

STATE OF TEXAS

FEBRUARY 12, 2007

COUNTY OF JOHNSON

COMMISSIONERS COURT

BE IT KNOWN that on the 12<sup>th</sup> day of February 2007 the Honorable Commissioners 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 9:04 A.M., with all members present and following the Invocation led by Commissioner Don Beeson and the Pledge of Allegiance, the following items, having been lawfully posted and filed for record in the office of the County Clerk on February 8, 2007 at 3:17 P.M. and an addendum filed on February 8, 2007 at 3:17 P.M. were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

None.

V. PUBLIC PARTICIPATION

None.

VI. PUBLIC HEARING

1. LEASING OF COUNTY OWNED LAND FOR MINERAL DEVELOPMENT: RFP #2007-112-1.0 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 JOHNSON COUNTY, TEXAS PRECINCT #3

The Commissioner's Court opened the Public Hearing at 9:05 A.M. There being no one present to speak or public comments regarding this matter, the public hearing was closed at 9:07 A.M.

VII. PRECEDING BUSINESS

1. CONSIDERATION OF THE MINUTES FOR THE COMMISSIONERS COURT:

- a. December 11, 2006-Regular Session
- b. December 27, 2006-Regular Session
- c. January 8, 2007-Regular Session
- d. January 18, 2007-Special Session

Comm. Matthews, seconded by Comm. McFall, made a motion to approve the Commissioner's Court Minutes for December 27, 2006, January 8, 2007, January 18, 2007 as presented by the County Clerk and approve December 11, 2006, with the correction on item #6 New Business, page 5 by changing Bucks to Brucks.

All voted aye; motion carried.

2. CONSIDERATION OF REQUEST TO PAY BILLS

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

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 TO AWARD BIDS:

- a. **RFP #2007-101-PROVIDE JOHNSON COUNTY WITH A TECHNICAL TEAM TO ANALYZE, DESIGN, TEST, IMPLEMENT AND DOCUMENT A VPN SWITCH REPLACEMENT-ISS**

Comm. McFall, seconded by Comm. Carpenter, made a motion to award **RFP #2007-101** to Synetics Computers, providing Johnson County with

a Technical Team to analyze, design, test, implement and document a VPN Switch Replacement for the ISS Department in the amount of \$7,237.99.

All voted aye; motion carried.

- b. **RFP #2007-102-PROVIDE JOHNSON COUNTY WITH A TECHNICAL TEAM TO ANALYZE, DESIGN, TEST, IMPLEMENT AND DOCUMENT A COMPLETE ENTERPRISE WINDOWS 2003 PRINT SERVER INFRASTRUCTURE-ISS**

Comm. Carpenter, seconded by Comm. McFall, made a motion to award **RFP #2007-102** to Synetics Computers, providing Johnson County with a Technical Team to analyze, design, test, implement and document a complete enterprise Windows 2003 Print Server Infrastructure for the ISS Department in the amount of \$10,109.00.

All voted aye; motion carried.

- c. **RFP #2007-103-PROVIDE JOHNSON COUNTY WITH A TECHNICAL TEAM TO ANALYZE, DESIGN, TEST, IMPLEMENT AND DOCUMENT A COMPLETE ENTERPRISE WINDOWS 2003 AND CITRIX METAFRAME PRESENTATION SERVER 4.0 INFRASTRUCTURE-ISS**

Comm. Matthews, seconded by Comm. McFall, made a motion to award **RFP #2007-103** to Synetics Computers, providing Johnson County with a Technical Team to analyze, design, test, implement and document a complete enterprise Windows 2003 Print Server and Citrix Metaframe Presentation Server 4.0 Infrastructure for the ISS Department in the amount of \$80,493.00.

All voted aye; motion carried.

- d. **RFP #2007-104-PROVIDE JOHNSON COUNTY WITH A TECHNICAL TEAM TO ANALYZE, DESIGN, TEST, IMPLEMENT AND DOCUMENT A GIGABIT NETWORK CORE SOLUTION-ISS**

Comm. Matthews, seconded by Comm. Carpenter, made a motion to award **RFP #2007-104** to Synetics Computers, providing Johnson County with a Technical Team to analyze, design, test, implement and document a Gigabit Network Core Solution for the ISS Department in the amount of \$139,060.73.

