

COMMISSIONERS COURT

AGENDA POSTING #2014 - 138

Be it remembered on this The 28th day Of October, 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, 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 CHRIS BORDEN OF FIRST ASSEMBLY OF GOD CHURCH.
 - PLEDGE OF ALLEGIANCE TO U.S & TX FLAGS LED BY JIM JOHNSON.

2. PUBLIC COMMENTS:
 - A. BOBBY BRIDWELL WITH HOLIDAY LAKE ESTATES VFD THANKED COURT IN ADVANCE FOR CONSIDERING AGENDA ITEM 8 AND STATED A LOT OF WORK HAS BEEN DONE TO IMPROVE THE VFD AND THEY WILL CONTINUE TO WORK HARD TO MAKE THE COUNTY PROUD.

3. INFORMATIONAL REPORTS:
 - A. RECOGNITION OF COUNTY AWARD ACHIEVEMENTS;
 - STATE COMPTROLLER'S "2014 GOLD LEADERSHIP CIRCLE AWARD".
MARGIE NOTED ZUNI VESS WAS RESPONSIBLE FOR THE AWARD.
 - GOVERNMENT FINANCE OFFICERS ASSOCIATION (GFOA) "CERTIFICATE OF ACHIEVEMENT FOR EXCELLENCE IN FINANCIAL REPORTING".
 - GOVERNMENT FINANCE OFFICERS ASSOCIATION (GFOA) "DISTINGUISHED BUDGET PRESENTATION AWARD".
JUDGE THOMPSON NOTED MARCIA COOK WAS RESPONSIBLE FOR THE AWARD.

- B. SCHELANA HOCK, COUNTY CLERK, ADVISED EVERYONE THIS IS THE LAST WEEK OF EARLY VOTING.
- C. KATHY CLIFTON, DISTRICT CLERK, INFORMED EVERYONE BOTH CLERKS OFFICES HAVE BEGUN E-FILING AS OF OCTOBER 22, 2014.

4. OLD BUSINESS:

- A. MOTIONED BY BOB WILLIS, SECONDED BY RONNIE VINCENT, TO DELETE "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." NOTING THAT THE RECOMMENDATION OF THE DISTRICT ATTORNEY'S OFFICE IS TO ADDRESS THE MATTER AFTER A COMPLETE REVIEW OF THE CONTRACTUAL OBLIGATIONS HAS BEEN FINALIZED.

ALL VOTING YES.

NEW BUSINESS

- 5. CONSENT AGENDA: JUDGE THOMPSON NOTED ITEM A NEEDS TO BE TABLED, ITEM C INCLUDES 2 ADDENDUMS IN THE AMOUNTS OF \$26,760.52 (FY14) & \$200,392.98 (FY15). MOTIONED BY RONNIE VINCENT, SECONDED BY TOMMY OVERSTREET, TO TABLE ITEM A. MOTIONED BY TOMMY OVERSTREET, SECONDED BY BOB WILLIS, TO APPROVE TO CONSENT AGENDA AS FOLLOWS: (ALL VOTING YES)

- A. TABLED "APPROVE MINUTES OF OCTOBER 14, 2014 (REGULAR MEETING).
- B. APPROVE BUDGET AMENDMENTS #2014-24(A) AND #2015-02(A), AS SUBMITTED AND REVIEWED BY COURT APPOINTED COMMITTEE. (SEE ATTACHED)
- C. APPROVE SCHEDULE OF BILLS, INCLUDING ADDENDUM. (SEE ATTACHED)

DATE	AMOUNT	CHECK #
FY14		
10/10/14	8,528.98	716 - 717
10/10/14	71,172.27	249684 - 249715
10/10/14	74.84	249836
10/10/14	6,207.88	249831 - 249836
10/14/14	10,887.91	249839 - 249849
10/17/14	45,817.45	718
10/17/14	31.99	1551
10/17/14	21,193.00	249874 - 249886
10/21/14	799.98	1039

10/21/14	9,065.18	249891
FY15		
10/10/14	384,224.61	ACH 750 – 755
10/10/14	12,533.50	335
10/10/14	150.00	1549 – 1550
10/10/14	1,584.00	116397 – 116530
10/10/14	57,295.40	249716 – 249743
10/10/14	3,712.19	249745 – 249751
10/10/14	21,372.40	249819 - 249830
10/15/14	3,739.94	ACH 161
10/17/14	200,724.82	249855 – 249873
10/17/14	10,000.00	249887
10/20/14	1,751,047.93	ACH 162
10/21/14	531.13	249892
10/21/14	15,297.56	249893
10/28/14	42,892.20	249894 – 24924
10/28/14	Addendum to appear on future schedule	\$26,760.52 (FY14)
	Addendum to appear on future schedule	\$200,392.98 (FY15)
TOTAL	\$2,678,885.16	

