

STATE OF TEXAS

[March 12, 2012](#)

COUNTY OF JOHNSON

COMMISSIONER'S COURT

BE IT KNOWN that on the 12th day of March, 2012, 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 Rev. Jerry Clements, Lane Prairie 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 March 8, 2012 at 1:07 P.M., were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

1. PROCLAMATION FOR HERBERT W. LUBKE DAY IN JOHNSON COUNTY

Commissioner's Court proclaimed March 12, 2012, as [Herbert W. Lubke Day](#) in Johnson County.

2. PROCLAMATION FOR AMERICAN RED CROSS MONTH IN JOHNSON COUNTY

Commissioner's Court proclaimed [March as American Red Cross Month](#) in Johnson County.

3. PROCLAMATION FOR JOHNSON COUNTY AMERICAN LEGION DAYS

Commissioner's Court proclaimed [March 15-17, 2012 as American Legion Days](#) in Johnson County.

4. PROCLAMATION FOR POISON PREVENTION WEEK IN JOHNSON COUNTY

Commissioner's Court proclaimed the [week of March 18-24, 2012 as Poison Prevention Week](#) in Johnson County.

V. PUBLIC PARTICIPATION

None.

VI. PRECEDING BUSINESS

1. CONSIDERATION OF CORRECTED MINUTES OF THE COMMISSIONER'S COURT:

- a. December 12, 2011 – Regular Session
- b. December 27, 2011 – Regular Session

Comm. Bailey, seconded by Comm. Beeson, made a motion to approve the Corrected Commissioner's Court Minutes for December 12, 2011 and December 27, 2011.

All voted aye; motion carried.

2. CONSIDERATION OF REQUEST TO PAY BILLS

Comm. Bailey, seconded by Comm. Thompson, made a motion to [pay bills](#) as presented by the County Auditor.

All voted aye; motion carried.

3. 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.

4. CONSIDERATION OF [RFP #2012-111](#) – MARKET SQUARE LIGHTING

Comm. Bailey, seconded by Comm. Beeson, made a motion to [approve \[RFP #2012-111, Market Square Lighting with Hall Electric\]\(#\)](#), Rio Vista, Texas.

All voted aye; motion carried.

VII. UNFINISHED BUSINESS

2. CONSIDERATION OF RECURRING ITEMS CONCERNING MARKET SQUARE

Discussion. No Action.

4. CONSIDERATION OF MAP REGARDING MAINTENANCE OF COUNTY ROADS THAT ARE PRECINCT LINE BOUNDARIES

Comm. Stringer, seconded by Comm. Beeson, made a motion to approve the [map, named Exhibit A](#) for Court record, regarding Maintenance of County Roads that are Precinct Line Boundaries.

All voted aye; motion carried.

5. CONSIDERATION OF PROPOSAL FOR COURTHOUSE TOWER WINDOW REPAIRS

Comm. Beeson, seconded by Comm. Bailey, made a motion to approve the [proposal for Courthouse tower window repairs from Longhorn Construction](#) and to give the County Judge the authorization to sign.

All voted aye; motion carried.

VIII. NEW BUSINESS

1. CONSIDERATION TO ADVERTISE FOR BIDS/PROPOSALS

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

All voted aye; motion carried.

2. CONSIDERATION OF BUDGET AMENDMENT PURSUANT TO THE LOCAL GOVERNMENT CODE [SECTION 111.0106](#) for:

a. Insurance Claims-Vehicle & Equipment Maintenance

Comm. Beeson, seconded by Comm. Thompson, made a motion to approve the Budget Amendment pursuant to the Local Government Code *Section 111.0106* for Insurance Claims, Vehicle & Equipment Maintenance, for repair of a damaged vehicle for the total amount of \$1,275.00.

All voted aye; motion carried.

3. CONSIDERATION OF FY 2012 BUDGET AMENDMENT PURSUANT TO THE LOCAL GOVERNMENT CODE [SECTION 111.010](#) for:
 - a. Courthouse Security-Equipment Non Capital and Security Equipment Maintenance
 - b. Jury Fund, Non-Departmental-Maintenance of Office Equipment

Comm. Thompson, seconded by Comm. Beeson, made a motion to approve the Budget Amendment pursuant to the Local Government Code *Section 111.010* for Courthouse Security, Equipment Non-Capital and Security Equipment Maintenance for additional equipment needed for Security Door project for the total amount of \$6,180.00 and for Jury Fund, Non-Departmental, Maintenance of Office Equipment to create a budget for repair of jury copier in the amount of \$250.00.

All voted aye; motion carried.

4. CONSIDERATION OF USE OF THE GUINN JUSTICE CENTER FOR THE JOHNSON COUNTY REPUBLICAN PARTY CONVENTION ON SATURDAY, APRIL 21, 2012

Comm. Beeson, seconded by Comm. Bailey, made a motion to approve the [use of the Central Jury Room at the Guinn Justice Center](#) for the Johnson County Republican Party Convention on Saturday, April 21, 2012, with the Republican Party to set up during regular business hours on Friday, April 20, 2012 and the cost of security to be paid by the Republican Party.