All voted aye; motion carried.

- e. **RFP #2007-105-PROVIDE JOHNSON COUNTY WITH INSTALLATION AND CONFIGURATION OF T-3 LINES AND CONFIGURE A CISCO ROUTER BUNDLE-ISS**

Comm. McFall, seconded by Comm. Matthews, made a motion to award **RFP #2007-105** to Synetics Computer, providing Johnson County with installation and configuration of T-3 lines and configure a Cisco Router Bundle for the ISS Department in the amount of \$166,340.70.

All voted aye; motion carried.

- f. **RFP #2007-106-CANON SCANNER AND CAMERA – COUNTY CLERK**

Comm. Carpenter, seconded by Comm. Beeson, made a motion to award **RFP #2007-106** to BIS (Business Imaging System), for a Cannon Scanner and Camera for the County Clerk's Office in the amount of \$21,422.00.

All voted aye; motion carried.

- g. **RFP #2007-112-1.0 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 JOHNSON COUNTY, TEXAS-PRECINCT #3**

Comm. Beeson, seconded by Comm. Carpenter, made a motion to approve proposal **RFP #2007-112**, 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 Johnson County, Texas in Precinct #3.

All voted aye; motion carried.

5. CONSIDERATION TO RENEW BIDS:

a. **RFP #2006-16-ROAD MATERIALS WITH NOTED CHANGES**

Comm. McFall, seconded by Comm. Matthews, made a motion to table the renewal of **RFP#2006-16** for Road Materials.

All voted aye; motion carried.

b. **RFP #2006-17-ASPHALT AND EMULSIFIED ASPHALT WITH NOTED CHANGES**

Comm. Matthews, seconded by Comm. McFall, made a motion to table the renewal of **RFP # 2006-17**, asphalt and emulsified asphalt.

All voted aye; motion carried.

6. CONSIDERATION TO SELL TWO (2) GMC TRUCKS AT THE RITCHIE BROTHERS AUCTION, FEBRUARY 28-MARCH 2, 2007- PRECINCT #4

Comm. Beeson, seconded by Comm. Carpenter, made a motion to sell two (2) Precinct #4 GMC Trucks through Ritchie Brothers Auction, February 28-March 2, 2007 and give the County Judge authorization to sign.

All voted aye; motion carried.

7. CONSIDERATION TO SELL THREE (3) TRUCKS AT THE RITCHIE BROTHERS AUCTION, FEBRUARY 28-MARCH 2, 2007-PRECINCT #2

Comm. Matthews, seconded by Comm. McFall, made a motion to sell three (3) Precinct #2 Trucks through Ritchie Brothers Auction, February 28-March 2, 2007 and give the County Judge authorization to sign.

All voted aye; motion carried.

IX. NEW BUSINESS

11. CONSIDERATION OF AIR QUALITY STATUS REPORT FROM THE NORTH CENTRAL TEXAS COUNCIL OF GOVERNMENTS AND RESOLUTIONS:

a. Resolution Supporting Low Income Repair and Replacement Assistance Program (LIRAP) Improvements

Comm. Carpenter, seconded by Comm. Matthews, made a motion to approve the Air Quality Status Report from the North Central Texas Council of Governments and Resolution Supporting Low Income and Replacement Assistance Program (LIRAP) Improvements as presented by Carrie Reese from NCTCOG.

All voted aye; motion carried.

b. Resolution Texas Emissions Reduction Plan (TERP)

Comm. Beeson, seconded by Comm. Carpenter, made a motion to approve the Air Quality Status Report from the North Central Texas Council of Governments and Resolution Texas Emissions Reduction Plan (TERP) as presented by Shannon Stephens from NCTCOG.

All voted aye; motion carried.

The Commissioner's Court recessed at 9:59 A.M. and reconvened at 10:26 A.M. to consider the following:

VIII. 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

Comm. McFall, seconded by Comm. Matthews, made a motion to approve all change orders and for steel reinforcement of the privacy walls for the Johnson County Corrections Pod II, not to exceed \$18,000.00 and give the County Judge authorization to sign.

All voted aye; motion carried.

a. CHANGE ORDER #1-CHANGE UTILITY SCOPE-LIFT STATION

Comm. Beeson, seconded by Comm. Carpenter, made a motion to approve Change Order #1 which includes changing the Utility Scope and the Lift Station and give the County Judge authorization to sign.

