

STATE OF TEXAS

NOVEMBER 10, 2003

COUNTY OF JOHNSON

COMMISSIONER'S COURT

BE IT KNOWN that on the 10th day of November, 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 Comm. Troy Thompson, and the Pledge of Allegiance, the following items, having been lawfully posted and filed for record in the Office of the County Clerk on November 6, 2003 at 8:46 a.m. and the Addendum filed on November 6, 2003 at 2:44 p.m., were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATION

V. PUBLIC PARTICIPATION

None.

VI. PRECEDING BUSINESS

1. ACTION TO APPROVE INVOICE PAYMENTS FROM 2003 BUDGET

- a. LAW LIBRARY: THOMPSON WEST – COUNTY CLERK
- b. DRUG TESTING: CLEBURNE PHYSICAL THERAPY – PERSONNEL
- c. CRIMINAL LAWYERS HANDBOOK: JAMES PUBLISHING – DISTRICT ATTORNEY
- d. POLYGRAPHS: WOOD & ASSOCIATES – DISTRICT ATTORNEY

Comm. Thompson, seconded by Comm. McFall, made a motion to approve the invoice payment as submitted, from the 2003 Budget.

All voted aye; motion carried.

2. ACTION TO APPROVE NON-EMERGENCY BUDGET
AMENDMENT PURSUANT TO SEC. 111.010C OF THE
LOCAL GOVERNMENT CODE

a. VOTER REGISTRATION

Comm. McFall, seconded by Comm. Carpenter,
made a motion to approve a non-emergency budget amendment pursuant to *Sec.*
111.010C of the Local Government Code for Voter Registration.

All voted aye; motion carried.

3. ACTION TO PAY APPLICATION #17 FOR THE GUINN
JUSTICE CENTER

Comm. Carpenter, seconded by Comm. Thompson, made a
motion to pay Application #17 for the Guinn Justice Center in the amount of
\$1,017,729.30.

All voted aye; motion carried.

4. ACTION TO PAY BILLS

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

All voted aye; motion carried.

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

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

6. ACTION TO APPROVE PLAT FOR DILLON CREEK, BLOCK
1, LOTS 1-11 – PRECINCT #2

Comm. Matthews, seconded by Comm. McFall, made a

motion to approve the plat for Dillon Creek, block 1, lots 1-11 in Precinct #2.

All voted aye; motion carried.

7. ACTION TO ACCEPT ROADS FOR COUNTY MAINTENANCE

a. SPRING BRANCH ESTATES: LOTS 21-53, BLOCK 1 AND LOTS 3-22, BLOCK 2 – PRECINCT #3

Comm. Carpenter, seconded by Comm. Thompson, made a motion to accept roads in the Spring Branch Estates, lots 21-53, block 1 and lots 3-22, block 2 in Precinct #3 for county maintenance.

All voted aye; motion carried.

b. HEADWATERS ESTATES: PHASE I, PHASE II AND PHASE III

Comm. Carpenter, seconded by Comm. Thompson, made a motion to accept the roads in Headwaters Estates, Phase I, Phase II and Phase III in Precinct #3 for county maintenance.

All voted aye; motion carried.

8. ACTION TO AWARD RFB'S

a. RFB #2004-03: AUCTIONEER SERVICES FOR JOHNSON COUNTY

Comm. McFall, seconded by Comm. Thompson, made a motion to award RFB #2004-03 for auctioneer services for Johnson County to Wooley Auctioneers.

All voted aye; motion carried.

VII. UNFINISHED BUSINESS

1. ACTION ON ARCHITECTURAL DESIGN, SPECIFICATION, FINANCIAL PROGRAM REQUIREMENTS AND CONTRACTS
 - a. GUINN JUSTICE CENTER
 - (1) RHOME FIELD PARKING LOT
 - b. JOHNSON COUNTY CORRECTION REMODELING POD II
 - c. JOHNSON COUNTY JAIL EXPANSION POD III

Comm. McFall, seconded by Comm. Thompson, made a motion to name the parking lot at the Guinn Justice Center “Rhome Field Parking Lot”.

