

STATE OF TEXAS

[March 26, 2012](#)

COUNTY OF JOHNSON

COMMISSIONER'S COURT

BE IT KNOWN that on the 26th 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 9:02 A.M., with all members present, and following the Invocation led by Donald Bennett, 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 22, 2012 at 10:45 A.M., were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

Judge Harmon made an announcement that Elected Officials may obtain tickets from Cathy Marchel at the Cleburne Chamber of Commerce for the showing of "Sweetwater", a movie filmed in Cleburne, which will be shown March 31, 2012, from 4:00 P.M. to 7:00 P.M. Judge Harmon also announced that the Road Maintenance, Bridge and Culvert training classes will be conducted at the Emergency Operation Center on April 25-26, 2012 from 8:00 A.M. to 11:30 A.M.

V. PUBLIC PARTICIPATION

None.

VI. PRECEDING BUSINESS

1. [CONSIDERATION OF REQUEST TO PAY BILLS](#)

Comm. Thompson, seconded by Comm. Beeson, 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 ORDER # 2012-03 – "ORDER APPROVING THE JOHNSON COUNTY TREASURER'S REPORT"

Comm. Bailey, seconded by Comm. Beeson, made a motion to approve [Order #2012-03](#), Order Approving the Johnson County [Treasurer's Report](#).

All voted aye; motion carried.

4. CONSIDERATION OF [RFP #2011-426](#)-DOCUMENT MANAGEMENT

Comm. Thompson, seconded by Comm. Beeson, made a motion to [deny all proposals for RFP #2011-426, Document Management](#).

All voted aye; motion carried.

5. CONSIDERATION OF [RFB #2012-112-ROAD MATERIALS](#) FOR JOHNSON COUNTY

Comm. Stringer, seconded by Comm. Thompson, made a motion to [approve all vendors for RFB #2012-112, Road Materials](#) for Johnson County.

All voted aye; motion carried.

6. CONSIDERATION OF [RFB #2012-113-ASPHALT AND EMULSIONS](#) FOR JOHNSON COUNTY

Comm. Stringer, seconded by Comm. Beeson, made a motion to [approve all vendors for RFB #2012-113, Asphalt and Emulsions](#) for Johnson County.

All voted aye; motion carried.

VII. UNFINISHED BUSINESS

2. CONSIDERATION OF RECURRING ITEMS CONCERNING MARKET SQUARE

- a. Consideration of [Removal of Two \(2\) Trees](#) Located at the Arch Entryway and Replace with Two (2) Donated Live Oak Trees

Comm. Bailey, seconded by Comm. Thompson, made a motion to approve the removal of two (2) trees located at the Arch Entryway and replace with two (2) donated Live Oak trees.

All voted aye; motion carried.

- b. Consideration of Memorandum of [Donation for Two \(2\) Mature Live Oak Trees](#) for Johnson County Market Square Valued at \$700.00 from Larry Durham

Comm. Bailey, seconded by Comm. Beeson, made a motion to approve the Memorandum of Donation for two (2) mature Live Oak trees for Johnson County Market Square valued at \$700.00 from Larry Durham.

All voted aye; motion carried.

4. CONSIDERATION OF CONTRACT FOR CITATION FILING SERVICES WITH NET DATA FOR ITICKET SERVICES FOR THE JUSTICE OF THE PEACE OFFICES

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

All voted aye; motion carried.

5. CONSIDERATION OF PROPOSAL FROM PERDUE BRANDON FIELDER COLLINS & MOTT, LLP FOR FINE AND FEE COLLECTION SERVICES FOR JOHNSON COUNTY

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

All voted aye; motion carried.

4. CONSIDERATION OF CONTRACT FOR CITATION FILING SERVICES WITH NET DATA FOR ITICKET SERVICES FOR THE JUSTICE OF THE PEACE OFFICES

Additional Discussion.

VIII. NEW BUSINESS

1. CONSIDERATION TO ADVERTISE FOR BIDS/PROPOSALS

Comm. Bailey, seconded by Comm. Stringer, made a motion to approve to advertise for bids for two (2) truck chassis for Precinct #2.

All voted aye; motion carried.

