

STATE OF TEXAS

April 23, 2012

COUNTY OF JOHNSON

COMMISSIONER'S COURT

BE IT KNOWN that on the 23rd day of April, 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 9:04 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 April 19, 2012 at 11:23 A.M., were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

1. THE DEADLINE FOR THE TUESDAY, MAY 29, 2012 COMMISSIONER'S COURT AGENDA WILL BE **THURSDAY, MAY 17, 2012 AT 5:00 PM** DUE TO THE COUNTY JUDGES AND COMMISSIONERS ANNUAL CONFERENCE AND THE MEMORIAL DAY HOLIDAY

Judge Harmon announced the deadline for the Tuesday, May 29, 2012 Commissioner's Court Agenda will be **Thursday, May 17, 2012 at 5:00 PM** due to the County Judges and Commissioners Annual Conference and the Memorial Day Holiday.

2. TEEX CLASSES FOR PRECINCT PERSONNEL WILL BE HELD AT THE EMERGENCY OPERATIONS CENTER APRIL 24th, 25th AND 26th AT – 8:00 AM

Judge Harmon announced that TEEX classes for Precinct personnel will be held at the Emergency Operations Center April 24th, 25th and 26th at 8:00 AM.

Judge Harmon also announced that his Pastor retired this past Sunday from First Baptist Church of Godley after 25 years.

3. RETIREMENT RECEPTION FOR MARGARET COOK, PURCHASING AGENT

Margaret Cook, Purchasing Agent for Johnson County was presented with a plaque for her dedicated years of service to Johnson County upon her retirement.

4. PRESENTATION OF JOHNSON COUNTY MEDICAID WAIVER PROGRAM TRANSITION

A presentation of the Johnson County Medicaid Waiver Program Transition was given to the Commissioner's Court by Eric Weatherford with Brown McCarroll.

The Commissioner's Court recessed at 10:24 A.M. for Retirement Reception for Margaret Cook and reconvened at 10:50 A.M. to consider the following:

V. PUBLIC PARTICIPATION

None.

VI. PRECEDING BUSINESS

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

- a. February 13, 2012 – Regular Session
- b. February 27, 2012 – Regular Session
- c. March 12, 2012 – Regular Session

Comm. Thompson, seconded by Comm. Stringer, made a motion to approve the Commissioner's Court Minutes for February 13, 2012, February 27, 2012 and March 12, 2012.

All voted aye; motion carried.

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

Comm. Bailey, seconded by Comm. Beeson, 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 **ORDER # 2012-05** – "ORDER APPROVING THE JOHNSON COUNTY TREASURER'S REPORT"

Comm. Beeson, seconded by Comm. Thompson, made a motion to approve [Order #2012-05](#), Order Approving the Johnson County [Treasurer's Report](#).

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

Discussion. No Action.

2. CONSIDERATION OF RECURRING ITEMS CONCERNING MARKET SQUARE

a. Consideration of Memorandum of [Donation from Heritage Assembly, Inc.](#) in the Amount of \$3,500.00

Comm. Bailey, seconded by Comm. Beeson, made a motion to accept the Memorandum of Donation from Heritage Assembly, Inc. in the amount of \$3,500.00.

All voted aye; motion carried.

b. Consideration of Opening Restrooms After Hours and on Weekends at Market Square

Comm. Stringer, seconded by Comm. Thompson, made a motion to approve to open restrooms after hours and on weekends at Market Square.

All voted aye; motion carried.

4. CONSIDERATION OF 3rd SITE RADIO TOWER IN PRECINCT #2

Comm. Thompson, seconded by Comm. Stringer, made a motion to [approve the 3rd site radio tower](#), to be installed at the Precinct #2 office property at a cost of \$498,042.00 and includes a \$57,000.00 Motorola equipment credit at or below HGAC price.

All voted aye; motion carried.

