

STATE OF TEXAS

FEBRUARY 14, 2005

COUNTY OF JOHNSON

COMMISSIONER'S COURT

BE IT KNOWN that on the 14th day of February, 2005, 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 Commissioners John Matthews and the Pledge of Allegiance, the following items, having been lawfully posted and filed for record in the County Clerk on February 10th, 2005 at 10:29 A.M. were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

1. PRESENTATION OF PLAQUE FOR SERVICE BY CHARLOTTE GORMAN, JOHNSON COUNTY EXTENSION AGENT FOR FAMILY AND CONSUMER SCIENCES

Charlotte Gorman, upon her retirement, was presented with a plaque in appreciation for her service as the Johnson County Extension Agent for Family and Consumer Sciences.

2. PRESENTATION OF PLAQUE FOR SERVICE BY MARK WILLIS, DIRECTOR OF JOHNSON COUNTY ECONOMIC DEVELOPMENT

Mark Willis, upon his resignation, was presented with a plaque in appreciation as the Director of Johnson County Economic Development.

3. PRESENTATION BY THE EMERGENCY MANAGEMENT COORDINATOR, GERALD MOHR

Gerald Mohr was present for a brief update to the court on the status of Emergency Management.

V. PUBLIC PARTICIPATION

Curtis H. Douglas, County Clerk, announced that the County Clerk's office is beginning services with iDocket.com for the public to search County court records and images online.

VI. PRECEDING BUSINESS

1. CONSIDERATION OF RESOLUTION TO SUPPORT PROPOSED TAX INCREMENT REINVESTMENT ZONE PURSUANT TO THE TAX INCREMENT FINANCING ACT, TEXAS TAX CODE ANNOTATED CHAPTER 311-CITY OF ALVARADO

Comm. Carpenter, seconded by Comm. Thompson, made a motion to approve the resolution to support the proposed tax increment reinvestment zone pursuant to the tax increment financing act Texas Tax Code annotated Chapter 311 for the City of Alvarado and to authorize the County Judge to sign the resolution.

All voted aye; motion carried.

2. CONSIDERATION OF MINUTES OF THE COMMISSIONERS COURT:

- a. January 24, 2005 – Regular Meeting
- b. January 31, 2005 – Special Session

Comm. McFall, seconded by Comm. Matthews, made a motion to approve the minutes of the Commissioner's Court for January 24, 2005 and January 31, 2005.

All voted aye; motion carried.

3. CONSIDERATION OF BUDGET AMENDMENT PURSUANT TO SECTION 111.010C OF THE LOCAL GOVERNMENT CODE: LAW LIBRARY – COUNTY CLERK

Comm. Carpenter, seconded by Comm. Thompson, made a motion approve the budget amendment pursuant to section 111.010C of the Local Government

Code for the law library to purchase publications and a copier in the amount of \$20,000.00.

All voted aye; motion carried.

4. CONSIDERATION OF REQUEST TO PAY BILLS

Comm. McFall, seconded by Comm. Matthews, made a motion to pay the bills as presented by the County Auditor with the inclusion of an invoice from the Tax Office in the amount of \$15,000.00 to be paid to the U.S. Postal Service for 2nd Tax Notices to be mailed.

All voted aye; motion carried.

5. ACKNOWLEDGEMENT OF RECEIPT OF THE COUNTY AUDITORS REPORTS TO THE COMMISSIONERS COURT

The Commissioner's Court acknowledged the receipt of the County Auditor's reports

6. CONSIDERATION OF THE ROADS IN ROCKY CREEK FOR THE SALE OF LOTS ONLY – PRECINCT #2

Comm. Matthews, seconded by Comm. Thompson, made a motion to approve the roads in Rocky Creek for the sale of lots only.

All voted aye; motion carried.

7. AWARD OF BIDS:

a. **RFB #2005-12-ELECTRICAL REPAIRS FOR JOHNSON COUNTY**

Comm. Thompson, seconded by Comm. Carpenter, made a motion to award RFB #2005-12 for electrical repairs for Johnson County to Dugger Electric Company.

All voted aye; motion carried.

b. RFB #2005-13-BRIDGE REPLACEMENT CR 604 NEAR INTERSECTION CR 519 – PRECINCT #3

Comm. Carpenter, seconded by Comm. Thompson, made a motion to award RFB #2005-13 for the replacement of a bridge on CR 604, near the intersection of CR 519 in Precinct 3, to Harris Welding & Construction for the amount of \$26,400.00.

