

STATE OF TEXAS §

DATE: August 9, 2016

COUNTY OF POLK §

REGULAR MEETING

ALL PRESENT

COMMISSIONERS COURT

AGENDA POSTING #2016 - 085

Be it remembered on this The 9TH day Of AUGUST, 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 & CALLED TO ORDER AT 10:00 A.M. BY JUDGE MURPHY.
JUDGE MURPHY ASKED EVERYONE TO KEEP COMMISSIONER OVERSTREET & FAMILY IN THOUGHTS AND PRAYERS DUE TO RECENT LOSS OF HIS MOTHER.
 - INVOCATION LED BY JOHN TAYLOR OF ACE BAPTIST CHURCH.
 - PLEDGE OF ALLEGIANCE TO US & TEXAS FLAGS LED BY JIM JOHNSON.

2. PUBLIC COMMENTS: NONE.

3. INFORMATIONAL REPORTS:
 - A. LEGISLATORS JAMES WHITE & BRIAN BABIN RECOGNIZED MONTANA PIPER FOR NATIONAL POLE VAULTING CHAMPIONSHIP – JUNIOR OLYMPICS.
 - B. JUDGE MURPHY UPDATED COURT ON DEPARTMENT OF AGING AND DISABILITY SERVICES (DADS) EVALUATION AND SCORING – POLK COUNTY AGING SERVICES.

LARRY PITTS UPDATED COURT ON DROUGHT CONDITIONS AND REMINDED EVERYONE OF FEMA MEETING ON SEPTEMBER 17, 2016 AT 10:00 A.M.

4. OLD BUSINESS (TABLED FROM LAST AGENDA)

A. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO TABLE "RECEIVE COUNTY AUDITORS REPORT, PURSUANT TO LOCAL GOVERNMENT CODE SEC 114.025".

ALL VOTING YES.

NEW BUSINESS

5. CONSENT AGENDA: JUDGE MURPHY NOTED ITEM B INCLUDES AN ADDENDUM IN THE AMOUNT OF \$316,836.51. MOTIONED BY BOB WILLIS, SECONDED BY TOMMY OVERSTREET, TO APPROVE THE CONSENT AGENDA AS FOLLOWS: (ALL VOTING YES)

A. APPROVE MINUTES OF JULY 26, 2016 SPECIAL AND REGULAR MEETINGS.

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

DATE	AMOUNT	FUND	CHECK #
7/21/16	5,601.38	Sheriffs Federal Rev Sharing	1067
7/21/16	63,528.53	General, R&B 1 & 4	260150-260197
7/25/16	50.00	R&B 4	260256
7/25/16	2,903.00	General	260257
7/27/16	405,839.05	Gen, R&B 1-4, Security, Aging, Adult Supv, Juvenile Probation	133-137
7/27/16	850.00	General	260258
7/27/16	31,601.79	General, R&B 2,3,4, Aging	260268-260296
7/27/16	54,564.50	General	260306
7/27/16	249,992.83	General, R&B 1-4, Security, Aging, Juv Prob	260259-260263
7/27/16	2,905.33	General, R&B 1-4	260264-260267
7/27/16	7.50	General	260307
7/27/16	67.50	General	260308
7/29/16	1,241.26	Grant Fund	857-858
7/29/16	20,000.00	General	260310
7/29/16	14,340.31	General, Aging, Co Clerk Records Mgmt	260311-260325
8/1/16	3,466.66	Grant	859
8/1/16	18,127.74	General, Aging	260327-260330
8/2/16	224,821.51	General, R&B 1-4, Security, Aging, Adult Supv, Juvenile Prob	139
8/2/16	729.76	General	260331-260334
8/2/16	84,683.21	General, R&B 1,2,3, Law Library, Aging	260335-260379

8-9-16	Addendum	\$316,836.51 (to appear on future schedule)	
TOTAL	\$1,185,321.86		

C. APPROVE COUNTY INVESTMENT POLICY, AS PRESENTED BY COUNTY TREASURER.
(SEE ATTACHED)

D. APPROVE RESOLUTION FOR ADOPTION OF THE POLK COUNTY (SECTION 125)
CAFETERIA PLAN FOR FY2017. (SEE ATTACHED)

E. APPROVE AMENDMENT NO. 05-17 TO THE COMMUNITY SERVICES CONTRACT
BETWEEN THE DEPARTMENT OF AGING AND DISABILITY SERVICES AND POLK
COUNTY AGING SERVICES FOR FY2017.

