

STATE OF TEXAS

February 23, 2009

COUNTY OF JOHNSON

COMMISSIONER'S COURT

BE IT KNOWN that on the 23rd day of February 2009, the Honorable Commissioner's Court of Johnson County, Texas, met in Regular Session at the Johnson County 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 9:10 A.M., with all members present, and following the Invocation led by Pastor Larry York of the Nolan River Baptist Church 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 19, 2009 at 1:02 P.M., were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

2. PRESENTATION OF PLAQUE TO TOM OWEN, PERSONNEL DIRECTOR UPON HIS RETIREMENT

The Commissioner's Court presented Tom Owen, Personnel Director with a plaque in appreciation for his service to Johnson County.

V. PUBLIC PARTICIPATION

Dale Abbott with the Cleburne Police Department spoke about the recent training for Courthouse security that was conducted at the Guinn Justice Center.

VI. PRECEDING BUSINESS

1. CONSIDERATION OF REQUEST TO PAY BILLS

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

All voted aye; motion carried.

2. ACKNOWLEDGMENT OF RECEIPT OF THE COUNTY AUDITOR'S REPORTS TO THE COMMISSIONER'S COURT

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

3. CONSIDERATION OF TREASURER'S REPORT

Comm. Matthews, seconded by Comm. Beeson, made a motion to approve the Treasurer's Report as presented by the County Treasurer.

All voted aye; motion carried.

VIII. NEW BUSINESS

6. CONSIDERATION TO TRANSFER BUDGET SURPLUS FOR AIR CARDS-CONSTABLE PRECINCT #2

Comm. Matthews, seconded by Comm. Stringer, made a motion to approve to transfer Budget Surplus for air cards in the amount of \$1,350.00 for Constable Precinct #2.

All voted aye; motion carried.

VI. PRECEDING BUSINESS

4. CONSIDERATION OF FINAL PLAT:

a. Lakeside Estates-Phase 5, Lots 1 through 7-Precinct #2

Comm. Matthews, seconded by Comm. Bailey, made a motion to approve the final plat of **Lakeside Estates**-Phase 5, Lots 1 through 7 in Precinct #2.

All voted aye; motion carried.

b. Saddleback Ranch-Block 1, Lots 1 through 4-Precinct #3

Comm. Stringer, seconded by Comm. Beeson, made a motion to approve the final plat of **Saddleback Ranch**-Block 1, Lots 1 through 4 in Precinct #3.


All voted aye; motion carried.

5. CONSIDERATION TO RENEW RFP #2008-143-B FOR REAL ESTATE APPRAISER

Comm. Bailey, seconded by Comm. Matthews, made a motion to approve to renew **RFP # 2008-143-B** for Real Estate Appraiser.

All voted aye; motion carried.

6. CONSIDERATION TO AWARD RFB #2009-221-ROAD MATERIALS FOR JOHNSON COUNTY

Comm. Bailey, seconded by Comm. Matthews, made a motion to award  **RFB #2009-221** to all proposed bidders for road materials for Johnson County excluding pea gravel and to re-advertise for bids for pea gravel.

All voted aye; motion carried.

7. CONSIDERATION TO SELL AT RENE BATES AUCTION A 2000 MODEL 20 FT. GOOSE NECK TRAILER-PRECINCT #4

Comm. Beeson, seconded by Comm. Matthews, made a motion to approve to sell at Rene Bates Auction a 2000 Model 20 ft. goose neck trailer for Precinct #4.

All voted aye; motion carried.

VII. UNFINISHED BUSINESS

4. CONSIDERATION OF ORDER #2009-01 PROHIBITION OF OUTDOOR BURNING

Dicussion. No Action.

5. CONSIDERATION OF ACKNOWLEDGEMENT OF BANK OF AMERICA EXERCISING THEIR RIGHT TO EXTEND THE LEASE ON THE FIRST FLOOR OF THE JOHNSON COUNTY ANNEX AND MOTOR BANK FOR FIVE (5) YEARS WITH THE TERM COMMENCING ON AUGUST 15, 2009 AND EXPIRING ON AUGUST 14, 2014

Comm. Stringer, seconded by Comm. Matthews, made a motion to authorize the County Judge to send a letter in acknowledgement of Bank of America exercising their right to extend the lease on the first floor of the Johnson County Annex and Motor Bank for five (5) years with the term commencing on August 15, 2009 and expiring on August 14, 2014 and also to advise them that the County is in the process of having the property appraised for fair market value and will forward the amount to Bank of America as soon as it is received in order to reach an agreeable amount for lease of this property.

All voted aye; motion carried.

