

STATE OF TEXAS

June 14, 2010

COUNTY OF JOHNSON

COMMISSIONER'S COURT

BE IT KNOWN that on the 14th day of June, 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 9:00 A.M., with all members present, and following the Invocation led by J. J. Hefley, of the HOPE 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 June 10, 2010 at 1:00 P.M., were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

1. PROCLAMATION FOR FLAG WEEK IN JOHNSON COUNTY

The Commissioner's Court proclaimed the week of June 14-19, 2010 to be Flag Recognition Week.

V. PUBLIC PARTICIPATION

None.

VI. PUBLIC HEARING

The Commissioner's Court opened a Public Hearing at 9:09 A.M. to discuss:

1. INSTALLATION OF 3-WAY STOP SIGN AT THE INTERSECTION OF CR 804 AND CR 802 IN JOHNSON COUNTY, TEXAS PRECINCT #2

Comm. Matthews spoke in support of installing a 3-Way Stop Sign at the intersection of CR 804 and CR 802 in Johnson County, Texas, in Precinct #2. The hearing was closed at 9:10 A.M.

VII. PRECEDING BUSINESS

1. CONSIDERATION OF **ORDER #2010-11** - INSTALLATION OF 3-WAY STOP SIGN AT THE INTERSECTION OF CR 804 AND CR 802 IN JOHNSON COUNTY, TEXAS PRECINCT #2

Comm. Matthews, seconded by Comm. Bailey, made a motion to approve **Order #2010-11** to install a 3-Way Stop Sign at the intersection of CR 804 and CR 802 in Johnson County, Texas in Precinct #2.

All voted aye; motion carried.

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

- a. April 12, 2010 – Regular Session
- b. April 26, 2010 – Regular Session
- c. April 30, 2010 – Emergency Session
- d. May 5, 2010 – Special Session

Comm. Matthews, seconded by Comm. Stringer, made a motion to approve the Commissioner's Court Minutes for April 12, 2010, April 26, 2010, April 30, 2010 and May 5, 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.

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

The County Judge announced to the Court that the deadline for items for the Monday, June 28, 2010 Regular Called Meeting of the Commissioner's Court Agenda is Monday, June 21, 2010 at Noon.

VII. PRECEDING BUSINESS

4. 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.

5. CONSIDERATION OF FINAL PLAT:

a. **Quattlebaum Estates Phase II, Lots 1, 2 and 3, Block One-Precinct #4**

Comm. Beeson, seconded by Comm. Bailey, made a motion to approve the final plat for **Quattlebaum Estates Phase II, Lots 1, 2 and 3, Block One** in Precinct #4.

All voted aye; motion carried.

b. **TJD's Addition, Lot One, Block One-Precinct #4**

Comm. Beeson, seconded by Comm. Stringer, made a motion to approve the final plat for **TJD's Addition, Lot One, Block One** in Precinct #4.

All voted aye; motion carried.

6. CONSIDERATION OF FINAL RE-PLAT OF **LAKESIDE ESTATES SECTIONS ONE AND TWO, LOT 2-R-1, BLOCK 3, INTO LOT 2-R-1-2, BLOCK 3-PRECINCT #2**

Comm. Matthews, seconded by Comm. Bailey, made a motion to approve the re-plat of **Lakeside Estates Sections One and Two, Lot 2-R-1, Block 3, into Lot 2-R-1-2, Block 3** in Precinct #2.

All voted aye; motion carried.

IX. NEW BUSINESS

18. CONSIDERATION OF PROJECT INSTALLATION AND INTEGRATION AGREEMENT BY AND BETWEEN JOHNSON COUNTY, TEXAS AND METROPLEX CONTROL SYSTEMS, INC. TO UPGRADE THE SECURITY CONTROL SYSTEMS FOR THE LAW ENFORCEMENT CENTER

Comm. Stringer, seconded by Comm. Matthews, made a motion to table this item for now to allow Jim Simpson, Assistant County Attorney and Mike Moran with Metroplex Control Systems, Inc. time to draft an attachment for the current contract and to return to it later in the agenda.

All voted aye; motion carried.