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

a. Insurance Claims-Capital Equipment

Comm. Stringer, seconded by Comm. Beeson, made a motion to approve the Budget Amendment pursuant to the Local Government Code *Section 111.0106* for Insurance Claims, Capital Equipment, to replace a damaged vehicle in the amount of \$1,300.00.

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 Fund-Equipment Capital
- b. General Fund, Non-Departmental-Transfer to Fund 5700
- c. CSCD Construction Fund-Building Construction and Fees & Services
- d. CSCD Construction Fund-Transfer from Fund 4800

Comm. Bailey, seconded by Comm. Beeson, made a motion to approve the Budget Amendment pursuant to the Local Government Code *Section 111.010* for Courthouse Security Fund, Equipment Capital for additional budget for the upgrade of the security system at the Guinn Building in the amount of \$10,600.00; General Fund, Non-Departmental, Transfer to Fund 5700 to transfer to Fund 702 CSCD Construction Fund as approved in Commissioner's Court on March 12, 2012 in the amount of \$4,611,940.00 with an additional amount of \$130,000.00 for architect and miscellaneous fees; CSCD Construction Fund, Building Construction and Fees & Services to create budget for the construction costs, architect fees and miscellaneous fees for the total amount of \$4,741,940.00 and CSCD Construction Fund, Transfer from Fund 4800 to transfer from General Fund as approved in Commissioner's Court on March 12, 2012 in the amount of \$4,741,940.00.

All voted aye; motion carried.

4. CONSIDERATION OF USE OF TECH FUND MONIES FOR PURCHASE OF A DVD PLAYER FOR THE COURTROOM-JUSTICE OF THE PEACE, PRECINCT #3

Comm. Stringer, seconded by Comm. Beeson, made a motion to [approve the use of Tech Fund monies for purchase of a DVD player](#) for the Courtroom in Justice of the Peace, Precinct #3.

All voted aye; motion carried.

5. CONSIDERATION OF LETTER FROM HUGULEY MEMORIAL MEDICAL CENTER REQUESTING CONSENT TO THE ASSIGNMENT OF THE AGREEMENT TO THE PURCHASER REGARDING THE INDIGENT CARE AFFILIATION AGREEMENT

Comm. Stringer, seconded by Comm. Beeson, made a motion to [approve the letter from Huguley Memorial Medical Center](#) requesting consent to the assignment of the agreement to the purchaser regarding the Indigent Care Affiliation Agreement and to give the County Judge the authorization to sign.

All voted aye; motion carried.

6. CONSIDERATION OF WEST ORDER FORM – TEXAS CALIR SERVICES CONTRACT #2010-001 ACCOUNT #932 FOR THE JOHNSON COUNTY LAW LIBRARY

Comm. Bailey, seconded by Comm. Thompson, made a motion to approve the [West Order Form, Texas CALIR Services Contract #2010-001, Account #932](#) for the Johnson County Law Library and to give the County Judge the authorization to sign.

All voted aye; motion carried.

7. CONSIDERATION OF WEST ORDER FORM – TEXAS CALIR SERVICES CONTRACT #2010-001 ACCOUNT #917 FOR THE JOHNSON COUNTY JUDGES

Comm. Thompson, seconded by Comm. Stringer, made a motion to approve the [West Order Form, Texas CALIR Services Contract #2010-001, Account #917](#) for the Johnson County Judges and to give the County Judge the authorization to sign.

All voted aye; motion carried.

8. CONSIDERATION OF PARTICIPATION WITH THE EXPERIENCE WORKS SENIOR COMMUNITY SERVICE EMPLOYMENT PROGRAM (SCSEP) AND AUTHORIZE ELECTED OFFICIALS AND DEPARTMENT HEADS THE AUTHORITY TO EXECUTE THE SCSEP HOST AGENCY AGREEMENT-PERSONNEL

Comm. Bailey, seconded by Comm. Beeson, made a motion to approve the participation with the Experience Works Senior Community Service Employment Program (SCSEP) and authorize Elected Officials and Department Heads the authority to execute the [SCSEP Host Agency Agreement](#).

All voted aye; motion carried.

