

STATE OF TEXAS §

DATE: JUNE 13, 2017

COUNTY OF POLK §

REGULAR MEETING

ALL PRESENT

COMMISSIONERS COURT

AGENDA POSTING #2017 - 052

Be it remembered on this the 13TH day of JUNE, 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 LINDELL MITCHELL OF LIVINGSTON CHURCH OF CHRIST.
 - PLEDGE OF ALLEGIANCE TO U.S. & TEXAS FLAGS LED BY JIM JOHNSON.

2. PUBLIC COMMENTS: NONE.

3. INFORMATIONAL REPORTS:

JUDGE MURPHY RECOGNIZED TOMMY COLEMAN ON HIS RECENT APPOINTMENT AS SPECIAL ASSISTANT UNITED STATES ATTORNEY. SHE ALSO STATED COMMISSIONER PURVIS HAD BEEN APPOINTED TO THE HOUSTON LIVESTOCK SHOW AND RODEO BOARD OF DIRECTORS.

COMMISSIONER PURVIS INFORMED EVERYONE TODAY AT 1:00 P.M. WAS THE SAM HOUSTON ELECTRIC COOP. ANNUAL MEETING AT THE POLK COUNTY COMMERCE CENTER.

- A. RECOGNIZE THE FOLLOWING RECIPIENTS OF THE 2017 POLK COUNTY COMMISSIONERS COURT BOBBY SMITH MEMORIAL SCHOLARSHIP (SPONSORED BY LINEBARGER GOGGAN BLAIR & SAMPSON):
 BIG SANDY – JOHN SLACK
 CORRIGAN-CAMDEN – MARY DURAN
 GOODRICH – ASHLEY PIERCE
 LEGGETT - PATRICK ROBERTS
 LIVINGSTON – LUCY KIMBLEY
 ONALASKA – KATHERINE ANZALDUA
- B. RECOGNITION OF COUNTY AWARD ACHIEVEMENT: JUDGE MURPHY ADVISED THAT POLK COUNTY HAD RECEIVED THE DISTINGUISHED BUDGET PRESENTATION AWARD FOR THE CURRENT BUDGET FROM GOVERNMENT FINANCE OFFICERS ASSOCIATION. THIS AWARD IS THE HIGHEST FORM OF RECOGNITION IN GOVERNMENTAL BUDGETING AND REPRESENTS A SIGNIFICANT ACHIEVEMENT FOR POLK COUNTY.
- C. LT. MARK JONES PROVIDED AN UPDATE FROM THE SHERIFF'S OFFICE REGARDING EQUIPMENT UPGRADES TO BE PURCHASED FROM JAIL COMMISSARY AND ASSET FORFEITURE FUNDS.

JUDGE MURPHY ALSO INFORMED THE COMMISSIONERS THAT THE PRECINCTS' ANNUAL ROAD REPORTS WILL BE DUE THIS MONTH, NOTING THE STATUTE FOR ROAD REPORTS WAS INCLUDED IN PACKET AS REMINDER.

NEW BUSINESS

4. CONSENT AGENDA: JUDGE MURPHY NOTED AGENDA ITEM B INCLUDES AN ADDENDUM IN THE AMOUNT OF \$40,355.64. MOTIONED BY MILTON PURVIS, SECONDED BY RONNIE VINCENT, TO APPROVE THE CONSENT AGENDA AS FOLLOWS: (ALL VOTING YES)
- A. APPROVE MINUTES OF MAY 23, 2017 (REGULAR SESSION).
- B. APPROVE SCHEDULES OF BILLS, INCLUDING ADDENDUM. (SEE ATTACHED)

DATE	AMOUNT	FUND	CHECK #
5/17/17	381,100.86	Gen, R&B 1,2,3,4, Security, Aging, Adult Superv, CCAP Juv Prob	Ach A00312-A00317
5/17/17	4,685.00	Grant Fund	942
5/18/17	2,878.34	General, R&B 1,3,4	265267-265271
5/18/17	159,847.28	General, R&B 1,4	265297-265351

