

STATE OF TEXAS §

DATE: APRIL 14, 2015

REGULAR MEETING

COUNTY OF POLK §

ALL PRESENT

COMMISSIONERS COURT

AGENDA POSTING #2015 - 047

Be it remembered on this The 14th day Of APRIL, 2015, the Honorable Commissioners Court met in "Regular" called meeting with the following officers and members present, to wit;

Honorable Sydney Murphy, 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 MURPHY.

- INVOCATION LED BY WAYNE BICKLEY OF SODA BAPTIST CHURCH.
- PLEDGE OF ALLEGIANCE TO U.S. & TX FLAGS LED BY JIM JOHNSON.

2. PUBLIC COMMENTS:

JAMES VANDEVENDER ASKED THE COURT TO CONSIDER NAMING THE GAZEBO AFTER HIS FATHER IN LAW WILLIAM VANCONGER IN MEMORY OR HONOR OF HIM. JAMES SAID HIS FATHER IN LAW BUILT GAZEBO AND DID A LOT FOR THE COMMUNITY.

3. INFORMATIONAL REPORTS:

JUDGE MURPHY UPDATED COURT REGARDING THE SUDDEN CLOSURE OF WALMART ON MONDAY, APRIL 13 DUE TO WHAT THE COMPANY STATED WERE "EXTENSIVE PLUMBING ISSUES" REQUIRING THE STORE TO BE CLOSED FOR 3-6 MONTHS. SHE NOTED THAT THE SAME REASON WAS GIVEN FOR EACH OF THE 5 STORES THAT WERE CLOSED ACROSS THE COUNTRY ON THE SAME DATE. JUDGE MURPHY SAID HER OFFICE HAS BEEN IN CONTACT WITH THE STATE COMPTROLLER TO GET FIGURES ON POTENTIAL LOSS OF COUNTY SALES TAX REVENUE. A QUESTION & ANSWER SESSION WILL BE HELD FRIDAY AT CHO-YEH FOR WALMART ASSOCIATES(ONLY). JUDGE MURPHY HAS ALSO VISITED WITH REPRESENTATIVE JAMES WHITE REGARDING THE IMPACT TO THIS AREA OF THE STORE CLOSURE - THE LARGEST BEING THAT 420+ PEOPLE ARE NOW WITHOUT JOBS, ALTHOUGH SOME ARE

SUPPOSEDLY GOING TO RECEIVE 60 DAY SEVERANCE PACKAGES. JUDGE MURPHY ALSO STATED A MAIN CONCERN IS THE PHARMACY AND EFFECT IT WILL HAVE ON VETERANS, THE INDIGENT & ELDERLY WHO DEPEND HEAVILY ON THE PHARMACY AND ASKED REPRESENTATIVE WHITE TO VISIT WITH WALMART ABOUT OTHER POSSIBILITIES IN REGARD TO PHARMACY SERVICES.

JUDGE MURPHY ALSO NOTED THE NEED TO SERIOUSLY ADDRESS BUDGETARY CONTROLS.

JUDGE MURPHY ALSO UPDATED COURT ABOUT DEPARTMENTS RELOCATING TO THE COURTHOUSE, NOTING THAT THE TEXAS RANGER & PERMITS DEPARTMENT WILL BE MOVING INTO OFFICE SPACE ON THE FIRST FLOOR ACROSS FROM ENVIRONMENTAL ENFORCEMENT OFFICER AND ALL WILL SHARE A SECRETARY.

JUDGE MURPHY CALLED FOR ANY OTHER INFORMATIONAL REPORTS FROM OFFICIALS OR DEPARTMENT HEADS - THERE WERE NONE.

