

PG 893

NAVARRO COUNTY COMMISSIONER'S COURT

A SPECIAL MEETING OF THE NAVARRO COUNTY COMMISSIONER'S COURT WAS HELD ON FRIDAY THE, 14TH DAY OF MAY, 2010 AT 3:00 P.M., IN THE COUNTY COURTROOM OF THE NAVARRO COUNTY COURTHOUSE IN CORSICANA, TEXAS PRESIDING JUDGE HM DAVENPORT, COMMISSIONERS PRESENT KIT HERRINGTON, FAITH HOLT, DAVID WARREN, AND JAMES OLSEN

3:05 P.M. MOTION TO CONVENE BY HERRINGTON SEC BY WARREN
ALL VOTED AYE MOTION CARRIED

PRAYER BY COMMISSIONER HOLT

PLEDGE

1. MOTION TO APPROVE FINAL APPROVAL OF LAND DIVISION AS SURVEYED AND SALE OF APPROX 2/3 OF THE 205 ACRES OF PROPERTY JOINTLY WITH THE CITY OF CORSICANA AND NAVARRO COUNTY BY WARREN SEC BY HERRINGTON
ALL VOTED AYE MOTION CARRIED
2. MOTION TO APPROVE PROPOSED AGREEMENTS (AND CONTINGENCIES) WITH CITY OF CORSICANA REGARDING "INTENT" TO PARTICIPATE IN THE AMBULANCE SERVICE, ANIMAL SHELTER, LIBRARY, AND FIRE DEPARTMENT AS WAS PRESENTED BY THE CITY OF CORSICANA BY
(1) MOTION TO APPROVE \$250,000 FOR EMS FOR NEXT YEAR 2011 BY HERRINGTON SEC BY HOLT
ALL VOTED AYE MOTION CARRIED
(2) MOTION TO TABLE THE REMAINDER OF ITEMS #2 BY HOLT SEC WARREN
ALL VOTED AYE MOTION CARRIED
3. MOTION TO TAKE NO ACTION ON CHARGING FOR JAIL/DETENTION/TRANSPORTATION AND OTHER RELATED EXPENSES INCURRED BY THE NAVARRO COUNTY SHERIFF'S DEPARTMENT AND JUSTICE CENTER IN HANDLING OF CERTAIN PERSONS CHARGED WITH CERTAIN OFFENSES OR RELATED MATTERS, OR WITH MENTAL ILLNESS AND/OR RELATED MATTERS, OR JUVENILE AND/OR RELATED MATTERS, AND APPLICATION OF SAID CHARGES BY JUDGE DAVENPORT SEC BY WARREN
ALL VOTED AYE MOTION CARRIED

TO WIT PG 896-897

4. MOTION TO APPROVE SHERIFF'S REQUEST TO MOVE \$3,000 FROM BUDGETED FUNDS FOR SHERIFF OFFICE OIL & GAS (101-560-370) TO THE JAIL OFFICE SUPPLIES BUDGET LINE ITEM (101-312-310) BY OLSEN SEC BY WARREN **TO WIT PG 898**
ALL VOTED AYE MOTION CARRIED
5. MOTION TO APPROVE CERTIFYING ADDITIONAL REVENUE FROM THE STATE OF TEXAS TOBACCO SETTLEMENT PERMANENT TRUST FUND PURSUANT TO LOCAL GOVERNMENT CODE 111.070(\$37,193.93) BY HOLT SEC BY HERRINGTON **TO WIT PG 899**
ALL VOTED AYE MOTION CARRIED
6. MOTION TO APPROVE SPECIAL BUDGET AMENDMENT IN ACCORDANCE WITH LOCAL GOVERNMENT CODE 111.070 DUE TO RECEIPT THE 2010 TOBACCO SETTLEMENT PROCEEDS BY OLSEN SEC BY WARREN **TO WIT PG 900-901**
ALL VOTED AYE MOTION CARRIED

TAKE UP # 9 AT THIS TIME
7. MOTION TO GO INTO EXECUTIVE SESSION PURSUANT TO THE TEXAS GOVERNMENT CODE SECTION 551.074 TO DISCUSS PERSONNEL BY HOLT SEC BY OLSEN
ALL VOTED AYE MOTION CARRIED

MOTION TO COME OUT OF EXECUTIVE SESSION BY HOLT SEC BY WARREN
ALL VOTED AYE MOTION CARRIED
8. MOTION TO APPROVE ACTION TO BE TAKEN AS A RESULT OF EXECUTIVE SESSION BY JUDGE DAVENPORT TO ADVERTISE IN MONSTER DOT COM, DALLAS NEWSPAPER AND ANY OTHER MEDIA TO FILL THE JOB OF P & Z DIRECTOR WITH THE RIGHT QUALIFICATION DICTATED IN EFFECT FROM FEMA ON NEW FLOOD PLAIN REGULATIONS SEC BY HOLT
ALL VOTED AYE MOTION CARRIED
9. MOTION TO APPROVE CANVESSING VOTES FROM THE MAY 8, 2010 SPECIAL ELECTION BY OLSEN SEC BY HERRINGTON
ALL VOTED AYE MOTION CARRIED **TO WIT PG 902-906**
10. MOTION TO ADJOURN BY HOLT SEC BY OLSEN
ALL VOTED AYE MOTION CARRIED

