

BE IT KNOWN that on the 26th day of September, 2005, the Honorable Commissioner's Court of Johnson County, Texas, met in regular session at the Guinn Justice Center 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 9:10 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 September 22nd, 2005 at 1:04 P.M. were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

1. Presentation of Proclamation for Johnson County 4-H Week

The Commissioner's Court presented a Proclamation to the Johnson County 4-H, proclaiming the week of October 2-8, 2005 as Johnson County 4-H week.

2. Presentation of Proclamation for Czech Heritage Month

The Commissioner's Court approved the proclamation to proclaim the month October, 2005 as Czech Heritage Month.

V. PUBLIC PARTICIPATION

Comm. McFall gave recognition to Joe Mirisciotti for the help during the evacuation of Katrina with people in the County shelters.

Loring Songer was present to address the court regarding CR 603. He was referred to Don Burns for further assistance.

VI. PUBLIC HEARINGS

The Commissioner's Court opened the Public Hearing at 9:34 a.m.

1. Public Hearing on Proposed Budget 2005-2006

The Court closed the Public Hearing at 9:35 a.m. with no Public Comments.

2. Public Hearing on Installation of Stop Signs at the Intersections of CR 915 and 915-B, CR 915 and 913-A and at Intersection of CR 911 and 912-Precinct #2

The Commissioner's Court opened the Public Hearing at 9:35 a.m.

No one was present to speak. The Court closed the Public Hearings at 9:35 a.m. with no Public Comments.

IX. NEW BUSINESS

6. CONSIDERATION OF JOINT ELECTION AGREEMENT WITH CITY OF BURLESON FOR THE NOVEMBER 8, 2005 ELECTION

Comm. Matthews, seconded by Comm. Carpenter, made a motion to approve the Joint Election Agreement with the City of Burleson and to give the County Judge authorization to sign as well as Cheri Haley's, Election Administrator.

All voted aye; motion carried

VII. PRECEDING BUSINESS

1. CONSIDERATION TO ADOPT PROPOSED BUDGET FOR 2005-2006

Comm. McFall, seconded by Comm. Thompson, made a motion to adopt the proposed budget for 2005-2006.

All voted aye; motion carried.

2. CONSIDERATION TO ADOPT PROPOSED TAX RATE FOR 2005-2006

Comm. McFall, seconded by Comm. Thompson, made a motion to adopt the proposed tax rate for 2005-2006.

Maintenance & Operations Rate: 0.346304

Interest & Sinking Rate 0.035784

Lateral Road Rate 0.052790

Total Tax Rate 0.434878

All voted aye; motion carried.

3. CONSIDERATION TO INSTALL STOP SIGNS AT THE INTERSECTION OF CR 915 AND 915-B, CR 915 AND 913-A AND AT INTERSECTION OF CR 911 AND 912- PRECINCT #2

Comm. Matthews, seconded by Comm. Carpenter, made a motion to approve Order # 2005-14 to install stop signs at the intersection of CR 915 and 915-B, CR 915 and 913-A and at the intersection of CR 911 and 912 in Precinct #2.

All voted aye; motion carried.

4. CONSIDERATION OF ORDER AUTHORIZING THE ISSUANCE OF JOHNSON COUNTY TEXAS TAX NOTES, SERIES 2005, IN THE PRINCIPAL AMOUNT OF \$375,000, AWARDED THE SALE THEREOF, MAKING PROVISIONS FOR THE SECURITY THEREOF AND AUTHORIZING OTHER ACTIONS RELATED THERETO

Comm. Thompson, seconded by Comm. Matthews, made a motion to approve the order authorizing the issuance of Johnson County Texas tax notes, series 2005, in the principal amount of \$375,000. Nick Bulaich of 1st Southwest Company was present.

All voted aye; motion carried.

The Commissioner's Court recessed at 10:03 a.m. and reconvened at 10:35 a.m.

to consider the following:

5. CONSIDERATION OF MINUTES OF THE COMMISSIONERS COURT

- a. September 6, 2005-Emergency Session
- b. September 12, 2005-Regular Session
- c. September 19, 2005-Special Session

Comm. Thompson, seconded by Comm. Carpenter, made a motion to approve the minutes of the Commissioner's Court meetings for September 6, 2005, September 12, 2005 and September 19, 2005 as presented by the County Clerk.

All voted aye; motion carried.

6. CONSIDERATION OF BUDGET AMENDMENT PURSUANT TO SECTION 111.010C OF THE LOCAL GOVERNMENT CODE-NON DEPARTMENT/DISASTER RELIEF

Comm. Carpenter, seconded by Comm. Thompson, made a motion to approve a budget amendment in the amount of \$25,000.00 for non department/Disaster Relief, pursuant to Local Government Code 111.010C.

