

NAVARRO COUNTY COMMISSIONER'S COURT

A REGULAR MEETING OF THE NAVARRO COUNTY COMMISSIONER'S COURT WAS HELD ON MONDAY THE, 8TH DAY OF FEBRUARY, 2010 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. 10:05 A.M. MOTION TO CONVENE BY HERRINGTON SEC BY WARREN
ALL VOTED AYE MOTION CARRIED
2. OPENING PRAYER BY COMMISSIONER HOLT
3. PLEDGE OF ALLEGIANCE
4. PUBLIC COMMENTS- NO COMMENTS

CONSENT AGENDA

MOTION TO APPROVE CONSENT AGENDA ITEMS 5 & 6 BY HOLT SEC BY OLSEN
ALL VOTED AYE MOTION CARRIED

5. APPROVE THE MINUTES FROM THE PREVIOUS MEETING OF JANUARY 25TH, 2010 AND FEBRUARY 1ST, 2010
6. APPROVE AND PAY BILLS AS SUBMITTED BY COUNTY AUDITOR

REGULAR AGENDA

7. MOTION TO APPROVE DISPOSING OF SURPLUS ELECTRONIC EQUIPMENT AT THE LAST CYCLE PROGRAM ON FEBRUARY 20, 2010 BY JUDGE DAVENPORT CONTINGENT UPON NOTIFICATION OF ANY CHANGES SEC BY OLSEN
ALL VOTED AYE MOTION CARRIED
8. MOTION TO APPROVE BID PRICE REDUCTION FOR ROAD MATERIALS PURCHASES FROM LONE STAR BY OLSEN SEC BY WARREN
ALL VOTED AYE MOTION CARRIED **TO WIT PG 519**
9. MOTION TO APPROVE PAYMENT IN LIEU OF TAXES BY CORSICANA HOUSING OF \$6080.56 BY HOLT SEC BY HERRINGTON **TO WIT PG 521**
ALL VOTED AYE MOTION CARRIED

- 10. MOTION TO APPROVE PURCHASING A BACKHOE FOR PRECINCT 2 A
2003 420 CATERPILLAR BY HOLT SEC BY HERRINGTON
ALL VOTED AYE MOTION CARRIED **TO WIT PG 522**
- 11. MOTION TO APPROVE CONTRACT FOR LEGAL SERVICES WITH
TERRY JACOBSON AND FOR JUDGE TO ENTER INTO CONTRACT BY
HERRINGTON SEC BY HOLT **TO WIT PG 523-524**
ALL VOTED AYE MOTION CARRIED
- 12. MOTION ADJOURN BY HOLT SEC BY HERRINGTON
ALL VOTED AYE MOTION CARRIED

THESE MINUTES ARE HEREBY APPROVED THIS 22 DAY OF
FEBRUARY 2010.

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 FEBRUARY
8 TH, 2010.

SIGNED 22 DAY OF FEBRUARY, 2010.

[Signature]
SHERRY DOWD, COUNTY CLERK



48

519



DATE: 2-5-10

TO: NAVARRO COUNTY AUDITORS OFFICE
Jeanie Keeney

FROM: LONE STAR AGGREGATES

RE: Price Summary 2009-2010 Supply Contract #2010-R-004

Material FOB All Precincts	LS#	Orig Bid 9-28-09	Current 2-1-10
Flex Base	859	\$8.50	\$7.00
#57 Stone	852	13.00	\$12.00

Material DEL Precinct 1	LS#	Orig Bid 9-28-09	Current 2-1-10
Flex Base	859	\$14.00	\$12.50
#57 Stone	852	\$18.50	\$17.50

Material DEL Precinct 2	LS#	Orig Bid 9-28-09	Current 2-1-10
Flex Base	859	\$14.50	\$13.00
#57 Stone	852	\$19.00	\$18.00

Material DEL Precinct 3	LS#	Orig Bid 9-28-09	Current 2-1-10
Flex Base	859	\$14.00	\$12.50
#57 Stone	852	\$18.50	\$17.50

Material DEL Precinct 4	LS#	Orig Bid 9-28-09	Current 2-1-10
Flex Base	859	\$14.50	\$13.00
#57 Stone	852	\$19.00	\$18.00

If you need additional information, please contact:

Ronnie Jones, Sales Manager
 (903) 288-2212 (cell)
 (903) 752-3584 (office)
rmjones@fredweberinc.com

Thank you.

