

March 24, 1997

STATE OF TEXAS

COMMISSIONERS COURT

COUNTY OF JOHNSON

BE IT KNOWN that on the 24th day of March, 1997, the Honorable Commissioners Court of Johnson County, Texas, met in Regular Session at 9:00 a.m. with all members present in the Courthouse in the City of Cleburne, Johnson County, Texas, and following the Invocation and the Pledge of Allegiance, the following items were considered:

V. PRECEDING BUSINESS

11. REQUEST TO HOST SEMINAR ON "POWERS & DUTIES OF AD LITEMS"

A motion was made by Comm. McFall, seconded by Comm. Harmon to approve the Request from Judge C.C. "Kit" Cooke, to Host a Seminar on "Powers and Duties of Ad Litems."

All voted aye; motion passed.

1. APPROVAL OF BILLS

A motion was made by Comm. McFall, seconded by Comm. Carpenter, to approve the Monthly Bills as submitted by the County Auditor. Let the record show that Johnson County has been overcharged \$0.21 a ton on Flex Base and this will be corrected.

All voted aye; motion passed.

2. ACKNOWLEDGEMENT OF RECEIPT OF THE COUNTY AUDITORS REPORT TO COMMISSIONERS COURT

Judge Roger Harmon acknowledged Receipt of the County Auditors Report to the Commissioners Court.

3. APPROVAL OF THE MINUTES

A motion was made by Comm. Harmon, seconded by Comm. Thompson to approve the Minutes of the October 28, 1996 Commissioners Court Meeting.

All voted aye; motion passed.

4. SENATE RESOLUTION NO 311-JOHNSON COUNTY DAY AT THE LEGISLATURE

Passed.

5. REPORT FROM MEALS-ON-WHEELS OF JOHNSON COUNTY

Vinsen Farris gave a report on Meals-On-Wheels of Johnson County.

6. PRESENTATION OF THE COMPREHENSIVE ANNUAL FINANCIAL REPORT FOR FISCAL YEAR ENDING SEPTEMBRRER 30, 1996

A motion was made by Comm. McFall, seconded by Comm. Harmon to approve the Comprehensive Annual Financial Report for Fiscal Year Ending September 30, 1996.

All voted aye; motion passed.

7. OUTSIDE AUDITORS MANAGEMENT LETTER

A motion was made by Comm. McFall, seconded by Comm. Harmon, to approve the verbal Outside Auditors Management Letter Report.

All voted aye; motion passed.

4. SENANTE RESOLUTION NO 311 - JOHNSON COUNTY DAY AT THE LEGISLATURE

A report was given by Nell Dixon, Cleburne Chamber of Commerce President, on the March 11th, 1997 trip to Austin, Texas, for the Johnson County Day at the Legislature.

8. SUBDIVISIONS

a. SUNDANCE-FINAL REPLAT, BLOCK 3, LOT 5 INTO LOTS 5A AND 5B, PCT #2

A motion was made by Comm. Harmon, seconded by Comm. McFall, to approve Sundance, Final Replat of Block 3, Lot 5 into Lots 5A and 5B in precinct #2, subject to a revision on Final Plat of the 150' frontage.

All voted aye; motion passed.

9. ACCEPTANCE OF ROAD MAINTENANCE OF 1777 LF OF CR 530B, PCT. #3

A motion was made by Comm. Carpenter, seconded by Comm. Harmon to approve Acceptance of Road Maintenance of 1777 LF of CR 530B, Precinct #3.

All voted aye; motion passed.

VII. NEW BUSINESS

5. APPROVAL OF CONTRACT FOR AUCTIONEER-SHERIFF'S SALE

A motion was made by Comm. Thompson, seconded by Comm. McFall to approve the Contract for the Auctioneer for the Sheriff's Sale and to give Judge Roger Harmon permission to sign the contract.

All voted aye; motion passed.

V. PRECEDING BUSINESS

10. AWARD BIDS/PROPOSALS

a. Bid #97-21 Uniform Rental Precincts

A motion was made by Comm. Harmon, seconded by Comm. Thompson to award Bid #97-21 for Uniform Rental for all Precincts to G & K Services.

All voted aye; motion passed.

b. Bid #97-22 Dairy Products

A motion was made by Comm. Thompson, seconded by Comm. Harmon to award Bid #97-22 for Dairy Products to Oak Farms.

All voted aye; motion passed.

c. Bid #97-23 Lim Slurry

A motion was made by Comm. Thompson, seconded by Comm. Carpenter award Bid #97-23 for Lime Slurry to Beall Lime Services.

All voted aye; motion passed.

d. Bid #97-24 Topping Aggregate

A motion was made by Comm. Thompson, seconded by Comm. McFall to award Bid #97-24 for Topping Aggregate ¾ to #4 Grade to all bidders, Trinity

Materials, Inc; Vulcan Materials, Co.; and Pioneer Aggregate.

All voted aye; motion passed.

VI. UNFINISHED BUSINESS

1. RENEWAL OF COUNTY WIDE JUVENILE CURFEW FOR UNINCORPORATED AREAS

A motion was made by Comm. McFall, seconded by Comm. Harmon to approve the Renewal of the County Wide Juvenile Curfew for Unincorporated Areas of Johnson County indefinitely or until the Court rescinds this curfew. The State Code gives Counties the right to make and enforce a curfew.

All voted aye; motion passed.

The Commissioners Court took recess at 10:25 a.m. and reconvened at 10:42 a.m.