All voted aye; motion carried.

b. CHANGE ORDER #2-WATERLINE EXTENSION, LIFT STATION, REVISED FOOD PASS, COVERED WALKWAY, CLASSROOM ADDITION, MILLWORK, SPRINKLER AND CIRCUIT TO GUARD HOUSE

Comm. McFall, seconded by Comm. Matthews, made a motion to approve Change Order #2, including the waterline extension, lift station, revised food pass, covered walkway, classroom addition, millwork, sprinkler and circuit to Guard House and give the County Judge authorization to sign.

All voted aye; motion carried.

- a. CHANGE ORDER #3-ELECTRICALLY CONTROLLED GATES, SECURITY GLAZING, CONTROL ROOM JCC #1, ROOF DRAIN AND SPRINKLER PIPES, CLASSROOMS, ELECTRONICALLY CONTROLLED DOORS, GUTTER AND CONCERTINA WIRE

Comm. Matthews, seconded by Comm. McFall, made a motion to approve Change Order #3, including electrically controlled gates, security glazing, control room JCC #1, roof drain and sprinkler pipes, classroom, electronically controlled doors, gutter and concertina wire.

All voted aye; motion carried.

3. CONSIDERATION OF CONTRACTS FOR OIL AND GAS LEASE WITH:

- b. Thunderbird Oil & Gas, L.L.C. being 10.00 acre Tract in the John M. Ross Survey, Abstract No. 747, Filed in Record Book 2303, Page 912-Precinct #3

Comm. Carpenter, seconded by Comm. Matthews, made a motion to table the consideration of the Contract with Thunderbird Oil & Gas, L.L.C. being 10.00 acre Tract in the John M. Ross Survey, Abstract No.747, filed in Record Book 2303, page 912 in Precinct #3.

Comm. Matthews voted aye.

Comm. Carpenter voted aye.

Comm. Beeson voted aye.

Comm. McFall abstained; motion carried.

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

- a. Shelving Needs for County Clerk's Office

Comm. Matthews, seconded by Comm. Carpenter, made a motion to allow ArchiTexas to release plans to County Clerk, Curtis Douglas in conjunction with Purchasing Agent, Margaret Cook and to obtain pricing for the County Clerk's Office shelving in the Historical Renovated Courthouse.

All voted aye; motion carried.

3. CONSIDERATION OF CONTRACTS FOR OIL AND GAS LEASE WITH:

- a. Norwood Land Services, L.L.C. being 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-Precinct #2

Comm. Carpenter, seconded by Comm. Matthews, made a motion to approve the contract with Norwood Land Services, L.L.C. being 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 in Precinct #2.

All voted aye; motion carried.

IX. NEW BUSINESS

3. CONSIDERATION OF AGREEMENT FORM FOR VOTING MACHINE LEASE BETWEEN JOHNSON COUNTY AND OTHER ENTITIES

Comm. Carpenter, seconded by Comm. McFall, made a motion to approve the Agreement Form for Voting Machine Lease between Johnson County and other entities, including Alvarado, Briar Oaks, Joshua, Venus and Grandview and give

the County Judge authorization to sign.

All voted aye; motion carried.

4. CONSIDERATION OF REQUEST FROM THE DOWNTOWN CLEBURNE ASSOCIATION FOR ASSISTANCE OF JAIL INMATE LABOR

Comm. Matthews, seconded by Comm. McFall, made a motion to table the request from the Downtown Cleburne Association for assistance of Jail Inmate Labor.

All voted aye; motion carried.

12. CONSIDERATION OF AGREEMENTS WITH JOHNSON COUNTY FOR USE OF EQUIPMENT (LOAN) FOR THE SAFETY AND WELFARE OF THE CITIZENS:

- a. City of Venus, Texas
- b. City of Rio Vista, Texas
- c. City of Grandview, Texas
- d. City of Godley, Texas
- e. City of Cleburne, Texas
- f. City of Alvarado, Texas
- g. City of Joshua, Texas
- h. Johnson County

Comm. Carpenter, seconded by Comm. Matthews, made a motion to approve the Agreements with Johnson County for use of Equipment (Loan) for the safety and welfare of the Citizens, with the following Cities: City of Venus, City of Rio Vista, City of Grandview, City of Godley, City of Cleburne, City of Alvarado, Johnson County and City of Joshua.

