

STATE OF TEXAS §

COUNTY OF POLK §

DATE: September 24, 2024

REGULAR MEETING

ALL PRESENT

**COMMISSIONER'S COURT
AGENDA POSTING**

Call to Order. * Invocation * Pledges of Allegiance

Be it remembered on this 24th day of September 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,
Wendy Timm – Deputy County Clerk and
Louis Ploth – County Auditor.

WELCOMED & CALLED TO ORDER AT 10:00 AM BY JUDGE SYDNEY MURPHY.

- INVOCATION LED BY SONNY HATHAWAY OF CENTRAL BAPTIST CHURCH.
- PLEDGES TO U.S. & TEXAS FLAGS LED BY DEPUTY COUNTY CLERK WENDY TIMM.

Public Comments

None.

Informational Reports

TAX ASSESSOR-COLLECTOR TATUM WHITE INFORMED THE COURT THAT THERE WOULD BE A DELAY IN THE DISTRIBUTION OF TAX BILLS. HER OFFICE IS WAITING ON THREE TAXING ENTITIES TO SUBMIT THEIR TAX RATES. ONCE THE RATES ARE SUBMITTED, THE APPRAISAL DISTRICT WILL NEED ABOUT ONE WEEK TO PERFORM THEIR DUTIES TO GET THE TAX ROLL PREPARED BEFORE THE TAX OFFICE CAN GET THE BILLS TO THE PRINTER.

1. POLK COUNTY HISTORICAL COMMISSION RECEIVES DISTINGUISHED SERVICE AWARD.
PATRICIA SNOOK, ON BEHALF OF THE POLK COUNTY HISTORICAL COMMISSION, INVITED EVERYONE OUT TO THE OLD CITY CEMETERY ON OCTOBER 12TH AT 10:30 AM FOR A HISTORICAL MARKER DEDICATION FOR MOSES CHOATES, WHO FOUNDED LIVINGSTON.

Old Business

2. APPROVE MINUTES OF PREVIOUS MEETING: AUGUST 27, 2024 (REGULAR SESSION)
MOTIONED BY MILT PURVIS, SECONDED BY MARK DUBOSE, APPROVE.
VOTES NO: 0
VOTES YES: 5
VOTES RESULT: CARRIED

New Business - Consent Agenda

JUDGE MURPHY NOTED ADDENDUMS TO ITEM 4, SCHEDULE OF BILLS, IN THE AMOUNTS OF \$1,000,268.25 AND \$522,848.69. MOTIONED BY GUYLENE ROBERTSON, SECONDED BY JERRY CASSITY, TO APPROVE THE CONSENT AGENDA AS FOLLOWS:

VOTES NO: 0

VOTES YES: 5

VOTES RESULT: CARRIED

3. APPROVE MINUTES OF PREVIOUS MEETING: SEPTEMBER 10, 2024 (REGULAR SESSION)

4. APPROVE SCHEDULES OF BILLS.

DATE	AMOUNT	FUND	CHECK #
8/16/2024	371,987.42	General	ACH 3883,3906,3912,3916, 3920,3924,3929,3939,3945,3948,3954
9/6/2024	85,019.24	General	306678-306688
9/6/2024	29,440.12	General	306695-306700
9/6/2024	602,698.71	Retiree Health Insurance	ACH 083/529-532/ACH 010/306778-306794
9/13/2024	130,552.40	General	ACH 3959,3967,3968,3969, 3965,3966
9/13/2024	907.77	General	306795-306796
9/13/2024	9,272.24	General	306806-306816
9/13/2024	4,340.00	General	306817
9/24/2024	296,200.85	General	306820-306938
TOTAL	1,530,418.75		
	Addendum #1	\$1,000,268.25 to appear on a future schedule.	
	Addendum #2	\$522,848.69 to appear on a future schedule.	

5. APPROVE ORDER DESIGNATING SURPLUS PROPERTY. THE ORDER REFLECTS VARIOUS ITEMS NO LONGER IN USE BY THE DPS OFFICE AND HUMAN RESOURCES.
6. RECEIVE AND RECORD PERSONNEL ACTION FORMS SUBMITTED BY ELECTED OFFICIALS SINCE THE LAST MEETING.
7. RECEIVE COUNTY AUDITOR'S MONTHLY REPORT, PURSUANT TO LOCAL GOVERNMENT CODE SEC 114.025.

