

STATE OF TEXAS

September 10, 2012

COUNTY OF JOHNSON

COMMISSIONER'S COURT

BE IT KNOWN that on the 10th day of September, 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 Pastor Wade Taylor, 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 September 6, 2012 at 1:18 P.M., were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

Judge Harmon asked the members of the Court to please speak into the microphones and any visitors addressing the Court to come to the podium and state their names prior to addressing the Court. Judge Harmon said this was to ensure a good court record of the proceedings.

1. ANNOUNCEMENT: ON SEPTEMBER 24, 2012 AT 9:00 AM IN THE COMMISSIONER'S COURTROOM, JOHNSON COUNTY COURTHOUSE, CLEBURNE, TEXAS, THE COMMISSIONER'S COURT WILL HAVE A PUBLIC HEARING ON THE PROPOSED BUDGET FOR 2012-2013. THE COMMISSIONER'S COURT WILL ALSO VOTE ON THE BUDGET AND TAX RATE AT THAT SAME MEETING

Judge Harmon announced that on September 24, 2012 at 9:00 AM in the Commissioner's Courtroom, Johnson County Courthouse, Cleburne, Texas, the Commissioner's Court will have a Public Hearing on the Proposed Budget for 2012-2013 and will also vote on the Budget and Tax Rate at that same meeting.

2. PROCLAMATION IN SUPPORT OF THE CONSTRUCTION OF A PERMANENT HONOR MONUMENT

Commissioner's Court proclaimed support of the construction of a Permanent Honor Monument.

V. PUBLIC PARTICIPATION

None.

VI. PRECEDING BUSINESS

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

- a. July 23, 2012 – Regular Session
- b. July 30, 2012 – Special Session
- c. August 1, 2012 – Special Session
- d. August 6, 2012 – Special Session

Comm. Beeson, seconded by Comm. Bailey, made a motion to approve the Commissioner's Court Minutes for July 23, 2012, July 30, 2012, August 1, 2012 and August 6, 2012.

All voted aye; motion carried.

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

Comm. Bailey, seconded by Comm. Stringer, 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 RFB #2012-122 – STONEWORK FOR MARKET SQUARE

Comm. Bailey, seconded by Comm. Howell, made a motion to [reject bids received for RFB #2012-122, Stonework for Market Square.](#)

All voted aye; motion carried.

5. CONSIDERATION TO DECLARE MISCELLANEOUS ITEMS FROM THE IT DEPARTMENT AS SURPLUS PURSUANT TO LOCAL GOVERNMENT CODE SECTIONS 263.151 (2)(B) AND 263.152 (a)(1) AND PLACE ON RENE BATES AUCTION FOR SALE

Comm. Beeson, seconded by Comm. Howell, made a motion to approve to declare miscellaneous items from the IT Department as surplus pursuant to Local Government Code *Sections 263.151 (2)(B) and 263.152 (a)(1)* and place on Rene Bates Auction for sale per the [attached list](#).

All voted aye; motion carried.

6. CONSIDERATION TO DECLARE EVNI ICE MACHINE #20071130232G FROM THE ADULT PROBATION DEPARTMENT AS SURPLUS PURSUANT TO LOCAL GOVERNMENT CODE SECTIONS 263.151 (2)(B) AND 263.152 (a)(1) AND PLACE ON RENE BATES AUCTION FOR SALE

Comm. Stringer, seconded by Comm. Beeson, made a motion to approve to declare [Evni ice machine #20071130232G](#) from the Adult Probation Department as surplus pursuant to Local Government Code *Sections 263.151 (2)(B) and 263.152 (a)(2)* and place on Rene Bates Auction for sale.

All voted aye; motion carried.

7. CONSIDERATION TO DECLARE SOILED CHAIR FROM THE ADULT PROBATION DEPARTMENT AS SALVAGE PURSUANT TO LOCAL GOVERNMENT CODE SECTION 263.152(a)(3)

Comm. Beeson, seconded by Comm. Bailey, made a motion to approve to [declare soiled chair from the Adult Probation Department as salvage](#) pursuant to Local Government Code *Section 263.152(a)(3)*.