**NAVARRO COUNTY, TEXAS
 BID TABULATION
 BID NO. 2010-R-004 ANNUAL CONTRACT
 ROAD AND BASE MATERIALS**

(Material picked up at pit/plant) VENDOR	LOCATION	HOT OIL SAND	HOT MIX	HOT MIX COLD LAID	CATIONIC EMULSION	FLEX BASE A/1/2	FLEX BASE A/2/2	WASTE	TYPE "C" ROCK	TYPE "D" ROCK	GRADE 3 COVER STONE	PEA GRAVEL	OTHER (See Notes Below)
Arnold Crushed Stone	Blum, TX	-	-	-	-	-	5.15	-	-	-	-	-	-
Knife River Corp	Waco & Mexia	-	45.00	82.00	-	-	5.60	18.00	-	-	-	6.50	i
Lone Star Aggregates	Richland, TX	-	-	-	-	-	7.00	-	-	8.50	12.00	-	ii
Rattler Rock Inc.	Blum, TX	-	-	-	-	4.50	-	-	5.50	-	-	-	iii
Armor Materials	Corsicana TX	48.00	60.00	60.00	-	-	-	-	-	-	-	-	-
Ergon Asphalt	Waco, TX	-	-	-	402.00	-	-	-	-	-	-	-	iv
(Material delivered) PCT 1													
Arnold Crushed Stone	Blum, TX	-	-	-	-	-	-	-	-	-	-	-	-
Knife River Corp	Waco & Mexia	-	-	-	-	-	-	-	-	-	-	-	-
Lone Star Aggregates	Richland, TX	-	-	-	-	-	12.50	-	-	14.00	17.50	-	-
Rattler Rock Inc.	Blum, TX	-	-	-	-	-	-	-	-	-	-	-	-
Armor Materials	Corsicana TX	52.00	64.00	64.00	-	-	-	-	-	-	-	-	-
Ergon Asphalt	Waco, TX	-	-	-	428.30	-	-	-	-	-	-	-	-
(Material delivered) PCT 2													
Arnold Crushed Stone	Blum, TX	-	-	-	-	-	-	-	-	-	-	-	-
Knife River Corp	Waco & Mexia	-	-	-	-	-	-	-	-	-	-	-	-
Lone Star Aggregates	Richland, TX	-	-	-	-	-	13.00	-	-	14.50	18.00	-	-
Rattler Rock Inc.	Blum, TX	-	-	-	-	-	-	-	-	-	-	-	-
Armor Materials	Corsicana TX	53.00	65.00	65.00	-	-	-	-	-	-	-	-	-
Ergon Asphalt	Waco, TX	-	-	-	428.93	-	-	-	-	-	-	-	-
(Material delivered) PCT 3													
Arnold Crushed Stone	Blum, TX	-	-	-	-	-	-	-	-	-	-	-	-
Knife River Corp	Waco & Mexia	-	-	-	-	-	-	-	-	-	-	-	-
Lone Star Aggregates	Richland, TX	-	-	-	-	-	12.50	-	-	14.00	17.50	-	-
Rattler Rock Inc.	Blum, TX	-	-	-	-	-	-	-	-	-	-	-	-
Armor Materials	Corsicana TX	54.50	66.50	66.50	-	-	-	-	-	-	-	-	-
Ergon Asphalt	Waco, TX	-	-	-	427.05	-	-	-	-	-	-	-	-
(Material delivered) PCT 4													
Arnold Crushed Stone	Blum, TX	-	-	-	-	-	-	-	-	-	-	-	-
Knife River Corp	Waco & Mexia	-	-	-	-	-	-	-	-	-	-	-	-
Lone Star Aggregates	Richland, TX	-	-	-	-	-	13.00	-	-	14.50	18.00	-	-
Rattler Rock Inc.	Blum, TX	-	-	-	-	-	-	-	-	-	-	-	-
Armor Materials	Corsicana TX	54.50	66.50	66.50	-	-	-	-	-	-	-	-	-
Ergon Asphalt	Waco, TX	-	-	-	428.30	-	-	-	-	-	-	-	-

