

STATE OF TEXAS §

DATE: SEPTEMBER 22, 2015

COUNTY OF POLK §

REGULAR MEETING

ALL PRESENT

COMMISSIONERS COURT

AGENDA POSTING #2015 - 124

Be it remembered on this The 22ND day Of SEPTEMBER, 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 CURTIS HESTER OF FIRST COMMUNITY MISSIONARY BAPTIST CHURCH.
 - PLEDGE OF ALLEGIANCE TO U.S. & TEXAS FLAGS LED BY JIM JOHNSON.

2. PUBLIC COMMENTS: NONE

3. INFORMATIONAL REPORTS:
 - A. LISA SLOAN WITH EMERGENCY MANAGEMENT UPDATED COURT ON PERMITS.
PERMITS ISSUED AS FOLLOWS:
 - 957 PERMITS
 - 138 SEPTIC PERMITS
 - 317 911 ADDRESSING PERMITS
 - 2 RIGHT OF WAY PERMITS
 - 46 WASTE PERMITS
 - 454 DEVELOPER PERMITS
 - 26 COMMERCIAL PERMITS.

\$19,336 COLLECTED IN PROCESSING FEES AND \$78,636 COLLECTED IN TOTAL FEES FOR 2014-2015.

- B. MELISSA GATES, VETERANS SERVICES OFFICER PROVIDED AN UPDATE FOR 2014-2015 NOTING IN 2014 SHE ASSISTED 1985 VETERANS & 118 WERE NEW CLIENTS AND SO FAR IN 2015 HAS ASSISTED 1905 VETERANS & 87 ARE NEW CLIENTS. SHE STATED ABOUT 16 VETERANS ARE FROM OUT OF COUNTY THAT HAVE BEEN REFERRED TO HER FROM VETERANS SHE'S ASSISTING OR ASSISTED. MELISSA ALSO SAID IN 2014 THE VA EXPENDITURES WERE \$23,131,000 WHICH WAS UP 2 MILLION DOLLARS IN ONE YEAR. SHE ALSO STATED SHE'S ASSISTED WITH SOME OUTREACH EVENTS WITH CONGRESSMAN BRIAN BABIN AND SHE WAS THE GUEST SPEAKER AT THE TIMBERWOOD NURSING HOME LUNCH AND LEARN MEETING ON SEPTEMBER 10TH.
- C. GARY ASHMORE, GENERAL MANAGER OF LOWER TRINITY GROUNDWATER CONSERVATION DISTRICT PROVIDED THE COURT WITH HISTORY, RESPONSIBILITIES, DISTRICT DATA AND LIST OF CURRENT BOARD MEMBERS FOR THE DISTRICT. HE STATED CURRENTLY THERE ARE 1,000 PRIVATELY REGISTERED WATER WELLS AND THAT THE DISTRICT MONITORS WATER COMPANIES DURING DROUGHTS.

4. OLD BUSINESS (TABLED FROM LAST AGENDA)

JUDGE MURPHY AND TOMMY COLEMAN (ASST DIST ATTY) DISCUSSED ITEM 4A.

- A. MOTIONED BY BOB WILLIS, SECONDED BY RONNIE VINCENT, TO ADOPT NUISANCE ABATEMENT PROCEDURES (POLICY) FOR THE UNINCORPORATED AREAS OF POLK COUNTY, PURSUANT TO CHAPTER 343 OF THE TEXAS HEALTH AND SAFETY CODE, AS AMENDED.

ALL VOTING YES. (SEE ATTACHED)

DISCUSSION OF ITEM 4B BY JUDGE MURPHY.

- B. MOTIONED BY BOB WILLIS, SECONDED BY RONNIE VINCENT, TO APPROVE PURCHASE AND INSTALLATION OF ADDITIONAL FAX MACHINE FOR ENVIRONMENTAL ENFORCEMENT OFFICER USING CURRENTLY BUDGETED FUNDS WITHIN THE DEPARTMENT.

RECORD OF VOTES AS FOLLOWS:

COMMISSIONER WILLIS – YES

COMMISSIONER VINCENT – YES

COMMISSIONER PURVIS – YES

COMMISSIONER OVERSTREET – YES

JUDGE MURPHY – NO.

MOTION CARRIED.

DISCUSSION OF ITEM 4C BY TOMMY COLEMAN.

C. MOTIONED BY TOMMY OVERSTREET, SECONDED BY BOB WILLIS, TO TABLE "RECEIVE LEGAL REVIEW AND CONSIDER APPROVAL OF AGREEMENT FOR COURTHOUSE ELEVATOR AND LIFT MAINTENANCE".