9. CONSIDERATION OF WAIVER OF LIABILITY, RELEASE AND HOLD HARMLESS BY AND FOR PARTICIPANTS IN THE SENIOR COMMUNITY SERVICE EMPLOYMENT PROGRAM (SCSEP)

Comm. Thompson, seconded by Comm. Stringer, made a motion to approve the [Waiver of Liability, Release and Hold Harmless by and for Participants](#) in the Senior Community Service Employment Program (SCSEP).

All voted aye; motion carried.

10. CONSIDERATION OF OVERTIME/COMPENSATORY TIME POLICY FOR JOHNSON COUNTY EMPLOYEES

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

All voted aye; motion carried.

11. CONSIDERATION OF AUTHORIZING COUNTY JUDGE TO SEND A LETTER TO THE U.S. ARMY CORPS OF ENGINEERS REQUESTING A FORMAL LEASE OF HAMM CREEK PARK NOT TO EXCEED FIVE (5) YEARS

Comm. Bailey, seconded by Comm. Thompson, made a motion to approve of authorizing the County Judge to send a letter to the U.S. Army of Corps of Engineers requesting a formal lease of Hamm Creek Park not to exceed five (5) years.

Comm. Bailey voted aye.
Comm. Thompson voted aye.
Judge Roger Harmon voted aye.
Comm. Beeson voted aye.
Comm. Stringer voted nay.
Motion carried.

The Commissioner's Court recessed at 10:43 A.M. and reconvened at 11:03 A.M. to consider the following:

19. CONSIDERATION OF INTER-COUNTY COOPERATIVE AGREEMENT BETWEEN COLLIN, DALLAS, DENTON, ELLIS, JOHNSON, KAUFMAN, PARKER, ROCKWALL, AND TARRANT COUNTIES FOR IMPLEMENTATION AND FUNDING OF THE AIRCHECK TEXAS REPAIR AND REPLACEMENT ASSISTANCE PROGRAM IMPLEMENTED BY THE NORTH CENTRAL TEXAS COUNCIL OF GOVERNMENTS

Comm. Thompson, seconded by Comm. Beeson, made a motion to approve the Inter-County Cooperative Agreement between Collin, Dallas, Denton, Ellis, Johnson, Kaufman, Parker, Rockwall, and Tarrant Counties for implementation and funding of the [Aircheck Texas Repair and Replacement Assistance Program](#) implemented by the North Central Texas Council of Governments and to give the County Judge the authorization to sign.

Comm. Bailey voted aye.
Comm. Thompson voted aye.
Judge Roger Harmon voted aye.
Comm. Beeson voted aye.
Comm. Stringer voted nay.
Motion carried.

VII. UNFINISHED BUSINESS

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

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

All voted aye; motion carried.

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

Discussion. No Action.

The Commissioner's Court recessed at 12:00 P.M. and reconvened at 1:30 P.M. to consider the following:

VIII. NEW BUSINESS

12. CONSIDERATION TO DECLARE PRECINCT #1 ITEMS AS SURPLUS UNDER LOCAL GOVERNMENT CODE SECTION 263.152 (a)(1) DISPOSITION AND PLACE ON RENE BATES AUCTION FOR SALE

Comm. Bailey, seconded by Comm. Thompson, made a motion to approve to [declare Precinct #1 items as surplus](#) under Local Government Code *Section 263.152(a)(1)* Disposition and place on Rene Bates Auction for sale.

All voted aye; motion carried.

13. CONSIDERATION OF MASTER SERVICE AGREEMENT FOR USE BY THE PURCHASING DEPARTMENT TO FACILITATE COMMISSIONER'S COURT APPROVAL OF CONTRACTS

Comm. Thompson, seconded by Comm. Stringer, made a motion to approve the [Master Service Agreement](#) for use by the Purchasing Department to facilitate Commissioner's Court approval of contracts.

All voted aye; motion carried.

