

STATE OF TEXAS

JUNE 10, 2002

COUNTY OF JOHNSON

COMMISSIONER'S COURT

BE IT KNOWN that on the 10<sup>th</sup> day of June, 2002, 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 Roger Harmon, and the Pledge of Allegiance, the following items, having been lawfully posted and filed for record in the Office of the County Clerk on June 6, 2002, at 9:16 A.M., were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATION

1. PRESENTATION OF SERVICE AWARDS

15 year service awards were presented to Comm.

Ron Harmon, Suzanne Shipley, and Tommy Tice of Precinct #2.

2. ANNOUNCEMENT OF WILLIAM J. PITSTICK REGIONAL EXCELLENCE AWARD GIVEN BY NCTCOG TO COMMISSIONER RON HARMON

Roger Harmon announced the presentation of the William J. Pitstick Regional Excellence Award given to Comm. Ron Harmon by NCTCOG.

V. PUBLIC PARTICIPATION

None.

VI. PRECEDING BUSINESS

1. ACTION ON APPROVAL OF MINUTES OF COMMISSIONER'S COURT

a. NOVEMBER 13, 2001 – REGULAR SESSION

- b. MAY 13, 2002 – REGULAR SESSION
- c. MAY 14, 2002 – EMERGENCY SESSION
- d. MAY 20, 2002 – SPECIAL SESSION

Comm. Harmon, seconded by Comm. Carpenter, made a motion to approve the minutes of the Commissioner's Court for November 13, 2001, May 13, 2002, May 14, 2002 and May 20, 2002 as presented to the Court by the County Clerk.

All voted aye, motion carried.

2. ACTION ON BUDGET AMENDMENT PURSUANT TO SECTION 111.010C OF THE LOCAL GOVERNMENT CODE

- a. COURTHOUSE EXPENSE: AUTO & PROPERTY INSURANCE

Comm. Thompson, seconded by Comm. Harmon, made a motion to amend the budget pursuant to Section 111.010C of the Local Government Code in the amount of \$49,800.00 for courthouse expense, line item #010-510-200 for auto and property insurance.

All voted aye, motion carried.

- b. OFFICE EQUIPMENT: COUNTY JUDGE, AUDITOR AND PURCHASING

Comm. Harmon, seconded by Comm. Carpenter, made a motion to amend the budget pursuant to Section 111.010C of the Local Government Code in the amount of \$5,500.00, line item #075-404-320 and \$6,700.00, line item #075-404-570 for equipment purchases in the County Judge's Office, \$8,600.00, line item #075-495-320 for equipment purchase in the Auditor's Office and \$2,650.00, line item #075-408-320 for equipment purchase in the Purchasing Office.

All voted aye, motion carried.

3. ACTION ON APPROVAL TO PAY BILLS

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

All voted aye, motion carried.

4. ACKNOWLEDGEMENT OF RECEIPT OF THE COUNTY AUDITOR'S REPORTS TO THE COMMISSIONER'S COURT

Commissioner's Court acknowledged receipt of the County Auditor's Reports.

5. ACTION ON RE-PLAT

a. THE HOMESTEADS: PHASE II – LOT 22, BLOCK 1 BEING A RE-PLAT OF LOT 20, BLOCK 1 – PRECINCT #3

Comm. Carpenter, seconded by Comm. McFall, made a motion to approve the re-plat of The Homesteads, phase II, lot 22, block 1 being a re-plat of lot 20, block 1 in Precinct #3.

All voted aye, motion carried.

b. WALNUT CREEK ESTATES: PHASE II – LOT 9-R, BLOCK 1 AND LOT 10-R, BLOCK 2 BEING A RE-PLAT OF LOT 9, BLOCK 1 AND LOT 10, BLOCK 2 – PRECINCT #3

Comm. Carpenter, seconded by Comm. Thompson, made a motion to approve the re-plat of Walnut Creek Estates, phase II, lot 9-R, block 1 and lot 10-R, block 2 being a re-plat of lot 9, block 1 and lot 10, block 2 in Precinct #3.

All voted aye, motion carried.

6. ACTION ON REQUEST FOR A RE-DESIGN OF AN AEROBIC SYSTEM ON A NON-CONFORMING LOT – PRECINCT #2

Comm. Harmon, seconded by Comm. McFall, made a motion to approve a re-design of an aerobic system on a non-conforming lot due to a permit being issued incorrectly by the City of Joshua in April 1998, in Precinct #2.

