

STATE OF TEXAS

FEBRUARY 26, 2007

COUNTY OF JOHNSON

COMMISSIONER'S COURT

BE IT KNOWN that on 26<sup>th</sup> day of February 2007, 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 9:05 A.M., with all members present, except for Commissioner John Matthews, and following the Invocation led by Commissioner R.C. McFall 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 22, 2007 at 1:05 P.M., were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

None.

V. PUBLIC PARTICIPATION

1. Proclamation for "Severe Weather Awareness Week"

The Commissioner's Court proclaimed the week of March 4-10, 2007, as "Severe Weather Awareness Week" in Johnson County.

2. Consideration to Use Market Square for the 2<sup>nd</sup> Annual Cleburne International Christmas Market Benefiting the Layland Museum and the Smith History Center Project

Julie Roberts, Chairman of the Smith History Center Project was present to request the use of the Market Square for December 1, 2007 from 10:00 A.M. to 5:00 P.M. to conduct the International Christmas Market benefiting the Layland Museum and the Smith History Center Project.

VI. PRECEDING BUSINESS

1. Consideration of the Minutes for the Commissioner's Court:
  - a. January 22, 2007-Regular Session

Comm. Carpenter, seconded by Comm. Beeson, made a motion to approve the Commissioner's Court Minutes for January 22, 2007 as submitted by the County Clerk.

All voted aye; motion carried.

2. Consideration of Request to Pay Bills

Comm. McFall, seconded by Comm. Carpenter, made a motion to pay bills with the addition of 3 invoices for Motorola, including computer stations for \$76,847.53, console for \$16,229.56 and accessories in the amount of \$8,008.35 as presented by the County Auditor.

All voted aye; motion carried.

3. ACKNOWLEDGMENT OF RECEIPT OF THE COUNTY AUDITORS REPORTS TO THE COMMISSIONER'S COURT

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

4. CONSIDERATION OF **LAKE SIDE ESTATES**, PHASE IV, BLOCK 1, LOTS 1-14; BLOCK 2, LOTS 1-30; AND BLOCK 3, LOTS 6-20-  
PRECINCT #2

Comm. McFall, seconded by Comm. Carpenter, made a motion to approve **Lakeside Estates**, Phase IV, Block 1, Lots 1-14; Block 2, Lots 1-30; and Block 3, Lots 6-20 in Precinct #2.

All voted aye; motion carried.

5. CONSIDERATION TO RENEW BIDS:

a. **RFB #2005-12- Electrical Repairs**

Comm. McFall, seconded by Comm. Carpenter, made a motion to renew bid **RFP #2005-12** with Dugger Electric for electrical repairs with pricing remaining the same as the 2005 quote and give the County Judge authorization to sign.

All voted aye; motion carried.

6. CONSIDERATION TO PURCHASE A COMPACTOR, NOT TO EXCEED \$50,000.00 AND A SMALL WATER TRUCK, NOT TO EXCEED \$20,000.00 FROM RITCHIE BROTHERS AUCTION ON FEBRUARY 28, MARCH 1, AND MARCH 2, 2007-PRECINCT #3

Comm. Carpenter, seconded by Comm. Beeson, made a motion to approve the purchase of a compactor, not to exceed \$50,000.00 and a small water truck, not to exceed \$20,000.00 from Ritchie Brothers Auction on February 28, March 1, and March 2, 2007 for Precinct #3.

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 REQUIREMENTS, AND CONTRACTS FOR RESTORATION OF JOHNSON COUNTY COURTHOUSE

Discussion. No Action.

3. CONSIDERATION OF ORDER AUTHORIZING THE ISSUANCE OF THE JOHNSON COUNTY, TEXAS GENERAL OBLIGATION REFUNDING BOND, SERIES 2007 LEVYING A CONTINUING, DIRECT ANNUAL AD VALOREM TAX ON ALL TAXABLE PROPERTY WITHIN THE COUNTY FOR THE PAYMENT THEREOF AND THE ASSESSMENT AND COLLECTION OF SUCH TAXES; AUTHORIZING THE SALE THEREOF AND ENACTING OTHER PROVISIONS RELATED THERETO

Comm. McFall, seconded by Comm. Beeson, made a motion to approve the Order authorizing the issuance of the Johnson County, Texas General Obligation Refunding Bond, series 2007 levying a continuing, direct annual ad valorem tax on all taxable property within the county for the payment thereof and the assessment and collection of such taxes, authorizing the sale thereof and enacting other provisions related thereto. Jim Sabonis the County's Bond Counsel with First Southwest Company told Commissioners the County had a Moody's Rating of A 1 enabling the issuance of \$10,095.948.00 at a 4.18% interest rate thus saving the County \$662,683.00.

All voted aye; motion carried.

4. CONSIDERATION OF RESOLUTIONS AUTHORIZING A TEXAS HOME PROGRAM OWNER OCCUPIED DISASTER RELIEF HOUSING ASSISTANCE APPLICATION UP TO AN AMOUNT OF \$300,000.00

Comm. McFall, seconded by Comm. Beeson, made a motion to make application for the Texas HOME Program Owner Occupied Disaster Relief Housing Assistance program up to an amount of \$300,000.00 for the Tornado victims of December 29, 2006 near Rio Vista, Texas.

All voted aye; motion carried.

Comm. McFall, seconded by Comm. Beeson, made a motion to approve a \$12,500.00 cash match to cover program related cost.

All voted aye; motion carried.

