BUILDING (OLD HOSPITAL) TO THE JAMES J. "BUDDY" HEALTH AND HUMAN SERVICES BUILDING, NOTING THAT THE CENTER WILL BE CLOSED OCTOBER 6 & 7 FOR THE MOVE AND WILL REOPEN OCTOBER 8 AT THE NEW LOCATION. ALSO NOTED THAT AGING SERVICES HAS PROVIDED EXTRA FROZEN MEALS TO PARTICIPANTS FOR THE CLOSURE DAYS. (NO ACTION TAKEN)

4. OLD BUSINESS (TABLED FROM LAST AGENDA)

- A. MOTIONED BY BOB WILLIS, SECONDED BY TOMMY OVERSTREET, TO APPROVE MINUTES OF PREVIOUS MEETINGS: AUGUST 12, 2014 (REGULAR MEETING) AUGUST 19, 2014 (SPECIAL SESSION), AUGUST 26, 2014 (REGULAR MEETING & SPECIAL SESSION-PUBLIC HEARING) AND SEPTEMBER 2, 2014 (SPECIAL SESSION-PUBLIC HEARING).

NEW BUSINESS

5. CONSENT AGENDA: JUDGE THOMPSON NOTED AGENDA ITEM C INCLUDES AN ADDENDUM IN THE AMOUNT OF \$62,308.42, ITEM D IS REVISED AND ITEM E LISTS TRACT 9, SECTION 1, M.L. CHOATE SURVEY, A-15, CAUSE NO. T13-552 IN PCT 2 BUT IS ACTUALLY IN PCT 3.

MOTIONED BY BOB WILLIS, SECONDED BY RONNIE VINCENT, TO APPROVE THE CONSENT AGENDA AS FOLLOWS: (ALL VOTING YES)

- A. APPROVE MINUTES OF SEPTEMBER 9, 2014 (SPECIAL SESSION-PUBLIC HEARING & REGULAR MEETING) AND SEPTEMBER 15, 2014 (SPECIAL SESSION).
- B. APPROVE BUDGET REVISIONS #2014-22, AS PRESENTED BY THE COUNTY AUDITOR AND BUDGET AMENDMENTS #2014-22(A), AS SUBMITTED AND REVIEWED BY COURT APPOINTED COMMITTEE. (SEE ATTACHED)
- C. APPROVE SCHEDULE OF BILLS, INCLUDING ADDENDUM. (SEE ATTACHED)

DATE	AMOUNT	CHECK #
9/04/14	10,000.00	249075
9/05/14	1,588.19	67
9/05/14	209,047.38	249076 - 249120
9/11/14	386,677.43	ACH 736 - 741
9/12/14	41.16	712
9/12/14	229.15	1033
9/12/14	85,505.60	249205 - 249237
9/12/14	6,194.56	249238 - 249248
9/12/14	3,712.19	249249 - 249255
9/23/14	109,580.45	249265 - 249343
9/23/14	Addendum to appear on future schedule	\$62,308.42
TOTAL	\$812,576.11	

- D. APPROVE PERSONNEL ACTION FORMS, AS REVISED. (SEE ATTACHED)