All voted aye, motion carried.

7. ACTION TO AWARD RFB'S & RFQ'S

a. AWARD RFB #2002-20: BRIDGE REPLACEMENT ON CR 1010 – PRECINCT #1

Comm. McFall, seconded by Comm. Harmon, made a motion to award RFB #2002-20 to Harris Welding & Construction in the amount of \$59,500.00 for bridge replacement on CR 1010 in Precinct #1.

All voted aye, motion carried.

b. AWARD RFB #2002-21: FOUR (4) NEW OR SLIGHTLY USED BOBTAIL TRUCKS – PRECINCT #3

Comm. Carpenter, seconded by Comm. Harmon, made a motion to award RFB #2002-21 to Cleburne Motor Company in the amount of \$41,382.20 for four (4) new or slightly used Bobtail Trucks for Precinct #3.

All voted aye, motion carried.

VII. UNFINISHED BUSINESS

1. ACTION ON ARCHITECTURAL DESIGN, SPECIFICATION AND PROGRAM REQUIREMENTS

a. GUINN JUSTICE CENTER  
b. JOHNSON COUNTY SERVICES COMPLEX

No action.

2. ACTION TO APPROVE CJD GRANT AWARD FOR THE JUVENILE ACCOUNTABILITY INCENTIVE BLOCK GRANT

Comm. Thompson, seconded by Comm. Carpenter, made a

motion to approve the CJD Grant award for the Juvenile Accountability Incentive Block Grant in the amount of \$30,165.00.

All voted aye, motion carried.

VII. NEW BUSINESS

1. ACTION ON TEMPORARY USE OF JOHNSON COUNTY  
ROADS RIGHT-OF-WAYS FOR SEISMIC CABLE CROSSING

Comm. Thompson, seconded by Comm. Carpenter, made a motion to approve temporary use of Johnson County roads on right-of-ways for seismic cable crossing and giving the County Judge the authority to sign permit.

All voted aye, motion carried.

2. ACTION TO APPOINT MEMBER TO THE JOHNSON  
COUNTY CHILD WELFARE BOARD

Comm. Harmon, seconded by Comm. McFall, made a motion to appoint Wallace G. Pou to the Johnson County Child Welfare Board.

All voted aye, motion carried.

3. ACTION ON THE SALE OF STRUCK OFF PROPERTY ON CR  
109, TRACTS 8A, 8B & 8C – ACCOUNT NO. 126-0758-00082

Comm. Harmon, seconded by Comm. Thompson, made a motion to approve the sale from an unsolicited bid on struck off property on CR 109, tracts 8A, 8B and 8C – account no. 126-0758-00082 for \$3,340.00 and giving the County Judge the authority to sign the resolution.

All voted aye, motion carried.

4. ACTION ON ALLOCATION OF PORTION OF THE  
UNCLAIMED MONEY ALLOWED UNDER SECTION 74.602  
OF THE TEXAS PROPERTY CODE

Comm. McFall, seconded by Comm. Harmon, made a motion to approve to request allocation of a portion of the unclaimed money allowed under Section 74.602 of the Texas Property Code.

All voted aye, motion carried.

5. ACTION ON INTERLOCAL AGREEMENT FOR ROAD REPAIRS WITH THE CITY OF VENUS – PRECINCT #4

Comm. Thompson, seconded by Comm. Carpenter, made a motion to approve the Interlocal Agreement for road repairs with the City of Venus in Precinct #4.

All voted aye, motion carried.

6. ACTION ON OFFICE SPACE AND EQUIPMENT FOR PROBATE AUDITOR – CCL #1

No action.

7. ACTION ON A JURY INFORMATION TELEPHONE LINE – CCL #1

Comm. Harmon, seconded by Comm. McFall, made a motion to approve a jury information telephone line in County Court at Law #1 office for all four Courts.

All voted aye, motion carried.

8. ACTION ON EMPLOYMENT OF PUBLIC WORKS DIRECTOR

Passed for discussion in Executive Session.

9. ACTION ON SALE OF EQUIPMENT IN THE CITY OF BURLESON AUCTION TO BE HELD ON JUNE 22, 2002

Comm. Thompson, seconded by Comm. Carpenter, made a

motion to approve the sale of equipment in the City of Burleson Auction to be held on June 22, 2002 and giving the County Judge the authority to sign contract.