F. APPROVE CONSTABLE PRECINCT 1 REQUEST FOR THE APPOINTMENT OF MICHAEL
GREGSON AS RESERVE DEPUTY CONSTABLE PRECINCT 1 AND APPROVE RELATED
BOND, AUTHORIZING THE COUNTY JUDGE TO EXECUTE THE SAME.

6. PERSONNEL MATTERS:

A. MOTIONED BY MILTON PURVIS, SECONDED BY RONNIE VINCENT, APPROVAL OF
REVISED PERSONNEL ACTION FORM REQUESTS SUBMITTED SINCE LAST MEETING.
ALL VOTING YES. (SEE ATTACHED)

7. MOTIONED BOB WILLIS, SECONDED BY MILTON PURVIS, TO APPROVE REQUESTS FOR
REVISIONS #2016-20 TO THE CURRENT BUDGET, AS SUBMITTED BY THE COUNTY
AUDITOR.

ALL VOTING YES. (SEE ATTACHED)

8. MOTIONED BY BOB WILLIS, SECONDED BY RONNIE VINCENT, APPROVAL OF OFFERS TO
PURCHASE TAX FORECLOSED PROPERTIES AS FOLLOWS:

(PCT 1) LOT 12, SECTION 2, CHEROKEE FOREST, ACCOUNT #C0600014300, CAUSE
#T11-034

LOTS 321 & 322, NATASHA HEIGHTS, ACCOUNT #N0100029700 &
#N0100029800, CAUSE #T15-110

LOT 9, BLOCK D, SECTION 1, FOREST SPRINGS, ACCOUNT #F0500007900,
CAUSE #T14-216

(PCT 2) LOT 274, SECTION 1, WIGGINS VILLAGE #1, Account #W1200010000, CAUSE
#T15-008

LOT 5, LAKE FOREST, ACCOUNT, CAUSE #T12-161

LOTS 20 & 21, LAKE FOREST, ACCOUNT, CAUSE #T14-237

TRACT 10, TREE FARMS TRACTS, ACCOUNT, CAUSE #T12-083
LOT 3, BLOCK 1, SECTION 3, IMPALA WOODS, ACCOUNT, CAUSE #T11-116
LOT 23, SECTION 7, YAUPON COVE, ACCOUNT, CAUSE #T12-012
LOTS 75 & 76, SECTION 2, YAUPON COVE, ACCOUNT, CAUSE #T13-045
LOTS 127, 145 & 146, SECTION 5, YAUPON COVE, ACCOUNT, CAUSE #T09-199
LOTS 1, 10 & 11, BLOCK 9, KICKAPOO FOREST, ACCOUNT, CAUSE #T08-266
LOTS 44-46, BLOCK 8, SECTION 3, IMPALA WOODS, ACCOUNT, CAUSE #T15-114
LOTS 17 & 18, BLOCK 10, SECTION 5, IMPALA WOODS, ACCOUNT, CAUSE #T15-187
ALL VOTING YES.

DISCUSSION OF AGENDA ITEM 9 BY JAMES GILLEY (FINANCIAL ADVISOR – U.S. CAPITAL ADVISORS) & DAVID MENDEZ – BICKERSTAFF HEATH DELGADO ACOSTA, LLP (BOND COUNSEL), WITH RECOMMENDATION FOR SALE OF TAX NOTES, SERIES 2016 TO BRANCH BANKING & TRUST COMPANY (BB&T).

9. MOTIONED BY BOB WILLIS, SECONDED BY TOMMY OVERSTREET, TO ACCEPT BID FROM BRANCH BANKING & TRUST COMPANY AND APPROVE ORDER AUTHORIZING THE ISSUANCE OF APPROXIMATELY \$145,000.00 "POLK COUNTY, TEXAS TAX NOTES, SERIES 2016".
ALL VOTING YES.

