

STATE OF TEXAS §

DATE: JUNE 26, 2018

REGULAR MEETING

COUNTY OF POLK §

MILT PURVIS - ABSENT

COMMISSIONERS COURT

AGENDA POSTING #2018 - 064

Be it remembered on this the 26TH day of JUNE, 2018, 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 JOE MCDONALD, FIRST PRESBYTERIAN CHURCH.
 - PLEDGE OF ALLEGIANCE TO U.S. & TEXAS FLAGS LED BY JAY BURKS.

2. PUBLIC COMMENTS:
PATRICIA SNOOK STATED THE HISTORICAL COMMISSION IS IN FAVOR OF THE COURTHOUSE RESTORATION GRANT AND WOULD HELP IN ANY WAY THEY CAN WITH THE PROJECT.

3. INFORMATIONAL REPORTS:
 - A. YEARLY INFORMATIONAL REPORT FROM MELISSA GATES, VETERANS SERVICE OFFICER.

4. OLD BUSINESS (TABLED FROM LAST AGENDA)
 - A. MOTIONED BY TOMMY OVERSTREET, SECONDED BY BOB WILLIS, TO ACCEPT DONATION OF LABOR, EQUIPMENT & (A PORTION OF) MATERIAL FROM HENDRIX RENTAL LLC FOR IMPROVEMENTS ON OLD WOODVILLE RD AND HORNETS NEST RD, PRECINCT 4.

ALL VOTING YES.

NEW BUSINESS

ALYSSA PUCKETT INTRODUCED MATTHEW MARCH.

5. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO APPOINT MATTHEW MARCH TO THE (VACANT) POSITION OF POLK COUNTY EXTENSION AGENT-AGRICULTURE AND NATURAL RESOURCES, AS CANDIDATE RECOMMENDED BY TEXAS A&M AGRILIFE EXTENSION. ALL VOTING YES.

6. CONSENT AGENDA: AGENDA ITEM B INCLUDES 4 ADDENDUMS IN THE AMOUNTS OF \$18,807.16, \$541.14, \$17,165.65, \$253,554.66, AND ITEM E INCLUDES ALL REPORTS FROM COMMISSIONERS. MOTIONED BY RONNIE VINCENT, SECONDED BY BOB WILLIS, TO APPROVE THE CONSENT AGENDA AS FOLLOWS: (ALL VOTING YES)

A. APPROVE MINUTES OF JUNE 12, 2018 (REGULAR MEETING).

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

DATE	AMOUNT	FUND	CHECK #
6/7/18	145,934.30	Available School Funds	364-370
6/8/18	670.10	General	271416-271417
6/11/18	9,000.00	Grant	1014
6/11/18	89,114.00	Gen, Hotel Occ, R&B 1,2,3,4, Security, Aging	271418-271499
6/14/18	398,693.43	Gen, R&B 1,2,3,4, Security, Aging, Adult Superv, CCAP Juv Prob	ACH A00554-A00559
6/14/18	2,601.23	Genera, R&B 1,3,4	271500-271503
6/19/18	7,200.00	Grant	1015
6/20/18	1,374.00	General	127902-128024
6/20/18	105,866.10	Gen, R&B 1,2,3,4, Aging, Sheriff Comm, Co Clk Records Mgmt	271518-271602
	Payroll	Registers for payrolls occurring on 6/29/18	
6/26/18	Addendum #1	\$18,807.16 (to appear on future schedule)	
6/26/18	Addendum #2	\$541.14 (to appear on future schedule)	
6/26/18	Addendum #3	\$17,165.65 (to appear on future schedule)	

6/26/18	Addendum #4	\$253,554.66 (to appear on future schedule)	
TOTAL	\$760,453.16		