5. CONSIDERATION OF MEMORANDUM OF DONATION FOR SURVEY OF EOG LEASE ROAD ON DONATED GRANTS OF EASEMENT FROM HILLS OF HOME PROPERTY OWNERS PROVIDING EMERGENCY EXIT FOR RESIDENTS FROM TOPOGRAPHIC LAND SURVEYORS VALUED AT \$1,800.00-PRECINCT #1

Comm. Bailey, seconded by Comm. Stringer, made a motion to approve the [Memorandum of Donation for Survey](#) of EOG Lease Road on Donated Grants of Easement from Hills of Home property owners providing emergency exit for residents from Topographic Land Surveyors valued at \$1,800.00 in Precinct #1.

All vote aye; motion carried.

6. 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. Bailey, seconded by Comm. Stringer, made a motion to approve the [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 in Precinct #1 and to give the County Judge the authorization to sign all related documents.

All voted aye; motion carried.

7. CONSIDERATION OF AMENDED 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. Bailey, made a motion to approve the [Amended 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.

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

Comm. Thompson, seconded by Comm. Beeson, made a motion to approve the [Interlocal Agreement for Local Match Funding for Section 5311 Program](#) between the City of Cleburne, Texas and Johnson County, Texas for the City/County Transportation Program and to give the County Judge and the County Attorney the authorization to sign.

All voted aye; motion carried.

9. CONSIDERATION OF TERMINATION OF THE MEMORANDUM OF AGREEMENT BETWEEN THE TEXAS DEPARTMENT OF PUBLIC SAFETY AND JOHNSON COUNTY REGARDING THE REMOTELY HOSTED CRIMINAL INCIDENT BASED RECORDS MANAGEMENT SYSTEM (RRMS) PROJECT WHICH INCLUDES THE EFORCE/INTELLICHOICE SOFTWARE FOR THE SHERIFF'S OFFICE

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

All voted aye; motion carried.

VIII. NEW BUSINESS

1. CONSIDERATION TO ADVERTISE FOR BIDS/PROPOSALS

Comm. Stringer, seconded by Comm. Beeson, made a motion to approve the purchase of a tractor for Precinct #3 off the HGAC contract at a cost of \$31,158.40; a ditch bank mower for Precinct #3 off the HGAC contract at a cost of \$8,816.26; authorize the Purchasing Department to begin looking for furniture for the new Adult Probation Building and to authorize the Purchasing Department to go out for an alternative competitive proposal procedure for a continuous load power diesel generator for the Guinn Building.

All voted aye; motion carried.

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

a. Road & Bridge, Precinct #2-Road Repair

Comm. Thompson, seconded by Comm. Bailey, made a motion to approve the Budget Amendment pursuant to the Local Government Code *Section 111.0106* for Road & Bridge, Precinct #2, Road Repair, to cover repair costs in the amount of \$5,117.00.

All voted aye; motion carried.

3. CONSIDERATION OF FY 2012 BUDGET AMENDMENT PURSUANT TO THE LOCAL GOVERNMENT CODE [SECTION 111.010](#) for:

- a. General Revenue-Prisoner Housing Pass Through
- b. Sheriff, Jail-Prisoner Housing Pass Through/Jail Management Building Reimbursement

Comm. Bailey, seconded by Comm. Beeson, made a motion to approve the Budget Amendment pursuant to the Local Government Code *Section 111.010* for General Revenue, Prisoner Housing Pass Through to create new line items and budget for pass-thru monies and to record reimbursement payments toward the 96 bed jail facility in the amount of \$5,149,830.00 and Sheriff, Jail, Prisoner Housing Pass Through/Jail Management Building Reimbursement to create new line items and budget for pass-thru monies and to record reimbursement payments toward the 96 bed jail facility in the total amount of \$5,304,705.00.

All voted aye; motion carried.

4. CONSIDERATION OF MEMORANDUM OF UNDERSTANDING
CREATION OF A REGIONAL HEALTH PLAN BETWEEN TARRANT
COUNTY HOSPITAL DISTRICT AND NORTH CENTRAL TEXAS
COUNTIES REGARDING THE 1115 MEDICAID WAIVER PROGRAM

Comm. Beeson, seconded by Comm. Stringer, made a motion to approve the [Memorandum of Understanding Creation of a Regional Health Plan](#) between Tarrant County Hospital District and North Central Texas Counties regarding the 1115 Medicaid Waiver Program and to give the County Judge the authorization to sign.

All voted aye; motion carried.