8. RECEIVE TREASURER'S MONTHLY REPORT FOR AUGUST 2024.
9. APPROVE ORDER DESIGNATING REGULAR TERMS OF COMMISSIONERS COURT FOR FY2025.
10. APPROVE ORDER SETTING TERMS OF THE CONSTITUTIONAL COUNTY COURT.
11. APPROVE RESOLUTION IN SUPPORT OF FY2025 INDIGENT DEFENSE FORMULA GRANT APPLICATION.
12. APPROVE SUBMISSION OF FY2025 RURAL LAW ENFORCEMENT GRANT APPLICATIONS FOR THE DISTRICT ATTORNEY, SHERIFF, AND CONSTABLES' OFFICES.
13. APPROVE UPDATE TO MASTER STREET AGREEMENT GUIDE (MSAG) TO ADD JACK MOSELEY BLVD TO THE MSAG AS A CITY STREET IN THE CITY OF LIVINGSTON.
14. ACCEPT 2025 RETIREE PLAN RATES (TLIC MEDICAL AND RETIREE RXCARE PRESCRIPTION COVERAGES) FROM TEXAS ASSOCIATION OF COUNTIES, SILVER CHOICE.
15. APPROVAL RENEWAL OF SUPPLEMENTAL GAP INSURANCE POLICY WITH ZURICH AMERICAN INSURANCE COMPANY.
16. RATIFY AGREEMENT BETWEEN JUSTICE OF THE PEACE, PRECINCT 3 AND VERITRUST FOR SHREDDING SERVICES.
17. APPROVE HOTEL/MOTEL OCCUPANCY TAX AGREEMENT BETWEEN POLK COUNTY AND THE POLK COUNTY CHAMBER OF COMMERCE.
18. APPROVE HOTEL/MOTEL OCCUPANCY TAX AGREEMENT BETWEEN POLK COUNTY AND THE POLK COUNTY HIGHER EDUCATION AND TECHNOLOGY FOUNDATION.
19. APPROVE AGREEMENT WITH CITY OF LIVINGSTON FOR (LVFD) FIREFIGHTING SERVICES.
20. APPROVE TRANSITIONING RECENTLY VACATED LEGAL ASSISTANT/ABTRACTOR POSITION FROM COUNTY EMPLOYEE TO EMPLOYEE OF LINEBARGER, GOGGAN, BLAIR AND SAMPSON.
21. AUTHORIZE GOODWIN-LASITER-STRONG TO ADVERTISE FOR CONSTRUCTION BIDS FOR ONALASKA FOR WSC PLANT 3 ELEVATED STORAGE TANK TIE-IN, FUNDED BY 2021 ARPA-SLFRF.

New Business - Regular Agenda

22. CONSIDER REQUESTS FOR REVISIONS AND AMENDMENTS TO THE BUDGET, AS FOLLOWS:
 - A FY2024 BUDGET REVISIONS AND AMENDMENTS AND FY2025 REVISIONS, AS PRESENTED BY THE COUNTY AUDITOR'S OFFICE.
MOTIONED BY JERRY CASSITY, SECONDED BY MARK DUBOSE, APPROVE.

VOTES NO: 0
VOTES YES: 5
VOTES RESULT: CARRIED

- B RESOLUTION AUTHORIZING THE CERTIFICATION OF SURPLUS DEPOSITORY INTEREST REVENUES TO FUND FY2024 CAPITAL PURCHASES. MOTIONED BY MILT PURVIS, SECONDED BY JERRY CASSITY, APPROVE.**
VOTES NO: 0
VOTES YES: 5
VOTES RESULT: CARRIED
- 23. CONSIDER APPROVAL OF PERSONNEL MATTERS, AS FOLLOWS:**
- A REVIEW AND CONSIDER PERSONNEL ACTION FORM REQUESTS SUBMITTED SINCE LAST MEETING AND REVIEW OF ANY AUTHORIZED EMERGENCY HIRING. JUDGE MURPHY NOTED THERE WAS ONE EMERGENCY HIRE IN HUMAN RESOURCES. MOTIONED BY GUYLENE ROBERTSON, SECONDED BY MILT PURVIS, APPROVE.**
VOTES NO: 0
VOTES YES: 5
VOTES RESULT: CARRIED
- B CONSIDER RE-APPOINTMENT OF POLK COUNTY FIRE MARSHAL FOR A 2-YEAR TERM BEGINNING OCTOBER 1, 2024. MOTIONED BY MILT PURVIS, SECONDED BY JERRY CASSITY, APPROVE ORDER OF APPOINTMENT.**
VOTES NO: 0
VOTES YES: 5
VOTES RESULT: CARRIED
- C REVIEW AND CONSIDER PERSONNEL CHANGES AS REQUESTED BY SHERIFF BYRON LYONS. MOTIONED BY GUYLENE ROBERTSON, SECONDED BY MILT PURVIS, APPROVE RECLASSIFICATION OF TWO POSITIONS TO MEET THE GROWING SUPERVISORY DEMANDS, AS FOLLOWS: RECLASSIFY CID LIEUTENANT CRAIG FINEGAN TO CAPTAIN AND CID DETECTIVE KAYLA HEMPERLY TO SERGEANT, EFFECTIVE OCTOBER 7, 2024.**
VOTES NO: 0
VOTES YES: 5
VOTES RESULT: CARRIED
- D CONSIDER REQUEST AND ANY/ALL NECESSARY ACTION TO PAY OUT STRAIGHT-TIME HOURS EARNED BY EMERGENCY MANAGEMENT COORDINATOR AS OF SEPTEMBER 24, 2024, UTILIZING AVAILABLE FUNDS FROM THE EMERGENCY MANAGEMENT SALARY LINE ITEM. MOTIONED BY MARK DUBOSE, SECONDED BY JERRY CASSITY, APPROVE PAYMENT OF 40 ACCRUED STRAIGHT-TIME HOURS FROM EMERGENCY MANAGEMENT SALARIES LINE ITEM.**
VOTES NO: 0
VOTES YES: 5
VOTES RESULT: CARRIED