5/19/17	89,119.19	Grant	1087-1088
5/19/17	1,336.80	General, R&B 1,4	265352-265356
5/19/17	2,321.36	Hotel Occ Tax	265357
5/19/17	11,028.75	General	265358
5/19/17	479.27	General, R&B 2	265359
5/22/17	42,237.11	Gen, R&B 1,2,3,4, Aging	265360-265386
5/23/17	458.68	R&B 4	265387
5/23/17	245.09	R&B 2	265388
5/23/17	2,282.15	Gen, R&B 4, Polk Co Hist Comm, DA Hot Check, Aging	265389-265391
5/25/17	1,572.25	Grant	943
5/25/17	122,277.44	Gen, Polk Co Energy Savings, R&B 3,4, Security	265407-265449
5/30/17	163,801.32	Gen, R&B 1,2,3,4, Security, Aging, Adult Superv, CCAP Juv Prob	Ach A00319
5/30/17	7,467.84	Retiree Health Benefit	133
5/30/17	266,111.16	Gen, R&B 1,2,3,4, Security, Aging, CCAP Juv Prob	265450-265456
5/30/17	82.50	General	265457
5/31/17	3,269.65	General	265458-265465
5/31/17	30.00	General	265466
6/1/17	389,331.08	Gen, R&B 1,2,3,4, Security, DA Atty Spcl, Aging, Adult Superv, CCAP Juv Prob	Ach A00320-A00325
6/1/17	3,466.66	Grant	944
6/1/17	18,807.16	General, Aging	265467-265470
6/1/17	2,878.32	General, R&B 1,3,4	265471-265475
6/1/17	228,981.08	Gen, R&B 1,2,3,4, Security	265476-265508
6/1/17	924.90	General	265509-265511
6/5/17	294.22	Grant	945
6/5/17	6,004.00	Grant	946-947
6/5/17	16,395.91	Gen, R&B 1,2,4, Pretrial Interv, Aging, Sheriff Commissary	265512-265534
6/6/17	36.24	Grant	948
6/6/17	212.38	General	265535
6/6/17	39,804.00	General	265536

6/6/17	29,373.40	Gen, R&B 2,3,4, Security, Aging	265537-265551
6/7/17	225,894.40	Gen, R&B 1,2,3,4, Law Lbry, Aging, Co Clerk Records Mgmt	265552-265619
6/13/17	Addendum	\$40,355.64 (to appear on future schedule)	
TOTAL	\$2,225,035.79		

- C. APPROVE PAYMENT REQUEST NO. 7 SUBMITTED BY WAY SERVICE LTD. FOR COUNTY ENERGY SAVINGS PROGRAM.
- D. APPROVE ORDER DESIGNATING SURPLUS PROPERTY (TOILETS) AND AUTHORIZING DONATION TO POLK COUNTY YOUTH RODEO ASSOCIATION, TO INCLUDE STATEMENT OF EXCEPTION TO COMPETITIVE BIDDING/AUCTION REQUIREMENT UNDER LOCAL GOVERNMENT CODE, 263.152(a)(1). (SEE ATTACHED)
- E. APPROVE RENEWAL OF CONTRACT WITH NAPCO FOR PRE-POSITIONED DISASTER DEBRIS REMOVAL, PURSUANT TO THE COUNTY'S EMERGENCY OPERATIONS PLAN.
- F. APPROVE RENEWAL OF INTERLOCAL AGREEMENT WITH TEXAS ASSOCIATION OF COUNTIES RISK MANAGEMENT POOL AND APPLICATION FOR PROVISION OF INSURANCE COVERAGES TO INCLUDE WORKERS COMPENSATION, AUTO (PHYSICAL DAMAGE & LIABILITY) AND GENERAL – PUBLIC OFFICIALS – LAW ENFORCEMENT LIABILITIES.

DISCUSSION OF AGENDA ITEM 5 BY JIM GILLEY AND JAMES GILLEY JR. WITH U.S. CAPITAL ADVISORS LLC AND DAVID MENDEZ WITH BICKERSTAFF HEATH DELGADO ACOSTA LLP.

- 5. MOTIONED BY MILTON PURVIS, SECONDED BY TOMMY OVERSTREET, APPROVAL OF ORDER AUTHORIZING THE ISSUANCE OF POLK COUNTY, TEXAS GENERAL OBLIGATION REFUNDING BONDS, SERIES 2017: AUTHORIZING CERTAIN PARAMETERS FOR THE BONDS; AUTHORIZING THE REDEMPTION PRIOR TO MATURITY OF CERTAIN OUTSTANDING OBLIGATIONS; AUTHORIZING THE COUNTY JUDGE OR COUNTY AUDITOR TO APPROVE THE AMOUNT, THE INTEREST RATE, PRICE AND TERMS THEREOF AND CERTAIN OTHER PROCEDURES AND PROVISIONS RELATED THERETO; AUTHORIZING THE REFUNDING OF CERTAIN OUTSTANDING OBLIGATIONS AND THE EXECUTION AND DELIVERY OF AN ESCROW AGREEMENT; AND ENACTING OTHER PROVISIONS RELATING TO THE PURPOSES OF THIS ORDER.
ALL VOTING YES. (SEE ATTACHED)

6. PERSONNEL MATTERS:

- A. MOTIONED BY BOB WILLIS, SECONDED BY RONNIE VINCENT, TO APPROVE PERSONNEL ACTION FORM REUESTS SUBMITTED SINCE LAST MEETING AND APPROVE EMERGENCY

HIRES.

ALL VOTING YES. (SEE ATTACHED)

- B. MOTIONED BY BOB WILLIS, SECONDED BY TOMMY OVERSTREET, TO APPROVE SHERIFF'S OFFICE REQUEST TO PRE-FILL PENDING JULY 31, 2017 VACANCY, CONTINGENT ON BUDGET OFFICE VERIFICATION OF SUFFICIENT FUNDING TO COMPLETE FISCAL YEAR.

ALL VOTING YES.