- D. APPROVE PERSONNEL ACTION FORMS. (SEE ATTACHED)
- E. APPROVE ROAD USE AGREEMENT BETWEEN POLK COUNTY (PRECINCT 1) AND ALTA MESA SERVICES, LP AND THE ASSOCIATED BOND. (SEE ATTACHED)
- F. APPROVE ORDER DESIGNATING SURPLUS PROPERTY. (SEE ATTACHED)
- G. APPROVE RENEWAL OF EMPLOYEE CRIME POLICY WITH C.T. JONES INSURANCE.
- H. APPROVE RENEWAL OF LEASE AGREEMENT WITH DR. LEWIS FOR MEDICAL CLINIC SPACE LOCATED IN THE M.G. REILY HUMANITARIAN BUILDING IN CORRIGAN.
- I. APPROE UPDATE TO PERSONNEL MANAGEMENT SYSTEM, ADDING A JOB DESCRIPTION FOR AGING SERVICES WORKER II AND REVISING POLICY TO PROVIDE MODIFIED CATEGORIES OF EMPLOYEMENT REQUIRED BY AFFORDABLE CARE ACT.
- J. APPROVE APPLICATION AND CERTIFICATE FOR PAYMENT NO. 8 RELATED TO THE COURTHOUSE RESTORATION ROUND VII EMERGENCY GRANT "ELEVATOR PROJECT".
- K. APPROVE CERTIFICATE OF CONSTRUCTION COMPLETION FOR THE 2008 IKE DISASTER RECOVERY GRANT "DUNBAR GYM RENOVATIONS".

JUDGE THOMPSON DISCUSSED SICK LEAVE POOL POLICY & CONDUCTED RANDOM DRAWING FOR COMMITTEE MEMBERS.

6. MOTIONED BY BOB WILLIS, SECONDED BY RONNIE VINCENT, TO SELECT COUNTY SICK LEAVE POOL COMMITTEE BY RANDOM DRAWING AS FOLLOWS:

ROAD & BRIDGE, MAINTENANCE & CUSTODIAL – CECIL JACK FROST, JR.

LAW ENFORCEMENT/JUDICIAL – LEONARD L. SHANKLES & REBECCA MARLOW.

ALL OTHER AREAS – TERRI ANN VIKING & STEVEN HULLIHEN.

ALL VOTING YES.

7. MOTIONED BY TOMMY OVERSTREET, SECONDED BY BOB WILLIS, TO RESCHEDULE THE NEXT REGULAR COMMISSIONERS COURT SESSION (DUE TO CONFLICT WITH COUNTY HOLIDAY (VETERANS DAY) CLOSURE ON NOVEMBER 11, 2014) TO WEDNESDAY, NOVEMBER 12, 2014 AT 10:00 A.M.

ALL VOTING YES.

COMMISSIONER WILLIS DISCUSSED ITEM 8.

8. MOTIONED BY BOB WILLIS, SECONDED BY TOMMY OVERSTREET, TO APPROVE FIRE PROTECTION CONTRACT BETWEEN HOLIDAY LAKE ESTATES VOLUNTEER FIRE DEPARTMENT AND THE COUNTY, TO INCLUDE PRO-RATA SHARE OF COUNTY FUNDING FOR VFD'S AND TO RELEASE THE BRUSH TRUCK TO THE DEPARTMENT BASED ON TEXAS FOREST SERVICE RECOGNITION HAVING BEEN RECEIVED.

ALL VOTING YES.

DISCUSSION OF AGENDA ITEM 9 BY JUDGE THOMPSON, STEVE HULLIHEN & KATHY CLIFTON. CLIFTON ASKED IF THE UPDATE WOULD WORK WITH NEW UPDATES & HULLIHEN ADVISED IT WOULD.