ALL VOTING YES.

DISCUSSION OF ITEM 4D BY TOMMY COLEMAN AND TAX ASSESSOR LESLIE BURKS.

D. MOTIONED BY BOB WILLIS, SECONDED BY MILTON PURVIS, APPROVAL OF CONTRACT WITH OFFICIAL PAYMENTS FOR CREDIT CARD SERVICES THROUGH THE TAX OFFICE.

ALL VOTING YES.

LESLIE BURKS ASKED TO DISCUSS AN ISSUE THAT SHE DIDN'T GET A CHANCE TO DISCUSS DURING INFORMATIONAL REPORTS.

3. INFORMATIONAL REPORTS: LESLIE BURKS UPDATED COURT ON "TRUE VOTE" GROUP STATING THE COUNTY HAD TOO MANY REGISTERED VOTERS. SHE STATED HER OFFICE UPDATES VOTER FILES DAILY AND THE REGISTERED VOTES SHOWS TO BE 36,054 AS OF YESTERDAY. TRUE VOTE SHOWS REGISTERED VOTERS TO BE 36,633.

NEW BUSINESS

5. CONSENT AGENDA: JUDGE MURPHY NOTED ITEM A INCLUDES MINUTES FOR BOTH MEETINGS ON SEP 8TH, ITEM B INCLUDES AN ADDENDUM IN THE AMOUNT OF \$360,798.66 AND ITEM F SHOULD NOT INCLUDE THE CHARGE FOR MAINTENANCE OF THE VEHICLE INVENTORY TAX SOFTWARE THAT HAS BEEN MOVED TO TRUE AUTOMATION (THE NEW TAX SOFTWARE). MOTIONED BY TOMMY OVERSTREET, SECONDED BY BOB WILLIS, TO APPROVE THE CONSENT AGENDA AS FOLLOWS: (ALL VOTING YES)

- A. APPROVE MINUTES OF SEPTEMBER 8, 2015 MEETINGS (PUBLIC HEARING AND REGULAR SESSION).
- B. APPROVE SCHEDULE OF BILLS, INCLUDING ADDENDUM. (SEE ATTACHED)

DATE	AMOUNT	FUND	CHECK #
9/4/15	\$2,363.60	Retiree Health Ben.	92
9/4/15	\$121.81	Polk Co Historical	1583-1584
9/4/15	\$87,449.42	Gen, JP Justice Crt Tech, R&B 1,2&4, Secur, DA Hot ck	255052-255089
9/9/15	\$500.00	Debt Service	255141

9/10/15	\$391,510.67	Gen, R&B 1-4, Secur, Pretrial Interv, Aging, Adult Superv, Juv Prob	941-946
9/11/15	\$2,945.33	Retiree Health Ben.	93
9/11/15	\$7,021.12	Grant	781-785
9/11/15	\$46,990.90	Gen, R&B 1-4, Secur, Pretrial Interv, Aging, Secur, Sheriff-Commissary, Co Clk Records	255142-255188
9/11/15	\$3,909.17	Gen, R&B 1-4, Secur	255200-255205
9/14/15	\$109,000.01	R&B 1	255206
9/15/15	\$120.00	General	119124-119137
9/15/15	\$714.00	General	119007-119123
9/22/15	\$191,415.92	Gen, R&B 1-4, Secur, Aging, Sheriff- Commissary	255207-255277
9/22/15	Addendum	\$360,798.66 (to appear on future schedule)	
TOTAL	\$844,111.95		

- C. APPROVE ORDER DESIGNATING SURPLUS PROPERTY. (SEE ATTACHED)
- D. APPROVE SHERIFFS' AND CONSTABLES' FEES TO TAKE EFFECT JANUARY 1, 2016 AND DIRECT NOTIFICATION TO STATE COMPTROLLER, PURSUANT TO TEX. LOC. GOV'T. CODE 118.131.
- E. APPROVE TEXAS VINE PROGRAM ANNUAL MAINTENANCE GRANT CONTRACT FOR FY2016, INCLUDING RELATED SERVICE AGREEMENT WITH APPRISS INC.
- F. APPROVE ANNUAL SOFTWARE MAINTENANCE AGREEMENT WITH NET DATA FOR FY2016 (DELETING VEHICLE INVENTORY TAX SOFTWARE MAINTENANCE IN THE AMOUNT OF \$1,133.00).
- G. APPROVE NON-FINANCIAL INTERAGENCY AGREEMENT RENEWING ANGELINA COLLEGE ADULT EDUCATION AND LITERACY SERVICES.
- H. APPROVE FY2016 OLDER AMERICAN ACT PROGRAM CONTRACT WITH DETCOG AREA AGENCY ON AGING FOR FUNDING RELATED TO CONGREGATE AND HOME DELIVERED MEAL SERVICES.
- I. APPROVE APPLICATION AND CERTIFICATE OF PAYMENT NO. 2 RELATED TO THE COURTHOUSE RESTORATION ROUND VIII EMERGENCY GRANT "ROOF PROJECT".

