

STATE OF TEXAS

SEPTEMBER 22, 2003

COUNTY OF JOHNSON

COMMISSIONER'S COURT

BE IT KNOWN that on the 22nd day of September, 2003, 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 Suzanne Gibbs, 4-H Agent, and the Pledge of Allegiance, the following items, having been lawfully posted and filed for record in the Office of the County Clerk on September 18, 2003 at 9:07 a.m. and the Addendum filed on September 18, 2003 at 2:38 p.m., were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATION

1. PROCLAMATION SUPPORTING A FAIR SHARE OF
HIGHWAY FUNDING DOLLARS AND THE PASSAGE OF
H.R. 2208

Commissioner's Court signed a Proclamation supporting the Fair Share Highway Funding Dollars and the Passage of H.R. 2208.

2. PROCLAMATION RECOGNIZING "4-H WEEK", OCTOBER
5-11, 2003

Commissioner's Court proclaimed October 5-11, 2003 as "4-H Week" in Johnson County.

3. PROCLAMATION FOR "DOMESTIC VIOLENCE
AWARENESS MONTH" IN OCTOBER

Commissioner's Court proclaimed the month of October "Domestic Violence Awareness Month" in Johnson County.

4. PRESENTATION AND UPDATE ON CENTEX RURAL RAIL

Jerry Cash gave a presentation and update to the Court regarding the Centex Rural Rail.

V.a. PUBLIC PARTICIPATION

None.

V.b. PUBLIC HEARING

1. “PROPOSAL OF FY 2003-2004 JOHNSON COUNTY BUDGET”

A public hearing regarding the proposal of FY 2003-2004 Johnson County Budget was open for discussion at 9:45 a.m. There being no objections to the proposed budget, the hearing was closed at 9:46 a.m.

VI. PRECEDING BUSINESS

1. ACTION TO APPROVE MINUTES OF THE COMMISSIONER’S COURT

- a. AUGUST 25, 2003 – REGULAR
- b. AUGUST 28, 2003 – EMERGENCY
- c. SEPTEMBER 2, 2003 – SPECIAL
- d. SEPTEMBER 8, 2003 – REGULAR

Comm. Thompson, seconded by Comm. McFall, made a motion to approve the minutes of the Commissioner’s Court for August 25, 2003, August 28, 2003, September 2, 2003 and September 8, 2003 as presented to the Court by the County Clerk.

All voted aye; motion carried.

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

- a. DEPARTMENT OF PROTECTIVE & REGULATORY SERVICES

Comm. Carpenter, seconded by Comm. McFall, made a motion to approve a budget amendment pursuant to *Section 111.010C* of the Local Government Code for the Department of Protective & Regulatory Services, Hospital Fund, clothing line item #050-637-341 in the amount of \$4,115.00.

All voted aye; motion carried.

b. INDIGENT HEALTH CARE

Comm. Thompson, seconded by Comm. Carpenter, made a motion to approve budget amendments pursuant to *Section 111.010C* of the Local Government Code for Indigent Health Care, IHC, indigent care expense line item #055-644-409 in the amount of \$132,221.00 and fees & services line item #055-644-400 in the amount of \$3,778.00.

All voted aye; motion carried.

c. SHERIFF – JOSHUA ASAP

Comm. McFall, seconded by Comm. Matthews, made a motion to approve a budget amendment pursuant to *Section 111.010C* of the Local Government Code for Sheriff-Joshua ASAP, General Fund, equipment (capitalized) line item #010-560-570 in the amount of \$10,000.00.

All voted aye; motion carried.

3. ACTION TO PAY BILLS

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

All voted aye; motion carried.

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

Commissioner's Court acknowledged receipt of the County

Auditor's Reports.

5. ACTION TO APPROVE A NON-CONFORMING LOT FOR SEPTIC SYSTEM ON 1.24 ACRES ON KIRKLAND DRIVE – PRECINCT #4

Comm. Thompson, seconded by Comm. Carpenter, made a motion to approve a non-conforming lot for a septic system on 1.24 acres on Kirkland Drive in Precinct #4.

All voted aye; motion carried.

6. ACTION TO ACCEPT ROADS FOR COUNTY MAINTENANCE AT SHADED LANE SUBDIVISION, PHASE II – PRECINCT #3

Comm. Carpenter, seconded by Comm. Thompson, made a motion to pass this item until further study of storm drainage.

All voted aye; motion carried.

7. ACTION TO AWARD RFP #2003-29: ADMINISTRATION AND SOFT COST PROJECT MANAGEMENT SERVICES

Comm. Carpenter, seconded by Comm. Thompson, made a motion to award RFP #2003-29 to GrantWorks for administration and soft cost project management services upon receipt of the grant and to give the County Judge authorization to sign the contract.