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

- a. Chesapeake Exploration /RedSky Land, 8.937 acres, more or less, Situated in the J. Mackey Survey, Abstract No. 594, Johnson County, Texas, known as Lot 1, Block 1 and Lot 1, Block 2, Cleburne Station, an Addition to the City of Cleburne, Johnson County Texas, According to the Plat Recorded in Volume 7, Page 61, Plat Records of Johnson County, Texas as Described in that Certain Quitclaim Deed Dated March 12, 1984 from the State of Texas to Johnson County, Texas Recorded in Volume 996, Page 380, Deed Records, Johnson County, Texas-Precinct #1

Comm. Carpenter, seconded by Comm. Beeson, made a motion to approve contract for Oil and Gas Lease with Chesapeake Exploration/ RedSky Land, 8.937 acres, more or less situated in the J. Mackey Survey, Abstract No. 594, Johnson County, Texas known as Lot 1, Block 1 and Lot 1, Block 2, Cleburne Station, an Addition to the City of Cleburne, Johnson County Texas, according to the Plat Recorded in Volume 7, page 61, Plat Records of Johnson County, Texas as described in that Quitclaim Deed dated March 12, 1984 from the State of Texas to Johnson County, Texas Recorded in Volume 996, Page 380, Deed Records, Johnson County, Texas in Precinct #1 and give the County Judge authorization to sign.

Commissioners Matthews, Carpenter and Beeson voted aye.

Commissioner McFall abstained; motion carried.

- 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 Deed Records, Johnson County, Texas-Precinct #3

Comm. Carpenter, seconded by Comm. Beeson, made a motion to approve 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 Deed

Records, Johnson County, Texas in Precinct #3 and give the County Judge authorization to sign.

Commissioners Matthews, Carpenter and Beeson voted aye.

Commissioner McFall abstained; motion carried.

The Commissioner's Court recessed at 10:04 A.M. and reconvened at 10:30 A.M. to consider the following:

VIII. NEW BUSINESS

4. CONSIDERATION OF TWO (2) NEW POSITIONS FOR AN ADMINISTRATIVE ASSISTANT AND JPO-PROGRAM SPECIALIST-JUVENILE SERVICES

Comm. McFall, seconded by Comm. Carpenter, made a motion to approve two (2) new positions being an Administrative Assistant and JPO-Program Specialist for the Juvenile Service Department and to give the County Judge authorization to sign. These positions will be paid for from Title 4-E money.

All voted aye; motion carried.

5. CONSIDERATION OF NOVATION OF CONTRACT WITH NATHAN BROWN FOR EDUCATIONAL SERVICES-JUVENILE SERVICES

Comm. Carpenter, seconded by Comm. Beeson, made a motion to approve the contract with Nathan Brown for Educational Services with Juvenile Services.

All voted aye; motion carried.

The Commissioner's Court convened into Workshop Session at 10:39 A.M. to discuss the presentation by Dr. Monte Dozier, Assistant Professor and Extension Water Resources Specialist at College Station on water issues.

The Commissioner's Court re-convened into Open Session at 11:29 A.M.

BE IT KNOWN that Commissioner's Court met in Executive Session at 11:29 A.M in accordance with Government Code *Section 551.087*-Economic Development-Industrial Project, Alvarado, Texas.

The Commissioner's Court recessed for lunch at 12:01 P.M. Returned to Executive Session at 1:28 P.M.

The Court reconvened in Open Session at 1:41 P.M. and to consider the following:

VIII. NEW BUSINESS

1. CONSIDERATION TO ADVERTISE FOR BIDS/PROPOSAL

Comm. McFall, seconded by Comm. Carpenter, made a motion to approve to go out for bids and proposals to implement an interprise power over UPS and POE switches over \$100,000.00 for Ethernet switching for deployment of voice over IP phones and data in the Courthouse as requested by the ISS Department.

All voted aye; motion carried.

2. CONSIDERATION TO ACKNOWLEDGE RECEIPT OF RACIAL PROFILING REPORTS FOR JOHNSON COUNTY:

- a. Constable Mike White, Precinct #3
- b. Sheriff Bob Alford, Johnson County Sheriff's Office

The Commissioner's Court acknowledged receipt of the Johnson County Sheriff's Office social profiling reports as presented by Sheriff Bob Alford and Constable Mike White, Precinct #3's Report.

3. CONSIDERATION OF MEMORANDUM OF UNDERSTANDING, JANUARY 2007-DECEMBER 2007 WITH HILL COLLEGE FOR NURSING STUDENTS CLINICAL ROTATION AT THE JOHNSON COUNTY JAIL

Comm. Carpenter, seconded by Comm. McFall, made a motion to approve the Memorandum of Understanding for January 2007-December 2007 with Hill College for nursing students clinical rotation at the Johnson County Jail and give the County Judge authorization to sign.

All voted aye; motion carried.

6. CONSIDERATION OF LEASE OF VEHICLE AGREEMENT  
BETWEEN THE CITY OF CLEBURNE AND JOHNSON COUNTY  
FOR A VEHICLE TO BE USED BY THE STOP SPECIAL CRIME  
UNIT

Comm. McFall, seconded by Comm. Carpenter, made a motion to approve the Lease of Vehicle Agreement between the City of Cleburne and Johnson County for a vehicle to be used by the Stop Special Crime Unit.

All voted aye; motion carried.

IX. CONSENT AGENDA

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

All voted aye; motion carried.

There being no further business before the Court concerning this agenda,  
Commissioner's Court adjourned at 1:54 P.M.

Submitted by \_\_\_\_\_  
County Clerk  
Curtis H. Douglas

Approved by \_\_\_\_\_  
County Judge  
Roger Harmon