6. CONSIDERATION OF LEASE AGREEMENT FOR THE USE OF THE AUTO-MARK VOTING MACHINES FOR THE MAY 9, 2009 ELECTION WITH:
 - a. Grandview Independent School District
 - b. City of Grandview
 - c. Rio Vista Independent School District

Comm. Beeson, seconded by Comm. Bailey, made a motion to approve the lease agreement for the use of the Auto-Mark Voting Machines for the May 9, 2009 Election with Grandview Independent School District, City of Grandview and Rio Vista Independent School District and give the County Judge the authorization to sign.

All voted aye; motion carried.

The Commissioner's Court recessed at 10:05 A.M. and reconvened at 10:23 A.M. to consider the following:

VI. PRECEDING BUSINESS

6. CONSIDERATION TO AWARD RFB #2009-221-ROAD MATERIALS FOR JOHNSON COUNTY

Comm. Bailey, seconded by Comm. Matthews, made an amended motion to deny all bids for **RFB #2009-221** for road materials for Johnson County and to re-advertise with changes in bid specifications.

All voted aye; motion carried.

VII. UNFINISHED BUSINESS

1. CONSIDERATION OF ARCHITECTURAL DESIGN, SPECIFICATION, FINANCIAL PROGRAM REQUIREMENTS, AND CONTRACTS FOR ADULT PROBATION BUILDING

Discussion. No Action.

2. CONSIDERATION OF ARCHITECTURAL DESIGN, SPECIFICATION, FINANCIAL PROGRAM REQUIREMENTS AND CONTRACTS FOR REMODELING OF THE OLD BAND HALL FOR JUSTICE OF THE PEACE, PRECINCT #1 OFFICES

Discussion. No Action.

3. CONSIDERATION OF ARCHITECTURAL DESIGN, SPECIFICATION, FINANCIAL PROGRAM REQUIREMENTS AND CONTRACTS FOR EXPANSION OF NORTH AND SOUTH ENDS OF THE 3RD FLOOR AT THE GUINN JUSTICE CENTER

Discussion. No Action.

VIII. NEW BUSINESS

1. CONSIDERATION TO ADVERTISE FOR BIDS/PROPOSALS

Comm. Matthews, seconded by Comm. Stringer, made a motion to re-advertise for Bids/Proposals for Road Materials with revisions in the specifications; Precinct #3-purchase one (1) Tiger mower from Buy Board in the amount of \$61,706.00 and two (2) new 2007 International 9200 6x4 tractors from the HGAC contract in the amount of \$171,114.00.

All voted aye; motion carried.

2. CONSIDERATION OF BUDGET AMENDMENT PURSUANT TO THE LOCAL GOVERNMENT CODE SECTION 111.0106 FOR ROAD MATERIAL AND AUCTION PROCEEDS-PRECINCT #2

Comm. Matthews, seconded by Comm. Stringer, made a motion to approve the Budget Amendment pursuant to the Local Government Code *111.0106* for road and bridge materials donated by Texas Midstream Services, LLP in the amount of \$7,200.00; Hardee Landry, Inc. in the amount of \$8,600.00; and Auction Proceeds in the amount of \$9,453.00 in Precinct #2.

All voted aye; motion carried.

3. CONSIDERATION OF BUDGET AMENDMENT PURSUANT TO THE LOCAL GOVERNMENT CODE SECTION 111.010 C FOR:

- a. Justice of the Peace, Precinct #1/Technology Fund-Dues and Conferences
- b. Indigent Defense Grant-Equipment Non-Capital
- c. Justice of the Peace, Precinct #2, Technology Fund-Equipment Non-Capital

Comm. Stringer, seconded by Comm. Beeson, made a motion to approve Budget Amendment pursuant to the Local Government Code *Section 111.010 C* for Justice of the Peace, Precinct #1, Technology Fund-Dues and Conference in the amount of \$150.00; Indigent Defense Grant-Equipment Non-Capital in the amount of \$520.00; and Justice of the Peace, Precinct #2, Technology Fund-Equipment Non-Capital in the amount of \$868.00.

All voted aye; motion carried.

4. CONSIDERATION FOR CENTRAL APPRAISAL TO ADD ANOTHER WORKSTATION TO THE VPN, NETWORK AND AS/400-COUNTY CLERK

Comm. Bailey, seconded by Comm. Beeson, made a motion to approve for Central Appraisal to add another workstation to the VPN, network and AS/400 for the County Clerk.

All voted aye; motion carried.

