

STATE OF TEXAS §

COUNTY OF POLK §

DATE: February 28, 2017

REGULAR MEETING

ALL PRESENT

*Schelana Hock*  
POLK COUNTY CLERK  
2017 MAR 15 AM 9:31  
FILED FOR RECORD

**COMMISSIONERS COURT**

AGENDA POSTING #2017 - 019

Be it remembered on this the 28<sup>TH</sup> day of FEBRUARY, 2017, 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 JAY BURKS.
  - PLEDGE OF ALLEGIANCE OF LED BY JIM JOHNSON.

2. PUBLIC COMMENTS: NONE.

3. INFORMATIONAL REPORTS:

JUDGE MURPHY INFORMED EVERYONE THAT BYRON LYONS HAD RECENTLY BEEN NOMINATED TO THE BLACK CAUCUS BY STATE REPRESENTATIVE JAMES WHITE.

DAVID WEEKS WITH LAKE LIVINGSTON STATE PARK UPDATED COURT ON CAPITAL PROJECTS AT THE PARK AND INVITED EVERYONE TO THE BIRDS OF PREY ON APRIL 1, 2017.

COMMISSIONER OVERSTREET INFORMED EVERYONE THEY HELD THE ANNUAL FIRE SCHOOL WITH 400 ATTENDANTS AND THE TRINITY NECHES LIVESTOCK SHOW BEGINS NEXT MONDAY AND THE SALE IS FRIDAY AT 6:00 P.M.

NEW BUSINESS

4. CONSENT AGENDA: JUDGE MURPHY NOTED ITEM C NEEDS TO BE DELETED, ITEM B INCLUDES AN ADDENDUM IN THE AMOUNT OF \$242,304.46. MOTIONED BY TOMMY OVERSTREET, SECONDED BY MILTON PURVIS, TO DELETE AGENDA ITEM C. (ALL VOTING YES)  
 MOTIONED BY RONNIE VINCENT, SECONDED BY TOMMY OVERSTREET TO APPROVE THE CONSENT AGENDA AS FOLLOWS: (ALL VOTING YES)

A. APPROVE MINUTES OF FEBRUARY 14, 2017 (REGULAR MEETING).

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

DATE	AMOUNT	FUND	CHECK #
2/8/17	383,519.86	Gen, R&B 1,2,3,4, Security, Aging, Adult Superv, CCAP Juv Prob	257-262
2/8/17	937.50	Grant	912
2/8/17	305.00	General	263593
2/8/17	11,076.00	General	263594
2/8/17	2,795.95	Gen, R&B 1,3,4	263595-263598
2/9/17	175,144.78	General, Debt Service	263599-263600
2/10/17	36.20	Grant	913
2/10/17	9,000.00	Grant	914
2/10/17	40.36	Polk Co Hist Comm	1640
2/10/17	61,702.78	Gen, Hotel Occ Tax, R&B 1,2,3,4, Aging, Sheriff Commissary	263610-263672
2/10/17	295.00	General	263673
2/10/17	80.00	General	263677
2/10/17	192.13	General	263678
2/10/17	257.25	General	263679
2/13/17	2,431.37	Hotel Occ Tax	263707
2/14/17	618,493.45	Debt Service	257
2/14/17	241,146.88	Debt Service	263

2/14/17	41,815.52	Gen, R&B 1,2,3,4, Law Library, Aging	263680-263704
2/14/17	344.85	R& B 2	263705-263706
2/15/17	506.44	Grant	915-916
2/15/17	11,028.75	General	263708
2/17/17	66.00	Jury Fund	123595-123605
2/17/17	273,195.27	Gen, Polk Co Energy Sav, R&B 1,2,4	263709-263750
2/17/17	47.70	Hotel Occ Tax	263751
2/17/17	90,369.12	R&B Lease	263760
2/17/17	24,759.17	Gen, R&B 1,4, Debt Service	263761-263783
2/22/17	124,839.83	Gen, R&B 1,2,3,4, Law Library, Aging	263861-263910
2/23/17	-159,298.23	VOIDED CHECKS	10/01/16 – 2/23/17
	Addendum	\$242,304.46 to appear on a future schedule	
<b>TOTAL</b>	<b>\$1,915,128.93</b>		

