

STATE OF TEXAS §

DATE: APRIL 26, 2016

COUNTY OF POLK §

REGULAR MEETING

ALL PRESENT

COMMISSIONERS COURT

AGENDA POSTING #2016 - 049

Be it remembered on this The 26TH day Of APRIL, 2016, 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 JOHNNY TEAGUE WITH PRAYERS ACROSS TEXAS.
 - PLEDGE OF ALLEGIANCE TO LED BY JIM JOHNSON.

2. PUBLIC COMMENTS: NONE.

3. INFORMATIONAL REPORTS:

A. RECEIVE YEARLY ACTIVITY REPORT FROM EMERGENCY MANAGEMENT COORDINATOR LARRY PITTS. MR. PITTS UPDATED COURT ON GRANT, TRAINING FOR DISASTER FINANCE, INCREASE IN FIRST AID, CPR & AED TRAINING, TAYLOR LAKE RD EROSION AND ZIKA SEMINAR THAT WAS RECENTLY HELD.

JUDGE MURPHY ADVISED COURT THEY HAD A COUPLE OF REPORTS IN FRONT OF THEM FOR THEIR REVIEW INCLUDING REPORT FROM MCREARY VESELKA BRAGG AND ALLEN (MVBA) ON DELINQUENT FINE COLLECTIONS AND A PROGRAM AUDIT REPORT FOR AGING/FOOD SERVICES.

NEW BUSINESS

4. CONSENT AGENDA: JUDGE MURPHY NOTED AGENDA ITEM B INCLUDES AN ADDENDUM IN THE AMOUNT OF \$83,021.27. MOTIONED BY BOB WILLIS, SECONDED BY TOMMY OVERSTREET, TO APPROVE THE CONSENT AGENDA AS FOLLOWS: (ALL VOTING YES)

A. APPROVE MINUTES OF APRIL 12, 2016 (REGULAR SESSION).

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

DATE	AMOUNT	FUND	CHECK #
04/06/16	2,702.75	Retiree Health Benefits	107
04/08/16	385,250.71	Gen, R&B 1-4, Security, DA Spcl Fund, Aging, Adult Suprv, Juv Prob	075-080
04/08/16	1,334.00	Drug Forfeiture	081
04/08/16	1,387.00	Grant Fund	837
04/08/16	804.00	General Fund	120526-120656
04/08/16	61,736.58	Gen, Hotel Occup Tax, R&B 1-4, Security, Aging, Jail Commissary	258544-258584
04/08/16	3,734.40	Gen, R&B 1-4	258591-258595
04/12/16	247,856.50	Grant Funds	1074-1075
04/12/16	84.00	General Fund	120657-120666
04/14/16	1,428.00	General Fund	120667-120782
04/15/16	32,051.13	Permanent School Fund	155-161
04/15/16	124,891.60	Available School Fund	346-352
04/15/16	36.28	Grant Funds	838
04/15/16	31,833.41	Gen, R&B 1-4, Aging, Jail Commissary	258626-258667
04/19/16	15,051.51	Grant Fund	839
04/26/16	30,654.98	Gen, R&B 2, Law Library, Aging, Jail Comm	258684-258720
04/26/16	Addendum	\$83,021.27 (to appear on future schedule)	
TOTAL	\$940,836.85		

C. APPROVE LETTER OF ENGAGEMENT WITH BELT HARRIS PECHACEK LLLP FOR SERVICES RELATING TO THE AUDIT OF COUNTY FINANCIAL STATEMENTS FOR FISCAL YEARS ENDING SEPTEMBER 30, 2016 AND 2017.

D. APPROVE APPLICATION AND CERTIFICATE OF PAYMENT NO. 4 RELATED TO THE COURTHOUSE RESTORATION ROUND VIII EMERGENCY GRANT "ROOF PROJECT".

E. APPROVE MEMORANDUM OF UNDERSTANDING WITH UPPER LAKE LIVINGSTON WIRELESS ASSOCIATION FOR HAM RADIO DISASTER ASSISTANCE SERVICES IN POLK

COUNTY.

- F. APPROVE RENEWAL OF ANNUAL MAINTENANCE AGREEMENT WITH ESRI FOR PERMIT/INSPECTION SOFTWARE TO BE PAID FROM CURRENTLY BUDGETED FUNDS.
- G. APPROVE RISK CONTROL REIMBURSEMENT PROGRAM APPLICATION AND PROJECT REQUEST FORM FOR EMERGENCY MANAGEMENT.
- H. APPROVE AGREEMENT WITH TEXAS DEPARTMENT OF PUBLIC SAFETY FOR RELEASE OF DRIVER RECORDS FOR COUNTY EMPLOYMENT.

DISCUSSION OF AGENDA ITEM 5 BY JIM GILLEY WITH U.S. CAPITAL ADVISORS & TOM POLLAN WITH BICKERSTAFF HEATH DELGADO ACOSTA, L.L.P.

- 5. MOTIONED BY BOB WILLIS, SECONDED BY TOMMY OVERSTREET, APPROVAL TO PROCEED WITH CONVENTIONAL FINANCING (CERTIFICATES OF OBLIGATION) TO FUND APPROXIMATELY \$2,041,000 FOR CAPITAL IMPROVEMENTS INCLUDED IN ENERGY SAVINGS PROGRAM WITH THE WAY COMPANIES. (ALL VOTING YES)

MOTIONED BY BOB WILLIS, SECONDED BY TOMMY OVERSTREET, APPROVAL OF RESOLUTION EXPRESSING INTENT TO FINANCE EXPENDITURES TO BE INCURRED BY POLK COUNTY, TEXAS AND AUTHORIZE COUNTY JUDGE TO EXECUTE FINAL AGREEMENT WITH WAY SERVICE, LTD.

