

STATE OF TEXAS

AUGUST 8, 2005

COUNTY OF JOHNSON

COMMISSIONER'S COURT

BE IT KNOWN that on the 8th day of August, 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 9:03 A.M., with all members present, and following the Invocation led by Commissioner John Matthews and the Pledge of Allegiance, the following items, having been lawfully posted and filed for record in the County Clerk on August 4th, 2005 at 9:13 A.M. were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

Comm. McFall announced that the land people who are researching oil and gas property were very happy with the new space provided on the 3rd floor of the Guinn Justice Center.

1. PRESENTATION OF AIRCHECK TEXAS REPAIR AND REPLACEMENT

Chris Clauss from North Central Texas Council of Governments addressed the court on the AirCheck Texas repair and replacement program.

V. PUBLIC PARTICIPATION

None.

VI. PRECEDING BUSINESS

1. CONSIDERATION OF MINUTES OF THE COMMISSIONERS COURT:

a. JULY 11, 2005 – REGULAR SESSION

b. JULY 19, 2005 – SPECIAL SESSION

Comm. Thompson, seconded by Comm. McFall, made a motion to approve the minutes of the Commissioner's Court for July 11, 2005 and July 19, 2005 as submitted by the County Clerk.

All voted aye; motion carried.

2. CONSIDERATION OF BUDGET AMENDMENT PURSUANT TO LOCAL GOVERNMENT CODE 111.0106 WITHOUT A DECLARATION OF AN EMERGENCY FOR ROAD & BRIDGE, PRECINCT #3

Comm. Carpenter, seconded by Comm. Thompson, made a motion to approve the budget amendment in the amount of \$14,000.00 pursuant to *Local Government Code Sec. 111.0106* without a declaration of an emergency for road and bridge in Precinct #3.

All voted aye; motion carried.

3. CONSIDERATION OF BUDGET AMENDMENT PURSUANT TO LOCAL GOVERNMENT CODE 111.010C FOR UTILITIES

Comm. Carpenter, seconded by Comm. Thompson, made a motion to approve the budget amendment in the amount of \$111,000.00 pursuant to *Local Government Code Sec. 111.010C* for utilities.

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 submitted by the County Auditor with the following invoice corrections:

Texas Association of Counties	\$225.00
Trinity Materials, Inc.	\$533.40
Trinity Materials, Inc.	\$857.68
Waste Management	\$77.02

Tifco Industries	\$492.20
Mona Hobson	-Deleted-
Pete Durant & Associates., Inc	\$192,558.51

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 Auditors reports.

6. CONSIDERATION TO APPROVE THE RE-PLAT IN **BREEZY ACRES ADDITION** – BLOCK 1, LOTS 1, 2, 3 & 4, INTO BLOCK 1, LOT 1-R – PRECINCT #2

Comm. Matthews, seconded by Comm. McFall, made a motion to approve the re-plat of the Breezy Acres Addition from Block 1, Lots 1, 2, 3 & 4 into Block 1, Lot 1-R in Precinct #2.

All voted aye; motion carried.

7. CONSIDERATION TO RENEW BID **RFB #2003-26** – OIL FILTERS AND LUBE WITH ROGER'S LUBE

Comm. Thompson, seconded by Comm. Carpenter, made a motion to approve the renewal of RFB #2003-26 for oil filters and lube with Roger's Lube and to give the County Judge authorization to sign.

All voted aye; motion carried.

VII. UNFINISHED BUSINESS

2. CONSIDERATION OF ARCHITECTURAL DESIGN AND SPECIFICATION, FINANCIAL PROGRAM REQUIREMENTS, AND CONTRACTS WITH MAGEE ARCHITECTS AND PETE DURANT AND ASSOCIATES ON THE 3RD FLOOR NORTH OFFICE SPACE IN THE GUINN JUSTICE CENTER FOR COURTHOUSE EMPLOYEES DURING RESTORATION OF THE COURTHOUSE

- d. PERMISSION FOR LANDMEN TO BRING TABLES IN ON THE 3RD FLOOR NORTH END OF THE GUINN JUSTICE CENTER

Discussion. No action taken.

