

October 13, 1997

STATE OF TEXAS

COMMISSIONERS COURT

COUNTY OF JOHNSON

BE IT KNOWN that on the 13th day of October, 1997, the Honorable Commissioners Court of Johnson County, Texas, met in Regular Session at 9:00 a.m. with all members present in the Courthouse, in the City of Cleburne, Johnson County, Texas, and following the Invocation led by Minister Kern Porter, of the Central Church of Christ in Cleburne and the Pledge of Allegiance, the following items were considered:

V. PRECEDING BUSINESS

1. Approval of Bills

A motion was made by Comm. Thompson, seconded by Comm. Carpenter to approve the monthly bills as submitted by the County Auditor with the addition of \$7,000.00 for a vehicle for the Constable of Precinct #1.

All voted aye, motion passed.

2. ACKNOWLEDGMENT OF RECEIPT OF THE COUNTY AUDITORS REPORT TO COMMISSIONERS COURT AND THE COUNTY AUDITORS MONTHLY REPORT

The County Judge, Roger Harmon, acknowledged receipt of the County Auditors Report and the County Auditors Monthly Report to the Commissioners Court.

3. APPROVAL OF MINUTES

- a. August 4, 1997
- b. August 25, 1997
- c. September 8, 1997
- d. September 15, 1997
- e. September 22, 1997
- f. September 25, 1997

A motion was made by Comm. Harmon, seconded by Comm. McFall to approve the Commissioner Court

Meeting Minutes for August 4, 1997; August 25, 1997; September 8, 1997; September 15, 1997; September 22, 1997; and September 25, 1997.

All voted aye, motion passed.

4. AWARD OF BIDS/PROPOSALS

a. BID #97-47 - Road Materials

A motion was made by Comm. McFall, seconded by Comm. Thompson to accept all bids for Bid #97-47 for Road Materials.

All voted aye, motion passed.

b. BID #97-48 Sale of Used Tires (Rebid)

A motion was made by Comm. Harmon, seconded by Comm. Carpenter to accept the bid from Ratliff Tire Company for Bid #97-48 Sale of Used Tires.

All voted aye, motion passed.

c. BID #97-49 Fuels

A motion was made by Comm. Thompson, seconded by Comm. Harmon to accept the bid by Lamber Oil for Bid #97-49 Fuels.

All voted aye, motion passed.

d. BID #97-50 Bridge Replacement CR 604, CR 506, CR 608A Precinct #3

A motion was made by Comm. Carpenter, seconded by Comm. McFall to accept the bids by Harris Welding and Construction for Bid #97-50 Bridge Replacement for CR 604 and CR 506.

All voted aye, motion passed.

5. SUBDIVISIONS

a. Approval of Preliminary Plat:

Eastern Heights Church - Precinct #4

A motion was made by Comm. Thompson, seconded by Comm. Carpenter to approve the Preliminary Flat for Eastern Heights Church in Precinct #4.

All voted aye, motion passed.

b. Approval of Final Flat:

Shadow Creek - Precinct #3

A motion was made by Comm. Carpenter, seconded by Comm. Harmon to approve the Final Flat of Shadow Creek pending the City of Burleson's approval and lot 24 changed to 150 frontage in Precinct #3.

All voted aye, motion passed.

Rolling Trails - Precinct #3

A motion was made by Comm. Carpenter, seconded by McFall to approve the Final Flat of Rolling Trails in Precinct #3.

All voted aye, motion passed.

c. Approval of Preliminary Replat:

Oak Leaf Trail, Lot 27R, Precinct #4

A motion was made by Comm. Thompson, seconded by Comm. Harmon to table the Preliminary Replat of Oak Leaf Trail, Lot 27R, Precinct #4.

All voted aye, motion passed.

d. Approval of Final Replat:

Ridgecrest Estates, Block 5, Lot 2R1 - Precinct #4

A motion was made by Comm. Thompson, seconded by Comm. Carpenter to approve the Final Replat of Ridgecrest Estates, Block

5, Lot 2R1, in Precinct #4.

All voted aye, motion passed.

