

THE STATE OF TEXAS

December 1, 1967

COUNTY OF JOHNSON

BE IT REMEMBERED AT A REGULAR MEETING of the Commissioners Court in and for Johnson County, Texas, on the above mentioned date at the courthouse in Cleburne, Texas, with the following members present: Herschel C. Winn, County Judge, Winnie Coward, Commissioner of Precinct No. 1, W.R. Bryant, Commissioner of Precinct No. 2, W.I. Boteler, Commissioner of Precinct No. 3, M.W. Roland, Commissioner of Precinct No. 4, Louis B. Lee, County Clerk, Lorene Moreland, County Auditor, J. C. Bennett, Assistant County Auditor, Noel Wofford, Sheriff and Steve D. Shipley.

A motion was made by Commissioner Roland and seconded by Commissioner Boteler that all bills against Johnson County be allowed and ordered paid as submitted, examined in open court and properly endorsed.

All voted aye

A motion was made by Commissioner Boteler and seconded by Commissioner Coward that the following request be approved as submitted.

Cleburne, Texas

December 1, 1967

At a regular meeting of the Commissioners Court, held in the Courthouse, February 9, 1948, County Clerk Louis B. Lee, was at his request directed to pay into the County funds \$1,300.00, as shown to be surplus from past years, still in the County Clerk's bank account, and was allowed to keep in his possession \$500.00 to be used to purchase Federal Revenue Documentary Stamps for the convenience of the public, until such time as the fund was not needed. Now as of January 1, 1968, the above referred to Revenue Stamps will not be used, and the fund of \$500.00 will not be needed, and the said Louis B. Lee, County Clerk, now desires to refund this amount to the County Treasurer, and be relieved of the responsibility to the County for the fund.

/s/ Louis B. Lee, County Clerk

All voted aye

Upon motion made by Commissioner Bryant and seconded by Commissioner Boteler which motion passed unanimously, the Commissioners Court of Johnson County hereby authorizes the Commissioner shown below to use County Employees and equipment to construct and/or maintain a private road within his precinct, as shown below, as authorized by Article 6812d, Texas Civil Statutes; to-wit:

PERSON REQUESTING WORK	DESCRIPTION OF WORK AND LOCATION OF JOB	COMMISSIONER AUTHORIZED TO DO WORK
Ruby L. Bell	Gravel, Off 1125-A	Prec. No. 1
Leonard Longley	Gravel driveway, Off CR 1216	Prec. NO. 1
Joe W. Gatewood, Sr.	Gravel on driveway and And carport just off 916	Prec. No. 1
Hugh Jones	Gravel on driveway, on CR 1226 Northwest of Bono	Prec. No. 1
Louis P. Vaughn	Gravel Driveway, Off CR 1022	Prec. No. 2
Loyd E. Wallis	Gravel Driveway, Off FM 917	Prec. No. 2
Earl A. Stanford	Gravel Driveway, Off CM 714	Prec. No. 2
Leland Owens	Gravel on Driveway, Off FM Road 917	Prec. No. 2
Joe Thomas	Limestone crushed rock, to barn and approach to loading road	Prec. No. 2
Don Baker	Grade private drive in City of Alvarado on Purdom St. also haul gravel for same.	Prec. No. 3
Joe F. Peters, Sr.	Grave & Scatter gravel in private driveway off Spears Street	Prec. No. 3
Mrs. Duane Barnes	Grade & gravel driveway off road 702A; Northeast of Keene 1 mile	Prec. No. 3
Raymond Walls	Haul gravel for private driveway on road 702A. Approx. 1 mile N. E. Keene	Prec. No. 3
James E. Kemp	Haul & level rock on private driveway	Prec. No. 3
Mrs. J. H. McMahon	Haul gravel for private drive in City of Alvarado	Prec. No. 3
James Houston	Haul gravel for private driveway	Prec. No. 3
Howard Fowler	1 Load Gravel, 608 Third St. Grandview	Prec. No. 4

SOIL CONSERVATION WORK - TERRACING

Upon motion made by Commissioner Bryant and seconded by Commissioner Boteler the following order was passed unanimously. WHEREAS application have been made for the use of Machinery or equipment belonging to Johnson County in soil conservation work by persons shown below; and

WHEREAS, the Commissioner's Court has found that the work to be performed is Soil Conservation work AND THAT THE SAID equipment or machinery is not demanded for the service of building and the upkeep of roads of the county,

now wherefore premises considered, the Commissioners Court of Johnson County hereby elects to do the work shown below and thereby authorizes the said commissioner to us County Employees and equipment for such soil conservation work, all in accordance with Art 2372c, Texas Civil Statutes

PERSON REQUESTING WORK	DESCRIPTION OF WORK AND LOCATION OF JOB	COMMISSIONER AUTHORIZED TO DO WORK
C. W. Hanna	Terracing, No. 1125 Northwest Of Cleburne	Prec. No. 1

All voted aye

A motion was made by Commissioner Roland and seconded by Commissioner Boteler that the Treasurer's Report for period ending September 30, 1967 be approved as submitted.