ALL VOTING YES. (SEE ATTACHED)

JUDGE MURPHY DISCUSSED ITEM 6.

6. PERSONNEL MATTERS:

- A. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO APPROVE PERSONNEL ACTION FORM REQUESTS (REVISED LISTING) SUBMITTED SINCE LAST MEETING, INCLUDING AUTHORIZATION OF 3 EMERGENCY HIRES.

ALL VOTING YES. (SEE ATTACHED)

7. BUDGET REVISIONS/AMENDMENTS:

- A. MOTIONED BY BOB WILLIS, SECONDED BY MILTON PURVIS, TO APPROVE BUDGET REVISIONS #2016-13, AS PRESENTED BY THE COUNTY AUDITOR.

ALL VOTING YES. (SEE ATTACHED)

- B. MOTIONED BY BOB WILLIS, SECONDED BY RONNIE VINCENT, TO APPROVE BUDGET AMENDMENTS #2016-13(A), AS PRESENTED BY THE COUNTY AUDITOR.

ALL VOTING YES.

(SEE ATTACHED)

8. MOTIONED BY MILTON PURVIS, SECONDED BY TOMMY OVERSTREET, APPROVAL OF OFFERS TO PURCHASE TAX FORECLOSED PROPERTIES, AS FOLLOWS:

A. (PCT 3) T13-037, LOT 10, B E & O LAND.

ALL VOTING YES.

9. MOTIONED BY MILTON PURVIS, SECONDED BY BOB WILLIS, TO APPOINT JUDGE MURPHY & COMMISSIONER OVERSTREET TO SERVE ON THE DEEP EAST TEXAS COUNCIL OF GOVERNMENTS BOARD OF DIRECTORS FOR THE 2016-2017 TERM.

ALL VOTING YES.

COMMISSIONER OVERSTREET DISCUSSED ITEM 10 & 11.

10. MOTIONED BY TOMMY OVERSTREET, SECONDED BY MILTON PURVIS, TO SCHEDULE A PUBLIC HEARING ON MAY 24, 2016 AT 9:45 A.M. REGARDING THE EXCHANGE OF REAL PROPERTY.

ALL VOTING YES.

11. MOTIONED BY TOMMY OVERSTREET, SECONDED BY BOB WILLIS, TO ACCEPT DONATION OF MATERIALS AND LABOR FOR CONSTRUCTION OF A FENCE AND GATE ON COUNTY OWNED PROPERTY BEING ONE (1) ACRE PARCEL, J MASSEY ABSTRACT 422 PT TR 30 LOCATED AT 3703 OLD WOODVILLE ROAD IN LIVINGSTON, TEXAS.

ALL VOTING YES.

12. MOTIONED BY BOB WILLIS, SECONDED BY TOMMY OVERSTREET, APPROVAL OF PRECINCT 1 REQUEST FOR BUYBOARD PURCHASE OF 140M3 MOTORGRADER FROM MUSTANG CAT WITH TRADE-IN OF 135H 3YK00416 CATERPILLAR FOR A TOTAL OF \$257,826.34 (WITH FEES) AND BUYBACK GUARANTEE OF \$183,000.00 AND APPROVAL OF REQUESTED LEASE FINANCING THROUGH FIRST NATIONAL BANK, DBA FIRST NATIONAL BANK LEASING (WICHITA FALLS) FOR A PERIOD OF THREE AND ½ YEARS (42 MONTHS).

ALL VOTING YES.

DISTRICT CLERK BOBBYE RICHARDS DISCUSSED ITEM 13.

13. MOTIONED BY BOB WILLIS, SECONDED BY MILTON PURVIS, TO APPROVE RESOLUTION TO DESIGNATE MAY 9, 2016 AT JURY APPRECIATION DAY IN POLK COUNTY.

ALL VOTING YES. (SEE ATTACHED)

MARK JONES WITH SHERIFF'S DEPARTMENT DISCUSSED ITEM 14. LT. JONES STATED THERE WOULD BE A MATCH OF \$10,400 FOR THE BODY CAMERAS BUT THEY'VE RECEIVED A \$3,500 DONATION, \$3,000 WILL BE REIMBURSED FROM TXDOT AND THE REMAINDER WOULD BE PAID FROM DRUG SEIZURE FUNDS.

14. MOTIONED BY TOMMY OVERSTREET, SECONDED BY MILTON PURVIS, TO APPROVE SHERIFF'S REQUEST FOR E-GRANT APPLICATION FOR BODY CAMERAS TO BE FUNDED AS STATED (ABOVE).

ALL VOTING YES.

DISCUSSION OF ITEM 15 BY JUDGE MURPHY AND COMMISSIONER PURVIS.

15. MOTIONED BY MILTON PURVIS, SECONDED BY BOB WILLIS, APPROVAL OF SHERIFF'S REQUEST FOR UTILIZATION OF OFFICE SPACE IN THE JAMES J. "BUDDY" PURVIS HEALTH AND HUMAN SERVICES BUILDING IN CORRIGAN.

ALL VOTING YES.

ADJOURN:

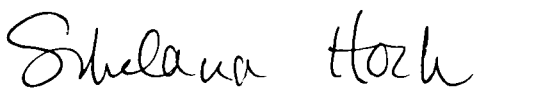
MOTIONED BY TOMMY OVERSTREET, SECONDED BY MILTON PURVIS, TO ADJOURN COURT THIS 26TH DAY OF APRIL, 2016 AT 10:29 A.M.

ALL VOTING YES.



SYDNEY MURPHY, COUNTY JUDGE

ATTEST:



SCHELANA HOCK, COUNTY CLERK

SCHELANA HOCK, COUNTY CLERK