All voted aye; motion carried.

8. CONSIDERATION OF APPOINTMENT OF DAVID FORREST, WARDEN OF THE SANDERS ESTES UNIT TO THE JOHNSON COUNTY CHILD WELFARE BOARD AND THE NEW SLATE OF OFFICERS FOR THE 2005 YEAR

Comm. Carpenter, seconded by Comm. Thompson, made a motion to approve the appointment of David Forrest, Warden of the Sanders Estes Unit to the Johnson County Child Welfare Board and the new slate of officers for the 2005 year.

All voted aye; motion carried.

VIII. NEW BUSINESS

12. CONSIDERATION OF ORDER WITH RESPECT TO SOUTHWEST WATER COMPANY PROJECT TO APPROVE ISSUANCE OF REVENUE BONDS BY THE MISSION ECONOMIC DEVELOPMENT AUTHORITY FOR SOUTHWEST WATER COMPANY

Comm. Thompson, seconded by Comm. Carpenter, made a motion to approve the order with respect to Southwest Water Company Project issuing revenue bonds by the Mission Economic Development Authority for Southwest Water Company.

All voted aye; motion carried.

9. CONSIDERATION OF PROFESSIONAL SERVICE AGREEMENT WITH iDOCKET.COM FOR SOFTWARE DEVELOPMENT FOR THE DISTRICT CLERK

Comm. McFall, seconded by Comm. Thompson, made a motion to approve the professional service agreement with iDocket.com for software development for the District Clerk and to give the County Judge authorization to sign the agreement.

All voted aye; motion carried.

10. CONSIDERATION OF LETTER OF UNDERSTANDING FOR ON-LINE CREDIT CARD SERVICE WITH OFFICIAL PAYMENTS CORPORATION-DISTRICT CLERK

Comm. Carpenter, seconded by Comm. McFall, made a motion to table the letter of understanding for on-line credit card service with Official Payments Corporation for the District Clerk's office.

All voted aye; motion carried.

The Commissioner's Court recessed at 10:10 a.m. and reconvened at 10:35 a.m. to consider the following:

VII. UNFINISHED BUSINESS

1. CONSIDERATION OF ARCHITECTURAL DESIGN, SPECIFICATION, FINANCIAL PROGRAM REQUIREMENTS, AND CONTRACTS WITH MAGEE ARCHITECTS
 - a. GUINN JUSTICE CENTER
 - b. JOHNSON COUNTY CORRECTION REMODELING POD II
 - c. JOHNSON COUNTY JAIL EXPANSION POD II

Discussion. No action was taken.

2. CONSIDERATION OF ARCHITECTURAL DESIGN SPECIFICATION, FINANCIAL PROGRAM REQUIREMENTS, AND CONTRACTS FOR RESTORATION OF JOHNSON COUNTY COURTHOUSE
 - a. SERVICE AGREEMENT WITH ECOSYSTEMS ENVIRONMENTAL, INC

Comm. Thompson, seconded by Comm. Carpenter, made a motion to approve the service agreement with EcoSystems Environmental, Inc. for hazardous materials analysis at a cost of \$6,060.00 to be paid from the Courthouse Restoration Fund and to give the County Judge authorization to sign.

All voted aye; motion carried.

b. OFF-SITE LOCATION OF JOHNSON COUNTY COURTHOUSE EMPLOYEES DURING RESTORATION

Passed until after workshop.

3. CONSIDERATION OF APPOINTMENTS TO THE JOHNSON COUNTY HISTORICAL COMMISSION

1. NELDA FREDERICK
2. WILMA REED
3. FRED BURSEY

Comm. McFall, seconded by Comm. Matthews, made a motion to approve Nelda Frederick, Wilma Reed and Fred Bursey as appointments to the Johnson County Historical Commission.

All voted aye; motion carried.

4. CONSIDERATION OF AUCTIONEER, RENEE MCKINNEY OR EBAY FOR SALE OF FURNITURE FROM COURTHOUSE AND COMPUTER EQUIPMENT

Comm. Thompson, seconded by Comm. McFall, made a motion to set up a credit card with a limit of \$1,000.00 for insertion fees in order to sell surplus property at the services complex and to authorize the County Judge to sign on the account.

