

STATE OF TEXAS §

DATE: September 13, 2016

COUNTY OF POLK §

REGULAR MEETING

Schelana Hock – Absent

Bob Willis - Absent

COMMISSIONERS COURT

AGENDA POSTING #2016 - 099

Be it remembered on this The 13TH day Of September, 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.

Ronnie Vincent - Commissioner Pct #2,

Milton Purvis - Commissioner Pct #3,

C.T. “Tommy” Overstreet - Commissioner Pct #4,

Khristie Nicholson – Chief Deputy 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 GARY BODINE WITH ONALASKA CHURCH OF CHRIST.
 - PLEDGE OF ALLEGIANCE TO LED BY JIM JOHNSON.

2. PUBLIC COMMENTS: NONE.

3. INFORMATIONAL REPORTS:

JUDGE MURPHY ANNOUNCED THAT BOB WILLIS - COMMISSIONER PCT. 1 HAD KNEE SURGERY AND TO KEEP HIM IN OUR THOUGHTS AND PRAYERS.

NEW BUSINESS

4. APPROVE ORDER SETTING ELECTED OFFICIALS SALARIES, EXPENSES AND ALLOWANCES FOR FY2017. MOTIONED BY MILTON PURVIS SECONDED BY RONNIE VINCENT.
ALL VOTING YES. (SEE ATTACHED)
5. RECEIVE DISTRICT JUDGE’S ORDERS SETTING FY2017 COMPENSATION FOR COUNTY AUDITOR,

ASSISTANT AUDITORS AND (258TH & 411TH DISTRICT) COURT REPORTERS, COURT COORDINATORS, BAILIFFS AND LABOR POOL STAFF PURSUANT TO LOCAL GOVERNMENT CODE. MOTIONED BY TOMMY OVERSTREET, SECONDED BY MILTON PURVIS.

ALL VOTING YES. (SEE ATTACHED)

6. APPROVE AND ADOPT FY2017 BUDGET AS PRESENTED IN PUBLIC HEARING ON THIS SEPTEMBER 13, 2016 AGENDA #2016-098. MOTIONED BY MILTON PURVIS, SECONDED BY RONNIE VINCENT.

ALL VOTING YES.

7. APPROVE AND ADOPT ORDER SETTING MAINTENANCE AND OPERATION RATE OF 0.5339 AND DEBT RATE OF 0.1122 FOR A TOTAL 2016 TAX RATE OF 0.6461/\$100. MOTIONED BY MILTON PURVIS, SECONDED BY RONNIE VINCENT.

ALL VOTING YES. (SEE ATTACHED)

8. CONSENT AGENDA: JUDGE MURPHY NOTED AGENDA ITEM B INCLUDES AN ADDENDUM IN THE AMOUNT OF \$211,047.11 AND ITEM D INCLUDES AN ADDITION FOR EMERGENCY MANAGEMENT. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO APPROVE THE CONSENT AGENDA AS FOLLOWS: (ALL VOTING YES)

A. APPROVE MINUTES OF AUGUST 23, 2016 (REGULAR SESSION).

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

DATE	AMOUNT	FUND	CHECK #
8/18/16	33,743.43	GEN, R&B 1,2,4. PRETRIAL INTERV PROG, DRUG FORF.	260601-260657
8/24/16	5,190.73	SHERIFFS FED REV SHARING	1068
8/24/16	230.00	R & B 4	260717
8/24/16	11,197.71	GENERAL, LAW LIBRARY, DA COLLECTION, AGING	260718
8/25/16	335.00	GRANT FUND	864
8/25/16	1,066.00	GENERAL FUND	121546-121671
8/25/16	42,466.72	GENERAL, HOTEL OCC TAX, R&B 1-4, DA COLLECTION, AGING	260719-260749
8/26/16	377,871.77	GENERAL, R&B 1-4, SECURITY, DA SPECIAL, AGING, ADULT SUPERV, JUV PROB	148-153
8/26/16	114.00	GENERAL	121672-121685
8/26/16	2,905.33	GENERAL, R&B 1-4	260758-260761