- E. APPROVE OFFERS TO PURCHASE TAX FORECLOSED PROPERTIES: (PCT 1) LOT 5, SECTION 7, LAKE LIVINGSTON VILLAGE, CAUSE NO. T13-477; LOTS 12 & 13, SECTION 1-A, SHELTER COVE, CAUSE NO. T13-512; LOT 61, SECTION 4, LAKE LIVINGSTON VILLAGE, CAUSE NO. T12-529; LOT 132, SECTION 6, LAKE LIVINGSTON VILLAGE, CAUSE NO. T13-620; LOT 153, SECTION 8, LAKE LIVINGSTON VILLAGE, CAUSE NO. T12-474, LOT 169, SECTION 8, LAKE LIVINGSTON VILLAGE, CAUSE NO. T12-479; LOT 237, SECTION 8, LAKE LIVINGSTON VILLAGE, CAUSE NO. T12-260; (PCT 2) LOT 5, BLOCK 1, SECTION 2, SPORTSMAN'S RETREAT, CAUSE NO. T13-655; LOT 11, BLOCK 4, SECTION 1, INDIAN HILLS, CAUSE NO. T09-039; LOT 13, BLOCK 1, SECTION 1 & LOT 11, BLOCK 6, SECTION 1, INDIAN HILLS, CAUSE NO. T11-085; LOT 144, SECTION 9, LAKE LIVINGSTON VILLAGE, CAUSE NO. T12-461; (PCT 3) TRACT 9, SECTION 1, M.L. CHOATE SURVEY, ABSTRACT 15, CAUSE NO. T13-552; LOTS 1 & 2, BLOCK 3, DUNBAR, CAUSE NO. T11-148; SUB LOT 21, SECTION 1 M.L. CHOATE SURVEY, ABSTRACT 15, CAUSE NO. T13-550; (PCT 4) LOTS 60 THRU 65, SECTION 12, INDIAN SPRINGS, CAUSE NO. T13-445; LOTS 129 THRU 132, SECTION 20, INDIAN SPRINGS, CAUSE NO. T13-108.
- F. APPROVE POLICY SECTION 5.05 UPDATE TO CLARIFY USE OF MERIT POOL IN DEPARTMENTS WITH ONE EMPLOYEE, ONLY, TO ENSURE EQUITABLE USE OF POOL.
- G. APPROVE FY2014 CONTRACT EXTENSION FOR OLDER AMERICAN ACT PROGRAM WITH DETCOG AREA AGENCY ON AGING FOR FUNDING RELATING TO CONGREGATE AND HOME DELIVERED MEAL SERVICES.
- H. APPROVE SAAFE HOUSE REQUEST FOR PLACEMENT ON THE JURY FEE DONATION LIST MAINTAINED BY THE DISTRICT CLERK.
- I. APPROVE ANNUAL SOFTWARE MAINTENANCE AGREEMENT WITH NET DATA FOR FY2015.
- J. APPROVE LEASE AGREEMENT WITH MOLLY LOCKE FOR OFFICE SPACE LOCATED IN JAMES J. "BUDDY" PURVIS HEALTH AND HUMAN SERVICES BUILDING IN CORRIGAN.
- K. APPROVE COUNTY CLERK'S REQUEST FOR CONTRACT WITH TEXAS DEPARTMENT OF STATE HEALTH SERVICES RENEWING VITAL STATISTICS SERVICES.
- L. APPROVE AMENDMENT NO. 05-15 TO THE COMMUNITY SERVICES CONTRACT BETWEEN THE DEPARTMENT OF AGING AND DISABILITY SERVICES AND POLK COUNTY AGING SERVICES FOR FY2015.
- M. APPROVE DOCUMENTATION AS SUBMITTED FOR 2008 IKE DISASTER RECOVER PROJECT "TOM CUMMINGS ROAD IMPROVEMENT"; CHANGE ORDER NO. 1.
- N. ACCEPT THE EMERGENCY MANAGEMENT PERFORMANCE GRANT 14TX-EMPG-441 FOR (STATE) FY14.
- O. APPROVE RENEWAL OF ANNUAL FIREFIGHTING AGREEMENT WITH CITY OF LIVINGSTON.

P. APPROVE REVISION TO SAFETY PROGRAM STANDARDS (SAFETY AWARDS) RELATING TO CPR/AED/FIRST-AID DEPARTMENTAL CERTIFICATION REQUIREMENTS, AS RECOMMENDED BY THE SAFETY COMMITTEE.

Q. APPROVE COUNTY CLERK'S REQUEST FOR APPOINTMENT OF ELECTION JUDGES AND ALTERNATES FOR THE NOVEMBER 4, 2014 ELECTIONS. (SEE ATTACHED)

6. MOVED TO END OF MEETING.

7. MOTIONED BY MILTON PURVIS, SECONDED BY TOMMY OVERSTREET, APPROVAL OF ORDER REGARDING DISBURSEMENTS FROM COUNTY ENERGY TRANSPORTATION REINVESTMENT ZONE INCREMENT FUND. (SEE ATTACHED)

ALL VOTING YES.

8. MOVED TO END OF MEETING.

9. MOTIONED BY BOB WILLIS, SECONDED BY RONNIE VINCENT, TO TABLE "CONSIDER DISTRICT CLERK'S REQUEST FOR APPROVAL OF STATE CASE REGISTRY AND LOCAL CUSTOMER SERVICE COOPERATIVE AGREEMENT BETWEEN THE OFFICE OF THE ATTORNEY GENERAL AND POLK COUNTY, TEXAS" TO PROVIDE FURTHER REVIEW BY DISTRICT ATTORNEY'S OFFICE.

ALL VOTING YES.

