

STATE OF TEXAS §
COUNTY OF POLK §

DATE: AUGUST 13, 2024
REGULAR MEETING
ALL PRESENT

**COMMISSIONERS COURT
AGENDA POSTING # 2024 - 141**

Be it remembered on this the 13TH day of AUGUST 2024, the Honorable Commissioners Court met in “REGULAR” called meeting with the following officers and members present, to wit;

Honorable Sydney Murphy – County Judge presiding,
Guylene Robertson – Commissioner Pct #1,
Mark DuBose – Commissioner Pct #2,
Milton Purvis – Commissioner Pct #3,
Jerry Cassity - Commissioner Pct #4,
Schelana Hock – County Clerk and
Louis Ploth – County Auditor.

The following agenda items, orders and decrees were duly made, considered and passed.

1. WELCOMED & CALLED TO ORDER AT 10:00 A.M. BY JUDGE SYDNEY MURPHY.
 - INVOCATION LED BY LINDELL MITCHELL OF LIVINGSTON CHURCH OF CHRIST.
 - PLEDGES TO U.S. & TEXAS FLAGS LED BY COUNTY CLERK SCHELANA HOCK.
2. PUBLIC COMMENTS:
NINA MCAFEE WITH YAUPON COVE PROPERTY OWNERS ASSOCIATION SPOKE ON ROAD CONDITIONS IN YAUPON COVE AND GAVE A PETITION TO COMMISSIONER DUBOSE.
3. INFORMATIONAL REPORTS:
 - A. NACOLE REEKS PROVIDED A REPORT FROM HEALTHY COUNTY COMMITTEE REGARDING WELLNESS STRATEGY/COUNTY-SPECIFIC INCENTIVE PROGRAM.
4. PUBLIC HEARING TO DISCUSS AND CONSIDER DISCONTINUING MAINTENANCE OF COUNTY ROADS WITHIN THE CITY LIMITS OF ONALASKA. HEARING BEGAN AT 10:08 A.M.
JUDGE MURPHY REVIEWED THE REASONS FOR THE AGENDA ITEM. AFTER REVIEW OF CHAPTER 251 OF THE TEXAS TRANSPORTATION CODE AND CHAPTER 791 OF THE TEXAS GOVERNMENT CODE, AND DISCUSSIONS WITH LEGAL COUNSEL, COMMISSIONER DUBOSE HAS REQUESTED THE COURT TAKE ACTION TO DISCONTINUE MAINTENANCE OF ROADS THAT ARE NOT IN THE COUNTY’S JURISDICTION. THIS ENSURES A CLEAR CHAIN OF COMMAND FOR DISASTERS AND DISBURSEMENT OF DISASTER FUNDING TO THE CORRECT ENTITY. IT ALSO REMOVES COUNTY LIABILITY IN THE EVENT THAT UNDERGROUND CITY INFRASTRUCTURE IS DAMAGED BY HEAVY EQUIPMENT USED FOR ROAD MAINTENANCE. THE COMMISSIONER STILL HAS THE ABILITY TO ENTER INTO AN INTERLOCAL AGREEMENT WITH THE CITY TO CONTINUE TO PROVIDE MAINTENANCE ON ROADS WITHIN CITY LIMITS.
RECEIVED COMMENTS FROM:
GRACIE WITH BRIDGEVIEW LANDING SUBD
ANGIE STUTTS – CITY OF ONALASKA
KAY FORE – BRIDGEVIEW LANDING POA PRESIDENT
MICHAEL LOFTIN
CARL CRUSE
JOHN DANA – TWIN HARBORS POA PRESIDENT
RHOAN FABER – IMPALA WOODS POA
BETTY – SANDY RIDGE DR
ROBERT BARINOWSKI (ROAD IN PRECINCT 4)

MICHAEL MATTHEWS – POLK COUNTY LEGAL COUNSEL

PUBLIC HEARING ENDED AT 10:54 A.M.

5. MOTIONED BY MARK DUBOSE, SECONDED BY MILTON PURVIS, APPROVAL OF ORDER TO DISCONTINUE MAINTENANCE OF COUNTY ROADS WITHIN THE CITY LIMITS OF ONALASKA. ALL VOTING YES. (SEE ATTACHED)

CLOSED SESSION/EXECUTIVE SESSION: PURSUANT TO TEX. GOV'T CODE SECTION 551.071 FOR CONSULTATION WITH ATTORNEY ON A MATTER SUBJECT TO ATTORNEY-CLIENT CONFIDENTIALITY.

CLOSED SESSION BEGAN AT 10:56 A.M. AND ENDED AT 11:34 A.M.