The Commissioner's Court recessed at 10:11 A.M. and reconvened at 10:24 A.M. to consider the following:

IX. NEW BUSINESS

8. CONSIDERATION OF JOHNSON COUNTY TO PARTICIPATE IN THE TAX INCREMENT FINANCING REINVESTMENT ZONE NO. 2 WITH THE CITY OF ALVARADO AND WAIVE 60 DAY NOTICE

Comm. Stringer, seconded by Comm. Beeson, made a motion to approve Johnson County to participate in the Tax Increment Financing Reinvestment Zone No. 2 with the City of Alvarado, waiving the 60 day notice.

All voted aye; motion carried.

Commissioner Stringer exited the meeting at 11:18 A.M.

12. CONSIDERATION OF ISSUANCE OF THE GENERAL OBLIGATION REFUNDING BONDS, SERIES 2010-AUDITOR

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

All voted aye; motion carried.

Commissioner Stringer returned to the meeting at 11:32 A.M.

18. CONSIDERATION OF PROJECT INSTALLATION AND INTEGRATION AGREEMENT BY AND BETWEEN JOHNSON COUNTY, TEXAS AND METROPLEX CONTROL SYSTEMS, INC. TO UPGRADE THE SECURITY CONTROL SYSTEMS FOR THE LAW ENFORCEMENT CENTER

Comm. Matthews, seconded by Comm. Bailey, made a motion to approve the Project Installation and Integration Agreement with Addendum for Survey in the amount of \$7,500.00 by and between Johnson County, Texas and Metroplex Control Systems, Inc. to upgrade the security control systems for the Law Enforcement Center and to give the County Judge the authorization to sign.

All voted aye; motion carried.

3. CONSIDERATION OF APPLICATION FOR STRUCTURAL REPAIRS WITH THE TEXAS STATE SOIL AND WATER CONSERVATION BOARD FLOOD CONTROL STRUCTURAL REPAIR GRANT PROGRAM FOR SITE 57

Comm. Besson, seconded by Comm. Stringer, made a motion to approve the Application for Structural Repairs with the Texas State Soil and Water Conservation Board Flood Control Structural Repair Grant Program for Site 57 and to give the County Judge the authorization to sign.

All voted aye; motion carried.

4. CONSIDERATION OF PROJECT AGREEMENT WITH THE UNITED STATES DEPARTMENT OF AGRICULTURE NATURAL RESOURCES CONSERVATION SERVICE AND ATTACHMENT A-SPECIAL PROVISIONS FOR THE TRINITY CHAMBERS WATERSHED SITE 32

Comm. Beeson, seconded by Comm. Stringer, made a motion to approve the Project Agreement with the United States Department of Agriculture Natural Resources Conservation Service and Attachment A-Special Provisions for the Trinity Chambers Watershed Site 32 and to give the County Judge the authorization to sign.

All voted aye; motion carried.

6. CONSIDERATION OF SEALED BIDS FOR STRUCK-OFF PROPERTY  
WITHIN THE CITY OF CLEBURNE

Comm. Matthews, seconded by Comm. Bailey, made a motion to approve the sealed bids for struck-off property within the City of Cleburne.

All voted aye; motion carried.

7. CONSIDERATION OF A RESOLUTION OF JOHNSON COUNTY,  
APPROVING THE SALE OF CERTAIN REAL PROPERTY ACQUIRED AT A  
DELINQUENT TAX FORECLOSURE SALE FOR EACH OF THE  
FOLLOWING DESCRIBED REAL PROPERTIES:

- a. Cause No. 3400; Cleburne ISD vs. Ernest Smith
- b. Cause No. 7058; Cleburne ISD vs. Hazel C. Phillips
- c. Cause No. 6601; Cleburne ISD vs. James Comer
- d. Cause No. 9503; City of Cleburne vs. T V McBride
- e. Cause No. T200200055; City of Cleburne vs. Mary Morris
- f. Cause No. T200200178; City of Cleburne vs. Richard E. McNabb
- g. Cause No. T200200214; Cleburne ISD vs. Leon Thompson
- h. Cause No. T200200406; Cleburne ISD vs. Jeffery Wayne Prine
- i. Cause No. T200400171; Cleburne ISD vs. Lisa Dawn Seay Campbell
- j. Cause No. T200500071; City of Cleburne vs. Amy Sipes
- k. Cause No. T200500078; Cleburne ISD vs. Steve M. Roye
- l. Cause No. T200500207; City of Cleburne vs. Augusta Lawrence
- m. Cause No. T200800179; City of Cleburne vs. Estate of Doyle Covington
- n. Cause No. T200700443; City of Cleburne vs. Felipe Carrizales
- o. Cause No. T200600125; Cleburne ISD vs. Penny Carkuff
- p. Cause No. 3508; City of Cleburne vs. Odie Windom, et al

Comm. Matthews, seconded by Comm. Beeson, made a motion to approve the Resolutions of Johnson County, Approving the Sale of Certain Real Property Acquired at a Delinquent Tax Foreclosure Sale for each of the described real properties listed above.

All voted aye; motion carried.

5. CONSIDERATION OF SERVICE PROVIDER AGREEMENT WITH CERTIFIED PAYMENTS, NO. 1, LTD., BY AND THROUGH ITS GENERAL PARTNER, CERTIFIED PAYMENTS, INC., FOR CREDIT CARD SERVICES- JUVENILE PROBATION

Comm. Matthews, seconded by Comm. Stringer, made a motion to approve the Service Provider Agreement with Certified Payments, No. 1, Ltd., by and through its General Partner, Certified Payments, Inc., for credit card services for Juvenile Probation and to give the County Judge the authorization to sign.

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 of Contract with Magee Architects and RBR Construction Inc. for Construction Manager at Risk and Construction Services for the design and construction of the Johnson County Emergency Operations Center

Comm. Matthews, seconded by Comm. Beeson, made a motion to approve the Contract with Magee Architects and RBR Construction Inc. for Construction Manager at Risk and Construction Services for the design and construction of the Johnson County Emergency Operations Center and to give the County Judge the authorization to sign.

All voted aye; motion carried.

The Commissioner's Court recessed at 12:00 P.M. and reconvened at 1:16 P.M. to consider the following:

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

Discussion. No Action.

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

- a. Non-Departmental-Building Maintenance
- b. Justice of the Peace, Precinct #1-Dues & Conferences

Comm. Beeson, seconded by Comm. Stringer, made a motion to approve the Budget Amendment pursuant to the Local Government Code *Section 111.010-C* for transfer from Non-Departmental to Building Maintenance Fund for the roof repair at the Sheriff's Administration Building approved during the May 10, 2010 Commissioner's Court in the amount of \$235,951.00; and for training for Justice of the Peace, Precinct #1, Dues & Conferences in the amount of \$450.00.

All voted aye; motion carried.

9. CONSIDERATION OF SAVNS (STATEWIDE AUTOMATED VICTIM NOTIFICATION SERVICE) MAINTENANCE GRANT CONTRACT BETWEEN THE OFFICE OF THE ATTORNEY GENERAL AND JOHNSON COUNTY FOR THE STATE FISCAL YEAR 2011 AND EXHIBITS A AND B

Comm. Beeson, seconded by Comm. Stringer, made a motion to approve the SAVNS (Statewide Automated Victim Notification Service) Maintenance Grant Contract Between the Office of the Attorney General and Johnson County for the State Fiscal Year 2011 and Exhibits A and B and to give the County Judge the authorization to sign.

All voted aye; motion carried.

10. CONSIDERATION OF EXHIBIT R-07 MAINTENANCE RENEWAL AUTOMATED VICTIM NOTIFICATION SERVICES AGREEMENT WITH APPRISS FOR THE VINE (VICTIM INFORMATION & NOTIFICATION EVERYDAY) PROGRAM

Comm. Stringer, seconded by Comm. Beeson, made a motion to approve the Exhibit R-07 Maintenance Renewal Automated Victim Notification Services Agreement with Appriss for the VINE (Victim Information & Notification Everyday) Program and to give the County Judge authorization to sign.

All voted aye; motion carried.