All voted aye

A motion was made by Commissioner Roland and seconded by Commissioner Bryant that the following policy and fees be charged for cuts or excavations made through county roads that are not hardsurfaced. Persons desiring to make cuts or excavations through such roads are required to obtain a permit from the County Judge's office.

THE CHARGES:

- For excavations up to 12" in width: the deposit will be \$25.00
- For excavations 12" and over: the deposit will be \$50.00

STANDARDS:

All pipes placed underground within the County right-of-way shall meet the following standards:

- (1) All pipes will be at least 30" below the surface of the ground, including the road bed, shoulder, bottom of the bar ditch.
- (2) Persons desiring the permit shall give at least 24 hours' notice before work is begun.
- (3) The dirt will be replaced and tamped every 6". If the road is a gravel road, the surface will be covered with 6" of gravel. If the road is not a gravel road, then tamping is all that will be required.

RETURN OF DEPOSIT:

Upon completion of the work and inspection of the work by the Commissioner of the precinct the above fees will be refunded to the person depositing the same 60 days after the inspection. This would allow time to receive a slow rain, to see that the work is accomplished in accordance with

the foregoing standards. If it is necessary for the Commissioner to repair the road or fill the hole, then customary charges will be levied and this amount retained from the deposit. The balance of the deposit if any will be refunded to the applicant.

All voted aye

A motion was made by Commissioner Roland and seconded by Commissioner Bryant that B. B. Ingle, Hunter Pearson and Johnnie Gordon be re-appointed to the Johnson County Memorial Hospital Board, for a term of two (2) years beginning November 1, 1967.

All voted aye

A motion was made by Commissioner Boteler and seconded by Commissioner Roland that Sheriff Noel Wofford be allowed to purchase 1 New Automobile for his department provided the purchase price is less the \$2,000.00 the same to be paid out of 1968 Budget.

All voted aye

A motion was made by Commissioner Boteler and seconded by Commissioner Roland that the following appointment be approved.

November 29, 1967

The Commissioners Court of Johnson County, Texas

Cleburne, Texas

Dear Sirs:

Subject to your advice and consent, I hereby appoint Steve D. Shipley Adult Probation Officer for Johnson County, and fix his salary at \$550.00 per month with expense account of not to exceed \$50.00 per month as provided for in your budget for 1968; this to become effective on January 1, 1968 and to continue until otherwise determined by the District Judge.

Please enter your order on this subject on the Minutes of the Court, and oblige.

Respectfully yours,

Penn J. Jackson, District Judge

All voted aye

A motion was made by Commissioner Roland and seconded by Commissioner Boteler that County Clerk be authorized to destroy approximately 100 old record books, such as old Chattel Mortgages records, Marriage License Stubbs,

that is not needed for references and the space is needed for permanent record books.

All voted aye

A motion made by Commissioner Roland and seconded by Commissioner Bryant that the following order be approved.

TEXAS COUNTY AND DISTRICT RETIREMENT SYSTEM, SUGGESTED FORM OF COUNTY PARTICIPATION ORDER AND MINUTES RELATING TO ADOPTION THEREOF
THE STATE OF TEXAS ~
COUNTY OF JOHNSON ~

On this the 1st day of December, 1967, the Commissioners Court of Johnson County, Texas, was convened in Regular session at an November Term of said Court, with the following member present to-wit:

Herschel C. Winn, County Judge

Mrs. Winnie Coward, Commissioner, Precinct No. 1,

W. R. Bryant, Commissioner, Precinct No. 2,

W. I. Boteler, Commissioner, Precinct No. 3,

M. W. Roland, Commissioner, Precinct No. 4,

Louis B. Lee, County Clerk;

and at such session, among other proceedings had, the following order was passed:

"Whereas, the Texas Legislature has established the Texas County and District Retirement System, pursuant to Section 62 of Article XVI of the Texas Constitution; and

Whereas, said constitutional provision directs that the governing body shall determine whether the County shall participate in the System so established; and

Whereas, the Commissioners Court has determined that it is to the public interest that the County of Johnson participate in the System, for the purpose of more adequately providing for retirement of superannuated or disabled employees; it is therefore.

ORDERED BY THE COMMISSIONERS COURT OF JOHNSON COUNTY, TEXAS:

1. In this order, the respective terms 'deposits', 'employee', 'earnings', 'prior service', 'service', and 'System' have the meaning defined for such term by Chapter 127, Acts, Regular Session, 60th Legislature of Texas.