- C. APPROVE ORDER DESIGNATING SURPLUS PROPERTY. (SEE ATTACHED)
- D. RECEIVE COUNTY AUDITOR'S MONTHLY REPORT, PURSUANT TO LOCAL GOVERNMENT CODE SEC. 114.025.
- E. RECEIVE COMMISSIONERS' ANNUAL ROAD REPORTS PURSUANT TO TEXAS TRANSPORTATION CODE SECTION 251.005. (SEE ATTACHED)
- F. APPROVE RE-APPOINTMENT OF DR. RAY LUNA AS LOCAL HEALTH AUTHORITY, PURSUANT TO TEXAS HEALTH & SAFETY CODE SECTION 121.021, FOR A TWO-YEAR TERM COMMENCING JULY 11, 2018, TO INCLUDE APPOINTMENT AS INFECTION CONTROL OFFICER, PURSUANT TO HEALTH & SAFETY CODE CHAPTER 81 AS AMENDED BY S.B. 1574.
- G. APPROVE REQUEST OF PRECINCT 2 CONSTABLE BILL CUNNINGHAM TO APPOINT MITCH NEWMAN AS RESERVE DEPUTY CONSTABLE, PRECINCT 2, REPLACING TONY GUY.
- H. APPROVE FINAL PLAT OF BLUEWATER SUBDIVISION SECTION 2 LOCATED IN PRECINCT 4.
- I. APPROVE TEXAS DOCUMENT SOLUTIONS EQUIPMENT LEASE FINANCING, AS PRESENTED BY COUNTY AUDITOR, FOR ROAD & BRIDGE PRECINCT 2 OFFICE COPIER.

7. PERSONNEL MATTERS:

- A. MOTIONED BY BOB WILLIS, SECONDED BY TOMMY OVERSTREET, APPROVAL OF PERSONNEL ACTION FORM REQUESTS SUBMITTED SINCE LAST MEETING (NO EMERGENCY HIRES).
ALL VOTING YES. (SEE ATTACHED)

8. CAPITAL PURCHASE REQUESTS TO BE PAID FROM FUND BALANCE AND INCLUDED ON THE FY2018 REIMBURSEMENT RESOLUTION FOR YEAR-END ISSUANCE OF LEGALLY AUTHORIZED DEBT, AS FOLLOWS:

- A. MOTIONED BY BOB WILLIS, SECONDED BY TOMMY OVERSTREET, TO APPROVE PURCHASE OF ICE MACHINE (POLK COUNTY JAIL) IN THE AMOUNT OF \$3,858.25 TO REPLACE NON-FUNCTIONING UNIT (GENERAL FUND BALANCE).
ALL VOTING YES.
- B. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, APPROVAL OF MATERIALS & LABOR IN AMOUNT NOT TO EXCEED \$4,100.00 TO REPAIR VIOLENT HOLD CELL IN COMPLIANCE WITH TEXAS JAIL COMMISSION.

ALL VOTING YES.

9. MOTIONED BY TOMMY OVERSTREET, SECONDED BY BOB WILLIS, APPROVAL OF \$6,405 EXPENDITURE FROM MAINTENANCE CAPITAL OUTLAY BUILDINGS FOR JUDICIAL CENTER EXTERIOR DRAINAGE INSTALLATION AND DETERMINE PRIORITIES FOR USE OF REMAINING BALANCE IN FY2018 (SPECIAL) FUNDING AS FOLLOWS:

JUDICIAL CENTER AWNING-REAR BREAK AREA (\$2,854)

OFFICE ANNEX SOLAR SCREEN – JP4 & AGRILIFE OFFICES (\$1,800)

ADULT PROBATION – ROOF REPAIR – LEAKING SKYLIGHTS (\$27,000)

DUNBAR GYM – ROOF REPAIR (\$3,000)

ADULT PROBATION TRAINING ROOM – ROOF REPAIR (\$1,800)

ALL VOTING YES.

10. MOTIONED BY BOB WILLIS, SECONDED BY RONNIE VINCENT, TO RECEIVE APPLICATION FOR TAX ABATEMENT FROM EAST TEXAS ELECTRIC COOPERATIVE, INC. AND APPROVE ABATEMENT TERMS OF 10% ANNUALLY DECLINING ABATEMENT OVER A 10 YEAR PERIOD AND ALLOW VARIANCE FOR MINIMUM JOBS CRITERIA, AUTHORIZING COUNTY JUDGE TO FINALIZE AND EXECUTE TAX ABATEMENT AGREEMENT PURSUANT TO THE COURT'S APPROVED TERMS AND SUBJECT TO NOTIFICATION TO OTHER APPLICABLE TAXING ENTITY/TIES.

ALL VOTING YES.

11. MOTIONED BY TOMMY OVERSTREET, SECONDED BY BOB WILLIS, TO DELETE "DISCUSS AND CONSIDER ANY NECESSARY ACTION REGARDING PARKING LOT IMPROVEMENTS AT DUNBAR FACILITY AND NEW SENIOR CENTER".