All voted aye; motion carried.

VII. UNFINISHED BUSINESS

1. ACTION ON ARCHITECTURAL DESIGN, SPECIFICATION, FINANCIAL PROGRAM REQUIREMENTS AND CONTRACTS

- a. GUINN JUSTICE CENTER

- b. JOHNSON COUNTY CORRECTION REMODELING
POD II
- c. JOHNSON COUNTY JAIL EXPANSION POD III
- d. ALVARADO COURTHOUSE REMODELING

No action.

Commissioner's Court recessed at 10:30 a.m. and reconvened at 10:55 a.m. to consider the following:

VII. UNFINISHED BUSINESS

- 2. ACTION TO APPOINT A COMMITTEE TO ORGANIZE THE
MOVE FROM THE COURTHOUSE TO THE GUINN JUSTICE
CENTER

Comm. Matthews, seconded by Comm. Thompson, made a motion to appoint a committee consisting of Sandy Sims, Lana Miller, Karen Alexander, Merry Cashion and Vicki Allen to organize the move from the Courthouse to the Guinn Justice Center.

All voted aye; motion carried.

- 3. ACTION TO ADOPT BUDGET FY 2003-2004

Comm. Thompson, seconded by Comm. Carpenter, made a motion to adopt the Budget FY 2003-2004 as presented.

All voted aye; motion carried.

- 4. ACTION TO ADOPT TAX RATE FY 2003-2004 AND TAKE
RECORD VOTE

Comm. Carpenter, seconded by Comm. Thompson, made a motion to adopt the tax rate FY 2003-2004 at a total combined rate of .434878, being made up of Maintenance & Operation rate at .356072; Interest & Sinking rate at .026016 and FMLR at .052790.

Comm. McFall, Comm. Matthews, Comm. Carpenter,
Comm. Thompson and Judge Harmon all voted aye.

5. ACTION FOR FUNDING BY THE NORTH CENTRAL TEXAS
COUNCIL OF GOVERNMENTS REGIONAL AGING
ADVISORY COMMITTEE

Comm. McFall, seconded by Comm. Carpenter, made a
motion to approve funding by the North Central Texas Council of Governments Regional
Aging Advisory Committee in the amount of \$6,712.00, effective October 1, 2003 –
September 30, 2004.

Comm. McFall, Comm. Matthews and Comm. Carpenter
voted aye, Comm. Thompson opposed; motion carried.

6. ACTION TO APPOINT MEMBERS REPRESENTING THE
COMMISSIONER'S COURT TO THE SESQUICENTENNIAL
PROJECT COMMITTEE

Comm. Carpenter, seconded by Comm. Matthews, made a
motion to appoint Dr. Sharon Miles, Mrs. Betty Bailey, Mr. Harold Casstevens and Mr.
Mike Percifield as members representing the Commissioner's Court for the
Sesquicentennial Project Committee.

All voted aye; motion carried.

7. ACTION TO APPROVE THE USE OF THE OMNIBASE
COLLECTION PROGRAM FOR THE COUNTY

Passed for further discussion in workshop session.

VIII. NEW BUSINESS

1. ACTION TO ADVERTISE FOR BIDS/PROPOSALS

Comm. McFall, seconded by Comm. Matthews, made a
motion to advertise for bids and proposals for a new truck for Precinct #1.

All voted aye; motion carried.

2. ACTION TO MAIL BIDS FOR RFB #2004-04: CABLE
INSTALLATION AT THE GUINN JUSTICE CENTER AND
SET OPENING DATE FOR OCTOBER 15, 2003

Comm. Thompson, seconded by Comm. Carpenter, made a motion to mail bids for RFB #2004-04 for cable installation at the Guinn Justice Center and set an opening date for October 15, 2003.

All voted aye; motion carried.

3. ACTION TO APPROVE APPLICATION FOR FEDERAL
ASSISTANCE FOR THE EMERGENCY MANAGEMENT
PERFORMANCE GRANT

Comm. Carpenter, seconded by Comm. McFall, made a motion to approve the application for Federal Assistance for the Emergency Management Performance Grant and to give the County Judge authorization to sign the contract.

All voted aye; motion carried.

4. ACTION TO APPROVE RE-OCCURRING EXPENSE FOR
CELL PHONE FOR SUZANNE GIBBS, 4-H AGENT –
EXTENSION OFFICE

Comm. Thompson, seconded by Comm. Carpenter, made a motion to approve the re-occurring expense for a cell phone for Suzanne Gibbs, 4-H Agent in the Extension Office.