Awarded to all Bidders

2010 BID TAB.XLS\
 ROADMAT(Revised 2-8-10)

520

NAVARRO COUNTY, TEXAS
BID TABULATION
BID NO. 2010-R-004 ANNUAL CONTRACT
ROAD AND BASE MATERIALS

Prices shown are per ton unless otherwise specified.

(1) Alternate Materials Bid - Bid Response Attached

i. Knife River	Rip Rap 1x3	\$16.00/tn
	Rip Rap 3x5	\$16.00/tn
	Rip Rap 4x8	\$16.00/tn
	Rip Rap 18"	\$22.00/tn
	Rip Rap 24"	\$23.00/tn
	Rip Rap 36"	\$25.00/tn
ii. Lone Star Aggr.	Rip Rap 3x5	\$15.75/tn
	Rip Rap 4x8	\$21.00/tn
	Rip Rap 8x12	\$25.00/tn
	Rip Rap 12x24	\$25.00/tn
	Rip Rap 18x18	\$26.50/tn
	Rip Rap 24 & up	\$26.75/tn
	Manufactured Sand	\$12.50/tn
iii. Rattler Rock	3-5" screen rock-no base	\$6.00/tn
iv. Ergon Asphalt	Federal Environmental Fee	\$.00133/gal

changes made from original bid

520A

521

Invoice Date	Invoice Number.	P.O. No.	Amount Paid	Description
01/19/10	20100126729 LINE-1		6080.56 6080.56	CORSIANA HOUSING AUTHORITY PAYMENT 100-27135-000-00 PAYABLE-COUNTY <i>2009 - Payment in lieu of taxes</i>

Please Detach Here and Retain Top Portion For Your Records ↓
 City of Corsicana Check No. 644682 Vendor No. 3593 Date 01/29/10 Page 1

THE FACE OF THIS DOCUMENT HAS A COLORED BACKGROUND ON WHITE PAPER



City of Corsicana
 200 N. 12th Street
 Corsicana, TX 75110

JP Morgan Chase
 Dallas, TX 75201

Check Number **644682**

Date 01/29/10 32-61/1110
 Amount *****6,080 Dollars and 56 Cents

Amount
****6,080.56

Pay to the order of

NAVARRO COUNTY TAX ASSESSOR
 RUSSELL P HUDSON
 300 W 3RD
 CORSICANA TX 75110

Connie Standridge

Virginia Richardson



SECURITY FEATURES INCLUDED. DETAILS ON BACK.

644682 1000614 717973259

Auction Sale - 53 - February 6, 2010

522

Noonday Tractor and Auction
19090 Hwy 155 S
Flint, TX 75762
Phone: 903-825-2400

Invoice #:	12619
Date:	2/5/2010
Page:	1

2636

SOLD TO:

Navarro County Precinct 2
907 NW 2nd
Kerens, TX 75144
Phone:903-396-2866

Lot#	DESCRIPTION	QUANTITY UNIT PRICE	EXTENDED PRICE
5640	2003 Caterpillar 420D Backhoe Loader, 4x4, Cab SN: CAT0420DCFD14511 3208 Hrs	1 x 37,000.00	37,000.00
Total Extended Price:			37,000.00
Tax1 Default:			0.00
Invoice Total:			\$37,000.00
Remaining Invoice Balance:			<u>\$37,000.00</u>

As is - Where is - No Warranty - No Guarantee

First Saturday Every Month!!! March 6, 2010 - April 3, 2010 - May 1, 2010

NEW HOURS ON SUNDAY!!!!!!!!!!!!!!