I, SHERRY DOWD, NAVARRO COUNTY CLERK, ATTEST THAT THE FOREGOING IS A TRUE AND ACCURATE ACCOUNTING OF THE COMMISSIONERS COURT'S AUTHORIZED PROCEEDING FOR MAY 14TH, 2010.

SIGNED 14 DAY OF MAY 2010.

Sherry Dowd
SHERRY DOWD, COUNTY CLERK



#3

896

Navarro County
City of Corsicana Services

Costs:

Deputy \$22.50/hr. (including benefits)

Vehicle \$0.55/mile

Average travel time round trip to Dallas or Palestine - 2.5 hours; 120 miles

Mental Transports:

# Indivs.	# Transports	Hrs./Transport	Personnel Cost	Cost per Transport
163	293	2.5	\$16,481.25	
		Miles/Transport	Travel Cost	
		120	<u>\$19,338.00</u>	
		Total	<u>\$35,819.25</u>	<u>\$122.25</u>

Juvenile Transports:

# Indivs.	# Transports	Hrs./Transport	Personnel Cost	
8	16	2.5	\$900.00	
		Miles/Transport	Travel Cost	
		120	<u>\$1,056.00</u>	
		Total	<u>\$1,956.00</u>	<u>\$122.25</u>

Note: These costs do not include any allocation of overhead for law enforcement administration or general county administration (ie. Commissioners, Auditor, Treasurer, etc.).

Navarro County
Daily Cost per Inmate Computation

2008		Cost per Day Per Inmate
Total Cost of Jail per Audit	<u>4,859,901</u>	
Total # Inmate Dalys *	<u>81,254</u>	<u><u>\$59.81</u></u>

2009		
Total Cost of Jail per Audit	<u>5,117,025</u>	
Total # Inmate Dalys *	<u>83,950</u>	<u><u>\$60.95</u></u>

Total Est'd Actual Cost of Jail	<u>5,284,248</u>	
Total # Inmate Dalys *	<u>83,950</u>	<u><u>\$62.95</u></u>

* Information received from Sheriff's Dept. for SCAAP reporting.

Calendar 2009 jail days for Class C Only Misdemeanors

3058

Cost to Navarro County of housing Class C Only Misdemeanors

\$186,395.03

898

NAVARRO COUNTY

LESLIE COTTEN
SHERIFF



MIKE COX
CHIEF DEPUTY

SHERIFF'S OFFICE

CRIMINAL JUSTICE CENTER
312 WEST 2ND AVE
CORSICANA, TX 75110
(903) 654-3001 Office (903) 654-3044 Fax

To: Navarro County Auditor's Office

05-07-10

From: Sheriff Leslie Cotten

Re: Request movement of funds

Please move funds in the amount of \$3000.00 from the Sheriff's account # 101-560-370 to account # 101-512-310.

Leslie Cotten

RECEIVED
MAY 07 2010
NAVARRO COUNTY
AUDITORS OFFICE

899

45



NAVARRO COUNTY AUDITOR'S OFFICE

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

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

Phone: (903) 654-3095

e-mail: teasley@navarrocourt.org

Fax: (903) 654-3097

May 11, 2010

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 Hollomon, Navarro County Auditor, 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: \$ 37,193.93

Texas State Comptroller of Public Accounts

Sincerely,

Kathy B. Hollomon, CPA
Navarro County Auditor

SPECIAL BUDGET

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

NO REQUESTED EXPENDITURE INCREASE

Fund- Department – Account	Description	Current Budget	Requested Increase	Amended Budget
101-333-030	Tobacco Settlement – TX CPA (received 4/20/2010)	\$-0-	\$37,193.93	\$37,193.93

This budget adjustment is needed to record funds received from the Texas Comptroller of Public Accounts on behalf of the Texas Department of State Health Services. This is our 2010 payment from the tobacco settlement proceeds.