All voted aye; motion carried.

7. CONSIDERATION OF REQUEST TO PAY BILLS

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

All voted aye; motion carried.

8. ACKNOWLEDGMENT OF RECEIPT OF THE COUNTY AUDITORS REPORTS TO THE COMMISSIONERS COURT

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

9. CONSIDERATION OF FINAL PLAT:

- a. Doak's Acres- Lots 1-2, Block 1 and Lot 3, Block 1 as a Non-Conforming Lot-Precinct #4

Comm. Thompson, seconded by Comm. McFall, made a motion to approve Lots 1-2, Block 1 and Lot 3, Block 1 of the Doak's Acres as a non- conforming lot in Precinct #4.

All voted aye; motion carried.

- b. Childer's Place- Lot 1, Block 1, Being a Non-Conforming Lot and Lot 2, Block 1- Precinct #4

Comm. Thompson, seconded by Comm. Carpenter, made a motion to approve Lot 1, Block 1 and Lot 2 Block 1 of the Childer's Place as non-conforming in Precinct #4.

All voted aye; motion carried.

10. CONSIDERATION TO AWARD BID: RFB 2005-31, LEASE OF PROPERTY- PRECINCT # 4

- a. Consideration of Oil, Gas and Mineral Lease Covering 3.0 Acres, More or Less, of the F. Donegan Survey, A-207- Precinct #4

Comm. Thompson, seconded by Comm. Carpenter, made a motion to award Bid RFB #2005-31 to Lease Property for oil, gas and mineral rights covering 3.0 acres of the F. Donegan Survey, A-207 in Precinct #4, and to give the County Judge authorization to sign.

All voted aye; motion carried.

VII. UNFINISHED BUSINESS

1. CONSIDERATION OF ARCHITECTURAL DESIGN, SPECIFICATION, FINANCIAL PROGRAM REQUIREMENTS, AND CONTRACTS WITH MAGEE ARCHITECTS AND PETE DURANT AND ASSOCIATES FOR THE JOHNSON COUNTY CORRECTIONS REMODELING POD II AND THE EXPANSION POD III

Discussion. No action.

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 OF THE COURTHOUSE

Discussion. No action.

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

Discussion. No action.

4. CONSIDERATION OF PROPOSAL QUOTATION TO AIR CONDITION SPACES AT ELEVATOR CONTROL ROOMS AT GUINN JUSTICE CENTER- MAGEE ARCHITECTS

Comm. Thompson, seconded by Comm. Matthews, made a motion to approve the proposal to air-condition spaces at the elevator control room at the Guinn Justice Center with Magee Architects, and to give the County Judge authorization to sign.

All voted aye; motion carried.

5. CONSIDERATION OF SECURITY FEATURES TO BE ADDED TO THE PUBLIC DOORS IN THE COUNTY CLERK'S OFFICE

Comm. Thompson, seconded by Comm. Carpenter, made a motion to deny security features being added to the public doors in the County Clerk's office.

All voted aye; motion carried.

6. CONSIDERATION OF ORDER # 2005-13 PROHIBITING OUTSIDE BURNING IN UNINCORPORATED AREAS OF JOHNSON COUNTY, TEXAS

Discussion. No action.

7. CONSIDERATION OF ES&S CONTRACT FOR ELECTIONS OFFICE

Comm. McFall, seconded by Comm. Matthews, made a motion to approve the ES&S contract for the Elections Office and to give the County Judge authorization to sign.

All voted aye; motion carried.

8. CONSIDERATION TO MOVE THE 10' LEKTRIEVER, ROLLING SHELVES FROM THE COURTHOUSE TO THE SHERIFF'S OFFICE

Comm. Matthews, seconded by Comm. Thompson, made a motion to approve the move of the 10' lektriever from the Courthouse to the Sheriff's Office.

9. CONSIDERATION OF FEES FOR NEW LEGISLATION

- a. SB 6- Family Protection Fee
- b. SB 1704- Juror Pay
- c. HB 950- Personal and Real Property Records and Other Non-Court Fees and Charges

Comm. Thompson, seconded by Comm. Carpenter, made a motion on Senate Bill 6 to set the Family Protection Fee at \$30.00; on Senate Bill 1704 to set voir dire pay at \$8.00 and no action necessary on House Bill 950.

All voted aye; motion carried.

IX. NEW BUSINESS

1. CONSIDERATION TO ADVERTISE FOR BIDS/PROPOSAL

Comm. Matthews, seconded by Comm. McFall, made a motion to go out for bids on road signs, markers, and blanks.