15. MOTIONED BY JERRY CASSITY, SECONDED BY MARK DUBOSE, TO ADJUST VOLUNTEER FIRE DEPARTMENT TERRITORIES AND ASSIGN PORTIONS OF GOODRICH TERRITORY TO OTHER DEPARTMENTS. ALL VOTING YES.
6. OLD BUSINESS (TABLED FROM LAST MEETING)
- A. MOTIONED BY MILTON PURVIS, SECONDED BY GUYLENE ROBERTSON, TO APPROVE MINUTES OF PREVIOUS MEETING: JULY 11, 2024 (REGULAR SESSION, RESCHEDULED FROM JULY 9). ALL VOTING YES.

NEW BUSINESS

7. CONSENT AGENDA: JUDGE MURPHY NOTED AGENDA ITEM C INCLUDES ADDENDUMS FOR \$737,193.96 AND \$1,452,949.53. MOTIONED BY MILTON PURVIS, SECONDED BY JERRY CASSITY TO APPROVE THE CONSENT AGENDA AS FOLLOWS: (ALL VOTING YES)
- A. APPROVE MINUTES OF PREVIOUS MEETINGS: JULY 23 AND 30, 2024 (REGULAR AND SPECIAL SESSIONS).
- B. APPROVE CORRECTED MINUTES: JUNE 11, 2024 (REGULAR SESSION).
- C. APPROVE SCHEDULES OF BILLS, INCLUDING ADDENDUMS. (SEE ATTACHED)

DATE	AMOUNT	FUND	CHECK #
7/18/2024	17,508.93	Adult Probation	ACH 200/24269/ACH 300/23957/ACH 010/305951-305954
7/19/2024	31,059.02	General	305955-305970
7/22/2024	1,200.06	General	ACH 3861,38625,3863, 3865,3866,3867
7/26/2024	12,619.30	General	306040-306045
7/26/2024	1,722.88	General	306046-306051
7/26/2024	2,580.00	General	306052
7/29/2024	321,344.42	Retiree Health Trust	ACH 083/515-524/ACH 010/306053-306063
7/31/2024	46,671.20	ARPA	ACH 033/274
8/1/2024	24,050.59	General	305985-305988
8/2/2024	127,332.09	General	ACH 3878,3886,3887, 3888,3884,3885

8/2/2024	987.77	General	306064-306065
8/2/2024	11,540.95	General	306066-306076
8/6/2024	837.24	General	306095-306097
8/13/2024	826,348.04	Grants	ACH 035/1235- 1238/010/306098- 306238
TOTAL	\$1,425,802.49		
	Addendum #1	\$737,193.96 to appear on future schedule	
	Addendum #2	\$1,452,949.53 to appear on future schedule	

