

STATE OF TEXAS §

DATE: OCTOBER 27, 2015

COUNTY OF POLK §

REGULAR MEETING

ALL PRESENT

## COMMISSIONERS COURT

AGENDA POSTING #2015 - 140

Be it remembered on this The 27<sup>TH</sup> day Of OCTOBER, 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 AND CALLED TO ORDER AT 10:00 A.M. BY JUDGE MURPHY.
  - INVOCATION LED BY ELBERT KINARD OF NEW BEGINNINGS CHURCH.
  - PLEDGE OF ALLEGIANCE TO U.S. & TEXAS FLAGS LED BY JIM JOHNSON.
  
2. PUBLIC COMMENTS: NONE.
  
3. INFORMATIONAL REPORTS:
  - A. RECEIVE QUARTERLY (ACTIVITY) REPORTS FROM: DERYL OATES ENVIRONMENTAL ENFORCEMENT, LARRY PITTS EMERGENCY MANAGEMENT AND WANDA BOBINGER OF MUSEUM.
  - B. PRESENTATION OF DISTINGUISHED SERVICE AWARD CERTIFICATE TO POLK COUNTY HISTORICAL COMMISSION FROM TEXAS HISTORICAL COMMISSION.

NEW BUSINESS

4. CONSENT AGENDA: JUDGE MURPHY STATED ITEM B INCLUDES ADDENDUMS IN THE AMOUNT \$20,385.61 (FY2015) & \$132,940.72 (FY2016). MOTIONED BY BOB WILLIS, SECONDED BY MILTON PURVIS, TO APPROVE THE CONSENT AGENDA AS FOLLOWS: (ALL VOTING YES)

A. APPROVE MINUTES OF OCTOBER 13, 2015 (REGULAR AND EMERGENCY SESSIONS).

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

DATE	AMOUNT	FUND	CHECK #
<b><u>FY15</u></b>			
10/9/15	563.50	GRANT	797
10/9/15	97.39	POLK CO HISTORICAL COMM.	1587-1588
10/9/15	42,030.41	GEN, R&B 2,3,4, SHERIFF COMMISSARY, CO CLK REC MNGMT	255645-255678
10/14/15	77,312.72	GEN, R&B 1,3,4, AGING	255729-255741
10/19/15	36.20	GRANT	798
10/19/15	236.32	SHERIFF FED REV SHARING	1049
10/19/15	15,652.64	GEN, R&B 1,2,4, DA SPECIAL, DA HOT CHECK	255765-255784
10/27/15	81,520.15	GEN, R&B 1-4	255785-255801
<b><u>FY16</u></b>			
10/7/15	380,533.96	GEN, R&B 1-4, SECURITY, PRETRIAL INTERV, AGING, ADULT SUPRV, CCAP- JUV PROB	958-963
10/9/15	2,363.60	RETIREE HEALTH BENEFITS	95
10/9/15	50.00	POLK CO HISTORICAL COMM	1589
10/9/15	3,765.10	GEN, R&B 1-4	255624-255628
10/9/15	348,126.89	GEN, JP JUSTICE CRT TECH, R&B 1,2,4, SECURITY, CO CLK RCDS MGMT	255629-255644
10/15/15	2,862.00	GENERAL	119307-119462
10/16/15	14,266.88	GENERAL, R&B 2,4	255742-255757
10/27/15	273,889.43	GEN, R&B 1,2,4, PRETRIAL INTERV, AGING	255802-255843
10/27/15	ADDENDUM	\$20,385.61 (FY2015) (to appear on future schedule)	
10/27/15	ADDENDUM	\$132,940.72 (FY2016) (to appear on future schedule)	



TOTAL	\$1,243,307.19	
-------	----------------	--

- C. APPROVE INTER-LOCAL AGREEMENT RENEWING SERVICES WITH HARRIS COUNTY FOR POSTMORTEM EXAMINATIONS.
- D. APPROVE RESOLUTION REGARDING THE BUDGETARY RESPONSIBILITY OF COMMISSIONERS COURTS IN TEXAS, AS RECOMMENDED BY THE COUNTY JUDGES AND COMMISSIONERS ASSOCIATION OF TEXAS. (SEE ATTACHED)
- E. APPROVE BLUE BIRD MEDICAL ENTERPRISES LLC ASSUMPTION OF AMERICARE EMS AGREEMENT FOR AMBULANCE AND EMERGENCY MEDICAL SERVICES IN POLK COUNTY.
- F. APPROVE RESOLUTION NAMING TEXPOOL REPRESENTATIVES CONSISTENT WITH ELECTION OF SYDNEY MURPHY AS POLK COUNTY JUDGE. (SEE ATTACHED)
- G. RESCIND ACTION TAKEN OCTOBER 13, 2015 FOR JUSTICE COURT PRECINCT 2 DSL/BROADBAND SERVICE FROM EASTEX NET.