All voted aye; motion carried.

2. CONSIDERATIONS TO ADOPT TERMS OF COURT FOR THE 2005-2006 FISCAL YEAR AND NAME PLACE OF MEETINGS FOR THE COMMISSIONERS COURT

Comm. McFall, seconded by Comm. Thompson, made a motion to adopt the terms of the Court for the 2005-2006 fiscal year and to continue using the Guinn Justice Center during the renovation of the Courthouse for the Commissioners Court.

All voted aye; motion carried.

3. CONSIDERATION OF HOLIDAYS FOR 2006 FOR EMPLOYEES OF JOHNSON COUNTY

Comm. Carpenter, seconded by Comm. Thompson, made a motion to approve the holidays for 2006, for employees of Johnson County.

All voted aye; motion carried.

4. CONSIDERATION OF YOUTH IN GOVERNMENT DAY- NOVEMBER 4, 2005

Comm. Carpenter, seconded by Comm. McFall, made a motion to approve Youth in Government Day, November 4, 2005 and authorizing sending a letter from the County Judge to Elected Officials to participate in the event.

All voted aye; motion carried.

5. CONSIDERATION OF RESOLUTION NOMINATING A CANDIDATE FOR THE BOARD OF DIRECTORS FOR THE CENTRAL APPRAISAL DISTRICT OF JOHNSON COUNTY

Comm. Matthews, seconded by Comm. McFall, made a motion to approve the resolution to nominate Commissioner Troy Thompson as the candidate from Johnson County for the Central Appraisal District.

All voted aye; motion carried.

7. CONSIDERATION OF NET DATA'S AS/400 SOFTWARE MAINTENANCE AGREEMENT FOR 2006

Comm. Thompson, seconded by Comm. Matthews, made a motion to approve the agreement for 2006 with NET Data's AS/400 software maintenance, and to give the County Judge authorization to sign.

All voted aye; motion passed.

8. CONSIDERATION OF INMATE TELEPHONE DEBIT SERVICES AGREEMENT WITH GM TELECOM CORPORATION

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

All voted aye; motion passed.

9. CONSIDERATION OF CONTRACT FOR DETENTION SERVICES WITH HUNT COUNTY-JUVENILE SERVICES

Comm. McFall, seconded by Comm. Thompson, made a motion to approve the contract for juvenile detention services with Hunt County. The effective date will be October 1st, 2005, and to give the County Judge authorization to sign.

All voted aye; motion passed.

10. CONSIDERATION OF INTER-LOCAL AGREEMENT BETWEEN JOHNSON AND SOMERVELL COUNTIES FOR THE CHIEF JUVENILE PROBATION OFFICER

Comm. Carpenter, seconded by Comm. McFall, made a motion to approve the Inter-Local Agreement between Johnson and Somervell Counties for the Chief Juvenile Probation Officer, and to give the County Judge authorization to sign.

All voted aye; motion passed.

11. CONSIDERATION TO CHANGE BOOKKEEPER POSITION TO CLERK III AND TO RETAIN CURRENT SALARY FOR POSTING OF POSITION-INDIGENT HEALTH CARE

Comm. Thompson, seconded by Comm. Carpenter, made a motion to approve the change of position from Bookkeeper to Clerk III in Indigent Health Care and retain the current salary for posting of the position.

All voted aye; motion passed.

12. CONSIDERATION OF BOND AND OATH FOR WELDON DON BAKER, DEPUTY CONSTABLE, PRECINCT #2

Comm. Matthews, seconded by Comm. McFall, made a motion to approve the Bond and Oath for Weldon Don Baker, Deputy Constable for Precinct #2.

All voted aye; motion passed.

13. CONSIDERATION TO DESIGNATE PARKING FOR TWO VEHICLES AT THE GUINN JUSTICE CENTER-CONSTABLE PRECINCT #4

Comm. Thompson, seconded by Comm. McFall, made a motion to approve the designation of a parking space #260 at the Guinn Justice Center, for the Constable for Precinct #4.

All voted aye; motion passed.

X. CONSENT AGENDA

Comm. McFall, seconded by Comm. Thompson, made a motion to approve the Consent Agenda as submitted.

All voted aye; motion passed.

The Commissioner's Court went into Workshop Session at 11:51 a.m. to discuss the Texas Association of Counties Public Officials and Law Enforcement Liability Contracts.

The Commissioner's Court went back into Open Session at 12:00 p.m.

There be no further business before the Court concerning this agenda, Commissioner's Court adjourned at 12:00 p.m. on the same date.

Submitted by: _____
Curtis H. Douglas
County Clerk

Approved by: _____
Roger Harmon
County Judge