All voted aye; motion carried.

VIII. NEW BUSINESS

12. CONSIDERATION OF PROPOSAL WITH ASR FOR RENOVATIONS TO THE BROWN GYM-PERSONNEL DEPARTMENT

Comm. Stringer, seconded by Comm. Howell, made a motion to [approve of proposal with ASR for renovations to the Brown Gym](#) for the workout rooms at a cost of \$4,114.03, for the gym area at a cost of \$16,118.38, and to give the County Judge the authorization to sign.

All voted aye; motion carried.

13. CONSIDERATION OF THE JOHNSON COUNTY WELLNESS COMMITTEE STEP PROGRAM AND AUTHORIZATION TO AWARD PRIZES-PERSONNEL DEPARTMENT

Comm. Howell, seconded by Comm. Stringer, made a motion to approve the Johnson County Wellness Committee Step Program and authorization to award prizes for the Personnel Department as follows: Step Program to begin October 1, 2012 through November 1, 2012; award small, physical prizes for 1st, 2nd, and 3rd place winners for most steps each week with a weekly budget of \$50.00, cost for obtaining the pedometer for employees to track steps will be \$2.00 each with the proceeds from this to be awarded as the grand prize to the winner for all weeks combined.

All voted aye; motion carried.

VII. UNFINISHED BUSINESS

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

a. Consideration of Agreement with Oncor Electric Delivery Regarding Tariff for Retail Delivery Service

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [Agreement with Oncor Electric Delivery](#) regarding tariff for retail delivery service and to give the County Judge the authorization to sign.

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.

4. CONSIDERATION OF ARCHITECTURAL DESIGN, SPECIFICATION, FINANCIAL PROGRAM REQUIREMENTS, AND CONTRACTS FOR THE ALVARADO SUB-COURTHOUSE BUILDING

Discussion. No Action.

2. CONSIDERATION OF RECURRING ITEMS CONCERNING MARKET SQUARE

Discussion. No Action.

VIII. NEW BUSINESS

3. CONSIDERATION OF USE OF TECH FUND MONIES TO PURCHASE OF TWO (2) iPADS FOR EACH OF THE JUSTICE OF THE PEACE OFFICES

Comm. Beeson, seconded by Comm. Stringer, made a motion to [approve the use of Tech Fund monies to purchase two \(2\) iPads](#) for each of the Justice of the Peace Offices for Precincts #1, #2 and #4.

All voted aye; motion carried.

VII. UNFINISHED BUSINESS

5. CONSIDERATION OF **ORDER #2012-15** – PROHIBITION OF OUTDOOR BURNING

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

All voted aye; motion carried.

The Commissioner's Court recessed at 10:24 A.M. and reconvened at 10:37 A.M. to consider the following:

VIII. NEW BUSINESS

6. CONSIDERATION OF INTERLOCAL AGREEMENT FOR DEVELOPMENT OF MITIGATION PLANS WITH THE NORTH CENTRAL TEXAS COUNCIL OF GOVERNMENTS (NCTCOG) PURSUANT TO THE TEXAS INTERLOCAL COOPERATION ACT, CHAPTER 791 OF THE TEXAS GOVERNMENT CODE

Comm. Beeson, seconded by Comm. Stringer, made a motion to approve the [Interlocal Agreement for Development of Mitigation Plans](#) with the North Central Texas Council of Governments (NCTCOG) pursuant to the Texas Interlocal Cooperation Act, Chapter 791 of the Texas Government Code and to give the County Judge the authorization to sign.

All voted aye; motion carried.

VII. UNFINISHED BUSINESS

6. CONSIDERATION OF **ORDER #2012-19** – “IMPOSITION OF OPTIONAL COUNTY FEE FOR CHILD SAFETY PURSUANT TO SECTION 502.403 OF THE TRANSPORTATION CODE”

Comm. Beeson, seconded by Comm. Bailey, made a motion to approve [Order #2012-19](#), “Imposition of Optional County Fee for Child Safety pursuant to Section 502.403 of the Transportation Code”.

All voted aye; motion carried.