JUDGE MURPHY DISCUSSED ITEM 5 NOTING THE REQUESTS WERE FILLING VACANCIES IN THE DISTRICT CLERK'S OFFICE AND NO EMERGENCY HIRES WERE SUBMITTED.

5. PERSONNEL MATTERS:

- A. MOTIONED BY MILTON PURVIS, SECONDED BY TOMMY OVERSTREET, APPROVE PERSONNEL ACTION FORM REQUESTS SUBMITTED SINCE LAST MEETING.  
ALL VOTING YES. (SEE ATTACHED)

6. BUDGET AMENDMENTS/REVISIONS:

- A. MOTIONED BY BOB WILLIS, SECONDED BY RONNIE VINCENT, TO APPROVE BUDGET REVISIONS #2015-24 (FY2015) AND #2016-02 (FY2016), AS PRESENTED BY THE COUNTY AUDITOR.  
ALL VOTING YES. (SEE ATTACHED)

7. MOTIONED BY RONNIE VINCENT, SECONDED BY TOMMY OVERSTREET, APPROVAL OF OFFERS TO PURCHASE TAX FORECLOSED PROPERTIES, AS FOLLOWS:

LOT 26, ONALASKA EAST, CAUSE #T12-030,  
PART OF LOT 5, BLOCK 8, ONALASKA TOWNSITE, CAUSE #T11-080.

ALL VOTING YES.

- 8. MOTIONED BY RONNIE VINCENT, SECONDED BY BOB WILLIS, TO AWARD BID #2016-10 "PRECINCT 2 PURCHASE OF 4,000 TONS OF QUALITY ROAD BASE" TO EAST TEXAS ASPHALT.  
ALL VOTING YES.

JUDGE MURPHY READ THE NAMES OF THE BIDDERS IN ITEM 8.

9. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO APPOINT SYDNEY MURPHY, MILTON PURVIS AND JAY BURKS AS COMMITTEE TO RESEARCH AND MAKE RECOMMENDATIONS TO THE COMMISSIONERS COURT REGARDING ENERGY SAVINGS PROGRAMS FOR POLK COUNTY.

ALL VOTING YES.

EMERGENCY MANAGEMENT COORDINATOR LARRY PITTS DISCUSSED ITEM 10.

10. MOTIONED BY TOMMY OVERSTREET, SECONDED BY MILTON PURVIS, APPROVAL OF REVERSE 911 PROGRAM (BLACKBOARD) TO BE ADMINISTERED BY THE OFFICE OF EMERGENCY MANAGEMENT, PAID FROM EMERGENCY MANAGEMENT CURRENTLY BUDGETED FUNDS AND TO INCLUDE OPPORTUNITY FOR CITIES TO PARTICIPATE BY PROVIDING FINANCIAL CONSIDERATION.

ALL VOTING YES.

EMERGENCY MANAGEMENT COORDINATOR LARRY PITTS DISCUSSED ITEM 11.

11. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO APPROVE ORDER RESCINDING THE COUNTY WIDE BURN BAN, EFFECTIVE IMMEDIATELY. (SEE ATTACHED)

ALL VOTING YES

JUDGE MURPHY DISCUSSED ITEM 12.

12. MOTIONED BY BOB WILLIS, SECONDED BY TOMMY OVERSTREET, APPROVAL OF THE CONVERSION OF SERIES 2004 AND 2006 PROJECT REVENUE BONDS FROM TAX EXEMPT TO TAXABLE EFFECTIVE AS OF NOVEMBER 1, 2015 AND ADOPTION OF RESOLUTION OF THE POLK COUNTY COMMISSIONERS COURT FOR THE APPROVAL OF AMENDMENTS ADOPTED BY THE IAH PUBLIC FACILITY CORPORATION BOARD OF DIRECTORS AFFECTING THE IAH PROJECT REVENUE BONDS SERIES 2004 AND 2006 INCLUDING BUT NOT LIMITED TO THE FOLLOWING: AMENDED AND RESTATED TRUST INDENTURE, AMENDED BOND CERTIFICATES, AMENDED AND RESTATED LEASE AGREEMENT (WITH OPTION TO PURCHASE), IRS CLOSING AGREEMENT, AMENDED AND RESTATED OPERATION AND MANAGEMENT SERVICES AGREEMENT, TERMINATION OF TAX AGREEMENT AND NO-ARBITRAGE CERTIFICATE, AND OTHER



DOCUMENTS RELATED THERETO.