All voted aye; motion carried.

VIII. NEW BUSINESS

1. CONSIDERATION TO ADVERTISE FOR BIDS/PROPOSALS

Comm. Carpenter, seconded by Comm. Thompson, made a motion to advertise for bids for two (2) mowing tractors for Precinct #4 and for Purchasing to advertise the sale of rolling shelving equipment.

All voted aye; motion carried.

2. CONSIDERATION TO PURCHASE A MOTOR GRADER UP TO \$160,000 FROM HOLT CAT, BUY BOARD CONTRACT-PRECINCT #4

Comm. Thompson, seconded by Comm. McFall, made a motion to approve the purchase of a motor grader for an amount up to \$160,000 from Holt Cat for Precinct #4 under the Buy Board Contract.

All voted aye; motion carried.

3. CONSIDERATION TO SELL 1987 FORD F700 DUMP TRUCK – PRECINCT #2

Comm. Matthews, seconded by Comm. Carpenter, made a motion to approve the sell by sealed bids a 1987 Ford F700 Dump Truck “as-is” in Precinct #2 with minimum bid of \$1,000.00.

All voted aye; motion carried.

4. CONSIDERATION TO SELL 1983 FORD F800 DUMP TRUCK AND 1990 DODGE RAM 350 VAN AT RICHIE BROTHERS AUCTION ON MARCH 2-4, 2005 AND TO ADD TO CONTRACT PREVIOUSLY APPROVED-PRECINCT #2

Comm. Matthews, seconded by Comm. Thompson, made a motion to approve the sale of a 1983 Ford F800 Dump Truck and a 1990 Dodge Ram 350 Van at the Ritchie Brothers Auction on March 2-4, 2005 and to add the items to the contract previously approved by the Commissioner’s Court.

All voted aye; motion carried.

5. CONSIDERATION TO APPROVE YOUTH & GOVERNMENT DAY
IN CONJUNCTION WITH THE LIONS CLUB FOR APRIL 29, 2005

Comm. Carpenter, seconded by Comm. McFall, made a motion to approve Youth & Government Day in conjunction with the Lions Club for April 29, 2005.

All voted aye; motion carried.

6. CONSIDERATION OF REQUEST FROM CENTRAL APPRAISAL
DISTRICT TO REPLACE LOGIN ACCOUNT AND NETWORK
ACCESS

Comm. Carpenter, seconded by Comm. Thompson, made a motion to approve the request from Central Appraisal District to replace their login account and network access.

All voted aye; motion carried.

7. CONSIDERATION OF RENEWAL OF CONTRACT FOR SIGN
LANGUAGE INTERPRETING SERVICES WITH:

a. GOODRICH CENTER FOR DEAF AND HARD OF HEARING

Comm. Thompson, seconded by Comm. Carpenter, made a motion to approve the renewal of the contract for sign language interpreting services with the Goodrich Center for the Deaf and Hard of Hearing and to give the County Judge authorization to sign the contract.

All voted aye; motion carried.

b. HIRED HANDS, INC

Comm. Carpenter, seconded by Comm. Thompson, made a motion to approve the renewal of the contract for sign language interpreting services with Hired Hands, Inc. and to give the County Judge authorization to sign the contract.

All voted aye; motion carried.

8. CONSIDERATION OF CHANGE OF JOB TITLE FOR POSITION G09-01 TRUCK DRIVER TO EQUIPMENT OPERATOR I – PRECINCT #1

Comm. McFall, seconded by Comm. Carpenter, made a motion to change the job title for position G09-01 Truck Driver to Equipment Operator I in Precinct #1.

All voted aye; motion carried.

11. CONSIDERATION TO PURCHASE EQUIPMENT FOR THE RECORDING SECTION OF THE COUNTY CLERK

Passed until after workshop.

13. CONSIDERATION OF MEMORANDUM OF AGREEMENT (MOA) WITH THE DEPARTMENT OF TRANSPORTATION REGARDING THE DESIGNATION OF DALLAS-FORT WORTH AREA AS NON-ATTAINMENT FOR OZONE

Comm. Carpenter, seconded by County Judge Roger Harmon, made a motion to approve the memorandum of agreement (MOA) with the Department of Transportation regarding the designation of the Dallas-Fort Worth area as non-attainment for Ozone and to give the County Judge authorization to sign.