9. MOTIONED BY BOB WILLIS, SECONDED BY TOMMY OVERSTREET, APPROVAL OF DATE PROCESSING REQUEST FOR PURCHASE OF AS400 UPGRADE AND EVAULT RECOVERY APPLIANCE, AS LISTED IN FY2015 CAPTIAL PURCHASE PROJECTIONS, FOR A TOTAL NOT TO EXCEED \$85,560.00 TO BE PAID FROM GENERAL FUND BALANCE AND INCLUDED ON THE FY2015 REIMBURSEMENT RESOLUTION FOR YEAR-END ISSUANCE OF LEGALLY AUTHORIZED DEBT (TAX NOTES).

ALL VOTING YES.

DISCUSSION OF LIFE SAFETY 101 PERMITTING BY JUDGE THOMPSON (PART OF AGENDA ITEM 10). JIMMY WHEELAND DISCUSSED & EXPLAINED INSPECTIONS THAT HE COULD PERFORM, NOTING HE IS NOT CERTIFIED FOR CODE ENFORCEMENT OR ARSON INVESTIGATION.

(RELATING TO AGENDA ITEM 11.) MOTIONED BY BOB WILLIS, SECONDED BY RONNIE VINCENT TO TAKE RECORD VOTE TO DETERMINE WHETHER DELIBERATION REGARDING CONTRACT NEGOTIATION FOR CONSTRUCTION MANAGER AT RISK FOR THE TEXAS HISTORICAL COMMISSION THCPP ROUND VIII GRANT FOR RESTORATION OF THE POLK COUNTY COURTHOUSE (ROOF) WOULD HAVE A DETRIMENTAL EFFECT ON THE POSITION OF THE COMMISSIONERS COURT IN NEGOTIATIONS WITH A THIRD PERSON. ALL RAISED RIGHT HAND IN FAVOR OF ENTERING INTO EXECUTIVE SESSION. (PURSUANT TO TX GOVT CODE ANN., SECTION 551.074)

EXECUTIVE SESSION BEGAN AT 10:39 A.M.

EXECUTIVE SESSION ENDED AT 11:14 A.M.

MORE DISCUSSION OF AGENDA ITEM 10 BY JUDGE THOMPSON, LISA ELLIS, JAY BURKS & JIMMY WHEELAND.

10. MOTIONED BY BOB WILLIS, SECONDED BY TOMMY OVERSTREET, TO DELETE "DISCUSSION OF COUNTY'S LIFE SAFETY 101 CODE INSPECTION, PERMITTING & ENFORCEMENT" AND TO CONTINUE THE SUSPENSION OF THE COUNTY'S LIFE SAFETY CODE UNTIL THE FIRST MEETING IN DECEMBER (12/9/14).

ALL VOTING YES.

HAVING RECEIVED LEGAL COUNSEL'S WRITTEN DETERMINATION THAT DELIBERATION IN AN OPEN MEETING WOULD HAVE A DETRIMENTAL EFFECT ON THE POSITION OF THE COMMISSIONERS COURT IN NEGOTIATIONS WITH A THIRD PERSON AND HAVING VOTED THE SAME, THE COURT ENTERED INTO EXECUTIVE SESSION AT 11:28 A.M. PURSUANT TO TX GOVT CODE ANN., SECTION 551.0725

EXECUTIVE SESSION ENDED AT 11:55 A.M.


11. MOTIONED BY BOB WILLIS, SECONDED BY RONNIE VINCENT, TO AUTHORIZE PHOENIX I RESTORATION AND CONSTRUCTION, LTD. TO PROCEED WITH PRE-CONSTRUCTION SERVICES AT A FIXED FEE OF \$4,400.00 RELATING TO PREPARATION OF A GUARANTEED MAXIMUM PRICE FOR NEGOTIATING A CONTRACT AS CONSTRUCTION MANAGER AT RISK FOR THE

TEXAS HISTORICAL COMMISSION THCPP ROUND VIII GRANT FOR RESTORATION OF THE POLK COUNTY COURTHOUSE (ROOF) PROJECT. ALL VOTING YES.

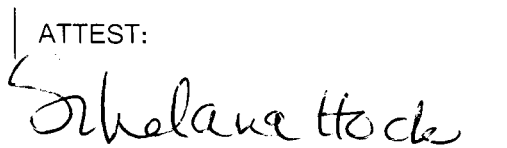
ADJOURN:

MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO ADJOURN COURT THIS 28TH DAY OF OCTOBER, 2014 AT 11:57 A.M.

ALL VOTING YES.


JOHN THOMPSON, COUNTY JUDGE

ATTEST:



SHELANA HOCK, COUNTY CLERK