5. CONSIDERATION OF THE MARCH 31, 2012 QUARTERLY INVESTMENT
REPORT-AUDITOR

Comm. Bailey, seconded by Comm. Stringer, made a motion to approve the March 31, 2012 [Quarterly Investment Report](#) from the Auditor's Office.

All voted aye; motion carried.

6. CONSIDERATION OF RECURRING EXPENSE IN THE AMOUNT OF
\$1,000.00 FOR AN ELECTRIC METER AT THE CLEBURNE RADIO
TOWER SITE

Comm. Bailey, seconded by Comm. Beeson, made a motion to approve the [recurring expense in the amount of \\$1,000.00 for an electric meter](#) at the Cleburne Radio Tower Site.

All voted aye; motion carried.

7. CONSIDERATION TO DECLARE BRUSH CHIPS AS “SALVAGE” UNDER LOCAL GOVERNMENT CODE 263.151, DEFINITIONS, AND 263.152, DISPOSITION AND ALLOW THE PUBLIC TO PICK UP FREE OF CHARGE-PRECINCT #2

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

All voted aye; motion carried.

1. CONSIDERATION TO ADVERTISE FOR BIDS/PROPOSALS

Comm. Stringer, seconded by Comm. Beeson, made an amended motion to approve the purchase of a tractor for Precinct #3 off the HGAC contract at a cost of \$31,158.40; a ditch bank mower for Precinct #3 off the HGAC contract at a cost of \$8,816.26; authorize the Purchasing Department to begin looking for furniture for the new Adult Probation Building; to authorize the Purchasing Department to go out for an alternative competitive proposal procedure for a continuous load power diesel generator for the Guinn Building and to advertise and receive bids for the sale of the brush chips located at the Precincts.

All voted aye; motion carried.

The Commissioner’s Court recessed at 12:12 P.M. and reconvened at 1:35 P.M. to consider the following:

8. CONSIDERATION OF PART TIME POSITION FUNDED FROM TEMPORARY EMPLOYEE LINE ITEM 018-615-5107 AT \$11.75 PER HOUR FOR 160 HOURS-PRECINCT #4

Comm. Beeson, seconded by Comm. Stringer, made a motion to approve a [part time position](#) funded from temporary employee line item 018-615-5107 at \$11.75 per hour for 160 hours in Precinct #4.

All voted aye; motion carried.

9. CONSIDERATION OF ASSET INVENTORY VERIFICATION FORM FOR OUTGOING OFFICIAL-PURCHASING DEPARTMENT

Comm. Bailey, seconded by Comm. Beeson, made a motion to approve the [Asset Inventory Verification Form for Outgoing Official](#) for Purchasing Department.

All voted aye; motion carried.

10. CONSIDERATION OF REVISED JOHNSON COUNTY INVENTORY FIXED ASSET POLICY AND PROCEDURES MANUAL-PURCHASING DEPARTMENT

Comm. Bailey, seconded by Comm. Beeson, made a motion to approve the revised Johnson County [Inventory Fixed Asset Policy and Procedures Manual](#).

All voted aye; motion carried.

11. CONSIDERATION OF RESOLUTION FOR EXEMPT LICENSE PLATES-PURCHASING DEPARTMENT

Comm. Thompson, seconded by Comm. Stringer, made a motion to approve a [Resolution naming Assistant Purchasing Director, Pam Causey](#) to execute all documents pertaining to vehicles concerning exemption of license plates.

All voted aye; motion carried.

12. CONSIDERATION OF APPOINTMENT OF ERIK DUMAS TO THE NCTCOG SURFACE TRANSPORTATION TECHNICAL COMMITTEE

Comm. Beeson, seconded by Comm. Thompson, made a motion to approve the appointment of [Erik Dumas to the NCTCOG Surface Transportation Technical Committee](#).

All voted aye; motion carried.

13. CONSIDERATION TO GRANT A VARIANCE FOR AN EXISTING STRUCTURE ENCROACHING INTO THE FRONT BUILDING SETBACK LINE AND THE FRONT & SIDE UTILITY EASEMENT ON LOT 16A IN HILLCREST ESTATES, LOCATED AT 5317 CR 308B-PRECINCT #4

Comm. Beeson, seconded by Comm. Stringer, made a motion to deny to grant a variance for an existing structure encroaching into the front building setback line and the front & side utility easement on Lot 16A in **Hillcrest Estates**, located at 5317 CR 308B in Precinct #4.