All voted aye; motion carried.

14. CONSIDERATION OF CELL PHONES FOR THE INSPECTOR'S IN PUBLIC WORKS

Comm. McFall, seconded by Comm. Matthews, made a motion to approve cell phones for the inspectors and one (1) custodial worker in the Public Works department.

All voted aye; motion carried.

15. CONSIDERATION OF PERMIT FOR DAWSON GEOPHYSICAL SURVEY-PRECINCT #1

Comm. McFall, seconded by Comm. Matthews, made a motion to approve the permit for a geophysical survey in Precinct #1 to Dawson Geophysical Company.

All voted aye; motion carried.

16. CONSIDERATION TO TRANSFER BUDGET SURPLUS FOR MEDICAL EXAMINER/HEALTH OFFICER: EQUIPMENT NON-CAPITOL, FEES AND SERVICES, MEDICAL SUPPLIES AND VEHICLE AND EQUIPMENT REPAIR

Pass until after workshop.

17. CONSIDERATION TO APPROVE THE PURCHASE AND INSTALLATION OF THE SAFE PROGRAM FOR PUBLIC WORKS MONITORING OF SEPTIC SYSTEMS AND BUDGET SURPLUS FOR COMPUTER SOFTWARE – PUBLIC WORKS

Comm. McFall, seconded by Comm. Matthews, made a motion to approve the purchase and installation of the SAFE program for Public Works monitoring of septic systems and the budget surplus for computer software for the Public Works department.

All voted aye; motion carried.

IX. CONSENT AGENDA

Comm. Thompson, seconded by Comm. Matthews, made a motion to approve the consent agenda as presented.

All voted aye; motion carried.

BE IT KNOWN that the Commissioner's Court met in Executive Session at 11:47 a.m. pursuant to Government Code *Section 551.072*-Real Property. The Commissioner's Court reconvened into Open Session at 1:27 p.m., with all members present, except for Commissioner Troy Thompson, with the following action being taken:

XI. EXECUTIVE SESSION

1. GOVERNMENT CODE:

a. SEC 551.072 - REAL PROPERTY

Comm. Carpenter, seconded by Comm. Matthews, made a motion for Comm. Thompson to purchase the 1.021 acre tract of property at the intersection of FM 1807 & CR 206 for \$2,000.00.

All voted aye; motion carried.

The Commissioner's Court went into workshop session at 1:29 p.m. to discuss jail staffing, transfer budget surplus for the Medical Examiner/Health Officer: equipment non-capitol, fees & services, medical supplies and vehicle and equipment repair, and off-site location of Johnson County Courthouse employees during restoration.

The Commissioner's Court recessed at 2:45 p.m. and reconvened into workshop session at 3:00 p.m. with all members present except for Commissioners Thompson and McFall, to discuss space allocations of records in attic storage, records management storage facility, purchase of equipment for the Recording Section of the County Clerk's office and gas exploration in Johnson County. The Commissioner's Court went back into open session at 3:25 p.m. to consider the following:

VIII. NEW BUSINESS

12. CONSIDERATION TO PURCHASE EQUIPMENT FOR THE RECORDING SECTION OF THE COUNTY CLERK

Comm. Matthews, seconded by Comm. Carpenter, made a motion to approve the purchase of equipment for the Recording Section of the County Clerk's office including: three (3) copiers, one (1) reader printer, five (5) thin clients, five (5) monitors and one (1) printer to be funded from the equipment purchase fund of energy management.

All voted aye; motion carried.

16. CONSIDERATION TO TRANSFER BUDGET SURPLUS FOR MEDICAL EXAMINER/HEALTH OFFICER: EQUIPMENT NON-CAPITOL, FEES & SERVICES, MEDICAL SUPPLIES AND VEHICLE AND EQUIPMENT REPAIR

Comm. Carpenter, seconded by Comm. Matthews, made a motion to approve the transfer of budget surplus for the Medical Examiner/Health Officer for equipment non-capitol, fees & services, medical supplies and vehicle and equipment repair.

All voted aye; motion carried.

There being no further business before the Court concerning this agenda, Commissioner's Court adjourned at 3:33 p.m. on the same date.

Submitted by: _____
Curtis H. Douglas
County Clerk

Approved by: _____
Roger Harmon
County Judge