All voted aye; motion carried.

5. CONSIDERATION OF USE OF THE BURLESON SUB-COURTHOUSE, PRECINCT #3 AND PRECINCT #4 PRECINCT BARNs FOR THE JOHNSON COUNTY REPUBLICAN PARTY CONVENTIONS ON MARCH 31, 2012

Comm. Stringer, seconded by Comm. Thompson, made a motion to approve the use of the Burleson Sub-Courthouse, Precinct #3 and Precinct #4 Precinct Barns for the Johnson County Republican Party Conventions on March 31, 2012.

All voted aye; motion carried.

6. CONSIDERATION OF USE OF THE GUINN JUSTICE CENTER FOR THE JOHNSON COUNTY REPUBLICAN WOMEN'S CANDIDATE FORUM ON TUESDAY, MARCH 27, 2012

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

All voted aye; motion carried.

VII. UNFINISHED BUSINESS

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

Discussion. No Action.

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

Comm. Thompson, seconded by Comm. Bailey, made a motion to accept the proposed bids presented by Pete Durant & Associates in the amount of \$4,511,940.00.

All voted aye; motion carried.

The Commissioner's Court recessed at 10:30 A.M. and reconvened at 10:48 A.M. to consider the following:

VIII. NEW BUSINESS

17. CONSIDERATION TO GRANT A VARIANCE FOR AN EXISTING STRUCTURE ENCROACHING INTO A SIDE LOT BUILDING SET BACK LINE IN HOMESTEADS PHASE 9A, BLOCK X, LOT 2, LOCATED AT 2513 CR 615-PRECINCT #3

Comm. Stringer, seconded by Comm. Beeson, made a motion to approve to [grant a variance for an existing structure](#) encroaching into a side lot building set back line in **Homesteads Phase 9A**, Block X, Lot 2, located at 2513 CR 615 in Precinct #3, and this variance is for this structure only and is not to include future structures.

All voted aye; motion carried.

7. CONSIDERATION OF MEMORANDUM OF DONATION FOR LICENSE FOR USE OF JUSTICE OF THE PEACE INTERNET RECORDS ACCESS (IRA) FROM NET DATA CORPORATION

Comm. Bailey, seconded by Comm. Thompson, made a motion to approve [Memorandum of Donation for License for use of Justice of the Peace Internet Records Access \(IRA\)](#) from NET Data Corporation.

All voted aye; motion carried.

8. CONSIDERATION OF LOAN OF ARTWORK AND ARTIFACTS TO JOHNSON COUNTY AND HOLD HARMLESS AGREEMENT WITH VIRGIL WARD AND GARY LILLARD FOR A 1923 STEEL HIGH SCHOOL ANNUAL AS IT RELATES TO THE FIRST OUT-OF-STATE CLEBURNE HIGH SCHOOL FOOTBALL GAME FOR DISPLAY IN THE GUINN JUSTICE CENTER HIGH SCHOOL MUSEUM CASES

Comm. Bailey, seconded by Comm. Thompson, made a motion to approve the [Loan of Artwork and Artifacts to Johnson County](#) and Hold Harmless Agreement with Virgil Ward and Gary Lillard for a 1923 Steel High School Annual as it relates to the first out-of-state Cleburne High School football game for display in the Guinn Justice Center High School Museum cases and to give the County Judge the authorization to sign.

All voted aye; motion carried.

9. CONSIDERATION OF FINANCIAL STATEMENTS FOR FY 2011 AND AUDITOR'S REPORT FROM THE JOHNSON COUNTY EMERGENCY SERVICE DISTRICT #1

Comm. Bailey, seconded by Comm. Beeson, made a motion to accept the [Financial Statements for FY 2011 and Auditor's Report](#) from the Johnson County Emergency Service District #1.

All voted aye; motion carried.

10. CONSIDERATION OF RESOLUTION FOR PARTICIPATION IN THE TXDOT HIGHWAY BRIDGE PROGRAM TO REPLACE BRIDGE #02-127-0-AA05-10-002 ON CR 519 AT KING BRANCH-PRECINCT #3

Comm. Stringer, seconded by Comm. Beeson, made a motion to approve the [Resolution for Participation in the TxDOT Highway Bridge Program](#) to replace bridge #02-127-0-AA05-10-002 on CR 519 at King Branch in Precinct #3.

All voted aye; motion carried.

11. CONSIDERATION OF ANNUAL RACIAL PROFILING REPORT-CONSTABLE, PRECINCT #1

Comm. Bailey, seconded by Comm. Thompson, made a motion to approve the [Annual Racial Profiling Report](#) to the Commissioner's Court for Constable, Precinct #1.

All voted aye; motion carried.