- D. APPROVE ORDER DESIGNATING SURPLUS PROPERTY NO LONGER IN USE BY THE SHERIFF'S OFFICE, HUMAN RESOURCES, AND GRANTS & CONTRACTS.
(SEE ATTACHED)
- E. RECEIVE AND RECORD PERSONNEL ACTION FORMS SUBMITTED BY ELECTED OFFICIALS SINCE LAST MEETING. (SEE ATTACHED)
- F. APPROVE ADOPTION OF THE TEXAS HEALTH AND HUMAN SERVICE COMMISSION INDIGENT HEALTH CARE ELIGIBILITY STANDARDS, DOCUMENTATION AND VERIFICATION PROCEDURES ACCORDING TO THE ACT WITH THE ADDITION OF THE FOLLOWING PROVISION OF OPTIONAL SERVICES AS ALLOWED UNDER V.T.C.A. HEALTH & SAFETY CODE, SECTION 61.0285. (SEE ATTACHED)
- G. APPROVE SHERIFF'S REQUEST FOR APPLICATION TO TEXAS ASSOCIATION OF PROPERTY AND EVIDENCE INVENTORY TECHNICIAN (TAPEIT) GRANT.
(SEE ATTACHED)
- H. APPROVE "NO CHANGE" IN COUNTY ROAD & BRIDGE FEE (\$10) AND CHILD SAFETY FEE (\$1.50) AUTHORIZED BY THE TEXAS TRANSPORTATION CODE, SEC. 502-401-502.403.
(SEE ATTACHED)
- I. ACCEPT PAYMENT IN LIEU OF TAXES (PILT) IN THE AMOUNT OF \$63,838.00.
(SEE ATTACHED)
- J. ACCEPT FY2024 INDIGENT DEFENSE FORMULA GRANT NO. 212-24-187.
(SEE ATTACHED)
- K. RECEIVE AND RECORD DISTRICT JUDGES' ORDERS SETTING FY2025 COMPENSATION FOR COUNTY AUDITOR, ASSISTANT AUDITORS AND (258TH & 411TH) DISTRICT COURT REPORTERS, COURT COORDINATORS, BAILIFFS PURSUANT TO LOCAL GOVERNMENT CODE. (SEE ATTACHED)
- L. APPROVE JOINT CONTRACTS FOR ELECTION SERVICES WITH LIVINGSTON I.S.D. AND BIG SANDY I.S.D. FOR THE COUNTY'S PROVISION OF ELECTION EQUIPMENT AND SERVICES FOR THE NOVEMBER 5, 2024 GENERAL ELECTION, AS RECOMMENDED BY THE COUNTY CLERK. (SEE ATTACHED)
- M. RECEIVE AND RECORD AGREEMENT BETWEEN DISTRICT ATTORNEY'S OFFICE AND TEXAS DEPARTMENT OF PUBLIC SAFETY, STATE ADMINISTRATOR OF THE TEXAS ENFORCEMENT TELECOMMUNICATIONS SYSTEMS (TLETS). (SEE ATTACHED)
- N. RECEIVE AND RECORD NON-TWENTY-FOUR HOUR TERMINAL AGENCY AGREEMENT BETWEEN THE POLK COUNTY SHERIFF'S OFFICE AND POLK COUNTY DISTRICT ATTORNEY'S OFFICE. (SEE ATTACHED)
- O. RATIFY MEMORANDUM OF UNDERSTANDING BETWEEN POLK COUNTY AND DEEP EAST TEXAS COUNCIL OF GOVERNMENTS (DETCOG) FOR PARTICIPATION IN THE COMMUNITY DEVELOPMENT BLOCK GRANT MITIGATION (CDBG-MIT) METHOD OF DISTRIBUTION (MOD) FOR REGIONAL INTEROPERABLE RADIO COMMUNICATIONS PROJECT. (SEE ATTACHED)
- P. RECEIVE 3RD QUARTER HOTEL OCCUPANCY TAX FUNDS REPORTS FROM THE POLK COUNTY CHAMBER OF COMMERCE AND POLK COUNTY HIGHER EDUCATION AND TECHNOLOGY FOUNDATION. (SEE ATTACHED)