All voted aye; motion carried.

2. ACTION TO CREATE NEW POSITION FOR WARRANT/BAILIFF AND BUDGET TRANSFER TO FUND POSITION

Comm. McFall, seconded by Comm. Matthews, made a motion to create a new position for a Warrant/Bailiff position, which will cover the Omni Program, warrants and bailiff for JP #1 under the direction of Matt Wylie, Constable Precinct #1 and to fund the position with a budget transfer from the Operating Reserve in the amount of \$29,013.00 to be pro-rated for the rest of the budget year, effective December 1, 2003.

All voted aye; motion carried.

3. ACTION TO AMEND JURY DUTY LEAVE POLICY AND DELETE ITEM #4 REGARDING JURY FEES IN HANDBOOK

Comm. Carpenter, seconded by Comm. Matthews, made a motion to amend the Jury Duty Leave Policy deleting item #4 regarding Jury Fees in the Johnson County Handbook.

All voted aye; motion carried.

4. ACTION TO COLLECT AND ADMINISTER FAMILY PROTECTION FEE

Comm. McFall, seconded by Comm. Carpenter, made a motion to collect and administer the Family Protection Fee in the amount of \$15.00.

All voted aye; motion carried.

5. ACTION TO APPROVE INTER-LOCAL AGREEMENT FOR ROAD REPAIRS WITH THE BURLESON INDEPENDENT SCHOOL DISTRICT – PRECINCT #2

Comm. Matthews, seconded by Comm. Thompson, made a motion to approve an Inter-local Agreement for Road Repairs with the Burleson Independent School District in Precinct #2.

All voted aye; motion carried.

6. ACTION TO APPROVE CHANGE ORDER FOR INTER-TEL FOR SWITCHBOARD PC SOFTWARE

Comm. Thompson, seconded by Comm. Carpenter, made a motion to approve a change order for Inter-Tel to order PC Software for the Switchboard.

All voted aye; motion carried.

7. ACTION TO APPROVE PROPOSED BUDGET FOR MEDICAL EXAMINER TRANSPORT VEHICLE AND PURCHASE OF VEHICLE FOR PURCHASING DEPARTMENT

Comm. Thompson, seconded by Comm. Carpenter, made a motion to approve an increase of \$6400.00 in the Medical Examiners Budget to fund a Medical Examiner transport vehicle transferred from the Purchasing Department.

All voted aye; motion carried.

VIII. NEW BUSINESS

1. ACTION TO ADVERTISE FOR BIDS/PROPOSALS

No action.

2. ACTION TO APPROVE AGREEMENT WITH THE OFFICE OF
THE ATTORNEY GENERAL FOR NON-IV-D CHILD
SUPPORT CONTRACT #04-C0130 – DISTRICT CLERK

Comm. Carpenter, seconded by Comm. Thompson, made a motion to approve the Agreement with the Office of the Attorney General for Non-IV-D Child Support Contract #04-C0130 for the District Clerk and to give the County Judge authorization to sign the contract.

All voted aye; motion carried.

3. ACTION TO APPROVE AGREEMENT WITH THE OFFICE OF
THE ATTORNEY GENERAL FOR NON-IV-D CHILD
SUPPORT CONTRACT #04-C0129 – COUNTY CLERK

Comm. McFall, seconded by Comm. Matthews, made a motion to approve the Agreement with the Office of the Attorney General for Non-IV-D Child Support Contract #04-C0129 for the County Clerk and to give the County Judge authorization to sign the contract.

All voted aye; motion carried.

4. ACTION TO APPROVE INVESTMENT POLICY FOR
JOHNSON COUNTY – AUDITOR

Comm. McFall, seconded by Comm. Matthews, made a motion to approve the Investment Policy for Johnson County.

All voted aye; motion carried.

Commissioner's Court recessed at 10:15 a.m. and reconvened at 10:30 a.m. to consider the following:

VII. NEW BUSINESS

5. ACTION TO APPROVE FIXED ASSET DEPRECIATION SCHEDULE FOR GASB 34 COMPLIANCE – AUDITOR

Comm. Carpenter, seconded by Comm. McFall, made a motion to table this item.

