



POLK COUNTY COMMISSIONERS COURT

May 23, 2017

10:00 A.M.

2017-046

Polk County Courthouse, 3rd floor

Livingston, Texas

NOTICE

Is hereby given that a regular meeting of the Polk County Commissioners Court will be held on the date stated above, at which time the following subjects will be discussed;

Agenda Topics

(Persons wishing to provide Public Comment must complete and submit a *Public Participation Form* to the County Clerk prior to the Call To Order).

**** Please turn off (or mute) all cell phones and pagers ****

1. **CALL TO ORDER.** * INVOCATION * PLEDGES OF ALLEGIANCE

2. **PUBLIC COMMENTS**

This item is included to allow public comments on topics that appear on this agenda. In accordance with law, this Court cannot discuss, deliberate or take action on any item or topic not listed on this agenda. Public comments requesting or requiring action or deliberation may be scheduled on a future agenda. Each public comment will be limited to a maximum of five (5) minutes, unless a member of the Court requests additional time for the presenter. Any handout materials must be reproduced prior to the meeting and furnished by the presenter. **After the close of this portion of the Agenda, public comment for the remainder of the Court session is no longer appropriate or accepted unless specifically requested by a Member of the Court.**

3. **INFORMATIONAL REPORTS**

This item is included on the Agenda to receive announcements from the Court members and/or other Elected Officials and Department Heads of Polk County.

A. RECEIVE AUDITOR'S UPDATE REGARDING CORRECTIVE ACTION/S RELATING TO FY2016 AUDIT REPORT FINDINGS.

B. RECEIVE EMERGENCY MANAGEMENT UPDATE ON EMERGENCY WATERSHED PROTECTION PROJECT AT TAYLOR LAKE ESTATES.

NEW BUSINESS

4. **CONSENT AGENDA** (The items listed within the Consent Agenda are deemed to be of a routine nature and are not scheduled for individual consideration by the Commissioners Court. However, any member of the Court retains the option to remove any one or more items from the Consent Agenda and to have the item/s individually considered).

A. APPROVE MINUTES OF PREVIOUS MEETING: May 9, 2017 (Regular Meeting).

B. APPROVE SCHEDULES OF BILLS.

C. APPROVE LISTING OF PREVIOUSLY AUTHORIZED CAPITAL PURCHASES TO BE INCLUDED ON REIMBURSEMENT RESOLUTION.

D. RECEIVE COUNTY AUDITOR'S MONTHLY REPORT, PURSUANT TO LOCAL GOVERNMENT CODE SEC. 114.025.

E. APPROVE LEASE AGREEMENT RENEWING SUPPLEMENTAL COUNTY PARKING AT SEARS PARKING LOT.

F. APPROVE RENEWAL OF BI-ANNUAL AGREEMENTS WITH DETCOG FOR EMERGENCY 9-1-1 SERVICES: (1) PUBLIC SAFETY ANSWERING POINT SERVICES AND (2) AUTOMATIC LOCATION MAINTENANCE SERVICE, BEGINNING SEPTEMBER 1, 2017.

- G. APPROVE PAYMENT REQUEST NO. 8 SUBMITTED BY WAY SERVICE LTD. FOR COUNTY ENERGY SAVINGS PROGRAM.
 - H. RATIFY RENEWAL OF NET DATA INFINIVULT CONTRACT FOR HARDWARE MAINTENANCE.
 - I. APPROVE INTERNET ACCESS AGREEMENT AND SERVICE ORDER WITH LIVCOM FOR CONSOLIDATION AND UPGRADE OF GENERAL FUND DEPARTMENTAL ACCOUNTS.
 - J. RATIFY ANNUAL EXTENSION OF THE AGREEMENT BETWEEN POLK COUNTY AND NCIC (FORMERLY INFINITY NETWORKS) FOR DETAINEE PHONE SERVICES AT THE IAH SECURE ADULT DETENTION FACILITY FOR THE PERIOD ENDING SEPTEMBER 30, 2017.
- 5. CONSIDER APPROVAL OF PERSONNEL MATTERS, AS FOLLOWS:**
- A. DISCUSSION AND ANY NECESSARY ACTION RELATING TO COUNTY COMPENSATION PLAN.
 - B. CONSIDER PERSONNEL ACTION FORM (WITHDRAWN FROM LAST MEETING) RELATING TO ROAD & BRIDGE PRECINCT 1 OFFICE MANAGER MERIT INCREASE.
 - C. REVIEW AND CONSIDERATION OF PERSONNEL ACTION FORM REQUESTS SUBMITTED SINCE LAST MEETING AND REVIEW OF ANY AUTHORIZED EMERGENCY HIRING.
 - D. CONSIDER APPROVAL OF RETROACTIVE PAYMENT TO GLEN GOODWIN, CRIMINAL INVESTIGATOR – DISTRICT ATTORNEY’S OFFICE, FOR MASTER CERTIFICATE PAY (FROM FY2017 START TO THE DATE OF PAYROLL INITIATION) IN THE AMOUNT OF \$1,176.92 AS VERIFIED PRIOR TO AND INCLUDED IN FY2017 BUDGET.
- 6. CONSIDER REQUESTS FOR REVISIONS AND/OR AMENDMENTS TO THE BUDGET, AS FOLLOWS:**
- A. FY2017 BUDGET REVISIONS AND AMENDMENTS, AS PRESENTED BY THE COUNTY AUDITOR.
- 7. CONSIDER APPROVAL OF OFFERS TO PURCHASE TAX FORECLOSED PROPERTIES, AS FOLLOWS;**
- (PCT. 4) LOTS 69-72, SECTION 6, BIG THICKET LAKE ESTATES, CAUSE #T14-125
 - LOTS 73-76, SECTION 6, BIG THICKET LAKE ESTATES, CAUSE #T07-067
 - LOTS 371-378, SECTION 6, BIG THICKET LAKE ESTATES, CAUSE #T13-530
 - LOTS 1-8, SECTION 16, BIG THICKET LAKE ESTATES, CAUSE #T13-233
- 8. RECEIVE PROJECT STATUS REPORT FROM GRANT ADMINISTRATOR FOR CORRIGAN O.S.B PLANT CONSTRUCTION AND NEW SENIOR CENTER LOCATED IN LIVINGSTON.**
- 9. CONSIDER APPROVAL OF FORM OF AGREEMENT TO ADDRESS REQUIREMENTS OF THE HIPAA SECURITY AND PRIVACY RULE IN THE PROTECTION OF PERSONAL HEALTH INFORMATION OF HIPPA BUSINESS ASSOCIATES LEASING OFFICE SPACE IN COUNTY OWNED BUILDINGS.**