6. PERSONNEL MATTERS:

- A. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, APPROVAL OF

PERSONNEL ACTION FORM REQUESTS SUBMITTED SINCE LAST MEETING.

ALL VOTING YES. (SEE ATTACHED)

DISTRICT ATTORNEY LEE HON DISCUSSED 6B & 7C.

B. MOTIONED BY BOB WILLIS, SECONDED BY MILTON PURVIS, TO APPROVE REQUEST FROM CRIMINAL DISTRICT ATTORNEY LEE HON OF PERSONNEL ACTION FORM (PREVIOUSLY SUBMITTED SEPTEMBER 8, 2015 SESSION) TO RECLASSIFY STAFF POSITION FUNDED BY FY2016 VICTIMS COORDINATOR LIASON GRANT (VCLG) FROM SECRETARY I TO LEGAL SECRETARY.

ALL VOTING YES.

7 C. MOTIONED BY BOB WILLIS, SECONDED BY MILTON PURVIS, TO APPROVE REQUEST FROM CRIMINAL DISTRICT ATTORNEY LEE HON TO AMEND FY2016 BUDGET (ADOPTED SEPTEMBER 8, 2015) TO INCREASE AMOUNTS APPROVED FOR FURNISHED TRANSPORTATION (BY \$1,475) AND MOBILE PHONES/PAGER (BY \$1,680) TO BE FUNDED FROM APPELLATE COURT EXPENSE LINE ITEM.

ALL VOTING YES.

7. REVISIONS AND/OR AMENDMENTS:

A. MOTIONED BY BOB WILLIS, SECONDED BY TOMMY OVERSTREET, TO APPROVE BUDGET REVISIONS #2015-22, AS PRESENTED BY THE COUNTY AUDITOR.

ALL VOTING YES. (SEE ATTACHED)

B. MOTIONED BY BOB WILLIS, SECONDED BY TOMMY OVERSTREET, TO APPROVE BUDGET AMENDMENTS #2015-22(A), AS PRESENTED BY THE COUNTY AUDITOR.

ALL VOTING YES. (SEE ATTACHED)

8. COMMISSIONER OVERSTREET ASKED TO MOVE ITEM 8 TO END OF AGENDA.

DISCUSSION OF ITEM 9.

9. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO RE-NOMINATE THE EXISTING BOARD MEMBERS TO THE POLK CENTRAL APPRAISAL DISTRICT BOARD.

ALL VOTING YES.

HERB BRISTOW DISCUSSED ITEM 10.

10. MOTIONED BY BOB WILLIS, SECONDED BY MILTON PURVIS, TO RATIFY MODIFICATION OF INTERGOVERNMENTAL SERVICE AGREEMENT FOR DETAINEE HOUSING AT THE IAH SECURE ADULT DETENTION FACILITY BY IMMIGRATION AND CUSTOMS ENFORCEMENT (ICE) (DROIGSA-07-0029) TO EXTEND THE PERIOD OF PERFORMANCE THROUGH MARCH 31, 2016.

ALL VOTING YES.

HERB BRISTOW DISCUSSED ITEM 11.

11. MOTIONED BY BOB WILLIS, SECONDED BY RONNIE VINCENT, APPROVAL TO WAIVE TEXAS COMMISSION ON JAIL STANDARDS (TCJS) AS TO IAH SECURE ADULT DETENTION FACILITY AND AUTHORIZE COUNTY JUDGE TO EXECUTE LETTER OF AMENDMENT TO OPERATION AND MANAGEMENT AGREEMENT WITH OPERATOR.

ALL VOTING YES.

HERB BRISTOW DISCUSSED ITEM 12.

12. MOTIONED BY MILTON PURVIS, SECONDED BY RONNIE VINCENT, APPROVAL OF PROPOSAL FOR IMPROVEMENTS (CAMERAS, RECORDERS & EXERCISE EQUIPMENT) TO BE PURCHASED AND INSTALLED BY OPERATOR AT IAH SECURE ADULT DETENTION FACILITY TO BE REIMBURSED BY ICE THROUGH CONTRACT MODIFICATION.

