

STATE OF TEXAS

DECEMBER 11, 2006

COUNTY OF JOHNSON

COMMISSIONER'S COURT

BE IT KNOWN that on the 11th day of December 2006, 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 except Commissioner Thompson 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 office of the County Clerk on December 7, 2006 at 1:03 P.M. were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

County Judge recognized United Way for reaching their goal and shared a certificate from United Way for the participation of Johnson County employees.

County Judge recognized the County's participation in working with the City of Rio Vista Vital Link and presented an award given by the Vital Link program.

1. Presentation of Service Pin to Employee

The Commissioner's Court presented a service pin to the Honorable Kriste Burnett, Assistant District Attorney for 5 years of service.

County Judge announced the success of the full scale drill in Alvarado and the help of Gerald Moore.

V. PUBLIC PARTICIPATION

None.

VI. PRECEDING BUSINESS

1. CONSIDERATION OF MINUTES OF THE COMMISSIONERS COURT:

- a. November 13, 2006-Regular Session
- b. November 20, 2006-Special Session

Comm. Carpenter, seconded by Comm. Matthews, made a motion to approve the Commissioner's Court Minutes for November 13, 2006 and November 20, 2006 as submitted by the County Clerk.

All voted aye; motion carried.

2. CONSIDERATION OF REQUEST TO PAY BILLS

Comm. McFall, seconded by Comm. Matthews, made a motion to pay bills with the addition of \$207.50 payable to Graduation Place.

All voted aye; motion carried.

3. 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.

4. CONSIDERATION OF FINAL PLAT OF **LONGHORN RANCH**- LOTS 1-9, BLOCK 1-PRECINCT #2

Comm. Matthews, seconded by Comm. McFall, made a motion to approve the final plat of **Longhorn Ranch**, Lots 1-9, Block 1 in Precinct #2.

All voted aye; motion carried.

5. CONSIDERATION OF REBATE CHECK FROM BUYBOARD FOR PARTICIPATING IN THE COOPERATIVE FOR 2005-2006 FISCAL YEAR

Comm. McFall, seconded by Comm. Carpenter, made a motion to accept the rebate check from BuyBoard in the amount of \$436.51 for participating in the Cooperative for 2005-2006 fiscal year.

All voted aye; motion carried.

6. CONSIDERATION OF REVISED INTERLOCAL PARTICIPATION AGREEMENT FROM BUYBOARD AMENDING CURRENT AGREEMENT-PURCHASING DEPARTMENT

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

All voted aye; motion carried.

7. CONSIDERATION TO RENEW **RFP 2005-10**, AETNA LIFE INSURANCE PROPOSAL WITH A TERM FROM FEBRUARY 1, 2007 TO FEBRUARY 1, 2009

Comm. Matthews, seconded by Comm. McFall, made a motion to approve **RFP 2005-10**, Aetna Life Insurance proposal with a term from February 1, 2007 to February 1, 2009.

All voted aye; motion carried.

VIII. NEW BUSINESS

1. CONSIDERATION TO ADVERTISE FOR BIDS/PROPOSAL

None.

2. CONSIDERATION TO ADVERTISE TO LEASE COUNTY OWNED LAND FOR MINERAL DEVELOPMENT ON THE FOLLOWING PROPERTY: 1.0 ACRES, MORE OR LESS, OUT OF THE THOMAS REA SURVEY, A-742, BEING MORE FULLY DESCRIBED IN THAT CERTAIN DEED FROM ELIZABETH REA, AS GRANTOR TO THE COUNTY JUDGE OF JOHNSON COUNTY, AND HIS SUCCESSORS IN OFFICE, AS GRANTEE, DATED JANUARY 16, 1880 AND RECORDED IN BOOK V, PAGE 498, DEED RECORDS OF JOHNSON COUNTY, TEXAS

Comm. Matthews, seconded by Comm. Carpenter, made a motion to advertise to lease County owned land for mineral development on the following property: 1.0 acres, more or less, out of the Thomas Rae Survey, A-742, being more fully described in that certain deed from Elizabeth Rea, as grantor to the County Judge of Johnson County, and his successors in office, as grantee, dated January 16, 1880 and recorded in book V, page 498, Deed Records of Johnson County, Texas with a minimum of \$2,500.00 an acre and 25% royalty and with the addition of a no drill clause.

All voted aye; motion carried.

3. CONSIDERATION OF INCREASE OF APPRAISAL VALUES ON PROPERTIES RECEIVED FROM PECAN VALLEY MHMR AND INCREASE OF INSURANCE PAYMENT WITH TEXAS ASSOCIATION OF COUNTIES

Comm. McFall, seconded by Comm. Carpenter, made a motion to approve the appraised values on properties received from Pecan Valley MHMR and increase of insurance payment to cover said properties with Texas Association of Counties.

All voted aye; motion carried.