All voted aye; motion carried.

5. ACTION TO APPOINT BOARD MEMBER TO THE JOHNSON
COUNTY ECONOMIC DEVELOPMENT COMMISSION –
PRECINCT #4

Comm. Thompson, seconded by Comm. McFall, made a motion to appoint Darlene Weir as a board member to the Johnson County Economic Development Commission representing Precinct #4.

All voted aye; motion carried.

6. ACTION TO APPROVE THE 2004 SHERIFF'S AND
CONSTABLES' FEES

Comm. Carpenter, seconded by Comm. McFall, made a motion to approve the 2004 Sheriff's and Constable's Fees at the same rate as 2003.

All voted aye; motion carried.

7. ACTION TO ALLOW DAWSON GEOPHYSICAL TO LAY
SEISMIC CABLES ACROSS/PARALLEL COUNTY ROADS IN
JOHNSON COUNTY

Comm. Matthews, seconded by Comm. Thompson, made a motion to allow Dawson Geophysical to lay seismic cables across & parallel to the county roads in Johnson County.

All voted aye; motion carried.

8. ACTION TO TRANSFER ASSET #11283, KENWOOD
MOBILE RADIO AND ASSET #11282, 1997 CHEVROLET
LUMINA FROM CONSTABLE PRECINCT #2 TO THE
SHERIFF'S DEPARTMENT

Comm. Matthews, seconded by Comm. Thompson, made a motion to transfer asset #11283, a Kenwood mobile radio from the Constable Precinct #2 to the Sheriff's Department and relocate asset #11282, a 1997 Chevrolet Lumina from the Constable Precinct #2 to the Precinct #2 Maintenance Facility.

All voted aye; motion carried.

9. ACTION TO APPROVE INTER-LOCAL AGEEMENT FOR
THE JOHNSON COUNTY VICTIMS ASSISTANCE
PROGRAM

Comm. Carpenter, seconded by Comm. McFall, made a motion to approve an Inter-local Agreement for the Johnson County Victims Assistance Program and to give the County Judge authorization to sign the contract.

All voted aye; motion carried.

10. ACTION TO APPROVE THE USE OF ROOM 210, JOHNSON COUNTY ANNEX FOR A COMMUNITY SERVICE COORDINATOR

Comm. Thompson, seconded by Comm. McFall, made a motion to approve the use of Room 210 in the Johnson County Annex for a Community Service Coordinator.

All voted aye; motion carried.

11. ACTION TO APPROVE INTER-LOCAL AGEEMENT WITH SANTA FE SCHOOL AND JOHNSON COUNTY

Comm. McFall, seconded by Comm. Thompson, made a motion to approve an Inter-local Agreement between Johnson County and the Cleburne Independent School District effective October 13, 2003.

All voted aye; motion carried.

IX. CONSENT AGENDA

Comm. Thompson, seconded by Comm. McFall made a motion to approve the consent agenda as presented with one deletion; Extension Office, equipment (non-cap) line item #010-665-320 in the amount of \$3,250.00.

All voted aye; motion carried.

Commissioner's Court recessed at 12:15 p.m. and reconvened at 1:35 p.m. to consider the following:

X. WORKSHOP

Commissioner's Court met in workshop session at 1:35 p.m. for a presentation by the Abode Treatment Center and to discuss the Omnibase Collection Program. Commissioner's Court reconvened into open session at 2:56 p.m.

XI. EXECUTIVE SESSION

BE IT KNOWN that the Commissioner's Court met in Executive Session at 2:56 p.m. pursuant to Government Code *Sec. 551.074* – Personnel – County Clerk, Delores Hutto. Commissioner's Court reconvened into open session at 3:12 p.m. to consider the following:

VII. UNFINISHED BUSINESS

7. ACTION TO APPROVE THE USE OF THE OMNIBASE COLLECTION PROGRAM FOR THE COUNTY

No action.

XII. EXECUTIVE SESSION

1. GOVERNMENT CODE *SEC. 551.074* – PERSONNEL

a. COUNTY CLERK – DELORES HUTTO

Comm. Thompson, seconded by Comm. Matthews, made a motion to increase the annual salary of Delores Hutto in the amount of \$400.00 effective October 1, 2003.

All voted aye; motion carried.

There being no further business before the Court concerning this agenda, Commissioner's Court adjourned at 3:15 p.m. on the same date.

Submitted by: _____
Curtis H. Douglas
County Clerk

Approved by: _____
Roger Harmon
County Judge