All voted aye; motion carried.

The Commissioner's Court recessed for lunch at 11:49 A.M. and reconvened at 1:16 P.M. to consider the following:

VIII. UNFINISHED BUSINESS

4. CONSIDERATION TO MODIFY THE CURRENT FINANCIAL SOFTWARE PACKAGE FOR JOHNSON COUNTY

Comm. Matthews, seconded by Comm. Beeson, made a motion to immediately transition away from GEMS and towards Net Data Package in regards to the Financial Package and Payroll Package, which includes Auditor, Payroll, Personnel, Purchasing, and the Treasurer's Office.

All voted aye; motion carried.

The Commissioner's Court recessed at 2:29 P.M. and reconvened at 2:52 P.M. to consider the following:

The Commissioner's Court convened into Workshop Session at 2:52 P.M. to discuss the presentation given by Wiginton, Hooker, Jeffrey, PC, Charlie Kerns-Principal, concerning programming scope of work for the Adult Probation, Emergency Management and Dispatch Building.

The Commissioner's Court reconvened into Open Session to consider the following:

IX. NEW BUSINESS

8. CONSIDERATION TO RETAIN 1999 FORD CROWN VICTORIA IN INVENTORY FOR CONSTABLE PRECINCT #4

Comm. Beeson, seconded by Comm. Carpenter, made a motion to retain a 1999 Ford Crown Victoria in inventory for Constable Precinct #4.

All voted aye; motion carried.

1. CONSIDERATION TO ADVERTISE FOR BIDS/PROPOSAL

Comm. Matthews, seconded by Comm. McFall, made a motion to advertise for bids or proposals on road materials, asphalt and emulsified asphalts.

All voted aye; motion carried.

2. CONSIDERATION OF AGREEMENT WITH FIRST SOUTHWEST COMPANY FOR CONTINUING DISCLOSURE SERVICES

Comm. Matthews, seconded by Comm. McFall, made a motion to approve the Agreement with First Southwest Company for Continuing Disclosure Services and give the County Judge authorization to sign.

All voted aye; motion carried.

5. CONSIDERATION OF AGREEMENT WITH TEXAS DEPARTMENT OF TRANSPORTATION TO CONTRIBUTE FUNDS TO ADJUST UTILITIES ON HIGHWAY PROJECT U.S. 287 AND LONE STAR ROAD IN PRECINCT #3

Comm. Carpenter, seconded by Comm. Beeson, made a motion to approve the Agreement with Texas Department of Transportation to contribute funds of \$10,500 to adjust utilities on Highway Project U.S. 287 and Lone Star Road in Precinct #3 and give the County Judge authorization to sign.

All voted aye; motion carried.

6. CONSIDERATION OF RESOLUTION SUPPORTING A LOCAL OPTION SALES TAX TO FUND REGIONAL RAIL IN NORTH CENTRAL TEXAS

Comm. McFall, seconded by Comm. Carpenter, made a motion to approve the Resolution supporting a Local Option Sales Tax to fund Regional Rail in North Central Texas.

All voted aye; motion carried.

7. CONSIDERATION TO ISSUE PICTURE ID CARDS FOR ALL JOHNSON COUNTY EMPLOYEES

Comm. Matthews, seconded by Comm. Beeson, made a motion to issue picture ID cards for all Johnson County Employees effective January 1, 2008.

All voted aye; motion carried.

9. CONSIDERATION OF HARDWARE MAINTENANCE AGREEMENT (NO. 00004213) WITH BUSINESS IMAGING SYSTEMS, INC. FOR DR 5060F SCANNER IN COUNTY CLERK'S OFFICE

Comm. Matthews, seconded by Comm. Carpenter, made a motion to approve the Hardware Maintenance Agreement (No. 00004213) with Business Imaging Systems, Inc. for DR 5060F Scanner in the County Clerk's Office and give the County Judge and the County Clerk authorization to sign.

All voted aye; motion carried.

