

STATE OF TEXAS §

DATE: OCTOBER 24, 2017

COUNTY OF POLK §

REGULAR MEETING

MILT PURVIS - ABSENT

COMMISSIONERS COURT

AGENDA POSTING #2017 - 094

Be it remembered on this the 24TH day of OCTOBER, 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,
- C.T. "Tommy" Overstreet - Commissioner Pct #4,
- Schelana Hock - County Clerk and
- Louis Ploth – 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 BRETT LESTER OF FIRST BAPTIST CHURCH LIVINGSTON.
 - PLEDGE OF ALLEGIANCE TO U.S. & TEXAS FLAGS LED BY TOMMY COLEMAN.

2. PUBLIC COMMENTS: NONE.

3. INFORMATIONAL REPORTS:
 - A. RECEIVE QUARTERLY ACTIVITY REPORT ON WASTE OPERATIONS FROM MIKE DEMARCO WITH SANTEK.

NEW BUSINESS

4. CONSENT AGENDA: JUDGE MURPHY NOTED AGENDA ITEM B INCLUDES 9 ADDENDUMS. MOTIONED BY RONNIE VINCENT, SECONDED BY BOB WILLIS, TO APPROVE THE CONSENT AGENDA AS FOLLOWS:
 - A. APPROVE MINUTES OF OCTOBER 10, 2017 (REGULAR MEETING).
 - B. APPROVE SCHEDULES OF BILLS, INCLUDING ADDENDUMS. (SEE ATTACHED)

DATE	AMOUNT	FUND	CHECK #
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10/4/17	387,396.76	Gen, R&B 1,2,3,4, Security, FEMA Disaster, Aging, Adult Superv, CCAP Juv Prob	ACH A00394- A00399
10/4/17	9,928.82	Retiree Health	144
10/4/17	4,577.78	Retiree Health	145
10/4/17	250,863.53	Gen, R&B 1,2,3,4, Security, Aging, CCAP Juv Probation	267505-267514
10/4/17	2,909.23	General, R&B 1,3,4	267515-267518
10/5/17	66.00	General	125816-125826
10/6/17	292,928.64	General, R&B 1,2,3,4, Aging	267533-267575
10/6/17	45,814.97	General, R&B 3,4, Aging	267576-267599
10/6/17	2,629.59	General, R&B 2, Aging	267600-267608
10/11/17	7,220.43	Sheriffs Fed Rev	1085
10/11/17	11,906.63	General	267609
10/12/17	8,850.00	Grant	984
10/12/17	139.84	General	267623-267624
10/12/17	281,483.36	Gen, R&B 1,2,3,4, Aging	267625-267701
10/12/17	356,369.18	Gen, R&B 1,2,4, FEMA Disaster, Co Clerk Records Management	267702-267758
	Payroll	Registers for payroll occurring on 11/3/17	
10/24/17	Addendum #1	\$115,691.60 (to appear on future schedule)	
10/24/17	Addendum #2	\$20,357.44 (to appear on future schedule)	
10/24/17	Addendum #3	\$647.78 (to appear on future schedule)	
10/24/17	Addendum #4	\$786.58 (to appear on future schedule)	
10/24/17	Addendum #5	\$879.41 (to appear on future schedule)	
10/24/17	Addendum #6	\$449.33 (to appear on future schedule)	
10/24/17	Addendum #7	\$70,741.74 (to appear on future schedule)	

10/24/17	Addendum #8	\$112,049.17 (to appear on future schedule)	
10/24/17	Addendum #9	Recurring Expense Report \$18,807.16 & \$500(from 2016) (to appear on future schedule)	
TOTAL	\$1,663,084.76		

- C. RECEIVE COUNTY AUDITOR'S MONTHLY REPORT, PURSUANT TO LOCAL GOVERNMENT CODE SEC. 114.025.
- D. APPROVE MAINTENANCE AGREEMENT WITH MORPHO TRUST USA FOR LIVESCAN IN THE AMOUNT OF \$1,599 ANNUALLY, AS REQUESTED AND BUDGETED BY DISTRICT CLERK.
- E. APPROVE LOWER TRINITY GROUNDWATER CONSERVATION DISTRICT (LTGCD) REQUEST FOR APPOINTMENT OF WESLEY SMITH AS PRESIDING OFFICER (JOINT APPOINTMENT WITH SAN JACINTO COUNTY) FOR TERM JANUARY 1, 2018 THROUGH DECEMBER 31, 2020 AND APPOINTMENT OF JOHN SEXTON AS POLK COUNTY REPRESENTATIVE ON THE BOARD OF DIRECTORS FOR THE UNEXPIRED TERM BEGINNING JANUARY 1, 2018 AND ENDING DECEMBER 31, 2018.

5. PERSONNEL MATTERS:

- A. MOTIONED BY TOMMY OVERSTREET, SECONDED BY BOB WILLIS, APPROVAL OF PERSONNEL ACTION FORM REQUESTS SUBMITTED SINCE LAST MEETING & AUTHORIZING 3 EMERGENCY HIRES (2 JAIL & 1 SHERIFF'S DEPT).
ALL VOTING YES. (SEE ATTACHED)
- B. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO APPROVE PERSONNEL MANAGEMENT SYSTEM UPDATE TO ADD JOB DESCRIPTION FOR GRANT AND CONTRACT COORDINATOR, AS AUTHORIZED IN FY2018 BUDGET.
ALL VOTING YES.