14. CONSIDERATION OF MASTER SERVICE AGREEMENT AND EXHIBIT "A" BETWEEN JOHNSON COUNTY AND METROPLEX CONTROL SYSTEMS FOR THE EMERGENCY REPLACEMENT OF THE INTERCOM SYSTEM AT THE JOHNSON COUNTY LAW ENFORCEMENT CENTER (JAIL)

Comm. Beeson, seconded by Comm. Bailey, made a motion to approve the [Master Service Agreement and Exhibit “A” between Johnson County and Metroplex Control Systems](#) for the emergency replacement of the intercom system at the Johnson County Law Enforcement Center (Jail) and to give the County Judge the authorization to sign.

All voted aye; motion carried.

15. CONSIDERATION OF MASTER SERVICE AGREEMENT BETWEEN JOHNSON COUNTY AND HALL ELECTRIC REGARDING RFP #2012-111 FOR THE MARKET SQUARE LIGHTING PROJECT

Comm. Bailey, seconded by Comm. Thompson, made a motion to approve the [Master Service Agreement between Johnson County and Hall Electric](#) regarding **RFP #2012-111** for the Market Square Lighting Project and to give the County Judge the authorization to sign.

All voted aye; motion carried.

16. CONSIDERATION OF MASTER SERVICE AGREEMENT WITH EXHIBIT “A” BETWEEN JOHNSON COUNTY AND LONGHORN CONSTRUCTION FOR COURTHOUSE TOWER WINDOW REPAIRS

Comm. Stringer, seconded by Comm. Beeson, made a motion to approve the Master Service Agreement with Exhibit “A” between Johnson County and Longhorn Construction for Courthouse tower window repairs and to give the County Judge the authorization to sign.

All voted aye; motion carried.

17. CONSIDERATION OF AGREEMENT FOR ACCESS TO SURVEY & AGREEMENT TO EXECUTE A GRANT OF EASEMENT FROM LANDOWNERS MARY LEE LILLY, MARCUS REX HUDGINS AND VAE RENA HUDGINS, AND EOG RESOURCES TO PROVIDE EMERGENCY EXIT FOR HILLS OF HOME RESIDENTS-PRECINCT #1

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

Comm. Thompson voted aye.
Judge Harmon voted aye.
Comm. Stringer voted aye.
Comm. Beeson voted aye.
Comm. Bailey voted nay.
Motion carried.

16. CONSIDERATION OF MASTER SERVICE AGREEMENT WITH EXHIBIT "A" BETWEEN JOHNSON COUNTY AND LONGHORN CONSTRUCTION FOR COURTHOUSE TOWER WINDOW REPAIRS

Comm. Stringer, seconded by Comm. Beeson, made an amended motion to approve the correct document for the [Master Service Agreement with Exhibit "A" between Johnson County and Longhorn Construction](#) for Courthouse tower window repairs and to give the County Judge the authorization to sign.

All voted aye; motion carried.

18. CONSIDERATION TO SURVEY EXISTING EOG RESOURCES LEASE ROAD PURSUANT TO AGREEMENT FOR ACCESS TO SURVEY & AGREEMENT TO EXECUTE A GRANT OF EASEMENT FROM LANDOWNERS MARY LEE LILLY, MARCUS REX HUDGINS AND VAE RENA HUDGINS, AND EOG RESOURCES TO PROVIDE EMERGENCY EXIT FOR HILLS OF HOME RESIDENTS-PRECINCT #1

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

Comm. Thompson voted aye.
Judge Harmon voted aye.
Comm. Stringer voted aye.
Comm. Beeson voted aye.
Comm. Bailey voted nay.
Motion carried.

20. CONSIDERATION OF SALES, INSTALLATION & SERVICE AGREEMENT WITH OMNI 1ST INTEGRATED SYSTEMS FOR SECURITY AT THE DOTY HOUSE:

- a. Option “A” – All Devices are Property of Omni 1st
- b. Option “B” – Purchase of System Devices with Exception of Omni 1st Owned “GSM” Cellular Radio Communications

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

All voted aye; motion carried.

IX. CONSENT AGENDA

Comm. Beeson, seconded by Comm. Bailey, 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 2:24 P.M. in accordance with Government Code *Sec. 551.072*, Real Property.

The Commissioner’s Court reconvened into Open Session at 2:47 P.M. to consider the following:

XI. EXECUTIVE SESSION

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

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 2:48 P.M.

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

Approved by: _____
County Judge
Roger Harmon