

STATE OF TEXAS

April 26, 2010

COUNTY OF JOHNSON

COMMISSIONER'S COURT

BE IT KNOWN that on the 26th day of April 2010, 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 9:09 A.M., with all members present, and following the Invocation led by Wade Taylor, Pastor of the First Baptist Church of Alvarado and the Pledge of Allegiance, the following items, having been lawfully posted and filed for record in the Office of the County Clerk on April 22, 2010 at 1:18 P.M., were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

1. RECOGNITION OF EXTENSION VOLUNTEERS AND THEIR CONTRIBUTIONS TO JOHNSON COUNTY

The Commissioner's Court recognized the Extension Volunteers for their contributions to Johnson County.

2. PROCLAMATION FOR "AMERICAN STROKE MONTH"

The Commissioner's Court proclaimed May 2010 as "American Stroke Month".

County Judge Roger Harmon, Comm. Don Beeson, Comm. Rick Bailey, Comm. John Matthews, and Comm. Jerry Stringer spoke regarding the letter sent out to all Elected Officials and Department Heads in Johnson County concerning a proposed 5% budget reduction.

V. PUBLIC PARTICIPATION

None.

VI. PUBLIC HEARINGS

The Commissioner's Court opened a Public Hearing at 9:43 A.M. to discuss:

1. NO THRU TRUCKS ON CR 211 FROM CR 109 SOUTH APPROXIMATELY 1.5 MILES TO FM 1807 IN JOHNSON COUNTY, TEXAS-PRECINCT #4

Comm. Beeson spoke in support of adding No Thru Trucks signs on CR 211 from CR 109 South approximately 1.5 miles to FM 1807 in Johnson County, Texas, in Precinct #4. The hearing was closed at 9:45 A.M.

VII. PRECEDING BUSINESS

1. CONSIDERATION OF **ORDER #2010-07** INSTALLATION OF NO THRU TRUCKS SIGNS ON CR 211 FROM CR 109 SOUTH APPROXIMATELY 1.5 MILES TO FM 1807 IN JOHNSON COUNTY, TEXAS-PRECINCT #4

Comm. Beeson, seconded by Comm. Bailey, made a motion to approve **Order #2010-07** to install No Thru Trucks Signs on CR 211 from CR 109 South approximately 1.5 miles to FM 1807 in Johnson County, Texas in Precinct #4.

All voted aye; motion carried.

2. CONSIDERATION OF MINUTES OF THE COMMISSIONER'S COURT:

- a. January 11, 2010 – Regular Session
- b. April 1, 2010 – Special Session

Comm. Matthews, seconded by Comm. Stringer, made a motion to approve the Commissioner's Court Minutes for January 11, 2010, and April 1, 2010.

All voted aye; motion carried.

3. 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.

4. ACKNOWLEDGMENT OF RECEIPT OF THE COUNTY AUDITOR'S REPORT TO THE COMMISSIONER'S COURT

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

5. CONSIDERATION OF TREASURER'S REPORT TO THE COMMISSIONER'S COURT

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

All voted aye; motion carried.

6. CONSIDERATION OF FINAL PLAT OF **JOELLA ACRES**, LOT 1 AND 2, BLOCK 1, AND GRANT A VARIANCE TO 150' MINIMUM ROAD FRONTAGE REQUIREMENT ON LOT 2-PRECINCT #4

Comm. Besson, seconded by Comm. Stringer, made a motion to approve the final plat of **Joella Acres**, Lot 1 and 2, Block 1, and grant a variance to 150' minimum road frontage requirement on Lot 2 in Precinct #4.

All voted aye; motion carried.

7. CONSIDERATION OF COUNTY MAINTENANCE ON CHAZ DRIVE AND CHAZ COURT LOCATED IN COUNTRY HAVEN ESTATES-PRECINCT #2

Comm. Matthews, seconded by Comm. Beeson, made a motion to approve County maintenance on Chaz Drive and Chaz Court located in Country Haven Estates in Precinct #2.

All voted aye; motion carried.

VIII. UNFINISHED BUSINESS

4. CONSIDERATION OF RECURRING ITEMS CONCERNING MARKET SQUARE

Discussion. No Action.

5. CONSIDERATION OF RECURRING ITEMS CONCERNING NTTA/TXDOT-STATE HIGHWAY 121-SOUTHWEST PARKWAY/CHISHOLM TRAIL CORRIDOR

Discussion. No Action.

