

STATE OF TEXAS

OCTOBER 9, 2000

COUNTY OF JOHNSON

COMMISSIONER'S COURT

BE IT KNOWN that on the 9th day of October, 2000, the Honorable Commissioner's Court of Johnson County, Texas, met in regular session at the Courthouse thereof, in the City of Cleburne, Johnson County, Texas, for the purpose of transacting any and all business that may lawfully be brought before the same. The meeting was called to order at 9:00 A.M., with all members present, and following the Invocation led by Jerry Webber, and the Pledge of Allegiance, the following items, having been lawfully posted and filed for record in the Office of the County Clerk on October 5, 2000, at 8:35 A.M., were considered:

IV. ANNOUNCEMENTS AND PRESENTATIONS

Commissioner's Court presented length of service awards to the following employees: 5 years – Anthony H. Vansickle, Stephanie L. Balderas, and Harold L. Hampton; 10 years – Frank L. Viemann; and 15 years – Robert W. Barham.

Commissioner's Court presented a Proclamation naming October as National Domestic Violence Awareness Month.

Commissioner's Court celebrated the first anniversary of the Character First Program with a reception.

VI. PRECEDING BUSINESS

1. APPROVAL OF BILLS

Comm. McFall, seconded by Comm. Harmon, made a motion to approve the bills as presented by the County Auditor.

All voted aye; motion carried.

2. ACKNOWLEDGMENT OF RECEIPT OF THE COUNTY AUDITORS REPORT TO THE COMMISSIONER'S COURT

Judge Harmon acknowledged receipt of the County

Auditor's Report to the Commissioner's Court.

3. ACTION ON PRELIMINARY PLAT

- a. COOK HILLS: LOT 23, BLK 1 TO LOTS 23A AND 23B, BLK 1 – PRECINCT #3

Comm. Carpenter, seconded by Comm. Thompson, made a motion to approve the preliminary plat of Cook Hills: lot 23 to lots 23A and 23B, block 1 in Precinct #3.

All voted aye; motion carried.

- b. CANAAN LAKES ADDITION: LOTS 1-13, BLK 1 – PRECINCT #3

Passed.

- c. PLUTA ADDITION: LOT 1, BLK 1 – PRECINCT #3

Comm. Carpenter, seconded by Comm. McFall, made a motion to approve the preliminary plat of Pluta Addition: lot 1, block 1 in Precinct #3.

All voted aye; motion carried.

4. ACTION ON PRELIMINARY REPLAT

- a. SPACE ACRES NORTH: LOTS 33 AND A PART OF LOT 34 TO LOT 33R – PRECINCT #2

Comm. Harmon, seconded by Comm. Thompson, made a motion to approve the preliminary replat of Space Acres North: lot 33 and a part of lot 34 to lot 33R in Precinct #2.

All voted aye; motion carried.

5. ACTION ON FINAL PLAT

- a. MUSTANG ESTATES: PHASE II – LOTS 20-28, BLK 1; LOTS 16-29, BLK 2; LOTS 1-32, BLK 3; LOTS 1-30, BLK 4;

LOTS 2-7, BLK 5; AND LOTS 1-33, BLK 6 – PRECINCT #2

Comm. Harmon, seconded by Comm. McFall, made a motion to approve the final plat of Mustang Estates: Phase II – lots 20-28, block 1; lots 16-29, block 2; lots 1-32, block 3; lots 1-30, block 4; lots 2-7, block 5; and lots 1-33, block 6 in Precinct #2.

All voted aye; motion carried.

b. MISTY MEADOWS: LOTS 3-6, & 24-27, BLK 2; AND LOTS 1-16, BLK 3 – PRECINCT #2

Comm. Harmon, seconded by Comm. Carpenter, made a motion to approve the final plat for Misty Meadows: lots 3-6 and lots 24-27, block 2; and lots 1-16, block 3 in Precinct #2.

All voted aye; motion carried.

c. BLUEGRASS ESTATES, SECTION 2 – PRECINCT #2

Comm. Harmon, seconded by Comm. McFall, made a motion to approve the final plat of Bluegrass Estates, Section 2 in Precinct #2.

All voted aye; motion carried.

d. BLUEGRASS ESTATES, SECTION 3 – PRECINCT #2

Comm. Harmon, seconded by Comm. Thompson, made a motion to approve the final plat of Bluegrass Estates, Section 3 in Precinct #2.

All voted aye; motion carried.