10. CONSIDERATION OF COOPERATIVE PURCHASING INTERLOCAL AGREEMENT WITH HOOD COUNTY TO PURCHASE LIKE GOODS AND SERVICES IN ORDER TO AVOID DUPLICATE PROCUREMENT EFFORTS AND OBTAIN THE BENEFITS OF VOLUME PURCHASING

Comm. McFall, seconded by Comm. Matthews, made a motion to approve the Cooperative Purchasing Interlocal Agreement with Hood County to purchase like goods and services in order to avoid duplicate procurement efforts and obtain the benefits of volume purchasing and give the County Judge and County Clerk authorization to sign.

All voted aye; motion carried.

13. CONSIDERATION TO ADD AN ADDITIONAL BUILDING MAINTENANCE POSITION (3<sup>RD</sup>) FOR THE SHERIFF'S OFFICE

Comm. Matthews, seconded by Comm. Beeson, made a motion to change the temporary/part-time maintenance position in the Sheriff's Office to a full time maintenance position, effective March 1, 2007 with a salary range of \$30,000.00.

All voted aye; motion carried.

14. CONSIDERATION OF ADDITIONAL PARKING LOCATED AT THE LAW ENFORCEMENT CENTER (CORRECTIONS 3)

Comm. McFall, seconded by Comm. Matthews, made a motion for Precinct #1 to construct an additional parking lot located at the Law Enforcement Center (Corrections 3), with all four Commissioners splitting the price evenly for the materials.

All voted aye; motion carried.

15. CONSIDERATION TO REASSIGN TITLES OF FOUR (4) CORRECTIONAL OFFICERS POSITIONS TO CORPORAL

Comm. McFall, seconded by Comm. Matthews, made a motion to reassign titles of four (4) Correction Officer Positions to Corporal which include position numbers D03-053, D03-003 and D03-047 and position number D03-061 will be increased by \$414.00.

All voted aye; motion carried.

16. CONSIDERATION OF COUNTY TRAVEL POLICY

Comm. Matthews, seconded by Comm. Carpenter, made a motion to table the consideration of a County Travel Policy.

All voted aye; motion carried.

17. CONSIDERATION TO APPLY FOR HOME FUNDS THROUGH THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS TO ASSIST LOW INCOME HOUSEHOLDS AFFECTED BY THE TORNADO THAT OCCURRED ON DECEMBER 29, 2006

Comm. McFall, seconded by Comm. Matthews, made a motion to apply for HOME Funds through the Texas Department of Housing and Community Affairs to Assist Low Income Household affected by the tornado that occurred on December 29, 2006.

All voted aye; motion carried.

18. CONSIDERATION TO EXPEND TECHNOLOGY FUNDS FOR COMPUTER AND RELATED OFFICE EQUIPMENT FOR JUSTICE OF THE PEACE #2

Comm. Matthews, seconded by Comm. Beeson, made a motion to approve the expenditures out of the Technology Funds for computer and related office equipment for Justice of the Peace #2.

All voted aye; motion carried.

X. 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 4:35 P.M. in accordance with Government Code *Sec. 551.072*- Real Property and an Addendum of *Sec. 551.072*-Real Property- Right of Way, SH 121 Project, Parcel 115.

The Commissioner's Court reconvened at 5:10 P.M. to consider the following:

XII. EXECUTIVE SESSION

1. Government Code:

a. Sec. 551.072-Real Property

Comm. Matthews, seconded by Comm. Beeson, made a motion to approve the additional expenditure for the Right of Way Acquisition of James David and Jane Bell, Parcel 400 on the State Highway Project 121, in the amount of \$666.00 for fencing.

All voted aye; motion carried.

b. Sec. 551-072-Real Property-SH 121 Project

Comm. McFall, seconded by Comm. Matthews, made a motion to approve Interlocal Agreement between the City of Cleburne and Johnson County whereas the City of Cleburne will convey 58.969 acres of land to the County for State Highway 121 Right of Way, and to change paragraph two (2) to read that the County will pay the 10% matching on any utilities in the Project Right of Way.

All voted aye; motion carried.

There being no further business before the Court concerning this agenda, Commissioner's Court adjourned at 5:13 P.M.

Submitted by: \_\_\_\_\_

County Clerk  
Curtis H. Douglas

Approved by: \_\_\_\_\_

County Judge  
Roger Harmon