Bell Manor Estates, Lot 11R - Precinct #2

A motion was made by Comm. Harmon, seconded by Comm. McFall to approve the Final Replat of Bell Manor Estates, combining Lots 11 & 12 into Lot 11R in Precinct #2.

All voted aye, motion passed.

Elmwood Estates, Block 1, Lots 15R & 16R - Pct. #3

A motion was made by Comm. Carpenter, seconded by Comm. Thompson to approve the Final Replat of Elmwood Estates, Block 1, Lots 15R & 16R, as Non Conforming in Precinct #3.

All voted aye, motion passed.

Prairie Hill, Tracts 2-3, 2-7, & 2-8 - Precinct #3

A motion was made by Comm. Carpenter, seconded by Comm. McFall to approve the Final Replat of Prairie Hill, Tracts 2-3, 2-7, & 2-8, in Precinct #3.

All voted aye, motion passed.

6. Forrestwood, Phase II-Request Acceptance for County Street Maintenance - Precinct #3

A motion was made by Comm. Carpenter, seconded by Comm. McFall to accept Forrestwood, Phase I for County Street Maintenance and to release the letter of credit Precinct #3.

All voted aye, motion passed.

VI. UNFINISHED BUSINESS

1. APPROVAL OF NORTH CENTRAL TEXAS COUNCIL OF  
GOVERNMENTS INTERLOCAL AGREEMENT FOR SOLID WASTE  
PROJECTS AND APPOINTMENT OF PROJECT REPRESENTATIVE

A motion was made by Comm. Carpenter, seconded by Comm. Harmon to accept the North Central Texas Council of Governments Interlocal Agreement for Solid Waste Projects and that Comm. Mark Carpenter will be the project representative. A grant for \$33,050.00 was approved to purchase necessary equipment for Solid Waste projects.

All voted aye, motion passed.

2. ORDER #97-011-COLLECTION OF ADDITIONAL FILING FEES  
FOR BASIC CIVIL LEGAL SERVICES FOR INDIGENTS

A motion was made by Comm. Harmon, seconded by Comm. Thompson to approve Order #97-011 Collection of Additional Filing fees for Basic Civil Legal Services for Indigents.

All voted aye, motion passed.

3. RESOLUTION AFFIRMING THE EEO PLAN SUPPLEMENTAL DATA  
FOR October 1, 1997 to September 30, 1998

A motion was made by Comm. McFall, seconded by Comm. Harmon to approve the resolution affirming the EEO Plan Supplemental Data for October 1, 1997 to September 30, 1998.

All voted aye, motion passed.

VII. NEW BUSINESS

1. PURCHASES FROM \$2,500.00 to \$15,000.00

A motion was made by Comm. Carpenter, seconded by Comm. McFall to approve the purchase for 135, Net Data in the amount of \$37,700.00; ISS, Net Data for 6 displays and 6 printers in the amount of \$11,340.00; ISS Computers West in the amount of \$2,933.00; and a new pick-up engine for the Sheriff's Creek Crew in

the amount of \$2,800.00.

All voted aye, motion passed.

2. ADVERTISING FOR BIDS/PROPOSALS

A motion was made by Comm. Thompson, seconded by Comm. Carpenter for Precinct #3 go out for bids for a Woodchipper; for Precinct #4 to advertise the sale of used bridge timbers; to advertise for bids on closure on the underground storage tanks removed from the Grandview location; and for Precinct #3 to rebid Bridge Replacement for CR 608A.

All voted aye, motion passed.

3. TRAFFIC SIGNS

No traffic signs requested.

4. DESIGNATION OF COMMISSIONERS COURT DATES, REGULAR TERM FOR 1997 - 1998

A motion was made by Comm. Harmon, seconded by Comm. Carpenter to approve the designation of Commissioners Court Dates, Regular Term for 1997 - 1998.

All voted aye, motion passed.

5. DESIGNATION OF HOLIDAY SCHEDULE FOR 1998

A motion was made by Comm. Carpenter, seconded by Comm. McFall to approve the Designation of Holiday Schedule for 1998.

All voted aye, motion passed.

