

NAVARRO COUNTY COMMISSIONER'S COURT

A SPECIAL MEETING OF THE NAVARRO COUNTY COMMISSIONER'S COURT WAS HELD ON MONDAY THE, 31ST DAY OF AUGUST, 2009 AT 10:00 A.M., IN THE COURTROOM OF THE NAVARRO COUNTY COURTHOUSE, CORSICANA, TEXAS. PRESIDING JUDGE HM DAVENPORT, COMMISSIONERS PRESENT KIT HERRINGTON, FAITH HOLT, DAVID WARREN, AND JAMES OLSEN

1. 10:10 A.M. MOTION TO CONVENE BY HERRINGTON SEC BY HOLT
ALL VOTED AYE MOTION CARRIED
2. OPENING PRAYER BY COMMISSIONER HOLT
3. PLEDGE OF ALLEGIANCE
4. PUBLIC COMMENTS-BOBBY NICHOLS ELECTED OFFICIALS SHOULD NOT BE PAID LONGEVITY

CONSENT AGENDA

MOTION TO APPROVE CONSENT AGENDA ITEMS 5 AND STRIKE ITEM 6 BY HOLT SEC BY WARREN

5. APPROVE THE MINUTES FROM THE PREVIOUS MEETING OF AUGUST 21, 2009
6. STRIKE PAYING BILLS AS SUBMITTED BY THE COUNTY AUDITOR

REGULAR AGENDA

7. MOTION TO APPROVE ACCEPTING BIDS FOR BRIDGE REPLACEMENT IN PRECINCT 1 BY HERRINGTON SEC BY WARREN
ALL VOTED AYE MOTION CARRIED
8. MOTION TO APPROVE BEGINNING PROCESS FOR PARTIAL CLOSING OF NE CO RD 3250 BY HERRINGTON SEC BY HOLT
ALL VOTED AYE MOTION CARRIED
9. MOTION TO APPROVE TREASURES REPORT BY RUBY COKER BY OLSEN SEC BY WARREN **TO WIT PG 15**
ALL VOTED AYE MOTION CARRIED
10. MOTION TO APPROVE REPLAT OF LOTS 68 AND 69 OF HIDDEN OAKS PHASE III BY WAYLON IVIE BY HOLT SEC BY WARREN

ALL VOTED AYE MOTION CARRIED

11. MOTION TO APPROVE CERTIFYING ADDITIONAL REVENUE PURSUANT TO LOCAL GOVERNMENT CODE 111.0707 \$117,722 RECEIVED FROM ORCA FOR 2007-2008 SEVERE STORMS, TORNADOES AND FLOODING BY HOLT SEC BY WARREN
ALL VOTED AYE MOTION CARRIED
12. MOTION TO APPROVE SPECIAL BUDGET AMENDMENTS IN ACCORDANCE WITH LOCAL GOVERNMENT CODE 111.0707 BY HOLT SEC BY WARREN TO WIT PG 16-17
ALL VOTED AYE MOTION CARRIED
13. MOTION TO APPROVE COUNTY JUDGE TO ACCEPT \$8,252.11 IN CAPITAL CREDITS FROM THE TEXAS COMPTROLLER'S OFFICE TO BE USED IN THE 2010 BUDGET TO BE IN COMPLIANCE WITH LGC 381.004 SUPPORT THE NAVARRO COUNTY CHILD ADVOCACY CENTER BY OLSEN SEC BY WARREN TO WIT PG 18
ALL VOTED AYE MOTION CARRIED
14. MOTION TO APPROVE CELLULAR TELEPHONE ALLOWANCE REQUEST (EFFECTIVE 10/01/09) FOR ELECTED OFFICIALS: JAMES LAGOMARSINO (\$85/MO.) HM DAVENPORT (\$85/MO.), FAITH HOLT(\$85/MO), DAVID WARREN (\$85/MO.), VICKI GRAY (\$85/MO.), KIRBY HILL (\$85/MO.), CONNIE MAYFIELD (\$85/MO.)
NAVARRO COUNTY EMPLOYEES: ALAN PASCHAL (\$50/MO.), RICKY PATE (\$50/MO.), DAVID BONNER (\$50/MO), STANLEY YOUNG (\$50/MO.) BY HERRINGTON SEC BY HOLT TO WIT PG 19-29
ALL VOTED AYE MOTION CARRIED
15. BUDGET WORKSHOP-WILL TAKE THIS ITEM UP AFTER ITEM 16.
16. MOTION TO GO INTO EXECUTIVE SESSION PURSUANT TO THE TEXAS GOVERNMENT CODE SECTION 551.071 TO DISCUSS PENDING OR ANTICIPATED LITIGATION BY JUDGE DAVENPORT SEC BY HOLT
ALL VOTED AYE MOTION CARRIED