6. BUDGET REVISIONS/AMENDMENTS:

- A. MOTIONED BY BOB WILLIS, SECONDED BY TOMMY OVERSTREET, APPROVAL OF FY2018 BUDGET REVISIONS #2018-02 AND FY2017 AMENDMENTS #2017-24(A), AS PRESENTED BY THE COUNTY AUDITOR.
ALL VOTING YES. (SEE ATTACHED)

7. MOTIONED BY TOMMY OVERSTREET, SECONDED BY BOB WILLIS, APPROVAL OF OFFERS TO

PURCHASE TAX FORECLOSED PROPERTIES, AS FOLLOWS:

- (PCT 1) LOTS 41 & 42, SECTION 1, CHEROKEE FOREST, CAUSE #T13-136
LOT 128, SECTION 7, LAKE LIVINGSTON VILLAGE, CAUSE #T16-339
LOTS 46-50, SECTION 10, WILD COUNTRY, CAUSE #T06-057
- (PCT 2) LOTS 1, 2, 5, 6, 7 & 8, BLOCK 31 & LOTS 1, 2, 3, 4, BLOCK 32 ALL IN SEC 1,
CEDAR POINT, CAUSE #T15-545
LOTS 21 & 22, SECTION 1, CEDAR POINT, CAUSE #T15-546
- (PCT 4) ALL OF S 90 FT OF LOT 48 & ALL OF N 60 FT OF LOT 48, SECTION 20, BIG
THICKET LAKE ESTATES, CAUSE #T14-307

ALL VOTING YES.

8. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, APPROVAL OF 2018
POLK COUNTY HOLIDAY SCHEDULE.

ALL VOTING YES. (SEE ATTACHED)

9. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO AWARD RE-BID
2018-06 TIRES TO CASA DELLA, COOK TIRE, EATON'S HARDWARE, PREMIER TIRE, SOUTHERN
TIRE MART & WAYNE'S TIRE SHOP.

ALL VOTING YES.

DISCUSSION OF AGENDA ITEM 10 BY SHERIFF KENNETH HAMMACK.

10. MOTIONED BY RONNIE VINCENT, SECONDED BY TOMMY OVERSTREET, TO TABLE "BID 2018-11
FOR THE PURCHASE OF EIGHT (8) VEHICLES WITH OPTIONAL TRADE-IN OF EIGHT (8) USED
VEHICLES". **VOTE AMENDED AT THE END OF THE MEETING**

11. MOTIONED BY BOB WILLIS, SECONDED BY TOMMY OVERSTREET, TO AWARD BID 2018-12
ROAD & BRIDGE PRECINCT 1 PURCHASE OF FOUR (4) PICKUP TRUCKS TO GRAPEVINE DODGE
TO BE FUNDED BY ROAD & BRIDGE PCT 1.

ALL VOTING YES.

12. MOTIONED BY BOB WILLIS, SECONDED BY TOMMY OVERSTREET, APPROVAL OF SHERIFF'S
REQUEST FOR RESOLUTION IN SUPPORT APPLICATION FOR RIFLE RESISTANT BODY ARMOR
GRANT, AS PREVIOUSLY AUTHORIZED ON SEPTEMBER 12, 2017.

ALL VOTING YES. (SEE ATTACHED)

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.

EXECUTIVE SESSION BEGAN AT 10:25 A.M.

RETURNED TO OPEN SESSION AT 10:40 A.M.

HERB BRISTOW DISCUSSED AGENDA ITEM 13 & READ RESOLUTION.

13. MOTIONED BY RONNIE VINCENT, SECONDED BY BOB WILLIS, APPROVAL OF RESOLUTION / ORDER AUTHORIZING AMENDMENTS TO THE LEASE AND INDENTURE OF THE IAH PUBLIC FACILITY CORPORATION PROJECT REVENUE BONDS FOR TEMPORARY USE REVENUES TO REIMBURSE OPERATION AND MAINTENANCE COSTS AND OTHER RELATED MATTERS, INCLUDING BUT NOT LIMITED TO:

- A. APPROVE FIRST AMENDMENT TO LEASE AGREEMENT;
 - B. APPROVE GENERAL CERTIFICATE OF COUNTY AND FORM OF OPINION;
 - C. APPROVE THE AMENDMENT OF THE IAH PFC PROJECT REVENUE BONDS.
- ALL VOTING YES. (SEE ATTACHED)

COURT REVISITED AGENDA ITEM 10 FOR FURTHER DISCUSSION.

10. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO ACCEPT BID 2018-11, PURCHASE OF EIGHT (8) VEHICLES WITH OPTIONAL TRADE-IN OF EIGHT (8) USED VEHICLES FROM CALDWELL COUNTRY CHEVY FOR A TOTAL OF \$387,420 LESS TRADE-IN OF 6 VEHICLES TOTALING \$23,000 NOTING THAT \$353,420 WILL BE PAID FROM GENERAL FUND BALANCE AND INCLUDED ON THE FY2018 REIMBURSEMENT RESOLUTION FOR YEAR END

ISSUANCE OF LEGALLY AUTHORIZED DEBT, WITH THE BALANCE OF \$11,000 TO BE OFFSET BY THE SHERIFF'S DEPT ELIMINATION OF EQUIPMENT OPTIONS, AS NEEDED.
ALL VOTING YES.

ADJOURN:

MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO ADJOURN COURT THIS 24TH DAY OF OCTOBER, 2017 AT 10:50 A.M.

ALL VOTING YES.



SYDNEY MURPHY, COUNTY JUDGE

ATTEST:



SCHELANA HOCK, COUNTY CLERK