6. RESOLUTION AFFIRMING THE NOMINATION FOR CANDIDATE FOR THE BOARD OF DIRECTORS FOR THE CENTRAL APPRAISAL DISTRICT

A motion was made by Comm. Harmon, seconded by Comm. Carpenter to approve Comm. Troy Thompson to be nominated the Candidate for the Board of Directors for the Central Appraisal District from Johnson

County.

All voted aye, motion passed.

7. APPROVAL OF CONTRACTS FOR JUVENILE RESIDENTIAL SERVICES AND DETENTION SERVICES:

- a. Community Corrections, Inc. (CCI)
- b. LaSalle County Female Juvenile Boot camp

Pass.

8. ACCEPTANCE OF RESIGNATION OF KENNETH JOHNSON, JR., COUNTY EXTENSION AGENT - Aq

A motion was made by Comm. Harmon, seconded by Comm. Carpenter to accept the Resignation of Kenneth Johnson, Jr., County Extension Agent, to be effective October 15, 1997.

All voted aye, motion passed.

7. APPROVAL OF CONTRACTS FOR JUVENILE RESIDENTIAL SERVICES AND DETENTION SERVICES:

- a. Community Corrections, Inc. (CCI)
- b. LaSalle County Female Juvenile Boot camp

A motion was made by Comm. Thompson, seconded by Comm. Carpenter to approve the Community Corrections, Inc. and the LaSalle County Female Juvenile Bootcamp contracts and to give the County Judge the authority to sign the contracts.

All voted aye, motion passed.

9. ALVARADO SUB-COURTHOUSE SECURITY-JUDGE PAT JACOBS, JP Pct. #3

A motion was made by Comm. Carpenter, seconded by Comm. Harmon to approve the changes for the Alvarado Sub-Courthouse Judge Pat Jacobs, JP, Precinct #3's office for better security measures. Funds will come from Court Security fee.

All voted aye, motion passed.

10. CONTRACT WITH SOUTHWESTERN BELL CHANGING FROM PLEXAR  
CUSTOM TO PLEXAR II

Discussion. Pass till after workshop.

11. CONTRACT WITH NET DATA FOR ANNUAL SOFTWARE  
MAINTENANCE

A motion was made by Comm. Harmon, seconded by Comm. Thompson to approve the Contract with Net Data for Annual Software Maintenance and to give the County Judge authority to sign the contract and overnight the contract to Net Data by October 15, 1997.

All voted aye, motion passed.

12. SERVICE AGREEMENT WITH PHONE BILLING EXAMINERS (PBX)  
TO AUDIT, INVENTORY, AND PROVIDE CONSULTING SERVICE  
FOR TELEPHONE CHARGES

A motion was made by Comm. Harmon, seconded by Comm. Carpenter to approve the service agreement with Phone Billing Examiners (PBX) to Audit, Inventory, and provide Consulting Service for Telephone Charges and give the County Judge the authority to sign the contract.

All voted aye, motion passed.

13. RESOLUTION STATING STOP TASK FORCE EMPLOYEES PAY  
INCREASE

A motion was made by Comm. McFall, seconded by Comm. Carpenter to approve the Resolution stating STOP Task Force Employees pay increase of 5% on their perspective Review Dates.

All voted aye, motion passed.

14. REORGANIZATION OF OFFICE SPACE-CONSTABLES OFFICE

Pass till after Workshop.

15. UNPLATTED SUBDIVISION ON COUNTY ROAD 201A BELONGING  
TO JOHN E. MOORE - Pct. #4



Pass till after Workshop.

16. DONATION OF SICK HOURS BY EMPLOYEES TO A SICK POOL

Pass till after Workshop.

17. FINAL CUT OFF DATE FOR 2" of Type "D" HOT MIX OVERLAY  
FOR SUBDIVISION ROADS

Pass till after Workshop.

18. RATE INCREASE FOR FOSTERCARE

Pass till after Workshop.

VIII. CONSENT AGENDA

A motion was made by Comm. Carpenter, seconded by Comm. Thompson to approve the items listed on the Consent Agenda with the addition of the following items: Saundra Davis to attend the North Central Texas Council of Governments Mapping and Rural Addressing Class; Barbara Robinson Cole to attend a Payroll practice training class; and for Constables Mark Crawford and Ron Redding of Precinct #2 to attend Truancy School.