All voted aye, motion carried.

10. ACTION ON RESOLUTIONS TO APPROVE PARTICIPATION OF INVESTMENT OF PUBLIC FUNDS IN INVESTMENT SERVICES

a. MBIA MUNICIPAL INVESTORS SERVICE CORPORATION

Comm. McFall, seconded by Comm. Thompson, made a motion to approve the resolution for participation of investment of public funds with MBIA Municipal Investors Service Corporation and giving the County Judge the authority to sign the resolution.

All voted aye, motion carried.

b. TEXSTAR

Comm. Harmon, seconded by Comm. Carpenter, made a motion to approve the resolution for participation of investment of public funds with TexSTAR and giving the County Judge the authority to sign the resolution.

All voted aye, motion carried.

11. ACTION ON RESOLUTION AND AGREEMENT FOR DIRECT DEPOSIT CONTRACT WITH FIRST FINANCIAL BANK, N.A.

Comm. McFall, seconded by Comm. Harmon, made a motion to approve the resolution and agreement for direct deposit contract with First Financial Bank, N.A and giving the County Judge the authority to sign the resolution and contract.

All voted aye, motion carried.

## ADDENDUM TO AGENDA

### VII. NEW BUSINESS

12. ACTION ON MEMBERSHIP IN TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE AND AUTHORIZATION FOR COUNTY JUDGE TO SIGN INTERLOCAL AGREEMENT AND BOARD RESOLUTION – PRECINCT #1

Comm. McFall, seconded by Comm. Harmon, made a motion to approve membership in the Texas Local Government Purchasing Cooperative and giving the County Judge the authority to sign interlocal agreement and board resolution for all county offices.

All voted aye, motion carried.

13. ACTION TO PURCHASE A JOHN DEERE MOTOR GRADER AND TRADE-IN OF A DRESSER MOTOR GRADER THROUGH TEXAS ASSOCIATION OF SCHOOL BOARDS – PRECINCT #1

Comm. McFall, seconded by Comm. Harmon, made a motion to approve the purchase of a John Deere motor grader and trade-in of a Dresser motor grader through the Texas Association of School Boards for Precinct #1.

All voted aye, motion carried.

### VIII. CONSENT AGENDA

Comm. Thompson, 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 10:37 A.M. in accordance with Government Code Sec. 551.071-Consultation with Attorney-Pending Litigation: Johnson County vs. Harris Methodist Affiliated Hospital Case



#C199900253 and Government Code Sec. 551.074-Personnel-Interviews with applicants for Public Works Director. Commissioner's Court reconvened into open session at 4:30 P.M. and recessed Court until 9:00 A.M. on June 11, 2002.

Commissioner's Court reconvened at 9:00 A.M. on June 11, 2002, with all members present with the exception of Comm. Harmon and Comm. Thompson, to consider the following:

BE IT KNOWN that Commissioner's Court met in Executive Session at 9:01 A.M. in accordance with Government Code Sec. 551.074-Personnel-Interviews with Applicants for Public Works Director. Commissioner's Court reconvened into open session at 9:18 A.M. to consider the following:

X. EXECUTIVE SESSION

1. GOVERNMENT CODE SEC. 551.071 – CONSULTATION WITH ATTORNEY

a. JOHNSON COUNTY VS. HARRIS METHODIST AFFILIATED HOSPITAL CASE #C199900253

No Action.

2. GOVERNMENT CODE SEC. 551.074 – PERSONNEL

a. INTERVIEWS WITH APPLICANTS FOR PUBLIC WORKS DIRECTOR

Action taken on this item in section VIII. New Business #8: Consideration of Employment of Public Works Director.

VIII. NEW BUSINESS

8. ACTION ON EMPLOYMENT OF PUBLIC WORKS DIRECTOR

Comm. McFall, seconded by Comm. Carpenter, made a motion to

give the County Judge the authority to offer employment to Steve Cook for the position of Public Works Director with a salary of \$51,000.00 and \$6,000.00 mileage allowance with a hire date of July 1, 2002.

All voted aye, motion carried.

There being no further business before the Court concerning this agenda,  
Commissioner's Court adjourned at 9:22 A.M. on June 11, 2002.

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

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