7. CONSIDERATION OF WIRE TRANSFER AGREEMENT SCHEDULE B WITH FIRST FINANCIAL BANK-TREASURER

Comm. Howell, seconded by Comm. Stringer, made a motion to approve the [Wire Transfer Agreement Schedule B](#) with First Financial Bank for the Treasurer's Office.

All voted aye; motion carried.

8. CONSIDERATION OF REPORTING STRUCTURE FOR HAMM CREEK PARK

Comm. Beeson, seconded by Comm. Bailey, made a motion to approve the [reporting structure for Hamm Creek Park](#) as attached and authorize Randy Gillespie, Personnel Director, to send a letter to Dan Taylor, Park Supervisor outlining the reporting structure.

All voted aye; motion carried.

9. CONSIDERATION OF HOLIDAYS FOR 2013

Comm. Howell, seconded by Comm. Beeson, made a motion to approve the [Holidays for 2013](#) as attached with December 24th and December 25th as the Christmas Holidays for 2013.

All voted aye; motion carried.

VIII. NEW BUSINESS

1. CONSIDERATION TO ADVERTISE FOR BIDS/PROPOSALS

Comm. Beeson, seconded by Comm. Bailey, made a motion to approve to advertise for bids for the HVAC Contract and to go back out for bids for the stonework for Market Square.

All voted aye; motion carried.

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

- a. Justice of the Peace, Precinct #3 Technology Fund-Fees & Services
\$2,500.00

Comm. Stringer, seconded by Comm. Beeson, made a motion to approve the FY 2012 Budget Amendment pursuant to the Local Government Code *Section 111.010* for Justice of the Peace, Precinct #3 Technology Fund, Fees & Services for additional budget needed for leg monitors in the amount of \$2,500.00.

All voted aye; motion carried.

4. RECORDING OF DISTRICT JUDGE'S ORDER ESTABLISHING SALARIES FOR COUNTY AUDITOR'S OFFICE AND COURT REPORTERS

Comm. Beeson, seconded by Comm. Howell, made a motion to approve the recording of [District Judge's Order Establishing Salaries for County Auditor's Office and Court Reporters.](#)

All voted aye; motion carried.

5. CONSIDERATION OF INTERLOCAL AGREEMENT BETWEEN KEENE ISD AND THE COUNTY OF JOHNSON FOR SCHOOL RESOURCE OFFICER (SRO) FOR THE 2012-2013 SCHOOL YEAR

Comm. Beeson, seconded by Comm. Bailey, made a motion to approve the [Interlocal Agreement between Keene ISD](#) and the County of Johnson for School Resource Officer (SRO) for the 2012-2013 school year and to give the County Judge and Sheriff the authorization to sign.

All voted aye; motion carried.

7. CONSIDERATION OF PURCHASING OFFICE SUPPLIES THROUGH THE NATION INTERLOCAL PURCHASING ASSOCIATION (NIPA) COOPERATIVE OFFICE DEPOT CONTRACT

Comm. Stringer, seconded by Comm. Howell, made a motion to [approve purchasing office supplies through the Nation Interlocal Purchasing Association](#) (NIPA) Cooperative Office Depot Contract.

All voted aye; motion carried.

8. ACKNOWLEDGEMENT OF AMENDMENTS TO THE ICE CONTRACT:

- | | | | |
|----|-----------------|--------------------------------|-------------------------------|
| a. | <u>08-24-11</u> | <u>Unilateral Modification</u> | <u>P00020</u> |
| b. | <u>08-24-11</u> | <u>Unilateral Modification</u> | <u>P00021</u> |
| c. | <u>08-24-11</u> | <u>Unilateral Modification</u> | <u>P00022</u> |

The Commissioner's Court acknowledged the Amendments to the ICE Contract as listed above.

9. ACKNOWLEDGEMENT OF RECEIPT OF PROPOSED BUDGETS OF THE JOHNSON & SOMERVELL COUNTIES COMMUNITY SUPERVISION AND CORRECTIONS DEPARTMENT PURSUANT TO LOCAL GOVERNMENT CODE SECTION 140.004

The Commissioner's Court acknowledged the receipt of [Proposed Budgets](#) of the Johnson & Somervell Counties Community Supervision and Corrections Department pursuant to Local Government Code *Section 140.004*.