ALL VOTING YES.

DISTRICT CLERK BOBBYE RICHARDS DISCUSSED ITEM 13.

13. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, APPROVAL OF JURY SELECTION PLAN FOR POLK COUNTY, TEXAS.

ALL VOTING YES. (SEE ATTACHED)

EMERGENCY MANAGEMENT COORDINATOR LARRY PITTS DISCUSSED ITEM 14 STATING THE DROUGHT INDEX NUMBERS HAD ACTUALLY GOTTEN WORSE SINCE LAST REPORT TO COURT. RECOMMENDED BURN BAN REMAIN IN EFFECT.

14. NO ACTION TAKEN REGARDING BURN BAN IN THE UNINCORPORATED AREAS OF THE COUNTY. BURN BAN STILL IN EFFECT.

DISCUSSION OF ITEM 15 BY LARRY PITTS.

15. MOTIONED BY TOMMY OVERSTREET, SECONDED RONNIE VINCENT, TO RECEIVE AND APPROVE RECOMMENDATION FROM SAFETY COMMITTEE FOR REVISIONS TO SAFETY PROGRAM STANDARDS, INCLUDING THE ADDITION OF AN "EXCELLENCE IN SAFETY AWARD" AND APPROVAL OF APPLICATION FORM.

ALL VOTING YES. (SEE ATTACHED)

DISCUSSION OF ITEM 16 BY LARRY PITTS & HUMAN RESOURCE SUPERVISOR ADRENA GILBERT.

16. MOTIONED BY RONNIE VINCENT, SECONDED BY MILTON PURVIS, TO APPROVE REVISION OF PERSONNEL MANAGEMENT SYSTEMS BOOK 2 TO INCLUDE UPDATE OF THE SUBSTANCE ABUSE POLICY.

ALL VOTING YES.

17. MOTIONED BY TOMMY OVERSTREET, SECONDED BY MILTON PURVIS, TO SELECT COUNTY SICK LEAVE POOL COMMITTEE BY RANDOM DRAWING AS FOLLOWS:

ALVIN EARL FRANKLIN – ROAD & BRIDGE

CEDRIC M. DUFFY – LAW ENFORCEMENT

SARAH ARNETT – LAW ENFORCEMENT

PAULA BAKER – ALL OTHER AREAS

COURTNEY COMSTOCK – ALL OTHER AREAS

ALL VOTING YES.

8. MOTIONED BY BOB WILLIS, SECONDED BY TOMMY OVERSTREET, TO APPROVE FY2016 ANNUAL BIDS (#2016-01 THROUGH 2016-09) AS FOLLOWS:

2016-01.01 - CHIP & SEAL (ACCEPT ALL) - CCC BLACKTOPPING & PINTO CONSTRUCTION

2016-01.02 - CRACKED FUEL (ACCEPT ALL) - BRYAN & BRYAN

2016-01.03 - HOT/COLD MIX (ACCEPT ALL) - PAVERS SUPPLY

2016-01.04 – LIMESTONE STABILIZATION (ACCEPT ALL) - CCC, PAVERS SUPPLY & PINTO CONSTRUCTION

2016-01.05 – LIMESTONE BASE TO REJECT ALL BIDS AND RE-BID.

2016-01.06 – OTHER BASE MATERIALS REJECT ALL BIDS AND RE-BID.

2016-01.07 – BULK MATERIALS REJECT ALL BIDS AND RE-BID.

2016-01.08 – APPLICATION OF TYPE D HOT MIX ASPHALT CONCRETE (ACCEPT ALL) - CCC BLACKTOPPING

2016-02.01 – CHIP & SEAL (ACCEPT ALL) - CCC BLACKTOPPING & PINTO CONSTRUCTION
2016-02.02 - CRACKED FUEL (ACCEPT ALL) - BRYAN & BRYAN
2016-02.03 - HOT/COLD MIX (ACCEPT ALL) - PAVERS SUPPLY
2016-02.04 – LIMESTONE STABILIZATION (ACCEPT ALL) - CCC, PAVERS SUPPLY & PINTO
CONSTRUCTION
2016-02.05 – LIMESTONE BASE TO REJECT ALL BIDS AND RE-BID.
2016-02.06 – OTHER BASE MATERIALS REJECT ALL BIDS AND RE-BID.
2016-02.07 – BULK MATERIALS REJECT ALL BIDS AND RE-BID.
2016-02.08 – APPLICATION OF TYPE D HOT MIX ASPHALT CONCRETE (ACCEPT ALL) - CCC
BLACKTOPPING