3. CONSIDERATION OF ARCHITECTURAL DESIGN, SPECIFICATION, FINANCIAL PROGRAM REQUIREMENTS, AND CONTRACTS FOR RESTORATION OF JOHNSON COUNTY COURTHOUSE

- a. CONSIDERATION TO AWARD BID FOR HAZARDOUS MATERIAL ABATEMENT FOR THE JOHNSON COUNTY COURTHOUSE

Comm. Thompson, seconded by Comm. Carpenter, made a motion to award the bid for Hazardous Material Abatement for the Johnson County Courthouse to Priority Services for a total bid of \$83,995.00.

All voted aye; motion carried.

4. CONSIDERATION OF **ORDER #2005-06** PROHIBITING OUTSIDE BURNING IN ALL UNINCORPORATED AREAS OF JOHNSON COUNTY, TEXAS

Comm. McFall, seconded by Comm. Thompson, made a motion to rescind Order #2005-06 prohibiting outside burning in all unincorporated areas of Johnson County, Texas with the stipulation to allow the County Judge to put an emergency burn ban if needed at a later time.

Comm. McFall, Comm. Carpenter, Comm. Thompson voted aye.
Comm. Matthews opposed.

Motion carried.

5. CONSIDERATION OF CONTRACT FOR PARAMEDIC AMBULANCE SERVICES WITH NORTH CENTRAL SERVICES D/B/A CAREFLITE

Discussion.

The Commissioner's Court recessed at 10:55 a.m. and reconvened at 11:05 a.m. to consider the following:

4. CONSIDERATION OF ORDER #2005-06 PROHIBITING OUTSIDE BURNING IN ALL UNINCORPORATED AREAS OF JOHNSON COUNTY, TEXAS

Comm. McFall amended his motion and Comm. Thompson amended his second to rescind Order #2005-06 prohibiting outside burning in all unincorporated areas of Johnson County, Texas with the stipulation to allow Precinct #2 to continue a Burn Ban only in Precinct #2 unincorporated areas & that the Judge execute an emergency burn ban if needed at a later time.

All voted aye; motion carried.

5. CONSIDERATION OF CONTRACT FOR PARAMEDIC AMBULANCE SERVICES WITH NORTH CENTRAL SERVICES D/B/A CAREFLITE

Comm. Thompson, seconded by Comm. Matthews, made a motion to approve the contract with North Central Services d/b/a CareFlite omitting of Sec. 9.27 on page 2 all the way down to the middle of page 3 and modifying the date for the first payment to be October 20, 2005 and to give the County Judge authorization to sign the contract.

All voted aye; motion carried.

VIII. NEW BUSINESS

1. CONSIDERATION TO ADVERTISE FOR BIDS/PROPOSALS

None.

2. CONSIDERATION OF NOMINATION FROM JOHNSON COUNTY TO THE RESOURCE CONSERVATION COUNCIL (RCC) AT NORTH CENTRAL TEXAS COUNCIL OF GOVERNMENTS

County Judge Roger Harmon, seconded by Comm. Carpenter, made a motion to appoint Don Burns to the Resource Conservation Council at the North Central Texas Council of Governments.

All voted aye; motion carried.

3. CONSIDERATION OF SALARY OF PART-TIME POSITION –
PRECINCT #1

Comm. McFall, seconded by Comm. Thompson, made a motion to approve raising the salary of the part-time position in Precinct #1 from \$7.21 per hour to \$10.00 per hour.

All voted aye; motion carried.

4. CONSIDERATION OF ADDITIONAL FURNITURE FOR THE
TEMPORARY COMMISSIONERS COURTROOM

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

All voted aye; motion carried.

5. CONSIDERATION TO HIRE COMMISSIONERS COURT CLERK
REPLACEMENT PRIOR TO CURRENT CLERK LEAVING

Comm. Carpenter, seconded by Comm. Matthews, made a motion to approve hiring the new Commissioners Court Clerk for a start date of August 15, 2005 and to use the County Clerk's attrition funds if the new clerk is hired from outside of the County Clerk's office.

All voted aye; motion carried.

6. CONSIDERATION OF AGREEMENT FOR JOHNSON COUNTY TAX
ASSESSOR – COLLECTOR TO COLLECT TAXES ON BEHALF OF
CITY OF BURLESON

Comm. Matthews, seconded by Comm. Carpenter, made a motion to approve the agreement for Johnson County Tax Assessor – Collector to collect taxes on behalf of the City of Burleson.

All voted aye; motion carried.