MOTION TO COME OUT OF EXECUTIVE SESSION BY HOLT SEC BY HERRINGTON
ALL VOTED AYE MOTION CARRIED
NO ACTION TAKEN

MOTION TO RECESS UNTIL 1:00 P.M. BY HERRINGTON SEC BY WARREN
ALL VOTED AYE MOTION CARRIED

MOTION TO COME OUT OF RECESS BY HERRINGTON SEC BY HOLT
ALL VOTED AYE MOTION CARRIED

BUDGET WORKSHOP

MOTION TO SET THE TAX RATE AT .6270 BY HOLT SEC BY HERRINGTON
ALL VOTED AYE MOTION CARRIED

MOTION TO RECESS UNTIL 1:00 P.M. TUESDAY SEPTEMBER 1, 2009 BY HOLT
SEC BY HERRINGTON
ALL VOTED AYE MOTION CARRIED

MOTION TO COME OUT OF RECESS BY HERRINGTON SEC BY HOLT
ALL VOTED AYE MOTION CARRIED

CONTINUE BUDGET WORKSHOP

MOTION TO ADJOURN BY HERRINGTON SEC BY HOLT
ALL VOTED AYE MOTION CARRIED

THESE MINUTES ARE HEREBY APPROVED THIS 14 DAY OF
SEPTEMBER 2009.

JUDGE HM DAVENPORT [Signature]

COMR.PCT.1 KIT HERRINGTON [Signature]

COMR.PCT.2 FAITH HOLT [Signature]

COMR.PCT.3 DAVID "BUTCH" WARREN [Signature]

COMR.PCT.4 JAMES OLSEN [Signature]

I, SHERRY DOWD, NAVARRO COUNTY CLERK, ATTEST THAT THE
FOREGOING IS A TRUE AND ACCURATE ACCOUNTING OF THE
COMMISSIONERS COURT'S AUTHORIZED PROCEEDING FOR AUGUST 31,
2009.

SIGNED 14 DAY OF SEPTEMBER 2009.

[Signature]
SHERRY DOWD, COUNTY CLERK



AFFIDAVIT SUBMITTED BY
RUBY COKER
NAVARRO COUNTY TREASURER

STATE OF TEXAS

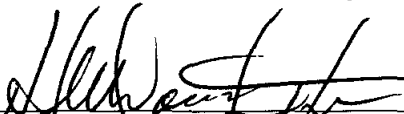
COUNTY OF NAVARRO

Before me, the undersigned authority, on this day personally appeared the following named persons, and after being duly sworn, deposes and says: Honorable H. M. Davenport, Jr., County Judge, Honorable Kit Herrington, Commissioner Pct. #1, Honorable Faith Holt, Commissioner Pct. #2, Honorable David Warren, Commissioner Pct. #3, and Honorable James Olsen, Commissioner Pct. 4.

I, Ruby Coker, the Navarro County Treasurer, on this 31st day of August, 2009 present to the Navarro County Commissioners Court the Monthly Financial Report for the month ending on July 31, 2009 for the court to review and approve. According to the report, Navarro County had cash on hand in the amount of \$1,830,119.28. Also, other assets totaling \$6,939,267.98 are being held by the Treasurer's office. The total interest for all accounts for the month of July, 2009 was \$3,907.32. The total disbursements for the month of July, 2009 were \$3,382,291.05. This report is in compliance with section 114.026 of the Local Government Code, so therefore we hereby execute this affidavit for publication.

With this signed affidavit, We the Commissioners Court, state that the requirements of Subsection (C) have been met with the examination of this report.

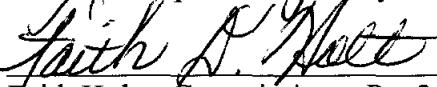
Signed and executed this 31st day of August, 2009.



H. M. Davenport Jr. - County Judge



Kit Herrington - Commissioner Pct 1



Faith Holt - Commissioner Pct 2



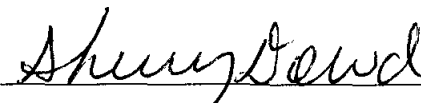
David Warren - Commissioner Pct 3



James Olsen - Commissioner Pct 4

SWORN AND SUBSCRIBED TO BEFORE ME, this 31st day of August, 2009 by H. M. Davenport, Jr., Kit Herrington, Faith Holt, David Warren, and James Olsen, in their official capacities as the members of the Navarro County Commissioners Court.