2016-03.01 - CHIP & SEAL (ACCEPT ALL) - CCC BLACKTOPPING & PINTO CONSTRUCTION
2016-03.02 - CRACKED FUEL (ACCEPT ALL) - BRYAN & BRYAN
2016-03.03 - HOT/COLD MIX (ACCEPT ALL) - PAVERS SUPPLY
2016-03.04 – LIMESTONE STABILIZATION (ACCEPT ALL) - CCC, PAVERS SUPPLY & PINTO
CONSTRUCTION
2016-03.05 – LIMESTONE BASE TO REJECT ALL BIDS AND RE-BID.
2016-03.06 – OTHER BASE MATERIALS REJECT ALL BIDS AND RE-BID.
2016-03.07 – BULK MATERIALS REJECT ALL BIDS AND RE-BID.
2016-03.08 – APPLICATION OF TYPE D HOT MIX ASPHALT CONCRETE (ACCEPT ALL) - CCC
BLACKTOPPING

2016-04.01 - CHIP & SEAL (ACCEPT ALL) - CCC BLACKTOPPING & PINTO CONSTRUCTION
2016-04.02 - CRACKED FUEL (ACCEPT ALL) - BRYAN & BRYAN
2016-04.03 - HOT/COLD MIX (ACCEPT ALL) - PAVERS SUPPLY
2016-04.04 – LIMESTONE STABILIZATION (ACCEPT ALL) - CCC, PAVERS SUPPLY & PINTO
CONSTRUCTION
2016-04.05 – LIMESTONE BASE TO REJECT ALL BIDS AND RE-BID.
2016-04.06 – OTHER BASE MATERIALS REJECT ALL BIDS AND RE-BID.
2016-04.07 – BULK MATERIALS REJECT ALL BIDS AND RE-BID.
2016-04.08 – APPLICATION OF TYPE D HOT MIX ASPHALT CONCRETE (ACCEPT ALL) - CCC
BLACKTOPPING
ALL VOTING YES.

2016-05 MOTIONED BY MILTON PURVIS, SECONDED BY TOMMY OVERSTREET, TO REJECT ALL
BIDS FOR BULK PURCHASE OF LIMESTONE ROAD BASE AND RE-BID.

ALL VOTING YES.

2016-06 MOTIONED BY RONNIE VINCENT, SECONDED BY BOB WILLIS, TO REJECT ALL BIDS FOR TIRES & TUBES AND RE-BID.

ALL VOTING YES.

2016-07 MOTIONED BY MILTON PURVIS, SECONDED BY TOMMY OVERSTREET, TO AWARD BID TO HUGHES PETROLEUM FOR OIL, GREASE, GAS & DIESEL.

ALL VOTING YES.

2016-08 MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO AWARD BID TO BROKEN ARROW FOR PEST CONTROL SERVICES.

ALL VOTING YES.

2014-09 MOTIONED BY TOMMY OVERSTREET, SECONDED BY MILTON PURVIS, TO REJECT ALL BIDS FOR MOTOR GRADER BLADES AND RE-BID.

ALL VOTING YES.

EXECUTIVE SESSION BEGAN AT 11:46 AS AUTHORIZED BY TEXAS GOVERNMENT CODE, TITLE 5, SUBCHAPTER D, (TEXAS OPEN MEETINGS ACT, AS AMENDED) SECTION 551.074; DELIBERATION REGARDING THE APPOINTMENT, EMPLOYMENT, EVALUATION, REASSIGNMENT, DUTIES OF A PUBLIC OFFICER OR EMPLOYEE.

CONDUCT INTERVIEWS FOR POSITION OF NETWORK ADMINISTRATOR.

EXECUTIVE SESSION ENDED AT 1:23 P.M. & COURT WENT BACK INTO OPEN SESSION.

18. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO APPOINT CASSANDRA LOWRIE AS COUNTY NETWORK ADMINISTRATOR.

ALL VOTING YES.

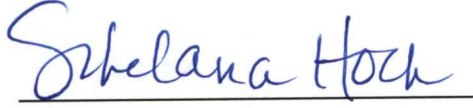
ADJOURN:

MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO ADJOURN COURT THIS 22ND DAY OF SEPTEMBER, 2015 AT 1:25 P.M.

ALL VOTING YES.


SYDNEY MURPHY, COUNTY JUDGE

ATTEST:



SCHELANA HOCK, COUNTY CLERK