5. CONSIDERATION TO USE “ACCURINT PEOPLE SEARCH” ONLINE SERVICES-JUSTICE OF THE PEACE, PRECINCT #2

Comm. Matthews, seconded by Comm. Bailey, made a motion to approve to use “Accurint People Search” on services for Justice of the Peace, Precinct #2.

All voted aye; motion carried.

7. CONSIDERATION OF COOPERATIVE PURCHASING INTERLOCAL AGREEMENT WITH THE ALVARADO INDEPENDENT SCHOOL DISTRICT-PRECINCT #3

Comm. Stringer, seconded by Comm. Bailey, made a motion to approve the Cooperative Purchasing Interlocal Agreement with the Alvarado Independent School District in Precinct #3 and give the County Judge the authorization to sign.

All voted aye; motion carried.

8. CONSIDERATION OF SRO CELL PHONE FOR GODLEY INDEPENDENT SCHOOL DISTRICT BEING PLACED ON THE SHERIFF’S OFFICE PLAN

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

All voted aye; motion carried.

9. CONSIDERATION OF APPLICATION FOR THE 3M GRANT FOR SIGN MATERIAL FOR COUNTY ROAD SIGNS

Comm. Matthews, seconded by Comm. Beeson, made a motion to approve the Application for the 3M Grant for sign material for County road signs.

All voted aye; motion carried.

10. CONSIDERATION OF APPLICATION FOR MENTAL HEALTH PEACE OFFICER GRANT

Comm. Stringer, seconded by Comm. Beeson, made a motion to approve the Application for Mental Health Peace Officer Grant.

All voted aye; motion carried.

11. CONSIDERATION OF APPLICATION FOR JUVENILE INVESTIGATOR OFFICER GRANT

No Action.

12. CONSIDERATION OF 9-1-1 ADDRESS COORDINATOR CONTRACT

Comm. Bailey, seconded by Comm. Beeson, made a motion to approve the 9-1-1 Address Coordinator Contract and give the County Judge the authorization to sign.

All voted aye; motion carried.

13. CONSIDERATION OF APPOINTMENT TO THE CLEBURNE INDUSTRIAL TIF #1

Comm. Beeson, seconded by Comm. Matthews, made a motion to approve the appointment of Commissioner Rick Bailey, Precinct #1 to the Cleburne Industrial TIF #1.

All voted aye; motion carried.

14. CONSIDERATION OF APPOINTMENT TO THE CLEBURNE DOWNTOWN TIF #2

Comm. Stringer, seconded by Comm. Matthews, made a motion to approve the appointment of Commissioner Rick Bailey, Precinct #1 to the Cleburne Downtown TIF #2.

All voted aye; motion carried.

IX. CONSENT AGENDA

Comm. Matthews, seconded by Comm. Stringer, made a motion to approve the Consent Agenda.

All voted aye; motion carried.

X. WORKSHOP

The Commissioner's Court convened into Workshop Session at 11:18 A.M. to discuss Facilities Management Presentation; Establishing Countywide Standards for Issuance of Culvert Permits and Use of Right of Way for Temporary Water Lines; and Increase of Charges for Hauling and Equipment Related to Interlocal Agreements.

The Commissioner's Court re-convened into Open Session at 12:12 P.M. to consider the following:

BE IT KNOWN that Commissioner's Court met in Executive Session at 12:12 P.M. in accordance with Government Code *Section. 551.072*-Real Property.

The Commissioner's Court re-convened into Open Session at 12:43 P.M. to consider the following:

VIII. NEW BUSINESS

15. CONSIDERATION TO ESTABLISH COUNTYWIDE STANDARDS FOR ISSUANCE OF CULVERT PERMITS AND USE OF RIGHT OF WAY FOR TEMPORARY WATER LINES

Comm. Stringer, seconded by Comm. Bailey, made a motion to approve to establish Countywide standards for issuance of culvert permits and use of right of way for temporary water line.

All voted aye; motion carried.

XI. EXECUTIVE SESSION

1. Government Code:
 - a. *Sec. 551.072*-Real Property

Comm. Beeson, seconded by Comm. Matthews, made a motion to authorize the County Judge to submit offers on the following three (3) pieces of property: (1) 425 West Chambers, Cleburne, Texas in the amount of \$75,000.00; (2) 419 W. Chambers, Cleburne, Texas in the amount of \$90,000.00; and (3) 108 S. Buffalo, Cleburne Texas in the amount of \$81,000.00.

All voted aye; motion carried.

There being no further business before the Court concerning this agenda, Commissioner's Court adjourned at 12:45 P.M.

Submitted by: _____
County Clerk
Curtis H. Douglas

Approved by: _____
County Judge
Roger Harmon