8/26/16	350.00	GENERAL FUND	260762
8/30/16	7,903.20	RETIREE HEALTH BENEFITS	116
8/30/16	153,622.59	GENERAL, R&B 1-4, SECURITY, DA SPECIAL, AGING, ADULT SUPERV, JUV PROB	154
8/30/16	3,466.66	GRANT FUND	865
8/30/16	247,271.82	GENERAL, R&B 1-4, SECURITY, AGING, JUV PROB	260763-260769
8/30/16	124,689.45	GENERAL, R&B 3,4, COUNTY RECORDS MGMT	260770-260794
8/31/16	107,783.97	GENERAL R&B 1-4, AGING	260797-260849
9/1/16	24,640.00	GRANT FUND	866
9/1/16	645,625.04	GRANT FUND	1081
9/1/16	18,127.74	GENERAL, AGING	260850-260853
9/1/16	89,771.37	GENERAL, R&B 4	260854-260874
9/1/16	7,903.52	GENERAL	260890-260902
9/6/16	112.11	SHERIFFS FED REV SHARING	1069
9/6/16	20,000.00	HISTORICAL COMMISSION	1628
9/6/16	7,920.00	GRANT FUND	867
9/6/16	763.32	GENERAL	260909
9/6/16	15.00	GENERAL	260910
9/7/16	90,545.07	GEN,R&B 1-4, AGING, CO CLRK RECORDS MGT	260911-260947
9/13/16	ADDENDUM	\$211,047.11 (TO APPEAR ON FUTURE SCHEDULE)	
TOTAL	\$2,025,631.55		

- C. APPROVE ANNUAL SOFTWARE MAINTENANCE AGREEMENT WITH NET DATA FOR FY2017.
- D. APPROVE ORDER DESIGNATING SURPLUS PROPERTY. (SEE ATTACHED)
- E. APPROVE SHERIFFS' AND CONSTABLES' FEES TO TAKE EFFECT JANUARY 1, 2017 AND DIRECT NOTIFICATION TO STATE COMPTROLLER, PURSUANT TO TEX. LOC. GOV'T CODE 118.131. (SEE ATTACHED)
- F. APPROVE AGREEMENT WITH CITY OF LIVINGSTON FOR (LVFD) FIREFIGHTING SERVICES. (SEE ATTACHED)
- G. RATIFY CONTRACT NO. 1772516 WITH OFFICE OF THE ATTORNEY GENERAL FOR DISTRICT ATTORNEY VICTIM COORDINATOR AND LIAISON GRANT (VCLG) PROGRAM

FOR 2016-2017.

- H. APPROVE RENEWAL OF INDEPENDENT CONTRACT AGREEMENTS WITH BARBARA HAYES – MEDICAL REVENUE SERVICES, INC. FOR ADMINISTRATION OF COUNTY INDIGENT HEALTHCARE PROGRAM AND OVERSIGHT OF JAIL MEDICAL AND AGING PROGRAMS. (SEE ATTACHED)
- I. APPROVE INTERLOCAL AGREEMENT WITH LIVINGSTON ISD FOR NOVEMBER 2016 ELECTION SERVICES AND EQUIPMENT. (SEE ATTACHED)
- J. APPROVE LEASE OF ONE (1) ADDITIONAL REGISTRATION AND TITLE SYSTEM WORKSTATION FROM STATE OF TEXAS (TXDVM), AS REQUESTED BY TAX ASSESSOR-COLLECTOR AND INCLUDED IN FY2017 BUDGET. (SEE ATTACHED)
- K. RATIFY THE EMERGENCY MANAGEMENT PERFORMANCE GRANT AWARD NO. 16TX-EMPG-0441 FOR (STATE) FY16.
- L. APPROVE ADVERTISEMENT FOR BID FOR CONSTRUCTION SERVICES FOR THE TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM CONTRACT 7215389 “SENIOR CITIZEN CENTER PROJECT”.