ATTEST



Sherry Dowd - Navarro County Clerk





NAVARRO COUNTY AUDITOR'S OFFICE

Tim Easley, First-Assistant
Terri Gillen, Assistant
Jeannie Keeney, Assistant
Ann Tanner, Assistant
Julie Jennings, Assistant

300 West Third Avenue, Suite 10
Corsicana, TX 75110-4672

Kathy B. Hollomon, CPA

Phone: (903) 654-3095

e-mail: khollomon@navarrocounty.org

Fax: (903) 654-3097

August 27, 2009

To: H. M. Davenport, County Judge
Kit Herrington, Commissioner Pct 1
Faith Holt, Commissioner Pct 2
David Warren, Commissioner Pct 3
James Olsen, Commissioner Pct 4

RE: Certification of additional Revenue

Judge and Commissioners,

Pursuant to Local Government Code 111.0706- Special Budget for Grant or Aid Money
111.0707- Special Budget for Revenue from Intergovernmental Contracts
111.0708- Special Budget for Revenue Received After Start of Fiscal Year

"The county auditor....shall certify to the commissioners court the receipt of All public or private grant aid money, or all revenue from intergovernmental contracts or, Revenue from a new source not anticipated before the adoption of the budget that is available for disbursement in a fiscal year, but not include in the budget for that fiscal year."

On certification, the court shall adopt a special budget for the limited purpose of spending the revenue from intergovernmental contracts for its intended purpose."

I, Kathy B. Hollomon, County Auditor of Navarro County CERTIFY to the Navarro County Commissioners Court of the receipt of ADDITIONAL REVENUES from -public or private aid money- intergovernmental contracts- new source not anticipated before the adoption of the budget- which was not included in the Navarro County Revenue Estimates in the adopted budget for 2008 – 2009. These funds may now be made available by creating a new special budget or amending a current budget for its intended purposes.

The amount and source of the certified additional funds are as follows-

Amount: \$ 117,722.00

Source: ORCA Contract #728067 2007 Flood

Kathy B. Hollomon
County Auditor

SPECIAL BUDGET

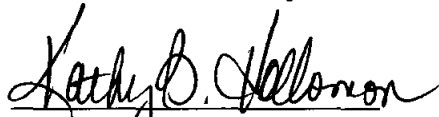
**FROM REVENUE RECEIVED AFTER THE START OF THE FISCAL YEAR
LOCAL GOVERNMENT CODE 111.0707**

REQUESTED EXPENDITURE INCREASE

Fund- Department – Account	Description	Current Budget	Requested Increase	Amended Budget
		\$	\$	\$
211-333-065	State of Texas – FEMA	-0-	22,593.81	22,593.81
212-333-065	State of Texas - FEMA	-0-	31,224.74	31,224.74
213-333-065	State of Texas – FEMA	-0-	48,421.00	48,421.00
214-333-065	State of Texas - FEMA	-0-	15,482.45	15,482.45
211-611-445	Repairs & Maintenance	158,500.00	20,000.00	178,500.00
211-611-376	Road Material	220,000.00	2,593.81	222,593.81
212-612-376	Road Material	206,500.00	31,224.74	237,724.74
213-613-370	Gas & Oil	48,000.00	5,000.00	53,000.00
214-614-445	Repairs & Maintenance	90,500.00	15,482.45	105,982.45

STATEMENT OF NEED: Budget Revenue received from ORCA for 2007 Flood damage.

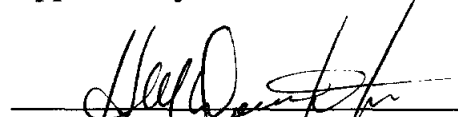
Revenue Certified by:



**Kathy B. Hollomon
County Auditor**

Date: 8/27/09

Approved by Commissioners Court:



**H. M. Davenport Jr.
County Judge**

Date: 8/31/09



NAVARRO COUNTY JUDGE

300 West Third Avenue, Suite 102
Corsicana, TX 75110

H. M. Davenport, Jr. County Judge

Sherlyn Curtis, Court Coordinator

hdavenport@navarrocourt.org
Phone: (903) 654-3025

scurtis@navarrocourt.org
Fax: (903) 872-0778

August 19, 2009

To: Elisa Flores
Texas Comptroller of Public Accounts
PO Box 13528
Austin TX 78711

Dear Ms. Flores,

The County of Navarro is hereby officially requesting the funds indicated in your correspondence in the amount of \$8252.11 so that we may comply with LGC 381.004. It is our intent to use these funds for the Child Advocacy Center locally, as we currently do, so this will be a significant help for our county.

Thank you so much for informing us of the availability of the funds!