All voted aye; motion carried.

14. CONSIDERATION OF RENEWAL OF QUETEL SOFTWARE SUPPORT AGREEMENT FOR THE JOHNSON COUNTY S.T.O.P. SPECIAL CRIMES UNIT

Comm. Bailey, seconded by Comm. Beeson, made a motion to approve the [renewal of Quetel Software Support Agreement](#) for the Johnson County S.T.O.P. Special Crimes Unit and to give the County Judge the authorization to sign.

All voted aye; motion carried.

15. CONSIDERATION OF QUARTERLY REIMBURSEMENT OF JUROR PAYMENTS

Comm. Bailey, seconded by Comm. Thompson, made a motion to approve the [Quarterly Reimbursement of Juror Payments](#) and to give the County Judge the authorization to sign.

All voted aye; motion carried.

16. CONSIDERATION OF SUBMISSION OF A FIVE YEAR PLAN TO THE U.S. ARMY CORPS OF ENGINEERS REGARDING HAMM CREEK PARK

Comm. Bailey, seconded by Comm. Thompson, made a motion to approve the submission of a five year plan to the U.S. Army Corps of Engineers regarding Hamm Creek Park.

All voted aye; motion carried.

17. CONSIDERATION OF DONATION AGREEMENT, DISCLAIMER AND RELEASE OF LIABILITY WITH CHESAPEAKE OPERATING, INC. FOR A 2011 CHEVROLET SILVERADO VIN NO. 3GCPKSE31BG174195 FOR THE SHERIFF'S OFFICE

Comm. Bailey, seconded by Comm. Stringer, made a motion to approve the [Donation Agreement, Disclaimer and Release of Liability with Chesapeake Operating, Inc. for a 2011 Chevrolet Silverado VIN No. 3GCPKSE31BG174195 for the Sheriff's Office](#) and to give the County Judge the authorization to sign.

All voted aye; motion carried.

18. CONSIDERATION OF SOFTWARE RENEWALS FOR THE IT DEPARTMENT:

- a. [VetRex – NVO Information Systems, Inc.](#)

Comm. Stringer, seconded by Comm. Beeson, made a motion to approve the software renewal for VetRex, NVO Information Systems, Inc.

All voted aye; motion carried.

- b. [Unisys EOM - Unisys Corporation](#)

Comm. Beeson, seconded by Comm. Stringer, made a motion to approve the software renewal for Unisys EOM, Unisys Corporation.

All voted aye; motion carried.

c. [Cobra - Cobra Solutions, Inc.](#)

Comm. Stringer, seconded by Comm. Thompson, made a motion to approve the software renewal for Cobra, Cobra Solutions, Inc.

All voted aye; motion carried.

d. [Archive Appliance – Netdata](#)

Comm. Beeson, seconded by Comm. Thompson, made a motion to approve the software renewal for Archive Appliance, Netdata.

All voted aye; motion carried.

19. [CONSIDERATION OF CLARIFICATION OF IN-COUNTY AND OUT-OF-COUNTY TRAVEL MILEAGE REIMBURSEMENT](#)

Comm. Stringer, seconded by Comm. Bailey, made a motion to approve the clarification of [in-county and out-of-county travel mileage reimbursement](#) as per the attached amendment to the Travel Policy of Johnson County.

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 2:13 P.M. to discuss Preliminary Energy Reports for the Guinn Justice Center, Courthouse and the Johnson County Annex, Software Committee Update, Remotely Hosted Criminal Incident Based Records Management System (RRMS) Project which includes the eForce/Intellichoice Software for the Sheriff's Office and Charges to Local Government Entities for Radio System Access.

The Commissioner's Court reconvened into Open Session at 2:40 P.M.

There being no further business before the Court concerning this agenda, Commissioner's Court adjourned at 2:40 P.M.

Submitted by: _____
County Clerk
Becky Williams

Approved by: _____
County Judge
Roger Harmon