- C. DELETED "RECEIVE COUNTY AUDITOR'S REPORT, PURSUANT TO LOCAL GOVERNMENT CODE SEC.114.025".
- D. ISSUE NOTICE OF INTENT TO SELECT COUNTY DEPOSITORY/IES FOR A FOUR YEAR TERM WITH OPTION TO RENEW FOR ADDITIONAL TWO YEAR TERM.
- E. APPROVE INTERLOCAL AGREEMENT BETWEEN POLK COUNTY AND THE CITY OF LIVINGSTON FOR THE COUNTY'S PROVISION OF ELECTION EQUIPMENT AND SERVICES FOR THE MAY 6, 2017 ELECTION.
- F. AUTHORIZE LETTER OF SUPPORT FOR SENATE BILL 586, BENEFITING SMALL RURAL TELECOMMUNICATION COMPANIES. (SEE ATTACHED)
- G. APPROVE DIVISION ORDER PROVIDED BY PHILLIPS 66 COMPANY FOR PRODUCTION ON POLK COUNTY SCHOOL LANDS LEASED TO COOPER OIL & GAS LLC. (SEE ATTACHED)
- H. APPROVE COUNTY CLERK'S REQUEST FOR RENEWAL OF MAINTENANCE AND SUPPORT SERVICES AGREEMENT WITH ELECTION SYSTEMS & SOFTWARE, LLC.

JUDGE MURPHY DISCUSSED AGENDA ITEM 5.

5. PERSONNEL MATTERS:

A. MOTIONED BY BOB WILLIS, SECONDED BY RONNIE VINCENT, TO APPROVE REQUEST FOR ADDITIONAL PART TIME POSITION (25 HRS PER WEEK) IN AGING DEPARTMENT, USING \$7,748.00 OF AGING FUND BALANCE TO COMPLETE FY2017.

ALL VOTING YES.

B. MOTIONED BY TOMMY OVERSTREET, SECONDED MILTON PURVIS, TO APPROVE REQUEST TO REINSTATE FULL TIME RECEPTIONIST POSITION IN DISTRICT CLERK'S OFFICE AND DELETE REGULAR PART-TIME POSITION, WITH NO BUDGET AMENDMENT NEEDED.

ALL VOTING YES.

C. MOTIONED BY TOMMY OVERSTREET, SECONDED BY BOB WILLIS, APPROVAL OF REVISED PERSONNEL ACTION FORM REQUESTS SUBMITTED SINCE LAST MEETING (NO EMERGENCY HIRING).

ALL VOTING YES. (SEE ATTACHED)

JUDGE MURPHY DISCUSSED AGENDA ITEM 6.

6. BUDGET REVISIONS/AMENDMENTS:

A. MOTIONED BY BOB WILLIS, SECONDED BY TOMMY OVERSTREET, APPROVAL OF FY2017 BUDGET REVISIONS #2017-08 AND AMENDMENTS #2017-08(A), AS PRESENTED BY THE COUNTY AUDITOR.

ALL VOTING YES. (SEE ATTACHED)

7. MOTIONED BY BOB WILLIS, SECONDED BY MILTON PURVIS, APPROVAL OF OFFERS TO PURCHASE TAX FORECLOSED PROPERTIES, AS FOLLOWS;

(PCT 1) LOT 39, SEC 3, RIVER LAKES, T15-168

(PCT 3) TRACT 219, .140 ACRE, D.WILLIAMS SURVEY, ABSTRACT 754, T12-187.

ALL VOTING YES.

JUDGE MURPHY DISCUSSED AGENDA ITEM 8.

8. MOTIONED BY MILTON PURVIS, SECONDED BY TOMMY OVERSTREET, APPROVAL OF INTERLOCAL COOPERATION CONTRACT WITH TEXAS A&M AGRILIFE EXTENSION SERVICE FOR USE OF COUNTY OWNED PROPERTY BY TEXAS 4-H SHOOTING SPORTS.

ALL VOTING YES. (SEE ATTACHED)

DISCUSSION OF AGENDA ITEM 9 BY PAT OATES & DAVID WAXMAN.

9. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, APPROVAL OF ENGINEER'S RECOMMENDATION FOR AWARD OF SMALL PURCHASE PROCUREMENT FOR ROAD CONSTRUCTION AS PART OF IKE 2.2 DISASTER GRANT FROM GENERAL LAND OFFICE (WOBBLY BOBBLY TRAM IN PCT 2) TO CCC BLACKTOPPING, LLC IN THE AMOUNT OF \$9,685 (BID AMOUNT IS UNDER BUDGET).

ALL VOTING YES.

DISCUSSION OF AGENDA ITEM 10 BY PAT OATES & DAVID WAXMAN.