4. CONSIDERATION OF INTER-LOCAL AGREEMENT WITH BURLESON ISD AND COUNTY OF JOHNSON TRUANCY PROGRAM (A.S.A.P)-CONSTABLE PRECINCT #2

Discussion. No Action. *

5. CONSIDERATION OF INTERLOCAL AGREEMENT FOR ROAD REPAIRS WITH THE CITY OF GRANDVIEW-PRECINCT #4

Comm. Carpenter, seconded by Comm. McFall, made a motion to approve the Interlocal Agreement for road repairs with the City of Grandview in Precinct #4.

All voted aye; motion carried.

6. CONSIDERATION OF RE-APPOINTMENT OF THE FOLLOWING MEMBERS OF THE JOHNSON COUNTY ECONOMIC DEVELOPMENT COMMISSION:

- a. Douglas Boyer by Judge Roger Harmon, County Judge
- b. Don Brown by Commissioner R.C. McFall, Precinct #1
- c. Art Brucks by Commissioner Mark C. Carpenter, Precinct #3

Comm. Carpenter, seconded by Comm. Matthews, made a motion to approve the re-appointment of the following members for the Johnson County Economic Development Commission, Douglas Boyer by Judge Harmon, County Judge, Don Brown by Commissioner R.C. McFall, Precinct #1, and Art Brucks by Commissioner Mark C. Carpenter, Precinct #3.

All voted aye; motion carried.

7. CONSIDERATION OF RE-APPOINTMENT OF THE FOLLOWING MEMBERS OF THE EMERGENCY SERVICE DISTRICT:

- a. Glenn Reue by Commissioner John W. Matthews, Precinct #2
- b. Ken Olsen by Commissioner Mark C. Carpenter, Precinct #3

Comm. Matthews, seconded by Comm. Carpenter, made a motion to re-appoint the following members of the Emergency Service District, Glenn Reue by Commissioner John W. Matthews, Precinct #2 and Ken Olsen by Commissioner Mark C. Carpenter, Precinct #3.

All voted aye; motion carried.

8. CONSIDERATION TO ADD ANOTHER CELL PHONE-CONSTABLE PRECINCT #3

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

All voted aye; motion carried.

4. CONSIDERATION OF INTER-LOCAL AGREEMENT WITH
BURLESON ISD AND COUNTY OF JOHNSON TRUANCY
PROGRAM (A.S.A.P)-CONSTABLE PRECINCT #2

Comm. Matthews, seconded by Comm. McFall, made a motion to approve the Inter-Local Agreement with Burleson ISD and County of Johnson Truancy Program (A.S.A.P.) in Constable Precinct #2 and to give the County Judge authorization to sign.

All voted aye; motion carried.

10. CONSIDERATION TO RETAIN A 1999 CROWN VICTORIA WHEN
THE 2007 CROWN VICTORIA ARRIVES-CONSTABLE PRECINCT
#2

Comm. Matthews, seconded by Comm. Carpenter, made a motion to approve to retain a 1999 Crown Victoria when the 2007 Crown Victoria arrives and only County owned vehicles be used.

All voted aye; motion carried.

The Commissioner's Court recessed at 10:13 A.M. and reconvened at 10:40 A.M. to consider the following:

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.

The Commissioner's Court went into Workshop Session at 10:58 A.M. to discuss the negotiations with Wigginton Hooker Jeffry Architects to design a building for

Community Supervision and Corrections Department, Emergency Management and Dispatch.

The Commissioner's Court went back into Open Session at 11:20 A.M. to consider the following:

VII. UNFINISHED BUSINESS

3. CONSIDERATION OF NEGOTIATIONS WITH WIGGINTON HOOKER JEFFRY ARCHITECTS TO DESIGN A BUILDING FOR COMMUNITY SUPERVISION AND CORRECTIONS DEPARTMENT, EMERGENCY MANAGEMENT AND DISPATCH

Comm. Matthews, seconded by Comm. Carpenter, made a motion to accept the proposals as submitted by Wigginton Hooker Jeffry Architects to design a building for Community Supervision and Corrections Department, Emergency Management and Dispatch with hourly rates of \$175 per hour for Charlie Kearns, \$195 per hour for Jim Wigginton, and \$75 per hour for supporting staff as well as reimbursement cost for mileage and plotting of drawings.

All voted aye; motion carried.

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

Discussion. No action.

VIII. NEW BUSINESS

11. CONSIDERATION OF POSITION NUMBER H03-002, SECOND MAINTENANCE POSITION-SHERIFF'S OFFICE

Discussion. No Action.

The Commissioner's Court went into Workshop Session at 10:41 A.M. to discuss the Johnson County Special Utility District Easements and Johnson County Platting Process.