6. ACTION TO ACCEPT ROADS FOR COUNTY MAINTENANCE – PRECINCT #3

- a. WALNUT CREEK, PHASE I & II
- b. ROLLING TRAILS
- c. CLIFFWOOD ESTATES
- d. THE TREES

Comm. Carpenter, seconded by Comm. Harmon, made a motion to approve Walnut Creek, Phase I & II and Cliffwood Estates in Precinct #3 for county maintenance.

All voted aye; motion carried.

7. ACTION TO AWARD BIDS

a. BID #2000-41 – PURCHASE THREE (3) NEW 2001 PICK-UP TRUCKS FOR PUBLIC WORKS DEPARTMENT

Comm. Harmon, seconded by Comm. McFall, made a motion to approve the bid from Cleburne Ford for Bid #2000-41 for three (3) new 2001 pick-up trucks for the Public Works Department in the amount of \$16,867.25 each.

All voted aye; motion carried.

b. BID #2001-001 – JOINT VENTURE/COOPERATIVE PURCHASE FOR POLICE VEHICLES – TARRANT CO.

Comm. Thompson, seconded by Comm. Carpenter, made a motion to pass the item for further review.

All voted aye; motion carried.

VII. UNFINISHED BUSINESS

1. ACTION ON ORDER #2000-04 – OUTDOOR BURN BAN

Comm. Harmon, seconded by Comm. Thompson, made a motion to approve continuing Order #2000-04 banning outdoor burning in Johnson County.

All voted aye; motion carried.

2. UPDATE ON LEC

Alan Magee updated the court concerning progress on the LEC expansion project.

3. UPDATE ON PROPOSED COURTS BUILDING

Alan Magee updated the court concerning progress on the Courts Building project.

4. ACTION ON CHANGES IN SEPTIC ORDER FOR RESUBMISSION TO TNRC ON OSSF RULES

Passed for discussion in workshop session.

5. ACTION ON PAYMENT OF FEES BY CREDIT CARDS OR ELECTRONIC MEANS

Passed for discussion in workshop session.

VIII. NEW BUSINESS

1. PURCHASES OF \$25,000 OR OVER

No action taken.

2. ADVERTISING FOR BIDS/PROPOSALS

Comm. Carpenter, seconded by Comm. McFall, made a motion to approve advertising for bids/proposals for sale of property of 106 N. Baugh, Alvarado, Texas, with a required minimum bid of \$80,000.00..

All voted aye; motion carried.

3. ACTION ON NEXTEL DIGITAL WIRELESS TELEPHONE/RADIOS FOR ISS

Comm. Thompson, seconded by Comm. Harmon, made a motion to approve acquiring Nextel digital wireless telephone/radios for the ISS Department for \$298.00 for four units and a reoccurring monthly charge of \$199.96.

All voted aye; motion carried.

4. ACTION ON SHERIFF'S AND CONSTABLES FEES – 2001

Comm. Thompson, seconded by Comm. Carpenter, made a motion to set Sheriff's and Constable's fees for 2001 at the same level as for 2000.

All voted aye; motion carried.

5. ACTION TO APPROVE TOBACCO GRANT FOR SHERIFF'S DEPARTMENT

Comm. Harmon, seconded by Comm. Thompson, made a motion to approve the Tobacco Compliance Grant from the State of Texas to the Sheriff's Department.

All voted aye; motion carried.

6. ACTION TO APPROVE CONTRACT BETWEEN GRANTEE AND THIRD PARTY AND AGREEMENT FOR SALARY REIMBURSEMENT – CHILD ADVOCACY CENTER

Comm. Thompson, seconded by Comm. Harmon, made a motion to approve the contracts with the Johnson County Children's Advocacy Center to provide a licensed law enforcement officer and for salary reimbursement with funds from the Sheriff's Department budget and giving Judge Harmon the authority to sign the contract.

All voted aye; motion carried.

7. ACTION TO CHANGE THE CAPITALIZATION FIXED ASSET AMOUNT TO \$1,000.00

Passed for discussion in workshop session.

8. ACTION TO CHANGE PER MINUTE RATE ON LONG DISTANCE ON SOUTHWESTERN BELL'S PORTION INTRALATA TO TEX-AN AND CHANGE OF INTRALATA

Passed for discussion in workshop session.

9. ACTION ON REQUEST FOR ADDITIONAL BUDGET FOR FORENSIC TESTING – SHERIFF'S DEPARTMENT

Passed for discussion in workshop session.