2. Pursuant to the provisions of Chapter 127, Acts, Regular Session, 60th Legislature, Johnson County hereby elects to participate in, and to have its employees participate in the Texas County and District Retirement System, such participation to begin and be effective on the first day of January, 1968.

3. All persons who are employees of said County on the effective date of participation prescribed above shall become members of the System and shall be allowed credit for prior service in accordance with the provisions of said Act and the Rules and Regulations of the Board of Trustees of the System. Each person who shall become an employee of the County subsequent to the effective date of participation and who is not already a member of the System, shall become a member at date of his employment, provided he shall at such date be less than fifty-eight (58) years of age.

4. Each employee of Johnson County shall make deposits to the System for each payroll period at the rate of 5 per centum (5%)¹ of earnings, which deposits shall be withheld by the County Auditor² from the compensation of the employee, in accordance with the subsection 1, Section IV of _____
¹ Contribution rate may be four, five, six, or seven per cent.
² Fill in the title of the County payroll officer, e.g. "County Auditor" or
³ "County Clerk" the act above mentioned. The rate of deposits herein designated shall constitute the initial deposit rate of the County as a participating subdivision of the System, and will not be changed until it has been in effect for at least five (5) years.

5. In addition to deposits, as above specified, each employee member shall make to the System expense contributions at such rate (not exceeding fifty cents (.50) per month) as is set by the Board of Trustees of the System; and such expense contributions shall be withheld from the compensation of the member in like manner as prescribed above for withholding of deposits to the Employee's Savings Fund of the System.

6. The County shall make benefit contributions to the System in an amount which for each payroll period is equal to the sum of deposits made to the system by all of its employees for such period; and in addition shall make expense contributions each month to the System which shall equal the sum of expense contributions made to the System for such month by all of the County's employees. The sums here designated to be paid by the County to the System are

herby appropriated out of and shall be paid from the respective funds from which compensation of the respective employees members are paid.

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7. The County Auditor shall transmit and is _____

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If the Court desires to limit the amount of earnings on which contributions (and resultant benefits) are calculated, add to the sentence, after the word "mentioned" the following: "provided, however, that annual earnings of any employee in excess of \$____ per year, or which for any calendar month exceeds one-twelfth ($1/12^{\text{th}}$) of said annual maximum, shall be excluded in calculating the deposits permitted by or required of such employee." The annual maximum, if one is prescribed, must be some multiple of \$1,200, but may not be less than \$3,600.

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County payroll officer, e.g. "Auditor", "Clerk".

Hereby directed to transmit monthly (or at such times as the Board may deisngate) to the Director of the System such payroll and other pertinent information as the Board of Trustees of the System may prescribe, and on or before the fifteenth day of each month shall pay over to the System, on checks

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or warrants signed by him and by Co. Clerk & Treasurer, the amounts withheld as deposits of members for each payroll period during the receding month, together with the amounts withheld from employees as expense contributions to the System for such periods, and the benefit and expense contributions of the County for such periods.

Each employee who claims 'prior service' credit for service performed before the effective date of participation prescribed above shall promptly

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file with the Auditor a detailed written statement (on such forms as are prescribed by or under the direction of the Board of Trustees of the System)

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of all such prior service. The Auditor is hereby authorized and directed to verify each such statement of prior service claimed, and upon being satisfied that the same is correct, to certify to the Board of Trustees of the System on behalf of the County: (a) the length of 'prior service' for which credit is allowed by the County to the employee-member (stated in terms of months of such service), and (b) the 'average prior service earnings' of the employee-member, to be computed and _____

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List the other officers who are required by law or by order of Court to sign warrants or checks.

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Insert title of officer who is to verify and certify prior service records, as "County Auditor", "County Clerk". If more than one, include each officer by title, and specify the function each is to perform for the County in the matter.

reported as directed by the Board of Trustees of the System."

The above order being read, it was moved and seconded that the same do pass and be adopted. Thereupon, the question being called for, the following member voted Aye: All, _____, _____, _____, _____ and the following voted No: none.

Witness our hands officially this 1st day of December, 1967.

ATTEST:	Herschel C. Winn, County Judge
Louis B. Lee, County Clerk and	Winnie D. Coward, Commissioner, Pct. No. 1
Ex-Officio Clerk of the Commissioners	W.R. Bryant, Commissioner, Pct. No. 2
Court, Johnson County, Texas	W.I. Boteler, Commissioner, Pct. No. 3
	M.W. Roland, Commissioner, Pct. No. 4

A motion was made by Commissioner Roland and seconded by Commissioner Bryant that the following be re-appointed to the Johnson County Rural Fire District Board, for a term of 2 years, beginning February 1, 1968, A. L. Creswell, A. D. Smith and Vernon Forbes.

All voted aye

THERE BEING NO FURTHER BUSINESS COURT IS HEREBY ADJOURNED.

_____	_____
COUNTY CLERK	COUNTY JUDGE

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