IX. NEW BUSINESS

1. CONSIDERATION TO ADVERTISE FOR BIDS/PROPOSALS

Comm. Matthews, seconded by Comm. Beeson, made a motion to advertise for Bids/Proposals for Precinct #4 to purchase from Buy Board a Zanetis Road Hog with a 48" drum in the amount of \$92,390.00.

All voted aye; motion carried.

VIII. UNFINISHED BUSINESS

1. CONSIDERATION OF ARCHITECTURAL DESIGN, SPECIFICATION, FINANCIAL PROGRAM REQUIREMENT AND CONTRACTS FOR THE LAW LIBRARY AT THE GUINN JUSTICE CENTER

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 ADULT PROBATION BUILDING

Discussion. No Action.

6. CONSIDERATION OF ARCHITECTURAL DESIGN, SPECIFICATION, FINANCIAL PROGRAM REQUIREMENT AND CONTRACTS FOR THE EMERGENCY OPERATIONS CENTER GRANT

- a. Consideration to Award Terracon Consultants, Inc., a Geotechnical Engineering Services Contract for Inspection and Testing Services as Required under Section 271.118 of the Local Government Code for the Emergency Management Center

Comm. Beeson, seconded by Comm. Stringer, made a motion to award Terracon Consultants, Inc. the Geotechnical Engineering Services Contract for Inspection and Testing Services as required under *Section 271.118* of the Local Government Code for the Emergency Management Center based on their demonstrated competence and qualifications to perform the services; and for a fair and reasonable price.

All voted aye; motion carried.

IX. NEW BUSINESS

2. CONSIDERATION OF BUDGET AMENDMENT PURSUANT TO THE LOCAL GOVERNMENT CODE SECTION 111.0106 for :

- a. Road Repair Materials from Devon Energy Corp. in the Amount of \$8,453.00-Road & Bridge, Precinct #4
b. Equipment Capital from Auction Proceeds of Trailer Sale in the Amount of \$4,100.00-Sheriff
c. Equipment Capital from Auction Proceeds of Vehicle Sales in the Amount of \$6,033.00-Sheriff
d. Printing Costs from Democratic and Republican Parties in the Amount of \$115,161.00-Elections Administrator

Comm. Beeson, seconded by Comm. Matthews, made a motion to approve the Budget Amendment pursuant to the Local Government Code *Section 111.0106* for Road Repair Materials from Devon Energy Corp. in the amount of \$8,453.00-Road & Bridge, Precinct #4; Equipment Capital from Auction Proceeds of Trailer Sale in the amount of \$4,100.00-Sheriff; Equipment Capital from Auction Proceeds of Vehicle Sales in the amount of

\$6,033.00-Sheriff; and Printing Costs from Democratic and Republican Parties in the amount of \$115,161.00-Elections Administrator.

All voted aye; motion carried.

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

- a. Road & Bridge Precinct #4-Equipment Capital
- b. Constable Precinct #2-Equipment Non-Capital/Equipment Capital
- c. Constable Precinct #3-Equipment Non-Capital/Equipment Capital

Comm. Besson, seconded by Comm. Stringer, made a motion to approve the Budget Amendment pursuant to the Local Government Code *Section 111.010-C* for Road & Bridge Precinct #4-Equipment Capital to purchase replacement road equipment in the amount of \$230,000.00; Constable Precinct #2-Equipment Non-Capital/Equipment Capital to purchase a new car and marking expenses for the total amount of \$21,800.00 which was approved in Commissioner's Court on April 12, 2010; and Constable Precinct #3-Equipment Non-Capital/Equipment Capital to purchase a new car and marking expenses for the total amount of \$21,800.00 which was approved in Commissioner's Court on April 12, 2010.

All voted aye; motion carried.

4. CONSIDERATION OF DECLARATION OF EMERGENCY FOR ROOF REPAIRS FOR THE SHERIFF'S OFFICE ADMINISTRATION BUILDING



Comm. Matthews, seconded by Comm. Stringer, made a motion to declare the repairs to the roof for the Sheriff's Office Administration Building an emergency in order to proceed through Buy Board with Castro Roofing, to obtain cost estimates for the roof repairs.

All voted aye; motion carried.

The Commissioner's Court recessed at 10:30 A.M. and reconvened at 10:42 A.M. to consider the following:

IX. NEW BUSINESS

5. CONSIDERATION OF AUTOMARK LEASE AGREEMENT BETWEEN JOHNSON COUNTY AND THE CITY OF GODLEY FOR THE MAY 8, 2010 ELECTION

Comm. Matthews, seconded by Comm. Stringer, made a motion to approve the Automark Lease Agreement for the May 8, 2010 Election between Johnson County and the City of Godley and to give the County Judge authorization to sign.