DISCUSSION OF AGENDA ITEM 10 BY JUDGE MURPHY.

10. MOTIONED BY MILTON PURVIS, SECONDED BY TOMMY OVERSTREET, APPROVAL TO RETAIN JIM ALLISON (ALLISON, BASS & MAGEE, LLP) FOR LEGAL SERVICES RELATING TO THE CREATION OF REINVESTMENT ZONE AND POSSIBLE CONSIDERATION OF TAX ABATEMENT FOR GOODRICH SOLAR PROJECT.
ALL VOTING YES.
BOB WILLIS – ABSTAIN.

DISCUSSION OF AGENDA ITEM 11 BY KEVIN GEE (ENGINEER) & COMMISSIONER PURVIS.

11. MOTIONED BY MILTON PURVIS, SECONDED BY TOMMY OVERSTREET, APPROVAL OF CONSTRUCTION CONTRACT CHANGE ORDER NO. 2 FOR GLO IKE 2.2 PACKAGE 3 PLANT

ROAD IMPROVEMENT TO BE FUNDED FROM REMAINING CONTINGENCY FUNDS.

ALL VOTING YES.

(SEE ATTACHED)

COURT RECESSED AT 10:28 A.M. TO ALLOW COUNTY JUDGE, COUNTY CLERK, TREASURER & AUDITOR TO SIGN TAX NOTE PAPERWORK.

COURT RECONVENED AT 10:40 A.M.

12. BUDGET WORKSHOP:

RECEIVED TAX ASSESSOR COLLECTOR'S EFFECTIVE TAX RATE CALCULATION OF \$0.6600 AND VERIFICATION OF 96% COLLECTION RATE FOR FY2017.

JUDGE MURPHY DISCUSSED FY2017 PROPOSED SALARIES, EXPENSES & ALLOWANCES OF ELECTED OFFICIALS NOTING THAT 2.5% COST OF LIVING INCREASE WOULD BE ACROSS THE BOARD, BUT NO INCREASE WAS MADE IN TRAVEL ALLOWANCES DUE TO REDUCTION IN FUEL COSTS.

JUDGE MURPHY REVIEWED THE DRAFT BUDGET INFORMATION WITH THE COURT, INCLUDING CERTIFIED VALUES, REVENUE CHANGES AND EXPENSES.

TAX ASSESSOR COLLECTOR LESLIE BURKS DISCUSSED COLLECTION RATE.

MOTIONED BY TOMMY OVERSTREET, SECONDED BY BOB WILLIS, TO ELIMINATE DRAFT BALANCE IN DEBT SERVICE (\$14,955.12) BY REDUCING DEBT SERVICE PORTION OF 2016 TAX RATE TO 0.1122.

ALL VOTING YES.

DISCUSSION OF PROPOSED 2016 TAX RATE.

MOTIONED BY MILTON PURVIS, SECONDED BY TOMMY OVERSTREET TO PROPOSE A 2016 TAX RATE OF \$0.6461, (\$0.1122 DEBT SERVICE, \$0.3868 GENERAL FUND RATE & .1471 ROAD AND BRIDGE FUND RATE).

ALL VOTING YES.

JUDGE MURPHY ANNOUNCED THAT POLK COUNTY'S 2016 TAX RATE WILL BE ADOPTED AT THE REGULAR COMMISSIONERS COURT SESSION TO BE HELD ON TUESDAY, SEPTEMBER

13, 2016 AT 10:00 A.M. IN THE COMMISSIONERS COURTROOM OF THE POLK COUNTY COURTHOUSE IN LIVINGSTON, TEXAS.