Sincerely,

HM Davenport, Jr.
Navarro County Judge

CELLULAR PHONE ALLOWANCE AUTHORIZATION

NAME: JAMES EDWARD LAGOMARSINO

DEPARTMENT: DISTRICT COURT - 13TH JUDICIAL DISTRICT

JOB TITLE: DISTRICT JUDGE

JUSTIFICATION FOR ALLOWANCE:
* Maintain contact w/ Court staff, especially
Court Coordinator and Bailiff
* Maintain contact w/ law enforcement
for availability to sign search warrants

DATE APPROVED/DECLINED IN COURT: _____

EFFECTIVE DATE: _____

AMOUNT: \$85⁰⁰

ADD REMOVE CHANGE

By signing this form, the employee understands that they will be required to provide proof of billing for cellular telephone service in their name on a periodic basis, as deemed necessary by Navarro County.

SIGNATURES:
EMPLOYEE: [Signature] DATE: _____
DEPARTMENT HEAD: [Signature] DATE: 7/7/09

CELLULAR PHONE ALLOWANCE AUTHORIZATION

NAME: H. M. Davenport, Jr.

DEPARTMENT: Navarro Co. Judge

JOB TITLE: County Judge

JUSTIFICATION FOR ALLOWANCE:
Supplement to personal cell phone ~~usage~~ use for the county, along with necessity for data package for internet, weather/radar, emails, GPS, etc. information as needed for emergency management and performance of other duties as needed.

DATE APPROVED/DECLINED IN COURT: _____

EFFECTIVE DATE: _____

AMOUNT: \$85

ADD REMOVE CHANGE

By signing this form, the employee understands that they will be required to provide proof of billing for cellular telephone service in their name on a periodic basis, as deemed necessary by Navarro County.

SIGNATURES: H.M. Davenport Aug. 21, 2009

EMPLOYEE: _____ DATE: _____

DEPARTMENT HEAD: _____ DATE: _____

CELLULAR PHONE ALLOWANCE AUTHORIZATION

NAME: FAITH D. HOLT

DEPARTMENT: County Commissioner Dist. 2

JOB TITLE: County Commissioner

JUSTIFICATION FOR ALLOWANCE: County Commissioner
Receiving phone calls & receiving E-MAILS
from vendors & constituents

DATE APPROVED/DECLINED IN COURT: _____

EFFECTIVE DATE: _____

AMOUNT: \$85⁰⁰

ADD

REMOVE

CHANGE

By signing this form, the employee understands that they will be required to provide proof of billing for cellular telephone service in their name on a periodic basis, as deemed necessary by Navarro County.

SIGNATURES:
EMPLOYEE: Faith D. Holt DATE: 08-20-09
DEPARTMENT HEAD: Faith D. Holt DATE: 08-20-09

22
AUG 13 2009

CELLULAR PHONE ALLOWANCE AUTHORIZATION

NAME: David B Wane

DEPARTMENT: County Commissioner

JOB TITLE: Commissioner At-Large

JUSTIFICATION FOR ALLOWANCE:
I Receive All my County & Personal Calls and Email on this phone.

DATE APPROVED/DECLINED IN COURT: _____

EFFECTIVE DATE: 10-01-09

AMOUNT: \$85.00

ADD REMOVE CHANGE

By signing this form, the employee understands that they will be required to provide proof of billing for cellular telephone service in their name on a periodic basis, as deemed necessary by Navarro County.

SIGNATURES:
EMPLOYEE: David B Wane DATE: _____

DEPARTMENT HEAD: _____ DATE: _____

*Cancel 10/9
by
8/21/09*

CELLULAR PHONE ALLOWANCE AUTHORIZATION

NAME: Vicki Gray

DEPARTMENT: JP Pct. 1

JOB TITLE: Justice of the Peace

JUSTIFICATION FOR ALLOWANCE:
on call 24 hours

DATE APPROVED/DECLINED IN COURT: _____

EFFECTIVE DATE: 10-1-09

AMOUNT: \$85⁰⁰

ADD REMOVE CHANGE

By signing this form, the employee understands that they will be required to provide proof of billing for cellular telephone service in their name on a periodic basis, as deemed necessary by Navarro County.

SIGNATURES:

EMPLOYEE: _____ DATE: _____

DEPARTMENT HEAD: Vicki Gray DATE: 7-21-09

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JUL 28 2009

CELLULAR PHONE ALLOWANCE AUTHORIZATION

NAME: Kirby Hill

DEPARTMENT: JP 2

JOB TITLE: JP

JUSTIFICATION FOR ALLOWANCE:
Office business, On Call 24hrs

DATE APPROVED/DECLINED IN COURT: _____

EFFECTIVE DATE: 10-1-09

AMOUNT: 85⁰⁰

ADD REMOVE CHANGE

By signing this form, the employee understands that they will be required to provide proof of billing for cellular telephone service in their name on a periodic basis, as deemed necessary by Navarro County.