All voted aye, motion passed.

The Commissioners Court took recess at 10:24 a.m. and reconvened into Open Session at 10:45 a.m.

BE IT KNOWN that on the 13th day of October, 1997, the Honorable Commissioners Court of Johnson County, met in Executive Session at 10:45 a.m. with all members present, in the Courthouse, in the City of Cleburne, Johnson County, Texas in accordance with Texas Local Government Code Sec. 551.074-Personnel Matters, Treasurers Office, Personnel Office, Emergency Management Coordinator; Sec. 551.071 - Consultation with Attorney - Pending Litigation Doris Gray and Mark Watts vs. Texas Department of Transportation and the County of Johnson; and Cave vs. Rontec.

The Commissioners Court reconvened into Open Session at 1:15 p.m. with no action being taken at this time.

X. WORKSHOP

The Commissioners Court of Johnson County met in Workshop Session at 1:15 p.m. with all members present to discuss Radio Communications; Reorganization of Office Space - Constables Office; Difference between Standard Septic Systems and Aerobic Septic Systems by TNRCC and Application of these Units; Final Cut-off Date for 2" of Type "D" Hot Mix Overlay for Subdivision Roads; Unplatted Subdivision on County Road 201A belonging to John E. Moore, in Precinct #4; the Ability of a Developer to Limit Access to a Subdivision by the use of a Security Gate; Assistance in a study to Project the Long Term Water Supply Needs for Johnson and Hood Counties; Donation of Sick Hours by Employees to Sick Pool for Needy Employees; and Rate Increase for Fostercare.

The Commissioners Court of Johnson County reconvened into Open Session at 4:25 p.m. with the following action being taken:

VII. NEW BUSINESS

10. CONTRACT WITH SOUTHWESTERN BELL CHANGING FROM PLEXAR CUSTOM TO PLEXAR II

No action.

14. REORGANIZATION OF OFFICE SPACE - CONSTABLES OFFICE

Tabled.

15. UNPLATTED SUBDIVISION ON COUNTY ROAD 201A BELONGING TO JOHN E. MOORE - PCT. #4

No action.

15. DONATION OF SICK HOURS BY EMPLOYEES TO A SICK POOL

No action.

17. FINAL CUT OFF DATE FOR 2" of TYPE "D" HOT MIX OVERLAY FOR SUBDIVISION ROADS

No action.

18. RATE INCREASE FOR FOSTERCARE

A motion was made by Comm. Thompson, seconded

by Comm. Carpenter to approve a 40% increase, from \$14.00 a day to \$20.00 a day for Foster care.

All voted aye, motion passed.

IX. EXECUTIVE SESSION

1. Government Code

a. Sec. 551.074-Personnel Matters

1. Treasurers Office

A motion was made by Comm. Thompson, seconded by Comm. Carpenter to change the classification for the assistant in the Treasurers Office from Grade 5 to Grade 9 at Entry Level Pay, to be effective October 16, 1997.

All voted aye, motion passed.

2. Personnel Office

No action.

3. Emergency Management Coordinator

A motion was made by Comm. Harmon, seconded by Comm. Carpenter to approve to hire Dick Ambrose as the Emergency Management Coordinator with both salaries and to reimburse travel expenses per a monthly travel report for the VSO and pay a flat travel rate for the Veterans Services, to be effective October 16, 1997.

All voted aye, motion passed.

b. Sec. 551.071-Consultation with Attorney - Pending Litigation:

1. Doris Gray and Mark Watts vs. Texas Department of Transportation and the County of Johnson.

A motion was made by Comm. Harmon,  
seconded by Comm. Carpenter to seek  
Attorney's recommendation for the  
necessary legal action that needs to be  
taken for the lawsuit pending.

All voted aye, motion passed.

2. Cave vs. Rontec

No action.

There being no further business before the Court concerning  
this Agenda, the Court adjourned at 4:33 p.m. on the same date.

Submitted by: \_\_\_\_\_  
CURTIS H. DOUGLAS  
County Clerk

Approved by: \_\_\_\_\_  
ROGER HARMON  
County Judge