- E REVIEW AND CONSIDER APPROVAL OF REDRAFTED PERSONNEL POLICY MANUAL.
MOTIONED BY JERRY CASSITY, SECONDED BY MILT PURVIS, APPROVE ORDER ADOPTING NEW PERSONNEL POLICY MANUAL.
VOTES NO: 0
VOTES YES: 5
VOTES RESULT: CARRIED
24. CONSIDER REQUESTS FOR CAPITAL PURCHASES INCLUDED IN THE FY2025 BUDGET, AS FOLLOWS:
- A TAX OFFICE SERVER FROM HARRIS GOVERN, IN THE AMOUNT OF \$25,488.07, TO BE PAID FROM INFORMATION TECHNOLOGY CAPITAL OUTLAY.
MOTIONED BY MILT PURVIS, SECONDED BY MARK DUBOSE, APPROVE.
VOTES NO: 0
VOTES YES: 5
VOTES RESULT: CARRIED
25. DISCUSS AND CONSIDER APPROVAL OF WARRANTY DEED TRANSFERRING OWNERSHIP OF THE PARKING LOT BEHIND THE POLK COUNTY TAX OFFICE TO THE CITY OF LIVINGSTON.
MOTIONED BY MILT PURVIS, SECONDED BY GUYLENE ROBERTSON, APPROVE.
VOTES NO: 0
VOTES YES: 5
VOTES RESULT: CARRIED
26. CONSIDER ANY/ALL NECESSARY ACTION REGARDING ANNUAL BIDS FOR PURCHASE OF:

- BID #2025-01.01 THRU 01.08 : PRECINCT 1 ROAD MATERIALS
- BID #2025-02.01 THRU 02.08 : PRECINCT 2 ROAD MATERIALS
- BID #2025-03.01 THRU 03.08 : PRECINCT 3 ROAD MATERIALS
- BID #2025-04.01 THRU 04.08 : PRECINCT 4 ROAD MATERIALS
- BID #2025-05 : BULK PURCHASE OF LIMESTONE ROAD BASE
- BID #2025-06 : TIRES
- BID #2025-07 : OIL, GREASE, GASOLINE & DIESEL
- BID #2025-08 : PEST CONTROL SERVICES
- BID #2025-09 : MOTOR GRADER BLADES
- BID #2025-10 : MATERIAL HAULING

GUYLENE ROBERTSON ADDRESSED BID #2025-01.01 THRU 01.08 : PRECINCT 1 ROAD MATERIALS, AS FOLLOWS:

- 01.01 - REJECT BOTH BIDS
- 01.02 - ACCEPT BID
- 01.03 - REJECT ALL BIDS
- 01.04 - REJECT BID
- 01.05 - ACCEPT ALL BIDS
- 01.06 - ACCEPT ALL BIDS

01.07 - NO BIDS RECEIVED

01.08 - REJECT BID

MARK DUBOSE ADDRESSED BID #2025-02.01 THRU 02.08 : PRECINCT 2 ROAD MATERIALS, AS FOLLOWS: ACCEPT ALL BIDS

MILT PURVIS ADDRESSED BID #2025-03.01 THRU 03.08 : PRECINCT 3 ROAD MATERIALS, AS FOLLOWS: ACCEPT ALL BIDS

JERRY CASSITY ADDRESSED BID #2025-04.01 THRU 04.08 : PRECINCT 4 ROAD MATERIALS, AS FOLLOWS: ACCEPT ALL BIDS

MOTION BY GUYLENE ROBERTSON, SECOND BY MILT PURVIS TO ACCEPT ALL BIDS FROM COOK TIRE, EATON'S HARDWARE, AND PREMIER TIRE FOR BID #2025-06 : TIRES.