JUDGE MURPHY DISCUSSED THE FOLLOWING WITH COURT:

ROAD & BRIDGE CAPITAL LEASE AMOUNTS WILL BE UPDATED WITH FIGURES TO BE PROVIDED BY THE COUNTY AUDITOR;
DISCUSSED DEBT SCHEDULE - RETIRING DEBT AND NEW DEBT PAYMENTS;
CHANGES IN ESTIMATED REVENUES SINCE THE COURT'S PREVIOUS DISCUSSION ANNUAL AWARDS BANQUET (COURT AGREED NOT TO REINSTATE)
ENERGY SAVINGS PROGRAM - MINIMAL BUDGET CONSIDERATION FOR FY2017;
CHANGES RESULTING FROM DISTRICT JUDGES HEARING ON COUNTY AUDITOR SALARIES;
NO CHANGES TO VOLUNTEER FIRE DEPARTMENT FUNDING;
REDUCTIONS MADE IN SHERIFFS OFFICE FUEL, BASED ON YEAR END ESTIMATES;
NOTED THAT LATERAL ROAD FUND BALANCE WAS INCORRECTLY REFLECTED ON DRAFT BUDGET AND HAS ALREADY BEEN INCLUDED IN PRECINCT FUND BALANCES;
WASTE MANAGEMENT ESTIMATED INCREASE, BASED ON JULY 2016 RATE CHANGE;
CAPITAL PURCHASE REQUESTS

SHERIFF KENNETH HAMMACK & JOHN SANDERS DISCUSSED REQUEST FOR DEPT. PURCHASE OF VEHICLES IN FY2017 AND COST PER VEHICLE. USE OF VEHICLES TO BE TRADED WAS ALSO DISCUSSED. JAY BURKS NOTED THAT MAINTENANCE DEPT. COULD POSSIBLY USE S.O. TRADE RATHER THAN PURCHASING NEW VEHICLE IN FY2017.

THE COURT REVISED THE FY2017 CAPITAL PURCHASE PROJECTIONS FOR VEHICLES TO (10) IN THE SHERIFF'S OFFICE, (1) FOR INFORMATION TECHNOLOGY, (1) FOR EMERGENCY MANAGEMENT AND (1) FOR CONSTABLE PRECINCT 2. THE COURT ALSO DETERMINED THAT THE FUTURE GOAL FOR FLEET ROTATION FOR THE SHERIFF'S OFFICE WOULD BE 10 VEHICLES PER YEAR.

DISCUSSION OF SALARIES OF ELECTED OFFICIALS & STAFFING CHANGES, NOTING THE ADJUSTMENT OF JP'S SALARY/TRAVEL AMOUNTS.

JUDGE MURPHY STATED THE PROPOSED BUDGET WOULD BE FILED WITH THE COUNTY CLERK AND POSTED ON THE COUNTY WEBSITE BY AUGUST 19, 2016.

MOTIONED BY TOMMY OVERSTREET, SECONDED BY BOB WILLIS, TO SCHEDULE A PUBLIC HEARING ON TUESDAY, SEPTEMBER 13, 2016 AT 9:30 A.M. IN THE COMMISSIONERS COURTROOM OF THE POLK COUNTY COURTHOUSE IN LIVINGSTON, TEXAS TO RECEIVE COMMENT REGARDING THE FY2017 BUDGET.
ALL VOTING YES.

EXECUTIVE SESSION: AS AUTHORIZED BY THE TEXAS OPEN MEETINGS ACT, AS AMENDED; TEXAS GOVERNMENT CODE SECTION 551.074(1)(a); TO DELIBERATE THE EMPLOYMENT OF A PUBLIC OFFICER.

EXECUTIVE SESSION BEGAN AT 12:03 P.M.

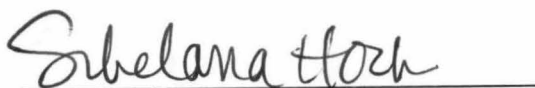
EXECUTIVE SESSION ENDED AT 12:12 P.M.

ADJOURN:

MOTIONED BY TOMMY OVERSTREET, SECONDED BY MILTON PURVIS, TO ADJOURN COURT THIS 9TH DAY OF AUGUST, 2016 AT 12:13 P.M.
ALL VOTING YES.


SYDNEY MURPHY, COUNTY JUDGE

ATTEST:



SCHELANA HOCK, COUNTY CLERK