- Q. APPROVE 2024 HOTEL/MOTEL OCCUPANCY TAX CONTRIBUTION TOURISM BUDGET FROM POLK COUNTY CHAMBER OF COMMERCE. (SEE ATTACHED)
 - R. RECEIVE TREASURER'S MONTHLY REPORT FOR JUNE 2024. (SEE ATTACHED)
 - S. RECEIVE TREASURER'S FY2024 3RD QUARTER REPORT (APRIL – JUNE 2024). (SEE ATTACHED)
 - T. APPROVE ADDENDUM TO AGREEMENT WITH NETWORK COMMUNICATIONS INTERNATIONAL CORP. (NCIC) FOR INMATE TABLET SERVICES AT THE POLK COUNTY JAIL. (SEE ATTACHED)
 - U. AUTHORIZE THE DEPUTY EMERGENCY MANAGEMENT COORDINATOR AND FOREMEN OF EACH ROAD & BRIDGE PRECINCT TO BE AN "AUTHORIZED DESIGNEE" TO ASSIST THE OFFICE OF EMERGENCY MANAGEMENT AS NEEDED WITH EVALUATING IDENTIFIED TREES, LIMBS OR STUMPS TO DETERMINE IF THEY ARE HAZARDOUS AND SHOULD BE REMOVED ACCORDING TO STATE/FEMA DEBRIS REMOVAL GUIDANCE AND DEBRIS REMOVAL CONTRACTS.
8. PERSONNEL MATTERS:
- A. MOTIONED BY GUYLENE ROBERTSON, SECONDED BY MARK DUBOSE, TO APPROVE PERSONNEL ACTION FORM REQUESTS SUBMITTED BY DEPARTMENT HEADS SINCE LAST MEETING AND AUTHORIZE THREE EMERGENCY HIRES (HUMAN RESOURCE, EMERGENCY MANAGEMENT AND MAINTENANCE).
ALL VOTING YES. (SEE ATTACHED)
 - B. MOTIONED BY MILTON PURVIS, SECONDED BY GUYLENE ROBERTSON, TO APPROVE APPOINTMENT OF JAY DIEHL, EFFECTIVE OCTOBER 1, 2024, TO THE VACANT POSITION OF POLK COUNTY EXTENSION AGENT-AGRICULTURE AND NATURAL RESOURCES, AS CANDIDATE RECOMMENDED BY THE TEXAS A&M AGRILIFE EXTENSION OFFICE.
ALL VOTING YES.
9. BUDGET REVISIONS/AMENDMENTS:
- A. MOTIONED BY JERRY CASSITY, SECONDED BY MILTON PURVIS, APPROVAL OF FY2024 BUDGET REVISIONS #2024-18 AND AMENDMENTS #2024-18(A), AS PRESENTED BY THE COUNTY AUDITOR'S OFFICE.
ALL VOTING YES. (SEE ATTACHED)
10. MOTIONED BY MILTON PURVIS, SECONDED BY JERRY CASSITY, APPROVAL OF SHERIFF'S AND CONSTABLES' FEES EFFECTIVE JANUARY 1, 2025 AND DIRECT NOTIFICATION TO STATE COMPTROLLER, PURSUANT TO TEX. LOC. GOV'T. CODE 118.131. (NO CHANGE)
ALL VOTING YES. (SEE ATTACHED)
11. MOTIONED BY GUYLENE ROBERTSON, SECONDED BY MILTON PURVIS, APPROVAL OF MEMORANDUM OF AGREEMENT WITH BURKE CENTER FOR MENTAL HEALTH DEPUTY PROGRAM CONTINGENT ON STATE COMPTROLLER'S RESPONSE REGARDING GRANTS.
ALL VOTING YES. (SEE ATTACHED)
12. MOTIONED BY JERRY CASSITY, SECONDED BY MARK DUBOSE, APPROVAL TO ADVERTISE REQUEST FOR BIDS #2024-22 FOR RESTORATION OF CREEK BANK ON KIMBALL CREEK AT COUNTY LINE ROAD IN PRECINCT 4, TO BE FUNDED FROM PRECINCT 4 OPERATIONS BUDGET.
ALL VOTING YES.
13. MOTIONED BY GUYLENE ROBERTSON, SECONDED BY MILTON PURVIS, TO APPROVE REQUEST FOR PURCHASE OF AUDIO/VIDEO EQUIPMENT AND SOFTWARE FOR THE EMERGENCY OPERATIONS CENTER, AS INCLUDED ON THE FY2024 CAPITAL PURCHASE PROJECTIONS FOR \$134,260.29 WITH DATA PROJECTIONS. (SEE ATTACHED)
14. FY2025 BUDGET WORKSHOP:
- A. MOTIONED BY JERRY CASSITY, SECONDED BY GUYLENE ROBERTSON, APPROVAL OF

PROPOSED LEASE RATE QUOTES TO BE INCLUDED IN THE FY2025 BUDGET.
(SEE ATTACHED)

- B. MOTIONED BY JERRY CASSITY, SECONDED BY MARK DUBOSE, TO INCREASE JUSTICE OF THE PEACE SALARIES TO \$65,000 WITH NO TRAVEL INCREASE.

VOTES RECORDED AS FOLLOWS:

MARK DUBOSE – YES

JERRY CASSITY – YES

MILTON PURVIS – NO

GUYLENE ROBERTSON – NO

SYDNEY MURPHY – NO

MOTION FAILED.

MOTIONED BY JERRY CASSITY, SECONDED BY MARK DUBOSE, TO INCREASE JUSTICE OF THE PEACE TRAVEL ALLOWANCE TO \$7,500.

VOTES RECORDED AS FOLLOWS:

JERRY CASSITY – YES

MARK DUBOSE – YES

MILTON PURVIS – NO

GUYLENE ROBERTSON – NO

SYDNEY MURPHY – NO

MOTION FAILED.

MOTIONED BY JERRY CASSITY, SECONDED BY MILTON PURVIS, APPROVAL TO PUBLISH THE PROPOSED INCREASES IN SALARIES, ALLOWANCE AND OTHER EXPENSES OF ELECTED COUNTY & PRECINCT OFFICERS.

ALL VOTING YES. (SEE ATTACHED)

- C. MOTIONED BY GUYLENE ROBERTSON, SECONDED BY MILTON PURVIS, TO APPROVE PUBLICATION OF THE FY2025 PROPOSED BUDGET.

ALL VOTING YES.

ADJOURN:

MOTIONED BY MILTON PURVIS, SECONDED BY JERRY CASSITY, TO ADJOURN COURT THIS 13TH DAY OF AUGUST 2024 AT 12:20 P.M.

ALL VOTING YES.


SYDNEY MURPHY, COUNTY JUDGE

ATTEST:


SCHELANA HOCK, COUNTY CLERK