VOTES NO: 0

VOTES YES: 5

VOTES RESULT: MOTION CARRIED

MOTION BY MILT PURVIS, SECONDED BY JERRY CASSITY TO RESCIND ACCEPT ALL BIDS FOR BID #2025-06 : TIRES.

VOTES NO: 0

VOTES YES: 5

VOTES RESULT: MOTION CARRIED

MOTION BY JERRY CASSITY, SECONDED BY MARK DUBOSE TO REJECT ALL BIDS AND REBID BID #2025-06 : TIRES.

VOTES NO: 0

VOTES YES: 5

VOTES RESULT: MOTION CARRIED

MOTION BY MILT PURVIS, SECOND BY JERRY CASSITY, TO ACCEPT BID FROM HUGHES PETROLEUM FOR BID #2025-07 : OIL, GREASE, GASOLINE & DIESEL.

VOTES NO: 0

VOTES YES: 5

VOTES RESULT: MOTION CARRIED

MOTION BY JERRY CASSITY, SECOND BY MARK DUBOSE, TO ACCEPT BID FROM BROKEN ARROW FOR BID #2025-08 : PEST CONTROL SERVICES.

VOTES NO: 0

VOTES YES: 5

VOTES RESULT: MOTION CARRIED

MOTION BY JERRY CASSITY, SECONDED BY MILT PURVIS, TO REJECT ALL BIDS FROM WEAR PARTS & EQUIPMENT AND VALK MANUFACTURING AND REBID BID #2025-09 : MOTOR GRADER BLADES.

VOTES NO: 0

VOTES YES: 5

VOTES RESULT: MOTION CARRIED

MOTION BY MILT PURVIS, SECOND BY MARK DUBOSE TO ACCEPT ALL BIDS FROM HUGHES DOZER & DUMP TRUCK WORKS, RICHARDSON CONSTRUCTION, AND ARE

DIRT FOR BID #2025-10 : MATERIAL HAULING.

VOTES NO: 0

VOTES YES: 5

VOTES RESULT: MOTION CARRIED

MOTION BY MILT PURVIS, SECONDED BY JERRY CASSITY TO ACCEPT BID FROM TEXAS MATERIALS FOR BID #2025-05 : BULK PURCHASE OF LIMESTONE ROAD BASE.

VOTES NO: 0

VOTES YES: 5

VOTES RESULT: MOTION CARRIED

27. SCHEDULE SPECIAL SESSION FOR NOVEMBER 18, 2024 TO CANVASS GENERAL ELECTION.

MOTIONED BY MARK DUBOSE, SECONDED BY GUYLENE ROBERTSON, APPROVE.

VOTES NO: 0

VOTES YES: 5

VOTES RESULT: CARRIED

28. APPROVE RESOLUTION IN SUPPORT OF OPERATION GREEN LIGHT FOR VETERANS. MOTIONED BY GUYLENE ROBERTSON, SECONDED BY MILT PURVIS, APPROVE.

VOTES NO: 0

VOTES YES: 0

VOTES RESULT: CARRIED

29. CONSIDER APPROVAL OF CONTRACTS WITH SITEK OMNI FOR DEMOLITION OF HOMES IN THE GLO-DR BUYOUT PROGRAM 20-066-018-C125.

MOTIONED BY GUYLENE ROBERTSON, SECONDED BY JERRY CASSITY, APPROVE.

VOTES NO: 0

VOTES YES: 5

VOTES RESULT: CARRIED

30. DISCUSS AND CONSIDER REQUEST FROM FIDEM ENERGY TO PREPARE A DRAFT APPLICATION FOR THE ENVIRONMENTAL AND CLIMATE JUSTICE COMMUNITY CHANGE GRANT TO FUND A LANDFILL GAS ENERGY PROJECT AT THE POLK COUNTY LANDFILL.

MOTIONED BY MILT PURVIS, SECONDED BY JERRY CASSITY, APPROVE.

VOTES NO: 0

VOTES YES: 5

VOTES RESULT: CARRIED

Adjourn

MOTIONED BY MILT PURVIS, SECONDED BY JERRY CASSITY, TO ADJOURN COURT AT 10:45 A.M.

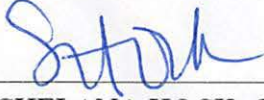
VOTES NO: 0

VOTES YES: 5

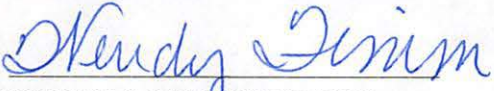
VOTES RESULT: CARRIED


SYDNEY MURPHY, COUNTY JUDGE

ATTEST:



SCHELANA HOCK, COUNTY CLERK

BY: 
WENDY TIMM, DEPUTY CLERK