All voted aye; motion carried.

6. ACTION TO TRANSFER CASH FROM (056) HOSPITAL SETTLEMENT TO HOSPITAL PROCEEDS – AUDITOR

Commissioner's Court recessed at 10:50 a.m. and reconvened at 11:00 a.m.

Comm. McFall, seconded by Comm. Matthews, made a motion to transfer cash in the amount of \$49,222.48 from (056) Hospital Settlement to Hospital Proceeds.

All voted aye; motion carried.

7. ACTION TO HIRE NEW EMPLOYEE (CLERK III) IN THE DISTRICT CLERK'S OFFICE IN ORDER TO STAFF THE 413TH DISTRICT COURT AND TO TRANSFER FUNDING FOR BUDGET

Comm. McFall, seconded by Comm. Thompson, made a motion to hire a new employee (Clerk III) in the District Clerk's Office in order to staff the 413th District Court and to transfer funds for the budget.

Comm. McFall, seconded by Comm. Thompson, made a motion to rescind previous motion at this time.

IX. CONSENT AGENDA

Comm. Thompson seconded by Comm. McFall, made a motion to approve the consent agenda as presented with the deletion of #3a. Donation: Storm Drain Pipe from Hardie Pipe.

All voted aye; motion carried.

BE IT KNOWN that the Commissioner's Court met in Executive Session at 11:35 a.m. pursuant to Government Code *Sec. 551.071* – Consultation with Attorney – Pending Litigation; in accordance with Government Code *Sec. 551.072* – Real Property and in accordance with Government Code *Sec. 551.074* – Personnel – District Clerk: Catherine Lasater. Commissioner's Court reconvened into open session at 12:10 p.m. and recessed for lunch at the same time. Commissioner's Court reconvened into open session at 1:20 p.m. and then into workshop session at the same time.

X. WORKSHOP

Commissioner's Court met in workshop session at 1:20 p.m. to discuss the request from the Texas Department of Health for assistance with the smallpox vaccine. Commissioner's Court met in open session at 2:10 p.m. to consider the following:

VIII. NEW BUSINESS

7. ACTION TO HIRE NEW EMPLOYEE (CLERK III) IN THE DISTRICT CLERK'S OFFICE IN ORDER TO STAFF THE 413TH DISTRICT COURT AND TO TRANSFER FUNDING FOR BUDGET

Comm. Matthews, seconded by Comm. McFall, made a motion to move Catherine Lasater into a Clerk III position with a salary of \$20,351.00 effective December 1, 2003 to be paid from County Records Management Funds and after January 1, 2004 to be paid from the General Fund.

All voted aye; motion carried.

XI. EXECUTIVE SESSION

1. GOVERNMENT CODE SEC. 551.071 – CONSULTATION
WITH ATTORNEY

a. PENDING LITIGATION

Comm. Thompson, seconded by Comm. Carpenter, made a motion to hire Blaze & Hightower as consultants for pending litigation regarding personnel issues and to give the County Judge authorization to sign the contract.

All voted aye; motion carried.

2. GOVERNMENT CODE SEC. 551.072 – REAL PROPERTY

No action.

3. GOVERNMENT CODE SEC. 551.074 – PERSONNEL:
CLAUDIA MONTGOMERY – DISTRICT CLERK

No action, error on Agenda, correction in Addendum.

ADDENDUM/CORRECTION

3. GOVERNMENT CODE SEC. 551.074 – PERSONNEL:
CATHERINE LASATER – DISTRICT CLERK

Comm. Thompson, seconded by Comm. Carpenter, made a motion to post for a Clerk II entry level position with a salary of \$17,086.00, to take the position that Catherine Lasater currently holds and to move Catherine Lasater into the newly created Clerk III position.

All voted aye; motion carried.

There being no further business before the Court concerning this agenda, Commissioner's Court adjourned at 2:15 p.m. on the same date.

Submitted by: _____
Curtis H. Douglas
County Clerk

Approved by: _____
Roger Harmon
County Judge