10. UPDATE ON JUVENILE COORDINATED ENFORCEMENT PLAN FROM COG – SHERIFF'S DEPARTMENT

Sheriff Bob Alford gave a brief presentation concerning the Juvenile Coordinated Enforcement Plan from COG.

IX. CONSENT AGENDA

Comm. Carpenter, seconded by Comm. McFall, made a motion to approve the consent agenda as presented.

All voted aye; motion carried.

BE IT KNOWN that Commissioner's Court met in Executive Session at 10:45 A.M. in accordance with Government Code Sec. 551.074-Personnel Matters for the Sheriff's Department and Sec. 551.071 - Consultation with Attorney on contemplated litigation and pending litigation. Commissioner's Court reconvened into open session at 1:45 P.M. and moved immediately into workshop session to discuss property at 104 S. Main, employee handbook revisions, changes in septic orders for TNRCC on OSSF, changing the capitalization fixed asset amount to \$1000.00, changing per minute rate on long distance on Southwestern Bell's Portion Intralata to Tex-An and change of Intralata, payment of fees by credit card or electronic means, and forensic testing by the Sheriff's Department. Commissioner's Court reconvened into open session at 3:45 P.M. to consider the following:

VIII. NEW BUSINESS

7. ACTION ON CHANGING CAPITALIZATION FIXED ASSET AMOUNT

Comm. McFall, seconded by Comm. Harmon, made a motion to approve changing the capitalization fixed asset amount to \$2,000.00 with department heads responsible for any assets under \$2,000.00.

All voted aye; motion carried.

8. ACTION ON CHANGING PER MINUTE RATE FOR LONG DISTANCE ON SOUTHWESTERN BELL'S PORTION INTRALATA AND CHANGE OF INTERLATA

Comm. Thompson, seconded by Comm. Carpenter, made a motion to approve changing the intralata long distance service to Tex-AN.

All voted aye; motion carried.

9. ACTION ON ADDITIONAL BUDGET FOR FORENSIC TESTING – SHERIFF’S DEPARTMENT

No action taken.

VII. UNFINISHED BUSINESS

4. ACTION ON CHANGES IN SEPTIC ORDER FOR RESUBMISSION TO TNRCC ON OSSF RULES

Comm. Harmon, seconded by Comm. Thompson, made a motion to approve submitting changes regarding OSSF rules to TNRCC.

All voted aye; motion carried.

5. ACTION ON PAYMENT OF FEES BY CREDIT CARDS OR ELECTRONIC MEANS

Comm. McFall, seconded by Comm. Thompson, made a motion to approve payment of fees to the County Clerk by credit card, the lease of three (3) terminals for four (4) months, charging a four percent (4%) service fee, and a line item transfer from General Fund Operating Reserve to the County Clerk’s budget in the amount of \$1,300.00.

All voted aye; motion carried.

VIII. NEW BUSINESS

2. ACTION ON ADVERTISING FOR BIDS/PROPOSALS

Comm. Carpenter, seconded by Comm. McFall, made a motion to amend the previous motion to include a statement that the property at 106 N. Baugh in Alvarado will be sold in “as is” condition.

All voted aye; motion carried.



X. EXECUTIVE SESSION

1. GOVERNMENT CODE SEC. 551.071 – CONSULTATION  
WITH ATTORNEY (addendum)

a. PENDING LITIGATION – CAUSE NO. C199900253  
JOHNSON COUNTY VS. HARRIS METHODIST  
AFFILIATED HOSPITALS

Comm. Harmon, seconded by Comm. Thompson,  
made a motion to approve Kathy Darling to employ any expert witness and acquire any  
technical resources necessary.

All voted aye; motion carried.

1. GOVERNMENT CODE SEC. 551.074 – PERSONNEL MATTERS

a. SHERIFF'S DEPARTMENT

Comm. Thompson, seconded by Comm. Carpenter,  
made a motion to approve the creation of a sargent position, the promotion of Robert  
Bates to that position with a change in pay grade from level 15 to 16 effective next pay  
period with the salary increase to be paid from attrition in the Sheriff Department, and  
to eliminate the corporal position.

All voted aye; motion carried.

2. GOVERNMENT CODE SEC. 551.071 – CONSULTATION WITH  
ATTORNEY

a. CONTEMPLATED LITIGATION

No action taken.

There being no further business before the court concerning this agenda,  
Commissioner's Court adjourned at 3:56 P.M. on the same date.

Submitted by: \_\_\_\_\_  
Curtis H. Douglas  
County Clerk

Approved by: \_\_\_\_\_  
Roger Harmon  
County Judge