7. CERTIFICATION OF THE ESTIMATED DEBT COLLECTION RATE FOR 2005 AND THE EXCESS DEBT TAX COLLECTIONS FOR 2004

Comm. Thompson, seconded by Comm. McFall, made a motion to approve the certification of the estimated debt collection rate for 2005 and the excess debt tax collections for 2004.

All voted aye; motion carried.

8. PRESENTATION BY THE TAX ASSESSOR AND AUDITOR:

- a. EFFECTIVE TAX RATE, ROLL BACK RATE AND CALCULATION METHODS
- b. M & O OBLIGATIONS
- c. DEBT OBLIGATIONS

Scott Porter, Tax Assessor – Collector and J.R. “Kirk”

Kirkpatrick, County Auditor, presented the effective tax rate, roll back rate, calculation methods, M & O obligations and debt obligations to the Commissioners Court.

9. CONSIDERATION OF RESOLUTION AUTHORIZING THE JOINT EFFORT OF THE CITIES OF ARLINGTON, GRAND PRAIRIE, MANSFIED, MIDLOTHIAN AND THE COUNTIES OF ELLIS, JOHNSON AND TARRANT TO REVIEW ALTERNATIVES FOR EXPEDITIING THE COMPLETION OF STATE HIGHWAY 360 AND ESTABLISHING A TRANS-TEXAS CORRIDOR

Comm. Carpenter, seconded by Comm. Thompson, made a motion to approve the resolution authorizing the joint effort of the cities of Arlington, Grand Prairie, Mansfield, and Midlothian and the counties of Ellis, Johnson and Tarrant to

review alternatives for expediting the completion of State Highway 360 and establishing a trans-Texas corridor.

All voted aye; motion carried.

IX. CONSENT AGENDA

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

All voted aye; motion carried.

VII. UNFINISHED BUSINESS

2. CONSIDERATION OF ARCHITECTURAL DESIGN, SPECIFICATION, FINANCIAL PROGRAM REQUIREMENT AND CONTRACTS WITH MAGEE ARCHITECTS AND PETE DURANT AND ASSOCIATES ON THE 3RD FLOOR NORTH OFFICE SPACE IN THE GUINN JUSTICE CENTER FOR COURTHOUSE EMPLOYEES DURING RESTORATION

- a. CHANGE ORDER #8 – SIGNAGE
- b. CHANGE ORDER #9 – ADD DUAL WORK & DATA STORAGE
- c. CHANGE ORDER #11 – THREE (3) ADDITIONAL VOICE DROPS

Comm. McFall, seconded by Comm. Thompson, made a motion to approve change order #8 for signage, change order #9 to add dual work & data storage and change #11 to add three additional voice drops on the 3rd floor North office space in the Guinn Justice Center.

All voted aye; motion carried.

The Commissioner's Court recessed at 11:50 a.m. and reconvened at 1:25 p.m. where they went straight into Workshop Session to view a presentation from the Texas County & District Retirement System and to discuss the budget.

The Commissioner's Court recessed at 2:50 p.m. and reconvened at 3:10 p.m. in Workshop Session where they discussed the budget and laptop ABCs.

The Commissioner's Court went into Open Session at 4:30 p.m. to consider the following:

VII. UNFINISHED BUSINESS

2. CONSIDERATION OF ARCHITECTURAL DESIGN, SPECIFICATION, FINANCIAL PROGRAM REQUIREMENTS AND CONTRACTS WITH MAGEE ARCHITECTS AND PETE DURANT AND ASSOCIATES ON THE 3RD FLOOR NORTH OFFICE SPACE IN THE GUINN JUSTICE CENTER FOR COURTHOUSE EMPLOYEES DURING RESTORATION OF THE COURTHOUSE
 - d. PERMISSION FOR LANDMEN TO BRING TABLES IN ON THE 3RD FLOOR NORTH END OF THE GUINN JUSTICE CENTER

Comm. McFall, seconded by Comm. Matthews, made a motion to allow the land men to use the South Side 3rd Floor with the County providing the tables and partitions.

All voted aye; motion carried.

There being no further business before the Court concerning this agenda, Commissioner's Court adjourned at 4:31 p.m. on the same date.

Submitted by: _____
Curtis H. Douglas
County Clerk

Approved by: _____
Roger Harmon
County Judge