10. CONSIDERATION OF MAINTENANCE AGREEMENT ADDENDUM QUOTATION WITH IDENTEX INCORPORATED FOR LIVESCAN FINGERPRINTING EQUIPMENT LOCATED AT THE GUINN JUSTICE CENTER

Comm. Stringer, seconded by Comm. Bailey, made a motion to approve the [Maintenance Agreement Addendum Quotation with Identix Incorporated](#) for Livescan Fingerprinting Equipment located at the Guinn Justice Center and to give the County Judge the authorization to sign.

All voted aye; motion carried.

11. CONSIDERATION OF STATE CONTRACT DIR-SDD-1855 WITH SOLID BORDER, INC. FOR PALO ALTO NETWORK FILTER-IT DEPARTMENT

Comm. Beeson, seconded by Comm. Bailey, made a motion to approve the [State Contract DIR-SDD-1855 with Solid Border, Inc.](#) for Palo Alto Network Filter for the IT Department.

All voted aye; motion carried.

14. CONSIDERATION OF APPOINTMENT OF ROGER ARMSTRONG OF CLEBURNE, TEXAS TO THE JOHNSON COUNTY HISTORICAL COMMISSION

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [appointment of Roger Armstrong of Cleburne, Texas](#) to the Johnson County Historical Commission.

All voted aye; motion carried.

15. CONSIDERATION OF CONTINUATION CERTIFICATE FOR PATRICIA BOURGEOIS-ELECTIONS ADMINISTRATOR

Comm. Stringer, seconded by Comm. Bailey, made a motion to approve the [Continuation Certificate for Patricia Bourgeois](#), Elections Administrator.

All voted aye; motion carried.

IX. CONSENT AGENDA

Comm. Bailey, seconded by Comm. Howell, 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 11:16 A.M. to discuss the Budget and Tax Rate.

The Commissioner's Court reconvened into Open Session at 11:21 A.M.

BE IT KNOWN that Commissioner's Court met in Executive Session at 11:21 A.M. in accordance with Government Code *Sec. 551.074*, Personnel Matters.

The Commissioner's Court reconvened into Open Session at 11:44 A.M. to consider the following:

XI. EXECUTIVE SESSION

1. Government Code:

a. *Sec. 551.074*-Personnel Matters

(1) Melissa Saenz, Position #F01-046-Constable, Precinct #3 Office

Comm. Stringer, seconded by Comm. Bailey, made a motion to approve the addition of the bilingual supplement to Melissa Saenz, Position #F01-046, Constable, Precinct #3 Office.

All voted aye; motion carried.

(2) Anna Goodloe, Position #F02-052-Sheriff's Office

Comm. Beeson, seconded by Comm. Stringer, made a motion to approve to move budget item, which is currently 10561 to budget item 10560 and transfer the salary of \$25,410.00 for Anna Goodloe, Position F#02-052 for the Sheriff's Office.

All voted aye; motion carried.

(3) Open Position #F02-012-Sheriff's Office

Comm. Beeson, seconded by Comm. Howell, made a motion to approve to move budget item which is currently 10560 to budget item 10561 and transfer the salary of \$23, 390.00 for the Open Position, #F02-012 for the Sheriff's Office.

All voted aye; motion carried.

VII. UNFINISHED BUSINESS

8. CONSIDERATION OF REPORTING STRUCTURE FOR HAMM CREEK PARK

Comm. Beeson, seconded by Comm. Bailey, made an amended motion to approve the reporting structure for Hamm Creek Park as attached and read in open Court and authorize Randy Gillespie, Personnel Director to send a letter to Dan Taylor, Park Supervisor outlining the reporting structure. This amended motion was to clarify the previous motion for the Court.

All voted aye; motion carried.

There being no further business before the Court concerning this agenda, Commissioner's Court adjourned at 11:53 A.M.

Submitted by: _____
County Clerk
Becky Williams

Approved by: _____
County Judge
Roger Harmon