9. PERSONNEL MATTERS:

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

10. MOTIONED BY MILTON PURVIS, SECONDED BY TOMMY OVERSTREET, TO APPROVE BUDGET REVISIONS #2016-22 AND AMENDMENT #2016-22(A). ALL VOTING YES. (SEE ATTACHED)

11. COMMISSIONER VINCENT NOTED THAT HE BELIEVED THE PROPERTY DESCRIBED IN CAUSE #T12-068 (INDIAN HILLS SECTION 1) IS LOCATED IN PRECINCT 1 AND ASKED THAT THE PROPERTY BE REMOVED FROM THE LIST AND CONSIDERATION OF THE OFFER BE TABLED UNTIL THE NEXT MEETING (DUE TO COMMISSIONER WILLIS' ABSENCE). MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT APPROVING (ALL OTHER) OFFERS FOR THE PURCHASE OF TAX FORECLOSED PROPERTIES, AS FOLLOWS:

(PCT 2) LOTS 28 & 29, BLOCK 42, SECTION 2, CEDAR POINT, CAUSE #T09-184

LOTS 123 & 124, SECTION 2, FOREST HILLS, CAUSE #T12-066

LOT 126, SECTION 2, FOREST HILLS, CAUSE #T12-036

LOT 6, BLOCK 3 & LOT 14, BLOCK 5, SECTION 1, INDIAN HILLS, CAUSE #T12-068

(TABLED TO NEXT AGENDA)

LOT 48, BLOCK 5, SECTION 2, TEXAS ACRES, CAUSE #T11-003

LOT 49, BLOCK 5, SECTION 2, TEXAS ACRES, CAUSE #T09-166

LOTS 44&45, BLOCK 6, SECTION 2, TEXAS ACRES, CAUSE #T11-005

(PCT 3) TRACT 2A, 2.00 ACRES, A. BROOKS SURVEY, ABSTRACT 839, CAUSE #T11-474

(PCT 4) LOTS 26&27, SECTION 7, BIG THICKET, CAUSE #T14-128

LOTS 10&11, SECTION 22, BIG THICKET, CAUSE #T14-209

TRACT 4, 1.460 ACRES, H. HARE SURVEY, ABSTRACT 325, CAUSE T13-634

ALL VOTING YES.

12. MOTIONED BY RONNIE VINCENT, SECONDED BY TOMMY OVERSTREET APPROVING THE UPDATED LIST OF TRANSPORTATION INFRASTRUCTURE PROJECTS RELATING TO THE COUNTY TRANSPORTATION INFRASTRUCTURE FUND GRANT PROGRAM, WITH ANY PRECINCT 1 UPDATES TO BE INCLUDED PRIOR TO SUBMITTAL TO TXDOT.
ALL VOTING YES. (SEE ATTACHED)
13. SHERIFF HAMMACK DISCUSSED THE STATUS OF COUNTY REGULATIONS FOR WRECKER SERVICES, INDICATING THAT HIS OFFICE HAS RE-ESTABLISHED THE INSPECTION AND PERMITTING PROCEDURE AND WILL CONTINUE TO HANDLE THE COLLECTION OF WRECKER PERMIT FEES. THE SHERIFF ALSO INDICATED THAT A REVIEW OF THE CURRENT REGULATIONS IS UNDERWAY AND MAY REQUIRE THE COURT'S CONSIDERATION FOR REVISIONS/UPDATES AT A FUTURE MEETING. (NO ACTION NECESSARY BY THE COURT).
14. MOTIONED BY MILTON PURVIS, SECONDED BY RONNIE VINCENT APPROVING THE DISTRICT CLERK PRESERVATION AND RESTORATION RECORDS PLAN FOR FY2017 AND SETTING A DISTRICT COURT RECORDS ARCHIVE FEE IN THE AMOUNT OF \$10, AS REFLECTED IN THE FY2017 ADOPTED BUDGET. A PUBLIC HEARING WAS HELD THIS DAY ON AGENDA #2016-097 PRIOR TO APPROVAL.
ALL VOTING YES. (SEE ATTACHED)
15. MOTIONED BY TOMMY OVERSTREET, SECONDED BY MILTON PURVIS APPROVING AMERICARE PROVISION OF ALLEGIANCE ADVANTAGE MEMBERSHIP, PROVIDING COVERAGE FOR THE PORTION OF CHARGES INCURRED IN MEDICALLY NECESSARY AMBULANCE TRANSPORTS NOT REIMBURSED BY INSURANCE. (ALL VOTING YES)
16. MOTIONED BY TOMMY OVERSTREET, SECONDED BY MILTON PURVIS APPROVING THE FOLLOWING RESOLUTIONS; (A) REQUESTING STATE LEGISLATURE FULLY FUND THE COSTS OF INDIGENT CRIMINAL DEFENSE; (B) EXPRESSING OPPOSITION TO EFFORTS TO LIMIT