JUDGE MURPHY NOTED ADDITIONAL INFORMATION PROVIDED IN HANDOUTS TO MEMBERS OF THE COURT, INCLUDING ITEM A. (MINUTES) INCLUDE NOTED CORRECTIONS; COPIES OF PRECINCT 1 BIDS FOR EXCAVATOR ARE PROVIDED ALONG WITH THE CURRENT TAX NOTE COMMITMENT FOR THE FISCAL YEAR; CONSTABLE 2 & 4 PROVIDED WARRANT SERVICE SUPPLEMENT SUMARRIES & CONSTABLE 3 REPORT WAS BEING TRACKED DOWN & THEY WERE GOING TO MEET WITH ALL OF THE CONSTABLES AND JP'S TO TRY TO STREAMLINE SOME OF THE REPORTS;

4. CONSENT AGENDA: (IN ADDITION TO NOTED CORRECTIONS TO MINUTES); ITEM B INCLUDES AN ADDENDUM IN THE AMOUNT OF \$34,025.87. JUDGE MURPHY DISCUSSED ITEM D (APPOINTMENTS TO THE HISTORICAL COMMITTEE) & INTRODUCED TOMMY COLEMAN; COMMISSIONER OVERSTREET STATED ITEM E SHOULD READ "TOM MARSH ROAD", ITEM H IS A TRANSITION FROM JOHN THOMPSON TO JUDGE MURPHY, ITEM I IS A REQUEST FROM PPH COMMITTEE. JUDGE MURPHY READ EACH CONSENT AGENDA ITEM. MOTIONED BY BOB WILLIS, SECONDED BY RONNIE VINCENT, TO APPROVE THE CONSENT AGENDA AS FOLLOWS: (ALL VOTING YES)

A. APPROVE CORRECTED MINUTES OF MARCH 24, 2015 (REGULAR) AND MARCH 30, 2015 (SPECIAL).

B. APPROVE SCHEDULE OF BILLS, INCLUDING ADDENDUM. (SEE ATTACHED)

DATE	AMOUNT	FUND	CHECK #
3/20/2015	53,591.44	General, RB 1 & 3, Aging	252330 - 252364

3/20/2015	44,408.00	General	252375
3/24/2015	25.00	General	252409
3/25/2015	8,881.00	General	252410
3/26/2015	386,427.11	General, RB 1-4, Security, Aging, Adult Sup., CCAP-Juvenile Probation	ACH 849 - 854
3/27/2015	3,245.75	General, RB 1-4, Security	252411 - 252416
3/27/2015	10,369.10	General, RB 1-4	252417 - 252437
3/27/2015	1,317.44	Grant Fund	747
3/27/2015	2761.48	General, Judiciary	252438-252450
3/27/2015	493.60	RB2	252451
3/27/2015	484.13	General	ACH 855-856
3/27/2015	81,591.61	Grant Fund	748
3/30/2015	3,871.25	Adult Supervision	ACH 857
3/31/2015	2,628.00	General	117497-117611
3/31/2015	6.00	General	117612
3/31/2015	78,672.13	General, Hotel, RB 2 & 3	252452,252469
4/1/2015	3,466.66	Grant Fund	749
4/1/2015	18,127.74	General, Aging	252470-252473
4/1/2015	156,499.12	General, RB 1-4, Security, Aging, Adult Sup., CCAP-Juvenile Probation	ACH-858
4/1/2015	290,798.94	General, RB 1-4, Security, DA, Aging, Adult Sup., CCAP-Juvenile Probation	252511-252521
4/1/2015	3,101.44	Retiree HBT	80
4/2/2015	51,269.25	General, RB 2-4, Aging	252474-252510
4/2/2015	15,320.89	Grant Fund	1067
4/2/2015	59.98	PC Historical Comm	1572
4/2/2015	20,000.00	General	252525
4/6/2015	74.83	General	74.83
4/6/2015	2,335.05	Retiree HBT	81
4/14/2015	204,241.37	General RB 1-4, Aging	252528-252618
4/14/15	ADDENDUM	\$34,025.87 (to appear on future schedule)	
TOTAL	\$1,444,068.31		

- C. APPROVE ORDER DESIGNATING SURPLUS PROPERTY. (SEE ATTACHED)
- D. APPROVE APPOINTMENT OF OTTO LYONS AND TOMMY COLEMAN TO COUNTY HISTORIAL COMMITTEE.