The Commissioner's Court recessed for lunch at 12:20 P.M. and reconvened at 1:38 P.M. to consider the following:

VIII. NEW BUSINESS

9. CONSIDERATION OF CASH TRANSFER OF \$84,000 FROM INDIGENT HEALTH CARE TRUST FUND 056 TO JAIL CONSTRUCTION FUND 071 TO COVER COST OF CONSTRUCTION

Comm. Matthews, seconded by Comm. McFall, made a motion to approve the cash transfer of \$84,000 from Indigent Health Care Trust Fund 056 to jail construction fund to cover cost of construction.

All voted aye; motion carried.

11. CONSIDERATION OF POSITION NUMBER H03-002, SECOND MAINTENANCE POSITION-SHERIFF'S OFFICE

Comm. Matthews, seconded by Comm. McFall, made a motion to approve posting of position number H03-002 at a salary rate of \$30,000.00 a year, posted immediately from funds being utilized through existing personnel line items in the Sheriff's Office.

All voted aye; motion carried.

12. CONSIDERATION OF CONTRACTS WITH CERTIFIED PAYMENTS INC., AND CERTIFIED PAYMENTS NO. 1 LIMITED NET FOR ACCEPTANCE OF CREDIT CARD TRANSACTIONS AND "PIN-LESS" DEBIT CARD OR AUTOMATED CLEARINGHOUSE (ACH) TRANSACTIONS

Comm. McFall, seconded by Comm. Matthews, made a motion to approve the contracts with Certified Payments Inc., and Certified Payments No.1 Limited

Net for acceptance of Credit Card Transactions and “Pin-Less” debit card or Automated Clearinghouse (ACH) Transactions for the County Clerk’s Office and give the County Judge authorization to sign.

All voted aye; motion carried.

13. CONSIDERATION OF CONTRACT WITH CERTIFIED PAYMENTS, BANK OF TEXAS AND BANK OF OKLAHOMA (BOK) FINANCIAL SERVICES FOR AUTOMATED CLEARINGHOUSE (ACH) SERVICES

Comm. Matthews, seconded by Comm. Carpenter, made a motion to approve the contract with Certified Payments, Bank of Texas and Bank of Oklahoma (BOK) Financial Services for Automated Clearinghouse (ACH) services for the County Clerk’s Office and give the County Judge authorization to sign.

All voted aye; motion carried.

14. CONSIDERATION OF CONTRACT WITH LASER SECURITY RESPONSE, INC. FOR COURIER SERVICES FOR THE TAX OFFICE AND OTHER COUNTY OFFICES

Comm. Matthews, seconded by Comm. McFall, made a motion to approve the contract with Laser Security Response, Inc. for courier services for the Tax Office and other offices and give the County Judge authorization to sign.

All voted aye; motion carried.

IX. CONSENT AGENDA

Comm. McFall, seconded by Comm. Matthews, made a motion to approve the Consent Agenda as presented.

All voted aye; motion carried.

BE IT KNOWN that Commissioner’s Court met in Executive Session at 1:50 P.M. in accordance with (1) *Sec. 551.074*-Personnel Matters. County Court at Law #2-

Court Coordinator Positions: Debbie Elmore and Bobbie Wickliff. Jail Medical – Virginia Smith and Sussie Campos. (2) *Sec. 551.072*- Real Property (3) *Sec. 551.087*- Economic Development Negotiations with City of Mansfield – TIF. Commissioner's Court reconvened into open session at 3:51 P.M. to consider the following:

The Commissioner's Court went into Workshop Session at 3:51 P.M. to discuss time keeping methods.

The Commissioner's Court reconvened in open session at 4:34 to discuss the following:

XI. EXECUTIVE SESSION

1. Government Code:

- a. Sec. 551.074-Personnel Matters
(2) Jail Medical-Virginia Smith and Susie Campos

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

All voted aye; motion carried.

- b. Sec. 551.072-Real Property

Comm. McFall, seconded by Comm. Matthews, made a motion to purchase property Parcel #482 on the 121 project from Ms. Augusta Curry for the price of \$3,000.00

All voted aye; motion carried.

- a. Sec. 551.074-Personnel Matters
(1) County Court At Law #2-Court Coordinator Positions: Debbie Elmore and Bobbie Wickliff

Comm. Matthews, seconded by Comm. Carpenter, made a motion to modify the salary of Court Coordinator at County Court At Law #2 such that

the salary of Court Coordinator, Debbie Elmore, shall be \$34,799.36 per year, effective January 1, 2007 and salary of Bobbie Wickliff shall be \$34,199.36, effective January 1, 2007 and to allow the Judge for Court At Law #2 to fill the Court Coordinator position F27002 as of January 1, 2007.

All voted aye; motion carried.

4. c. Sec. 551.087-Economic Development Negotiations with City of Mansfield – TIF

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

There being no further business before the Court concerning this agenda, Commissioner's Court adjourned at 4:44 P.M.

Submitted by _____
County Clerk
Curtis H. Douglas

Approved by _____
County Judge
Roger Harmon