12. CONSIDERATION OF PREVAILING WAGE RATES AS REQUIRED UNDER GOVERNMENT CODE, CHAPTER 2258 FOR THE CONSTRUCTION OF A PUBLIC WORK, I.E., BUILDING, HIGHWAY, OR ROAD EXCAVATION

Comm. Stringer, seconded by Comm. Beeson, made a motion to approve the [Prevailing Wage Rates](#) as required under Government Code, Chapter 2258 for the Construction of a Public Work, i.e., Building, Highway, or Road Excavation.

All voted aye; motion carried.

13. CONSIDERATION OF RENEWAL OF CELLEBRITE SUPPORT SOFTWARE FOR PHONE FORENSICS FOR THE SHERIFF'S OFFICE-IT DEPARTMENT

Comm. Bailey, seconded by Comm. Thompson, made a motion to approve the [renewal of Cellebrite Support Software](#) for phone forensics for the Sheriff's Office.

All voted aye; motion carried.

14. CONSIDERATION OF MS GOVERN CHANGE ORDER FROM GEMS TO INNOPRISE-IT DEPARTMENT

Comm. Bailey, seconded by Comm. Stringer, made a motion to approve the [MS Govern Change Order](#) from GEMS to Innoprise and to give the County Judge the authorization to sign.

All voted aye; motion carried.

15. CONSIDERATION OF SCANNER REPLACEMENT FOR THE COUNTY CLERK'S OFFICE-IT DEPARTMENT

Comm. Beeson, seconded by Comm. Stringer, made a motion to approve the [scanner replacement for the County Clerk's Office](#) and to give the County Judge the authorization to sign.

All voted aye; motion carried.

16. CONSIDERATION OF TRAVEL EXPENSES NOT TO EXCEED \$2,200.00 FOR TWO SHERIFF'S DEPUTIES TO REPRESENT JOHNSON COUNTY AT THE NATIONAL LAW ENFORCEMENT OFFICERS MEMORIAL CEREMONIES IN WASHINGTON D. C., MAY 12-17, 2012

Comm. Stringer, seconded by Comm. Beeson, made a motion to approve the travel expenses not to exceed \$2,200.00 for [two Sheriff's Deputies to represent Johnson County](#) at the National Law Enforcement Officers Memorial Ceremonies in Washington D. C., May 12-17, 2012.

All voted aye; motion carried.

18. CONSIDERATION OF CONTINUATION CERTIFICATE BOND FOR JOHN W. POWELL, JR.-DEPUTY CONSTABLE, PRECINCT #3

Comm. Stringer, seconded by Comm. Beeson, made a motion to approve the [Continuation Certificate Bond for John W. Powell, Jr.](#), Deputy Constable in Precinct #3.

All voted aye; motion carried.

19. CONSIDERATION OF HOSTING CLASSES IN JOHNSON COUNTY FOR COUNTY COMMISSIONERS' CONTINUING EDUCATION THROUGH THE TEXAS ASSOCIATION OF COUNTIES (TAC)

Comm. Beeson, seconded by Comm. Stringer, made a motion to approve of hosting classes in Johnson County for County Commissioners' Continuing Education through the Texas Association of Counties (TAC).

All voted aye; motion carried.

23. CONSIDERATION OF INTERLOCAL AGREEMENT FOR LOCAL MATCH FUNDING FOR SECTION 5311 PROGRAM BETWEEN THE CITY OF CLEBURNE AND JOHNSON COUNTY REGARDING CITY/COUNTY TRANSPORTATION

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

All voted aye; motion carried.

IX. CONSENT AGENDA

Comm. Bailey, seconded by Comm. Stringer, made a motion to approve all items on the [Consent Agenda](#).

All voted aye; motion carried.

X. WORKSHOP

The Commissioner's Court convened into Workshop Session at 11:27 A.M. to discuss the Balance of Settlement Agreement with Harris Methodist Hospital.

The Commissioner's Court recessed at 12:04 P.M. and reconvened at 1:30 P.M. to discuss Three (3) Year Health Assessment Plan and Review of 2011 Bio Metric Health Screening Event and the Radio Tower.

The Commissioner's Court reconvened into Open Session at 3:47 P.M.

UHC Aggregate
Summary is
boxed with
Original Minutes.

VIII. NEW BUSINESS

20. CONSIDERATION OF THREE (3) YEAR HEALTH ASSESSMENT PLAN AND REVIEW OF 2011 BIO METRIC HEALTH SCREENING EVENT

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

All voted aye; motion carried.

21. CONSIDERATION OF 3RD RADIO TOWER

Comm. Stringer, seconded by Comm. Thompson, made a motion to table this item.

All voted aye; motion carried.

22. CONSIDERATION OF BALANCE OF SETTLEMENT AGREEMENT WITH HARRIS METHODIST HOSPITAL

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

All voted aye; motion carried.

There being no further business before the Court concerning this agenda, Commissioner's Court adjourned at 3:48 P.M.

Submitted by: _____
[County Clerk](#)
Becky Williams

Approved by: _____
County Judge
Roger Harmon