Submitted by:

Revenue Certified by:

Approved by Commissioners Court:

Kathy B. Hollomon
Kathy B. Hollomon
Navarro County Auditor

Kathy B. Hollomon
Kathy B. Hollomon
Navarro County Auditor

H. M. Davenport Jr.
H. M. Davenport Jr.
Navarro County Judge

Date: 5/11/10Date: 5/11/10

Date: _____

**TEXAS DEPARTMENT OF STATE HEALTH SERVICES**

DAVID L. LAKEY, M.D.
COMMISSIONER

P.O. Box 149347
Austin, Texas 78714-9347
1-888-963-7111
TTY: 1-800-735-2989
www.dshs.state.tx.us

April 19, 2010

RECEIVED

The Honorable H.M. Davenport, Jr.
Navarro County Judge
300 W 3rd Ave, Ste 102
Corsicana, TX 75110

APR 26 2010
NAVARRO COUNTY
AUDITOR'S OFFICE

Dear Judge Davenport:

This is to notify you that the Texas Department of State Health Services has certified to the State Comptroller of Public Accounts that your 2010 payment from tobacco settlement proceeds will be \$37,193.93. The Comptroller intends to transmit the payment this month.

The amount of tobacco settlement proceeds received by political subdivisions decreased compared to last year's payments. Political subdivisions were made aware of this recommendation in a memo from the Tobacco Settlement Permanent Trust Account Investment Advisory Committee which was shared in April 2009. The memo is located on the Tobacco Settlement Distribution Program website at: www.dshs.state.tx.us/tobaccosettlement.

Thank you for the timely submission of your expenditure statement, and please feel free to contact Kim Gold at 512.458.7111, ext. 6646, with any questions concerning this distribution.

Best Regards,

A handwritten signature in cursive script that reads "Pat Czepiel".

Patricia Feagin Czepiel M.A.H.S.
Manager, Funds Coordination and Management Branch

cc: Navarro County Auditor/Treasurer

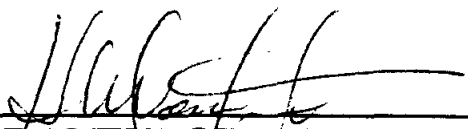


CANVASS OF ELECTION

I, H. M. DAVENPORT, JR, COUNTY JUDGE OF NAVARRO COUNTY, TEXAS MET WITH THE COMMISSIONERS COURT SITTING AS THE CANVASSING BOARD TO CANVASS THE ELECTION HELD ON MAY 08, 2010 IN NAVARRO COUNTY, TEXAS.

I HEREBY CERTIFY THAT THE FIGURES ON THE RETURNS HAVE BEEN RECEIVED FROM THE NAVARRO COUNTY ELECTIONS ADMINISTRATOR AND APPROVED BY THE COMMISSIONERS COURT.

WITNESS MY HAND ON THIS THE 14TH DAY OF MAY 2010.



**H. M. DAVENPORT, JR
COUNTY JUDGE
NAVARRO COUNTY, TX**

ORDER DECLARING RESULT OF LOCAL OPTION ELECTION

To Legalize "The legal sale of all alcoholic beverages for
off-premise consumption only"

THE STATE OF TEXAS

COUNTY OF NAVARRO

On this the 14th day of May, 2010, the Commissioners' Court of Navarro County, Texas, convened in a special session open to the public, at the regular meeting place thereof at the Courthouse in Navarro County, Texas, with the following members of the Court present, to wit:

H.M. Davenport, Jr	County Judge
Kit Herrington,	Commissioner Precinct #1
Faith Holt,	Commissioner Precinct #2
David "Butch" Warren,	Commissioner Precinct #3
James Olsen,	Commissioner Precinct #4

constituting a quorum, and among other proceedings, passed the following order:

"There came on to be considered the returns of an election held on the 8th day of May, 2010, in The City of Eureka, Navarro County, Texas, to determine whether or not the sale of alcoholic beverages of the type specified in the Order calling said election shall be prohibited or legalized.

It appearing to the satisfaction of the Court that said election was in all respects legally held, and that said returns were duly and legally made, and that there were cast at said election 108 valid and legal votes, of which number there were cast:

45 **VOTES FOR**
(*VOTOS A FAVOR DE*)

**"THE LEGAL SALE OF ALL ALCOHOLIC
BEVERAGES FOR OFF-PREMISE CONSUMPTION
ONLY."**

OR
(O)

63 **VOTES AGAINST**
(*VOTOS EN CONTRA DE*)

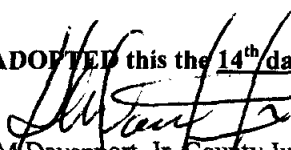
**LA VENTA LEGAL DE TODOS BEBIDAS
ALCOHOLICAS DE PERMISA CONSUMO
UNICAMENTE"**


IT IS THEREFORE, FOUND AND DECLARED AND SO ORDERED by the
Commissioners Court of Navarro County, Texas:

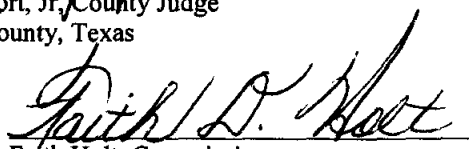
That a majority of the qualified voters in said named area voting at said election voted to ,
PROHIBIT the sale of alcoholic beverages of the type specified in the Order calling said election.