We Will Be Open Sunday After The Auction From 9:00 am to 1:00 pm

We appreciate your business and hope to see you at our next auction on March 6, 2010.

Signature _____

Date _____

TEXAS SALES TAX EXEMPTION CERTIFICATE: The undersigned certifies the equipment or parts shown or parts shown on this certificate are purchased for exclusive use on a farm or ranch and is exempt from payment of taxes under Chapter 20, Title 122A, revised Civil Statutes of Texas. If any other use is made, the undersigned will be responsible for payment of any taxes due.

Signature _____

Date _____

The above items above were sold either for resale or for farm use.

JACOBSON LAW FIRM, P.C.

A Professional Corporation
ATTORNEYS AT LAW
733 West Second Avenue
Corsicana, Texas 75110
903-874-7117
(Fax) 903-874-7321 or 903-872-6478

Terry Jacobson
tjacobson@sbcglobal.net

January 6, 2010

Judge H. M. Davenport
Navarro County Courthouse
Corsicana, Texas 75110

Re: Legal Representation for Navarro County on General Legal Matters and Special
Legal Matters involving Navarro County

Dear Judge Davenport:

The primary purpose of this letter is to set forth the scope of our representation on general legal matters and special legal matters involving Navarro County, its Commissioners and those employees whom the Commissioners decide need representation.

This letter of representation will be between the Jacobson Law Firm, P.C. and Navarro County, will be in addition to the firm's current legal representation of Navarro County and will be on an "as needed basis".

We will charge Navarro County on an hourly basis at the rate of \$200.00 an hour. Any out-of-pocket expenses which may be incurred in connection with this representation will be over and above the charges for the legal fees described above. Examples of these include deposition charges, expert fees, long distance telephone charges, photocopying, mail charges, and the like. Depositions we take will routinely run from \$500 to \$1500 each. Depositions that the other side chooses to take (if any) are somewhat cheaper since we are only required to pay for a copy of same (usually \$150 to \$300 each).

The terms of this contract will begin immediately and remain in affect until either party chooses to terminate the relationship. You know that I also represent other persons and entities in Navarro County, and other places. I have advised that I do not believe that it would be a conflict of interest, at this time, to represent Navarro County. You agree that you aren't aware of any actual or potential conflict, and, that if a potential conflict did exist, you agreed to waive it.

In the event that I perceive in the future that there is a potential conflict of interest, I will immediately notify both of you in writing of the potential conflict, and its factual basis. You further

agree that if I notify you of a potential conflict, I can immediately withdraw from any representation that would present an ongoing conflict of interest. In the event that I perceive that there is an actual conflict of interest, I will also immediately notify both of you in writing of the actual conflict, and its factual basis.

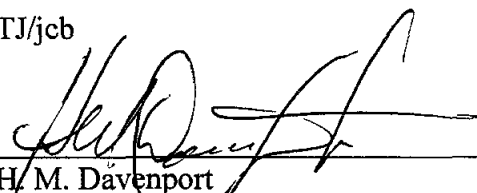
If everything in this letter looks agreeable to you and consistent with our conversations, please sign in the space marked below for your signatures, returning one copy to our office.

Once again, we appreciate the opportunity to work with the county on special legal matters as well as our current representation of the county on general legal matters.

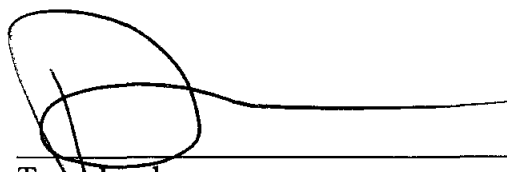
Sincerely,

Terry Jacobson

TJ/jcb



H. M. Davenport
County Judge of Navarro County



Terry Jacobson
Jacobson Law Firm, P.C.

February 8, 2010