- E. APPROVE ADVERTISING FOR BIDS FOR THE ROAD & BRIDGE PRECINCT 4 PURCHASE AND DELIVERY OF MATERIALS RELATING TO COUNTY TRANSPORTATION INFRASTRUCTURE FUND GRANT PROGRAM PROJECTS ON PLUM PUDDING ROAD AND EAST TOM MARSH ROAD.
 - F. APPROVE ADVERTISING FOR BIDS FOR THE ROAD & BRIDGE PRECINCT 4 PURCHASE AND DELIVERY OF 2,000 CUBIC YARDS OF IRON ORE FOR ROAD IMPROVEMENTS ON PAINTERS DRIVE, BIG THICKET LAKE ESTATES.
 - G. APPROVE REQUEST FOR RAY MYERS, CONSTABLE PRECINCT 3, FOR THE APPOINTMENT OF JAMES MICHAEL NETTLES AS RESERVE DEPUTY CONSTABLE PRECINCT 3 AND APPROVE THE RELATED BOND, AUTHORIZING THE COUNTY JUDGE TO EXECUTE THE SAME.
 - H. APPROVE RESOLUTION AS REQUESTED BY DEPARTMENT OF AGING AND DISABILITY SERVICES NAMING COUNTY JUDGE SYDNEY MURPHY AS AUTHORIZED COUNTY OFFICIAL.
 - I. APPROVE AMENDMENT NO. 2 TO DEPARTMENT OF STATE HEALTH SERVICES CONTRACT 2014-001122(POTENTIALLY PREVENTABLE HOSPITALIZATIONS INITIATIVE) TO CORRECT/ADD PROGRAM REPORT DUE DATES.
 - J. AUTHORIZE COUNTY VETERANS SERVICE OFFICER TO ATTEND TVC MAY 2015 SPRING TRAINING CONFERENCE TO BE HELD IN AUSTIN.
 - K. APPROVE NON-FINANCIAL AGREEMENTS RENEWING WORKFORCE SOLUTIONS DEEP EAST TEXAS SERVICE PROGRAMS WITH COUNTY MAINTENANCE AND AGING DEPARTMENTS.
 - L. APPROVE APPLICATION AND CERTIFICATE OF PAYMENT NO. 1 RELATED TO THE COURTHOUSE RESTORATION ROUND VIII EMERGENCY GRANT "ROOF PROJECT".
 - M. CONSIDER APPROVAL OF PROCLAMATION DESIGNATING APRIL 2015 AS FAIR HOUSING MONTH IN POLK COUNTY. (SEE ATTACHED)
5. MOTIONED BY MILTON PURVIS, SECONDED BY TOMMY OVERSTREET, APPROVAL OF CITIZEN PARTICIPATION PLAN RELATING TO TEXAS COMMUNITY DEVELOPMENT PROGRAM ACTIVITIES IN POLK COUNTY, TEXAS.
ALL VOTING YES. (SEE ATTACHED)
6. MOTIONED BY MILTON PURVIS, SECONDED BY TOMMY OVERSTREET, ADOPTING RESOLUTION APPROVING APPLICATION FOR FUNDING THROUGH THE TEXAS DEPARTMENT OF AGRICULTURE, TEXAS CAPITAL FUND, FOR CORRIGAN OSB, LLC AWARD TO INCLUDE INTERLOCAL AGREEMENT WITH CITY OF CORRIGAN.
ALL VOTING YES. (SEE ATTACHED)

ITEM 7 DISCUSSED BY SHERIFF KENNETH HAMMACK TWO PROMOTIONS WITHIN THE SHERIFF'S DEPARMENT.