All voted aye; motion carried.

6. CONSIDERATION OF COMMISSIONER'S COURT APPROVAL AND INTERLOCAL AGREEMENT WITH THE CITY OF CRESSON FOR MINOR ROAD REPAIRS-PRECINCT #2

Comm. Matthews, seconded by Comm. Bailey, made a motion to approve the Interlocal Agreement between Johnson County and the City of Cresson for minor road repairs in Precinct #2 and to give the County Judge authorization to sign.

All voted aye; motion carried.

7. CONSIDERATION OF INDEMNIFICATION REQUEST FORM-TAX OFFICE

Comm. Matthews, seconded by Comm. Stringer, made a motion to approve the Indemnification Request Form submitted by Scott Porter-Tax Office and to give the County Judge authorization to sign.

All voted aye; motion carried.

8. CONSIDERATION OF CONTINUED FUNDING OF THE CONSTABLE'S BAILIFF POSITION-CONSTABLE, PRECINCT #2

Comm. Matthews, seconded by Comm. Bailey, made a motion to approve the continued funding of the Constable's Bailiff Position for Constable, Precinct #2.

All voted aye; motion carried.

9. CONSIDERATION OF "FACEBOOK" ACCESS BY COUNTY EMPLOYEES ON THE JOHNSON COUNTY INTERNET

Comm. Matthews, seconded by Comm. Stringer, made a motion to give Santos Porras, ISS Interim Director, authorization to meet with all Johnson County Department Heads to determine each departments needs for access to Facebook and similar internet sites.

All voted aye; motion carried.

10. CONSIDERATION OF THE GRANT FUNDED AUTO BURGLARY & THEFT PREVENTION TASK FORCE-SHERIFF

Comm. Matthews, seconded by Comm. Stringer, made a motion to accept the Grant Funded Auto Burglary and Theft Prevention Task Force Interagency Agreement with the Sheriff's Office and to give the County Judge authorization to sign.

All voted aye; motion carried.

11. CONSIDERATION OF INTERLOCAL AGREEMENT BETWEEN JOHNSON COUNTY AND THE CITY OF CLEBURNE, TEXAS FOR THE COOPERATIVE VOLUME PURCHASE OF VARIOUS COMMODITIES-PURCHASING

Comm. Bailey, seconded by Comm. Stringer, made a motion to approve the Interlocal Agreement between Johnson County and the City of Cleburne for the Cooperative Volume Purchase of Various Commodities and to give the County Judge authorization to sign.

All voted aye; motion carried.

12. CONSIDERATION TO SPEND TECH FUND MONIES FOR TEXAS JUSTICE COURT JUDGES CONFERENCE INCLUDING TECHNOLOGY SEMINARS-JUSTICE OF THE PEACE, PRECINCT #3

Comm. Stringer, seconded by Comm. Matthews, made a motion to approve the spending of Tech Fund Monies for Texas Justice Court Judges Conference including Technology Seminars for Justice of the Peace in Precinct #3 and to give the County Judge authorization to sign.

All voted aye; motion carried.

X. CONSENT AGENDA

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

All voted aye; motion carried.

XI. WORKSHOP

The Commissioner's Court convened into Workshop Session at 11:01 A.M. to discuss Qualifications for ISS Director.

The Commissioner's Court re-convened into Open Session at 11:24 A.M. to consider the following:

BE IT KNOWN that Commissioner's Court met in Executive Session at 11:24 A.M. in accordance with Government Code *Section 551.074*-Personnel-Carla Hester-County Clerk and Justine Tillman-County Clerk.

The Commissioner's Court re-convened into Open Session at 11:28 A.M. to consider the following:

XII. EXECUTIVE SESSION

1. Government Code:
 - a. *Sec. 551.074*-Personnel
 - (1) Carla Hester-County Clerk

Comm. Matthews, seconded by Comm. Stringer, made a motion to change Carla Hester from Clerk IV, Grade 10 to Clerk III, Grade 8 with no change in salary.

All voted aye; motion carried.

(2) Justine Tillman-County Clerk

Comm. Matthews, seconded by Comm. Stringer, made a motion to change Justine Tillman from Clerk III, Grade 8 to Clerk IV, Grade 10 with no change in salary.

All voted aye; motion carried.

There being no further business before the Court concerning this agenda, Commissioner's Court adjourned at 11:30 A.M.

Submitted by: _____
County Clerk
Becky Williams

Approved by: _____
County Judge
Roger Harmon