ALL VOTING YES.

12. MOTIONED BY RONNIE VINCENT, SECONDED BY TOMMY OVERSTREET, RECEIVE REQUEST FOR REPLAT OF CEDAR POINT SUBDIVISION SECTION 6 (REMOVING LOTS) AND NEW PRELIMINARY PLAT FOR CEDAR POINT SECTION 7 (THE CHANNEL) AND SCHEDULE PUBLIC HEARING ON THE PROPOSED RE-SUBDIVISION ON AUGUST 28, 2018 AT 9:30 A.M. IN THE COMMISSIONERS COURTROOM. THE COURT ALSO NOTED THE REQUIREMENTS OF THE APPLICANT FOR NOTIFYING PROPERTY OWNERS AND POSTING SIGNAGE REGARDING THE PUBLIC HEARING.

ALL VOTING YES.

13. HOTEL OCCUPANCY TAX AGREEMENTS:

A. MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO APPROVE AGREEMENT WITH POLK COUNTY HIGHER EDUCATION & TECHNOLOGY FOUNDATION (PCHETF) – COMMERCE CENTER TO PROVIDE A 30% SHARE OF COUNTY HOTEL/MOTEL TAX REVENUES RECEIVED.

ALL VOTING YES.

B. MOTIONED BY BOB WILLIS, SECONDED BY TOMMY OVERSTREET, APPROVAL OF REVISED AGREEMENT (FOR CORRECTION OF STATUTORY REFERENCE) WITH LIVINGSTON – POLK COUNTY CHAMBER OF COMMERCE, WITH NO CHANGE IN TERMS.

ALL VOTING YES.

14. MOTIONED BY BOB WILLIS, SECONDED BY RONNIE VINCENT, APPROVAL OF ITEMS PERTAINING TO TEXAS HISTORIC COMMISSION COURTHOUSE RESTORATION PLANNING GRANT TO INCLUDE:

A. FUNDING AGREEMENT.

B. RESOLUTION SUPPORTING THE EFFORTS OF POLK COUNTY TO EXECUTE PLANNING AND DESIGN FOR RESTORATION OF THE POLK COUNTY COURTHOUSE. (SEE ATTACHED)

C. SOURCE OF FUNDS STATEMENT AND VERIFICATION.

ALL VOTING YES.

15. MOTIONED BY BOB WILLIS, SECONDED BY TOMMY OVERSTREET, TO TABLE "CONSIDER REQUEST FROM CONSTABLE PCT. 1 TO TRANSFER USED CROWN VICTORIA (PREVIOUSLY REPLACED BY USED TAHOE FROM SHERIFF'S DEPT TRADE) FROM THE CRIMINAL DISTRICT ATTORNEY'S OFFICE (PURSUANT TO COURT'S ACTION ON APRIL 24, 2018) BACK TO CONSTABLE PCT 1".

ALL VOTING YES.

16. MOTIONED BY JUDGE MURPHY, SECONDED BY TOMMY OVERSTREET, TO REVISE PUBLIC COMMENTS PORTION OF THE RULES OF PROCEDURE, CONDUCT AND DECORUM FOR COMMISSIONERS COURT TO ADD A 3 MINUTE LIMIT FOR THE DISCUSSION OF COUNTY ISSUES ONLY AT THE END OF EACH MEETING.

VOTES RECORDED AS FOLLOWS:

JUDGE MURPHY – YES

COMMISSIONER WILLIS – NO

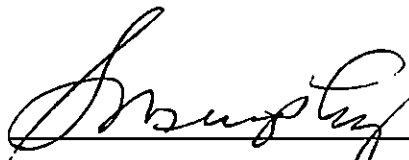
COMMISSIONER VINCENT – NO

COMMISSIONER PURVIS – ABSENT
COMMISSIONER OVERSTREET – YES
TIE VOTE - MOTION FAILED.

ADJOURN:

MOTIONED BY TOMMY OVERSTREET, SECONDED BY RONNIE VINCENT, TO ADJOURN COURT THIS 26TH
DAY OF JUNE 2018 AT 10:55 A.M.

ALL VOTING YES.



SYDNEY MURPHY, COUNTY JUDGE

ATTEST:



SCHELANA HOCK, COUNTY CLERK