EXECUTIVE SESSION: Consultation with Attorney, a closed meeting will be held pursuant to Section 551.0725 for deliberation regarding contract negotiations where deliberation in an open meeting would have a detrimental effect on the public entity’s interests with a third party; and Section 551.071 of the Government Code regarding consultation with attorney to seek advice on pending and contemplated litigation, settlements, and other matters, which are confidential under the Disciplinary Rules of the State Bar, on which the duty of the attorney to the Corporation or the County under the Texas Disciplinary Rules of Professional Conduct clearly conflicts with the Open Meetings Act, regarding the negotiation of legal responsibilities related to the financing and operation of the IAH Detention Center and the related revenue bond financing;

10. DISCUSS, CONSIDER AND TAKE ACTION RELATED TO THE RESTRUCTURING OF THE IAH PUBLIC FACILITY CORPORATION PROJECT REVENUE BONDS, INCLUDING BUT NOT LIMITED TO:

- A. Discuss, consider and take action on the adoption of a RESOLUTION OF THE COMMISSIONERS COURT OF POLK COUNTY, TEXAS AUTHORIZING AND APPROVING THE RESTRUCTURING OF IAH PUBLIC FACILITY CORPORATION PROJECT REVENUE BONDS, TAXABLE SERIES 2004 AND TAXABLE SERIES 2006 EFFECTIVE AS OF JUNE 1, 2017; APPROVING SECOND AMENDED AND RESTATED LEASE AGREEMENT (WITH OPTION TO PURCHASE), 2017 AMENDED AND RESTATED OPERATION AND MANAGEMENT SERVICES AGREEMENT, AND OTHER MATTERS RELATED THERETO;
- B. Discuss, consider and take action to approve Forbearance Termination Agreement;
- C. Discuss, consider and take action to approve General Certificate of County;
- D. Discuss, consider and take action to approve Acknowledgement of the County and Issuer Regarding the Use of Trust Funds;
- E. Discuss, consider and take action to approve Consent of County to Amended and Restated Indenture and Waiver of Notice Under the Indenture;
- F. Discuss, consider and take action to take all necessary actions related to the restructuring of the IAH PFC Project Revenue Bonds and filings with courts and, as appropriate, the Attorney General of the State of Texas and the issuance of Notice of Mandatory Exchange and related documents.

ADJOURN

By: Sydney Murphy, County Judge

Posted: Thursday –May 18, 2017

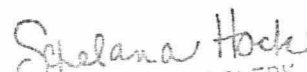


I do hereby certify that the above Notice of Meeting of the Polk County Commissioners Court is a true and correct copy of said Notice and that I posted a true and correct copy of said Notice in the Polk County Courthouse at a place readily accessible to the general public during normal business hours on Thursday – May 18, 2017 and that said Notice remained so posted continuously for at least 72 hours preceding the scheduled time of said Meeting. This notice has also been posted on the official website of Polk County, Texas (www.co.polk.tx.us).

SCHELANA HOCK, COUNTY CLERK

BY:  (Deputy)

FILED FOR RECORD
2017 MAY 18 PM 3:10


POLK COUNTY CLERK