VI. UNFINISHED BUSINESS

3. REQUEST FOR APPROVAL TO CONTRIBUTE FUNDS FOR RIGHT-OF-WAY ACQUISITION-BU 67N TO THE ELLIS COUNTY LINE

A motion was made by Comm. Thompson, seconded by Comm. Harmon to give Judge Roger Harmon permission to request from the Texas Department of Transportation to Re-submit the County Cost into 2 (two) installments for the Right-Of-Way Acquisition of BU 67N to the Ellis County Line.

All voted aye; motion passed.

4. REQUEST FOR ADVANCE ACQUISITION OF RIGHT-OF WAY BASED ON HARDSHIP - US 67

A motion was made by Comm. Thompson, seconded by Comm. Harmon to approve the \$4,700.00 Hardship Case, for Mr. A. Cecil Reed for Texas Department of Transportation Case #41-E, and for the \$1,500.00 for the piece of parcel that overlaps Johnson County and Ellis County at Highway 67.

All voted aye; motion passed.

5. RECONSIDERATION OF REQUEST FOR VARIANCE ON NORTH END OF COUNTY ROAD 603C, PCT. #3

No action.

VII. NEW BUSINESS

1. PURCHASES FROM \$2,500.00 to \$15,000.00

A motion was made by Comm. Thompson, seconded by Comm. McFall, to approve the purchase for Precinct #1 for a Haul Trailer-Cherokee from Precinct #3 for \$5,000.00; for Precinct #4, the Rental of a Reclaiming Machine for 45 days.

All voted aye; motion passed.

2. ADVERTISING FOR BIDS/PROPOSALS

None.

3. TRAFFIC SIGNS

None Requested.

1. PURCHASES FROM \$2,500.00 TO \$15,000.00

The motion was amended on Purchases from \$2,500.00 to \$15,000.00 by Comm. Thompson, seconded by Comm. McFall, to also approve the repair of a Motor Grader for Precinct #1.

All voted aye; motion passed.

4. REQUEST FOR ADDITIONAL EMPLOYEE-JP #3

Pass till after Workshop Session.

5. SHERIFF'S DEPARTMENT-FOOD SERVICE-LEC

Pass till after Workshop Session.

7. APPROVAL OF THE COOPERATIVE AGREEMENT BETWEEN THE CORPS OF ENGINEER'S JOHNSON COUNTY SHERIFF'S DEPARTMENT TO PATROL HAM CREEK AREA

A motion was made by Comm. Harmon, seconded by Comm. McFall to approve the Cooperative Agreement Between the Corps of Engineer's and the Johnson County Sheriff's Department to Patrol the Ham Creek Area. Funding provided by the Corps of Engineer's.

All voted aye, motion passed.

8. RIGHT-OF-WAY ON CR 108C-PCT. #4

A motion was made by Comm. Thompson, seconded by Comm. Harmon to Pay Legal Fees for property work in reference to Right-Of-Way; Pay for Construction of Low Water Crossing; and to Give the County Judge authority to sign Deeds and Titles.

All voted aye;, motion passed.

VIII. CONSENT AGENDA

A motion was made by Comm. McFall, seconded by Comm. Thompson to approve the items on the Consent Agenda with the addition of a Request from Gerald Prince for an investigator to attend Basic Sniper School, and Advanced Sniper School; and for two Investigators to attend the Rural Sniper School.

All voted aye, motion passed.

BE IT KNOWN that on the 24th day of March, 1997, the Honorable Commissioners Court of Johnson County, met in Executive Session at 11:05 a.m. with all members present in the Courthouse, in the City of Cleburne, Johnson County, Texas, in accordance with Texas Local Government Code Sec. 551.074, Personnel Matters, Precinct #4; Sheriff's Department; Precinct #1; and County Health Department.

The Commissioners Court reconvened into Open Session at 1:15 p.m., with no action being taken at this time.

X. WORKSHOP

The Commissioners Court met in Workshop Session at 1:15 p.m. to discuss the Sheriff's Department-Food Service for the LEC, and the District Clerk's Office-New Employee.

The Commissioners Court reconvened into Open Session at 2:10 p.m. with the following action being taken.

VI. UNFINISHED BUSINESS

2. REQUEST FROM DISTRICT CLERK FOR NEW EMPLOYEE

A motion was made by Comm. Harmon, seconded by Comm. Carpenter to approve the request from the District Clerk's

Office for a new employee. This position would be Clerk I, a full time position, effective as of March 24, 1997.

All voted aye; motion passed.

IX. EXECUTIVE SESSION

1. GOVERNMENT CODE

a. Sec. 551.074-Personnel Matters

1. Precinct #4

A motion was made by Comm. Thompson, seconded by Comm. Harmon to increase the pay of Jerry Ricks by 5% to \$16,298.00, with the Review date to stay the same, effective date of April 1, 1997.

All voted aye; motion passed.

2. Sheriff's Department

No action taken.

3. Precinct #1

A motion was made by Comm. McFall, seconded by Comm. Thompson to approve the pay increases of Harvey Morgan from \$15,522.00 to \$16,298.00, to be effective April 1, 1997; Jay Smith a 5% raise from \$16,608.00 to \$17,108.00, and C. D. Barrett a 5% raise from \$16,608.00 to \$17,108.00, all effective April 1, 1997.

All voted aye, motion passed.

4. County Health

A motion was made by Comm. Thompson, seconded by Comm. McFall to approve a raise for Janie Hill from \$17,400.00 to \$18,480.00 after a 90 day review.

All voted aye, motion passed.

There being no further business before the Court concerning this agenda, Court adjourned on the same date at 2:13 p.m.

Submitted by: _____
Curtis H. Douglas
County Clerk

Approved by: _____
Roger Harmon
County Judge