LOCAL CONTROL AND ANY ATTEMPTS TO IMPOSE REVENUE CAPS OR APPRAISAL CAPS UPON TEXAS COUNTIES; (C) IN SUPPORT AND FAVOR OF AMENDING THE TEXAS CONSTITUTION TO EXPRESSLY PROHIBIT THE STATE'S IMPOSITION OF MANDATORY PROGRAMS ON TEXAS COUNTIES UNLESS FULLY FUNDED BY THE STATE.
ALL VOTING YES. (SEE ATTACHED)

17. MOTIONED BY MILTON PURVIS, SECONDED BY TOMMY OVERSTREET TO SELL THE M.G. REILY HUMANITARIAN BUILDING IN CORRIGAN (THE OLD HOSPITAL BUILDING) PENDING THE RELOCATION OF THE ONE OCCUPANT (MEDICAL CLINIC) THE BUILDING CURRENTLY SERVES. (ALL VOTING YES).

18. MOTIONED BY MILTON PURVIS, SECONDED BY TOMMY OVERSTREET TO DETERMINE EQUITABLE AND CONSISTENT TERMS FOR FUTURE LEASE AND LEASE RENEWALS OF COUNTY OWNED SPACE IN CONSIDERATION OF "NON-PROFIT" OR "FOR PROFIT" STATUS, AS FOLLOWS:

NON-PROFIT AND STATE AGENCIES UTILIZING COUNTY BUILDINGS WHILE PROVIDING SUPPORT SERVICES TO COUNTY:

A. .10 CENTS PER SQ FT OUTSIDE THE CITY OF LIVINGSTON

B. .20 CENTS PER SQ FT IN THE CITY OF LIVINGSTON

FOR-PROFIT BUSINESS: FAIR MARKET VALUE FOR LOCATION.

ALL VOTING YES.

19. MOTIONED BY MILTON PURVIS, SECONDED BY TOMMY OVERSTREET TO TABLE ALL MATTERS RELATING TO LEASE AGREEMENT FOR CORRIGAN CLINIC, BETWEEN POLK COUNTY AND DR. CARLTON LEWIS/ JAMES BLEDSOE TO THE NEXT AGENDA TO ALLOW COMMISSIONER PURVIS TO VISIT WITH THEM REGARDING POSSIBLE RELOCATION.

20. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT APPROVING SHERIFF'S REQUEST FOR A SECURITY COMMITTEE TO IDENTIFY, ESTABLISH AND IMPLEMENT PROCEDURES FOR CRISIS EVENT MANAGEMENT AT THE COURTHOUSE AND JUDICIAL CENTER.

ALL VOTING YES. (SEE ATTACHED)

21. MOTIONED BY MILTON PURVIS, SECONDED BY TOMMY OVERSTREET TO PROCEED WITH THE APPOINTMENT OF ANIMAL SHELTER (CITIZEN) ADVISORY COMMITTEE AS PRESENTED BY SHERIFF KENNETH HAMMACK. RECOMMENDATIONS FOR COMMITTEE MEMBERS FROM

EACH PRECINCT COMMISSIONER, THE COUNTY JUDGE AND THE SHERIFF WILL BE
BROUGHT BEFORE THE COMMISSIONERS COURT AT A FUTURE MEETING.
ALL VOTING YES.

ADJOURN:

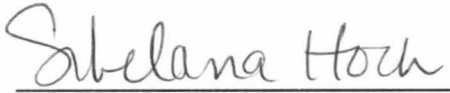
MOTIONED BY TOMMY OVERSTREET, SECONDED BY MILTON PURVIS, TO ADJOURN COURT THIS
13TH DAY OF SEPTEMBER, 2016 AT 10:34 A.M.

ALL VOTING YES.



SYDNEY MURPHY, COUNTY JUDGE

ATTEST:



KHRISTIE NICHOLSON, CHIEF DEPUTY COUNTY CLERK
FOR: SCHELANA HOCK, COUNTY CLERK