10. MOTIONED BY MILTON PURVIS, SECONDED BY RONNIE VINCENT, TO ACCEPT ENGINEER'S RECOMMENDATION FOR AWARD OF A BID TO INSTALL APPROXIMATELY 3,150 FEET OF 2" PVC FORCE MAIN, RECONSTRUCT APPROXIMATELY 686 FEET OF PVC GRAVITY SEWER WITH MANHOLES AND APPURTENANCES, AND REHABILITATE LIFT STATIONS 1 & 2 INCLUDING GRADE ADJUSTMENTS, PUMPS, GUIDERAILS AND CONTROLS, UNDER THE TEXAS CAPITAL FUND PROJECT #7215092 (CORRIGAN OSB) TO HORTON EXCAVATING IN THE AMOUNT OF \$183,910, NOTING THAT THE CITY OF CORRIGAN WILL PAY \$4,100 OF THE BID AMOUNT WHICH EXCEEDS THE PROJECT BUDGET.

ALL VOTING YES.

DISCUSSION OF AGENDA ITEM 11 BY DAVID WAXMAN, COMMISSIONER OVERSTREET, JEREMY ZIMMERMAN & CHAU BAO FROM EHRA ENGINEERING FIRM.

11. MOTIONED BY TOMMY OVERSTREET, SECONDED BY MILTON PURVIS, TO ACCEPT ENGINEER'S RECOMMENDATION FOR AWARD OF A BID FOR THE CONSTRUCTION OF POLK COUNTY SENIOR CITIZEN CENTER TO DYNAMIC STRUCTURES, INC IN THE AMOUNT OF \$334,109.45, FUNDED IN PART UNDER THE REGULAR TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM, PROJECT #7215389 IN THE AMOUNT OF \$311,500.00 (FOR CONSTRUCTION), WITH THE \$22,609.49 THAT IS OVER (CONSTRUCTION) BUDGET TO BE PAID FROM AGING FUND BALANCE, IF AVAILABLE (IN ADDITION TO THE \$100,000.00 PREVIOUSLY COMMITTED BY THE COUNTY FROM AGING FUND BALANCE FOR THE PROJECT).

ALL VOTING YES.

DISCUSSION OF AGENDA ITEM 12 BY PAT OATES & DAVID WAXMAN.

12. MOTIONED BY MILTON PURVIS, SECONDED BY TOMMY OVERSTREET, APPROVAL OF CONSTRUCTION CONTRACT CHANGE ORDER NO. 03 FOR GLO IKE 2.2 PACKAGE 3 PLANT ROAD IMPROVEMENT IN THE AMOUNT OF \$7,249.50, TO BE FUNDED FROM ROAD & BRIDGE PCT 3 MISCELLANEOUS FUNDS.  
ALL VOTING YES.

JUDGE MURPHY DISCUSSED AGENDA ITEM 13.

13. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, APPROVAL OF RESOLUTION IN SUPPORT OF APPLICATION TO THE GOVERNOR'S HOMELAND SECURITY GRANTS DIVISION (SHSP) (LETPA) FOR GRANT FUNDING IN THE AMOUNT OF \$71,000.00 (NO COUNTY MATCH REQUIRED) TO UPDATE EQUIPMENT FOR SHERIFF'S OFFICE EMERGENCY RESPONSE TEAM.  
ALL VOTING YES. (SEE ATTACHED)

14. MOTIONED BY MILTON PURVIS, SECONDED BY RONNIE VINCENT, APPROVAL OF ORDER GRANTING AN EXEMPTION FROM COMPETITIVE BIDDING REQUIREMENTS FOR WORK NECESSARY TO BRING NETWORK CONFIGURATION TO INDUSTRY STANDARDS AND ACCEPTANCE OF CMS IP TECHNOLOGIES PROPOSAL OF CORRECTIVE ACTION IN THE AMOUNT OF \$95,880 TO BE PAID FROM GENERAL FUND BALANCE AND INCLUDED ON REIMBURSEMENT RESOLUTION FOR YEAR END ISSUANCE OF LEGALLY AUTHORIZED DEBT, NOTING THAT - ALTERNATIVELY - FUNDS FROM THE RESTRUCTURE OF IAH DETENTION FACILITY BONDS MAY BE UTILIZED FOR THIS PURCHASE IF RECEIVED PRIOR TO FISCAL YEAR END AND SO DESIGNATED BY THE COURT.  
ALL VOTING YES.

ADJOURN:

MOTIONED BY TOMMY OVERSTREET, SECONDED BY MILTON PURVIS, TO ADJOURN COURT THIS 28<sup>TH</sup> DAY OF FEBRUARY, 2017 AT 10:56 A.M.  
ALL VOTING YES.

  
SYDNEY MURPHY, COUNTY JUDGE

ATTEST:

  
SCHELANA HOCK, COUNTY CLERK