SIGNATURES:

EMPLOYEE: _____ DATE: _____

DEPARTMENT HEAD: Hill DATE: 10-21-09

*Instructed
Resilia T
Navarro County
JUL 28 2009*

CELLULAR PHONE ALLOWANCE AUTHORIZATION

NAME: CONNIE MAFFIELD

DEPARTMENT: JP4

JOB TITLE: Justice of the Peace

JUSTIFICATION FOR ALLOWANCE: ON CALL 24 hours

DATE APPROVED/DECLINED IN COURT: _____

EFFECTIVE DATE: 10-1-09

AMOUNT: 85.00

ADD REMOVE CHANGE

By signing this form, the employee understands that they will be required to provide proof of billing for cellular telephone service in their name on a periodic basis, as deemed necessary by Navarro County.

SIGNATURES:

EMPLOYEE: [Signature] DATE: _____

DEPARTMENT HEAD: [Signature] DATE: _____

CELLULAR PHONE ALLOWANCE AUTHORIZATION

NAME: ~~Alan~~ Alan Paschal

DEPARTMENT: Pct #1

JOB TITLE: Road Foreman

JUSTIFICATION FOR ALLOWANCE:
For County business

DATE APPROVED/DECLINED IN COURT: _____

EFFECTIVE DATE: 10/1/09

AMOUNT: \$50.00

ADD REMOVE

*Instructions
include
proof of bills
to office*

By signing this form, the employee understands that provide proof of billing for cellular telephone service in their name on a periodic basis, as deemed necessary by Navarro County.

SIGNATURES:

EMPLOYEE: Alan Paschal DATE: 8-14-09

DEPARTMENT HEAD: Kit Herrick DATE: 8-14-09

CELLULAR PHONE ALLOWANCE AUTHORIZATION

NAME: Ricky Pate

DEPARTMENT: County Commissioner Dist. 2

JOB TITLE: Foreman

JUSTIFICATION FOR ALLOWANCE:
Lead Foreman and on call 24/7

DATE APPROVED/DECLINED IN COURT: _____

EFFECTIVE DATE: _____

AMOUNT: \$50⁰⁰

ADD

REMOVE

CHANGE

By signing this form, the employee understands that they will be required to provide proof of billing for cellular telephone service in their name on a periodic basis, as deemed necessary by Navarro County.

SIGNATURES:

EMPLOYEE: Ricky Pate DATE: 08-20-09

DEPARTMENT HEAD: Faith D. Hill DATE: 08-20-09

CELLULAR PHONE ALLOWANCE AUTHORIZATION

NAME: David Bonner

DEPARTMENT: Pet# 3

JOB TITLE: Richland Foreman

JUSTIFICATION FOR ALLOWANCE:

DATE APPROVED/DECLINED IN COURT: _____

EFFECTIVE DATE: 10-1-09

AMOUNT: \$50

ADD

REMOVE

CHANGE

By signing this form, the employee understands that they will be required to provide proof of billing for cellular telephone service in their name on a periodic basis, as deemed necessary by Navarro County.

SIGNATURES:
EMPLOYEE: David Bonner DATE: _____
DEPARTMENT HEAD: David Bonner DATE: _____

David Bonner
Just Bonner
8/21/09
Sold Rosella
to cancel 10/9
pb
8/21/09

29 RECEIVED

CELLULAR PHONE ALLOWANCE AUTHORIZATION

AUG 19 2009
NAVARRO COUNTY
AUDITORS OFFICE

NAME: STANLEY YOUNG

DEPARTMENT: PLANNING & DEVELOPMENT

JOB TITLE: ENVIRONMENTAL INVESTIGATOR

JUSTIFICATION FOR ALLOWANCE: use phone in field.

DATE APPROVED/DECLINED IN COURT: _____

EFFECTIVE DATE: _____

AMOUNT: ~~50~~ 00

*Sold Rosells
to cancel 10/9
let
8/21/09*

ADD

REMOVE

CHANGE

By signing this form, the employee understands that they will be required to provide proof of billing for cellular telephone service in their name on a periodic basis, as deemed necessary by Navarro County.

SIGNATURES:
EMPLOYEE: *Stanley Young* DATE: 7-14-2009
DEPARTMENT HEAD: *Wicki Stuecklin* DATE: 7-14-09