7. BUDGET REVISIONS/AMENDMENTS:

- A. MOTIONED BY TOMMY OVERSTREET, SECONDED BY BOB WILLIS, TO APPROVE FY2017 BUDGET REVISIONS #2017-15 AND AMENDMENTS #2017-15(A), AS PRESENTED BY THE COUNTY AUDITOR.

ALL VOTING YES. (SEE ATTACHED)

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

(PCT 2) LOT 8, BLOCK 3, SECTION 1, CREEKSIDE, CAUSE #T13-467
LOT 43, BLOCK 2, SECTION 3, IMPALA WOODS, CAUSE #T10-385
LOTS 14-16 & 27-29, BLOCK 2, YAUPON COVE, CAUSE #T12-563

ALL VOTING YES.

9. MOTIONED BY BOB WILLIS, SECONDED BY MILTON PURVIS, TO RECEIVE PRECINCT 1 VERIFICATION OF SATISFACTORY ROAD COMPLETION IN SUMMER ESCAPE SUBDIVISION AND AUTHORIZE RELEASE OF THE DEVELOPER'S ROAD CONSTRUCTION BOND.

ALL VOTING YES.

JUDGE MURPHY & EMERGENCY MANAGEMENT COORDINATOR LARRY PITTS DISCUSSED AGENDA ITEM 10.

10. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, APPROVAL OF REGIONAL MUTUAL AID AGREEMENT BETWEEN COUNTIES COMPRISING THE DEEP EAST TEXAS COUNCIL OF GOVERNMENTS.

ALL VOTING YES. (SEE ATTACHED)

LARRY PITTS INFORMED COURT NO DROUGHT CONDITIONS EXIST AT THIS TIME.

11. DISCUSSION ONLY RELATING TO COUNTY DROUGHT STATUS FOR ANY CONSIDERATION TO REGULATE FIREWORKS DURING THE FOURTH OF JULY FIREWORKS PERIOD.

(NO ACTION TAKEN)

12. DISCUSSION OF FY2018 BUDGET DEVELOPMENT:

- A. REVIEW PRELIMINARY VALUES RECEIVED FROM POLK CENTRAL APPRAISAL DISTRICT.
- B. DISCUSSION REGARDING FY2018 COST OF LIVING (COL) INCREASE OF 2.5% FOR EMPLOYEES AND ELECTED OFFICIALS (SALARIES ONLY) AND GET ESTIMATES TO SEE WHAT THE COST WOULD BE TO GIVE A 1.5 & 2.5% COST OF LIVING INCREASE TO RETIREES.
- C. DISCUSSION OF HEALTH & EMPLOYEE BENEFITS POOL (HEBP) RATE ESTIMATES FOR FY2018, NOTING THE INITIAL ESTIMATE THAT RATES MAY INCREASE 5%.
- D. JUDGE MURPHY DISCUSSED HIGHLIGHTS OF PRELIMINARY BUDGET WHICH INCLUDES 4 NEW JAILER POSITIONS, NOTING JAILERS NOW HAVE TO HAVE A FOOD HANDLERS LICENSES FOR PREPARING MEALS, CHANGES TO GUARDIANSHIPS WILL REQUIRE ADDITIONAL STAFF, DISPATCHERS ARE OVERLOADED AND JAIL MEDICAL IS BEING REVIEWED AND MAY REQUIRE ADDITIONAL STAFF. THE JUDGE ALSO STATED THE COUNTY HAD RECEIVED A BLOCK PAYMENT FOR RETROACTIVE PAY FROM IAH WHICH COURT WILL NEED TO DECIDE WHAT TO DO WITH THOSE FUNDS.

EXECUTIVE SESSION: PURSUANT TO TEXAS GOVERNMENT CODE ANN. §§ 551.071(1)(2), WHICH AUTHORIZES THE GOVERNING BODY TO CONSULT IN CLOSED SESSION WITH ITS ATTORNEY TO SEEK ADVICE ON LEGAL MATTERS RELATING TO PENDING OR CONTEMPLATED LITIGATION, A SETTLEMENT OFFER OR A MATTER IN WHICH THE DUTY OF THE ATTORNEY TO THE GOVERNING BODY UNDER THE TEXAS DISCIPLINARY RULES OF PROFESSIONAL CONDUCT OF THE STATE BAR OF TEXAS CLEARLY CONFLICTS WITH THE ACT.

REGULAR SESSION ENDED AT 10:35 A.M.

EXECUTIVE SESSION BEGAN AT 10:36 A.M.

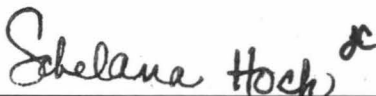
EXECUTIVE SESSION ENDED AT 10:59 P.M.

ADJOURN: MOTIONED BY TOMMY OVERSTREET, SECONDED BY MILTON PURVIS, TO ADJOURN COURT
THIS 13TH DAY OF JUNE 2017 AT 10:59 P.M.
ALL VOTING YES.



SYDNEY MURPHY, COUNTY JUDGE

ATTEST:



SCHELANA HOCK, COUNTY CLERK