ALL VOTING YES. (SEE ATTACHED)

JUDGE MURPHY & JAY BURKS DISCUSSED ITEM 13.

13. MOTIONED BY TOMMY OVERSTREET, SECONDED BY MILTON PURVIS, TO DELETE "CONSIDER AMENDMENT FOR RENEWAL OF LEASE OF COUNTY OFFICE SPACE FOR TEXAS DEPARTMENT OF STATE HEALTH SERVICES AT 402 E. CHURCH, LIVINGSTON" AND TO RE-EVALUATE LEASES OF COUNTY BUILDING SPACE FOR DISCUSSION ON FUTURE AGENDA.

ALL VOTING YES.

DISCUSSION OF ITEM 14 BY AUDITOR MARGIE AINSWORTH & COMMISSIONER OVERSTREET.

14. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, APPROVAL OF RESOLUTION FOR PARTICIPATION IN THE INTERLOCAL PURCHASING SYSTEM (TIPS) AND APPROVAL OF INTERLOCAL AGREEMENT BETWEEN POLK COUNTY AND REGION VIII EDUCATION SERVICE CENTER, AS COOPERATIVE PURCHASING LEAD AGENCY.

ALL VOTING YES. (SEE ATTACHED)

15. EAST TEXAS MACK SALES L.L.C. QUOTATION FOR:

- A. MOTIONED BY TOMMY OVERSTREET, SECONDED BY BOB WILLIS, APPROVAL TO PURCHASE SEVEN (7) OR MORE 2016 MACK GU713 CAB AND CHASSIS EQUIPPED WITH 12 TO 14 YARD OX DUMP BODY AT \$133,000.00 PER UNIT, WITH TRADE-IN OF 2015 GU813 MACK DUMP TRUCKS (NUMBER TO BE DETERMINED) AT \$113,000.00 PER UNIT.

ALL VOTING YES.

- B. MOTIONED BY BOB WILLIS, SECONDED BY MILTON PURVIS, TO APPROVE PURCHASE OF ONE (1) OR MORE PUP TRAILERS AT \$35,058.00 PER UNIT.

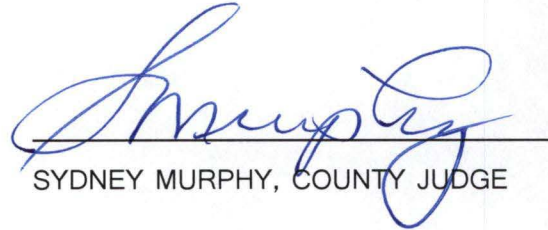
NOTING THAT ITEMS ANY PURCHASE WILL BE MADE THROUGH INTERLOCAL PURCHASING SYSTEM (TIPS), THEREBY SATISFYING COMPETITIVE BIDDING REQUIREMENTS.

ALL VOTING YES.

COMMISSIONER WILLIS NOTED THAT DETAILS OF HIS PROPOSED TRADE-IN OF A TRUCK AND PUP TRAILER HAVE NOT BEEN FINALIZED, BUT THE EAST TEXAS MACK SALES REPRESENTATIVE OFFERED TO PURCHASE THE EQUIPMENT. HE ASKED WHETHER THE ITEMS HAVE TO BE DECLARED AS SUPRLUS FIRST AND THE AUDITOR INDICATED THEY WOULD, SO HE REQUESTED THE ITEM BE PLACED ON THE NEXT AGENDA.

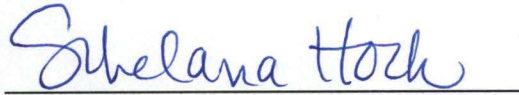
ADJOURN:

MOTIONED BY TOMMY OVERSTREET, SECONDED BY MILTON PURVIS, TO ADJOURN COURT THIS 27<sup>TH</sup>  
DAY OF OCTOBER, 2015 AT 10:44 A.M.  
ALL VOTING YES.



SYDNEY MURPHY, COUNTY JUDGE

ATTEST:



SHELANA HOCK, COUNTY CLERK