It is further found and determined that written notice of the date, hour, place and subject of this meeting was posted on the bulletin board located at a place convenient and readily accessible to the general public at all times in the County Courthouse, Navarro County, Texas at least 72 hours preceding the scheduled time of this meeting and that all of the terms and provisions of Article 6252-17 Texas Revised Civil Statutes, have been complied with and a copy of said notice shall be attached to this Order and become a part thereof."

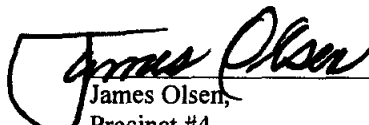
PASSED, APPROVED AND ADOPTED this the 14th day of May, 2010.


H. M. Davenport, Jr., County Judge
Navarro County, Texas


Kit Herrington, Commissioner
Precinct #1


Faith Holt, Commissioner
Precinct #2


David "Butch" Warren, Commissioner
Precinct #3


James Olsen,
Precinct #4

49 .

905

ORDER DECLARING RESULT OF LOCAL OPTION ELECTION

To Legalize "The legal sale of all alcoholic including
mixed drinks"

THE STATE OF TEXAS

COUNTY OF NAVARRO

On this the 14th day of May, 2010, the Commissioners' Court of Navarro County, Texas, convened in a special session open to the public, at the regular meeting place thereof at the Courthouse in Navarro County, Texas, with the following members of the Court present, to wit:

H.M. Davenport, Jr	County Judge
Kit Herrington,	Commissioner Precinct #1
Faith Holt,	Commissioner Precinct #2
David "Butch" Warren,	Commissioner Precinct #3
James Olsen,	Commissioner Precinct #4

constituting a quorum, and among other proceedings, passed the following order:

"There came on to be considered the returns of an election held on the 8th day of May, 2010, in The City of Dawson, Navarro County, Texas, to determine whether or not the sale of alcoholic beverages of the type specified in the Order calling said election shall be prohibited or legalized.

It appearing to the satisfaction of the Court that said election was in all respects legally held, and that said returns were duly and legally made, and that there were cast at said election 159 valid and legal votes, of which number there were cast:

95 **VOTES FOR**
(VOTOS A FAVOR DE)

**"THE LEGAL SALE OF ALL ALCOHOLIC
BEVERAGES INCLUDING MIXED DRINKS"**

OR
(O)

64 **VOTES AGAINST**
(VOTOS EN CONTRA DE)

**"LA VENTA LEGA DE TODOS BEBIDAS
ALCOHOLICAS INCLUIDOS LOS MITOS BEBIDOS"**

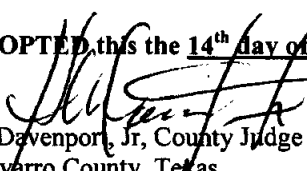
IT IS THEREFORE, FOUND AND DECLARED AND SO ORDERED by the Commissioners Court of Navarro County, Texas:


That a majority of the qualified voters in said named area voting at said election voted to , LEGALIZE the sale of alcoholic beverages of the type specified in the Order calling said election.

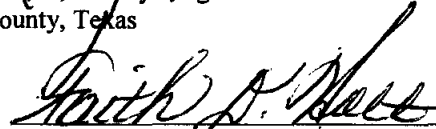
This Order shall be entered of record in the office of the Clerk of this Court, whereupon it shall be lawful in said above mentioned area to manufacture, sell or distribute alcoholic beverages of the type specified in the Order calling said election in accordance with the terms of the Texas Alcoholic Beverage Code until such time as the qualified voters of said area may thereafter, at a legal election held for that purpose by a majority to decide otherwise. The Elections Administrator shall, within three days from date of this order, certify the results of the above mentioned election to the Secretary of State at Austin, Texas and the Texas Alcoholic Beverage Commission.

It is further found and determined that written notice of the date, hour, place and subject of this meeting was posted on the bulletin board located at a place convenient and readily accessible to the general public at all times in the County Courthouse, Navarro County, Texas at least 72 hours preceding the scheduled time of this meeting and that all of the terms and provisions of Article 6252-17 Texas Revised Civil Statutes, have been complied with and a copy of said notice shall be attached to this Order and become a part thereof."

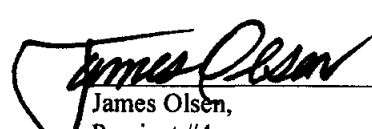
PASSED, APPROVED AND ADOPTED this the 14th day of May, 2010.


H. M. Davenport, Jr, County Judge
Navarro County, Texas


Kit Herrington, Commissioner
Precinct #1


Faith Holt, Commissioner
Precinct #2


David "Butch" Warren, Commissioner
Precinct #3


James Olsen,
Precinct #4