10. MOTIONED BY BOB WILLIS, SECONDED BY RONNIE VINCENT, APPROVAL OF ORDER GRANTING COMPETITIVE BIDDING EXEMPTION AS AUTHORIZED BY LGC 262.024(a)(4), FOR PROFESSIONAL SERVICES RELATING TO JAIL PHYSICIAN SERVICES AND APPROVE AGREEMENT WITH DR. RAYMOND LUNA, A QUALIFIED PHYSICIAN TO PROVIDE SAID SERVICES.

ALL VOTING YES. (SEE ATTACHED)

DISCUSSION OF AGENDA ITEM 11.

11. MOTIONED BY BOB WILLIS, SECONDED BY RONNIE VINCENT, APPROVAL TO PURCHASE 14,285 CUBIC YARDS OF TXDOT RECLAIMED ASPHALT (RAP), AUTHORIZED IN THE SEPTEMBER 9, 2014 MEETING, AND COMPLY WITH NOTIFICATION TO TXDOT OF AMOUNT OF MATERIAL TO BE PURCHASE; TO BE FUNDED BY ROAD & BRIDGE FUND BALANCE AS NECESSARY AND/OR INCLUSION OF SPECIFIED AMOUNTS ON THE FY2015 REIMBURSEMENT RESOLUTION FOR YEAR END ISSUANCE OF AUTHORIZED DEBT (TAX NOTES) WHICH - IF APPLICABLE - WILL BE POSTED ON A FUTURE AGENDA.

ALL VOTING YES.

EXECUTIVE SESSION BEGAN AT 10:30 A.M.

AS AUTHORIZED BY TEXAS GOVT. CODE ANN. SEC 551.071 FOR CONSULTATION WITH ATTORNEY REGARDING PENDING OR CONTEMPLATED LITIGATION AND SEC. 551.074 TO DELIBERATE THE REASSIGNMENT & DUTIES OF A PUBLIC OFFICER OR EMPLOYEE (PERSONNEL MATTERS).

EXECUTIVE SESSION ENDED AT 11:17.

8. MOTIONED BY MILTON PURVIS, SECONDED BY BOB WILLIS, TO TABLE "DISCUSS AND CONSIDER ANY NECESSARY ACTION RELATING TO THE COUNTY'S LIFE SAFETY CODE NFPA 101 (ADOPTED OCTOBER 14, 2003 AND SUSPENDED FOR 30 DAYS ON AUGUST 26, 2014), TO INCLUDE DISCUSSION OF POSSIBLE ASSIGNMENT OF CODE REVIEW AND INSPECTION DUTIES" – ALLOWING COMMISSIONERS PURVIS AND OVERSTREET TO OBTAIN SPECIFIC INFORMATION FROM INDIVIDUALS WHO MAY POSSIBLE PROVIDE INSPECTION SERVICES AND CONTINUE SUSPENSION OF COUNTY'S LIFE SAFETY CODE FOR AN ADDITIONAL 30 DAYS.

ALL VOTING YES.

COMMISSIONERS REVIEWED & RATED CONSTRUCTION MANAGER AT RISK FOR ITEM 6. COUNTY CLERK ADVISED RATINGS ARE AS FOLLOWS:

PHOENIX I RESTORATION & CONSTRUCTION - 424

J.E. KINGHAM CONSTRUCTION COMPANY - 368

6. MOTIONED BY BOB WILLIS, SECONDED BY MILTON PURVIS, TO RECEIVE, REVIEW AND RATE RESPONSES TO POLK COUNTY'S REQUEST FOR QUALIFICATIONS AND SELECT PHOENIX I RESTORATION & CONSTRUCTION AS CONSTRUCTION MANAGER AT RISK FOR THE TEXAS HISTORICAL COMMISSION THCCP ROUND VIII GRANT PROJECT FOR RESTORATION OF THE COURTHOUSE "ROOFING PROJECT".

ALL VOTING YES.

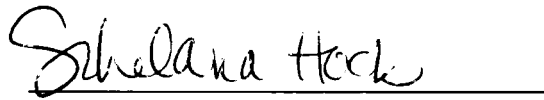
ADJOURN:

MOTIONED BY TOMMY OVERSTREET, SECONDED BY MILTON PURVIS, TO ADJOURN COURT THIS 23RD DAY OF SEPTEMBER, 2014 AT 11:41 A.M.

ALL VOTING YES.


JOHN THOMPSON, COUNTY JUDGE

ATTEST:



SCHELANA HOCK, COUNTY CLERK