11. CONSIDERATION OF AUTHORIZATION TO MAINTAIN TCDRS (TEXAS COUNTY & DISTRICT RETIREMENT SYSTEM) PLAN PROVISIONS FOR PLAN YEAR 2011

Comm. Matthews, seconded by Comm. Bailey, made a motion to approve the authorization to maintain TCDRS (Texas County & District Retirement System) Plan Provisions for Plan Year 2011 and to give the County Judge the authorization to sign.

All voted aye; motion carried.

Commissioner Beeson exited the meeting at 2:05 P.M.

13. CONSIDERATION TO REQUEST UNCLAIMED MONEY FROM THE TEXAS COMPTROLLER OF PUBLIC ACCOUNTS

Comm. Matthews, seconded by Comm. Stringer, made a motion to request unclaimed money from the Texas Comptroller of Public Accounts.

All voted aye; motion carried.

14. CONSIDERATION OF PRECINCT ROAD REPORTS:

- a. Precinct #3
- b. Precinct #4

Comm. Stringer, seconded by Comm. Bailey, made a motion to accept the Precinct Road Reports for Precinct #3 and Precinct #4.

All voted aye; motion carried.

Commissioner Beeson returned to the meeting at 2:09 P.M.

15. CONSIDERATION OF REMODELING OF THE JUSTICE OF THE PEACE, PRECINCT #2 OFFICES:

- a. Walls, Door and Carpeting
- b. Front Window and Cash Drawer

Comm. Matthews, seconded by Comm. Bailey, made a motion to approve the remodeling of the Justice of the Peace, Precinct #2 Offices walls, door, and carpeting in the amount of \$3,018.99 for materials only paid out of the Building Maintenance Fund and the front window and cash drawer in the amount of \$3,762.00 for materials only to be paid out of the Courthouse Security Fund.

All voted aye; motion carried.

16. CONSIDERATION OF APPOINTMENTS TO THE JOHNSON COUNTY HISTORICAL COMMISSION:

- a. James “Daniel” Leonard of Alvarado, Texas
- b. Mary Tadsen of Burleson, Texas
- c. Joyce Meador of Burleson, Texas
- d. Wm. Daniel (Danny) Doggett, Jr. of Joshua, Texas

Comm. Matthews, seconded by Comm. Bailey, made a motion to approve the appointments of James “Daniel” Leonard of Alvarado, Texas, Mary Tadsen of Burleson, Texas, Joyce Meador of Burleson, Texas, and Wm. Daniel (Danny) Doggett, Jr. of Joshua, Texas to the Johnson County Historical Commission.

All voted aye; motion carried.

17. CONSIDERATION OF CONTINUATION BOND FOR:

- a. Claudia Gaarz, Deputy Treasurer
- b. Linda Rowe, Mail Clerk

Comm. Stringer, seconded by Comm. Beeson, made a motion to approve the Continuation Bond for Claudia Gaarz, Deputy Treasurer and Linda Rowe, Mail Clerk.

All voted aye; motion carried.

X. CONSENT AGENDA

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

All voted aye; motion carried.

**BE IT KNOWN** that Commissioner's Court met in Executive Session at 2:17 P.M. in accordance with Government Code *Section 551.074*-Personnel Matters-Sheriff's Office.

The Commissioner's Court re-convened into Open Session at 2:54 P.M. to consider the following:

XI. EXECUTIVE SESSION

1. Government Code:

a. *Sec. 551.074*-Personnel Matters-Sheriff's Office:

- (1) Kenneth Bartlett
- (2) Jay Stubbs
- (3) Matthew Dill
- (4) David Blankenship

Comm. Matthews, seconded by Comm. Beeson, made a motion to take no action regarding Kenneth Bartlett and Jay Stubbs; and to adjust the salary for Matthew Dill from \$41,972.00 to \$43,395.00 effective next pay period and to adjust the salary for David Blankenship from \$41,861.00 to \$43,955.00 effective next pay period.

There being no further business before the Court concerning this agenda, Commissioner's Court adjourned at 2:56 P.M.

Submitted by: \_\_\_\_\_  
County Clerk  
Becky Williams

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