7. MOTIONED BY MILTON PURVIS, SECONDED BY BOB WILLIS, APPROVAL OF PERSONNEL ACTION FORM REQUESTS SUBMITTED SINCE LAST MEETING (PER LISTING) AND REVIEW OF ANY AUTHORIZED EMERGENCY HIRING, NOTING THAT THOSE LISTED REPRESENT THE NEW CORRECTIONS OFFICER POSITIONS APPROVED BY THE COURT FOR APRIL 6, 2015 EFFECTIVE DATE.
ALL VOTING YES. (SEE ATTACHED)
8. CONSIDER REQUESTS FOR REVISIONS AND/OR AMENDMENTS TO THE CURRENT BUDGET, AS FOLLOWS;
 - A) MOTIONED BY TOMMY OVERSTREET, SECONDED BY BOB WILLIS, APPROVAL OF BUDGET REVISION #2015-11, AS PRESENTED BY THE COUNTY AUDITOR.
ALL VOTING YES. (SEE ATTACHED)
 - B) MOTIONED BY TOMMY OVERSTREET, SECONDED BY MILTON PURVIS, APPROVAL OF BUDGET AMENDMENTS #2014-28(A) AND 2015-11(A).
ALL VOTING YES. (SEE ATTACHED)
9. (DISCUSSED BY JUDGE MURPHY) REQUEST FOR CAPITAL PURCHASES TO BE PAID FROM FUND BALANCE AND INCLUDED ON THE FY2015 REIMBURSEMENT RESOLUTION FOR YEAR-END ISSUANCE OF LEGALLY AUTHORIZED DEBT AS FOLLOWS.
 - A) MOTIONED BY RONNIE VINCENT, SECONDED BY TOMMY OVERSTREET, APPROVAL OF R&B PCT. 2 REQUEST FOR PURCHASE OF VOLVO EW180D WHEELED EXCAVATOR FROM HGAC WITH TRADE-IN OF CAT M 318 FOR A TOTAL OF \$201,491. TO BE PAID FROM R&B PCT. 2 FUND BALANCE AND INCLUDED ON FY2015 REIMBURSEMENT RESOLUTION, TO INCLUDE ORDER GRANTING EXEMPTION FROM COMPETITIVE BIDDING.
ALL VOTING YES. (SEE ATTACHED)
 - B) MOTIONED BY BOB WILLIS TO DELETE, BID #2015-13 PCT. 1 RUBBER TIRE EXCAVATOR WITH TRADE IN OF 2002 CATERPILLAR 318.
ALL VOTING YES.
10. MOTIONED BY TOMMY OVERSTREET, SECONDED BY BOB WILLIS, APPROVAL OF OFFERS TO PURCHASE TAX FORECLOSED PROPERTIES AS FOLLOWS:
 - A. (PCT 1) LOT 23 SEC 8 LAKE LIVINGSTON VILLAGE, CAUSE NO. T14-178.
 - B. (PCT 1) LOT 49 EAGLES NEST, CAUSE NO. T13-024.
 - C. (PCT 2) LOT 129 BLK 1 SEC 2 TWIN HARBORS, CAUSE NO. T13-688.
 - D. (PCT 2) LOTS 49 & 50 BLK 1 SEC 4 TWIN HARBORS, CAUSE NO. TO-188.

- E. (PCT 2) LOT 7 BLK 21 SEC 3 PARADISE ACRES, CAUSE NO. T13-127.
- F. (PCT 4) TRACT 232, .500 ACRE A. VIESCA SURVEY ABST 77, CAUSE NO. T14-140.

ALL VOTING YES.

- 11. MOTIONED BY BOB WILLIS, SECONDED BY RONNIE VINCENT, APPROVAL TO FILE CLAIM WITH COMPTROLLER, PURSUANT TO GOVERNMENT CODE, SEC 61.0015(b) FOR REIMBURSEMENT OF A PORTION OF THE JUROR FEES PAID BY POLK COUNTY DURING THE PERIOD OF JANUARY 1, 2015 THROUGH MARCH 31, 2015.

ALL VOTING YES.

- 12. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, RECEIVE CONSTABLE QUARTERLY REPORTS FOR WARRANT SERVICE PROGRAM, NOTING THAT SUMMARIES, ONLY, WERE RECEIVED FROM CONSTABLES PCT. 2 AND PCT. 4 - NO REPORTING FROM CONSTABLES 1 AND 3. ALSO NOTED THAT DISCUSSION REGARDING THE REPORTING FORMS WILL BE HELD WITH THE JUSTICE OF THE PEACE & CONSTABLES TO STREAMLINE INFO FOR COURT AND COMMISSIONERS.

ALL VOTING YES.

ITEM 13 DISCUSSED BY LARRY PITTS, EMERGENCY MANAGEMENT COORDINATOR.

- 13. MOTIONED BY MILTON PURVIS, SECONDED BY RONNIE VINCENT, TO EXTEND EXISTING INTERLOCAL (FIRE PROTECTION SERVICE) AGREEMENTS WITH VOLUNTEER FIRE DEPARTMENTS OF POLK COUNTY FOR THE PERIOD OF APRIL 27, 2015 THROUGH SEPTEMBER 30, 2015 TO COINCIDE WITH THE COUNTY'S FISCAL (BUDGET) YEAR.

ITEM 14 DISCUSSED BY COUNTY CLERK SCHELANA HOCK.

- 14. MOTIONED BY BOB WILLIS, SECONDED BY TOMMY OVERSTREET, APPROVAL OF EXPENDITURE FROM COUNTY CLERK RECORDS MANAGEMENT FUND IN THE AMOUNT OF \$2,899.09 FOR PURCHASE OF VITAL STATISTICS PAPER, AS REQUESTED BY THE COUNTY CLERK.

ALL VOTING YES.

ITEM 15 DISCUSSED BY JUDGE MURPHY.

- 15. MOTIONED BY MILTON PURVIS, SECONDED BY RONNIE VINCENT, APPROVAL OF RESOLUTION AUTHORIZING SUPPORT FOR PASSAGE OF STATE LEGISLATION ESTABLISHING REFUNDABLE DEPOSITS ON ALUMINUM, GLASS AND PLASTIC BEVERAGE CONTAINERS SOLD IN THE STATE OF TEXAS.

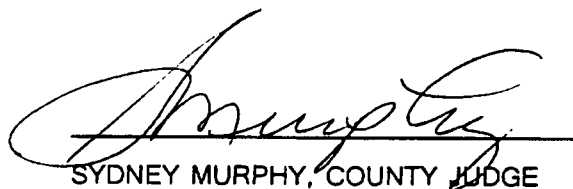
ALL VOTING YES. (SEE ATTACHED)

ITEM 16 DISCUSSED BY TOMMY OVERSTREET & DAVID WAXMAN.

16. MOTIONED BY TOMMY OVERSTREET, SECONDED BY BOB WILLIS, APPROVAL OF DOCUMENTATION AS SUBMITTED FOR 2008 GLO IKE 2.2 DISASTER RECOVERY PROJECT #2 PACKAGE C - BRIDGES AT TURKEY CREEK (PRECINCT 4): CERTIFICATE OF CONSTRUCTION COMPLETION, CHANGE ORDER AND FINAL PAY APPLICATION.
ALL VOTING YES.

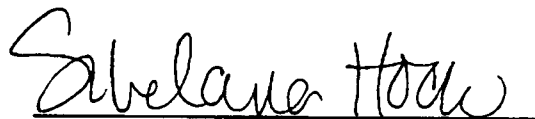
ADJOURN:

MOTIONED BY TOMMY OVERSTREET, SECONDED BY MILTON PURVIS, TO ADJOURN COURT THIS 14TH DAY OF APRIL, 2015 AT 10:47 A.M.



SYDNEY MURPHY, COUNTY JUDGE

ATTEST:



SHELANA HOCK, COUNTY CLERK