

September 22, 1997

STATE OF TEXAS

COMMISSIONERS COURT

COUNTY OF JOHNSON

BE IT KNOWN that on the 22nd day of September, 1997, the Honorable Commissioners Court of Johnson County, Texas, met in Regular Session at 9:05 a.m. with all members present, in the Courthouse, in the City of Cleburne, Johnson County, Texas, and following the Invocation by Minister David Berryman of Westside Church of Christ and the Pledge of Allegiance, the following items were considered:

BE IT KNOWN that on the 22nd, day of September, 1997, the Honorable Commissioners Court of Johnson County, Texas, met in Public Hearing Session at 9:07 a.m. with all members present, in the Courthouse, in the City of Cleburne, Johnson County, Texas.

V. PRECEDING BUSINESS

1. PUBLIC HEARING: Consideration to Close and Discontinue a Portion of County Road 1131A, Precinct #1.

Dick Dickens and Commissioner McFall made comments on this closure. There was no public opposition.

There being no further business concerning the Public Hearing, the Public Hearing Session was closed at 9:10 a.m.

BE IT KNOWN that on the 22nd day of September, 1997, the Honorable Commissioners Court of Johnson County, continued in Regular Session at 9:11 a.m. with all members present in the Courthouse, in the City of Cleburne, Johnson County, Texas and the following items were considered:

V. PRECEDING BUSINESS

2. APPROVAL TO CLOSE 676FT. OF CR 1131A BETWEEN THE HOOD COUNTY LINE AND OLD FM 192 (FM 4), LOCATED AT THE SOUTHWEST CORNER OF THE THOMAS PERRY SURVEY, A-1039, JOHNSON COUNTY, TEXAS-PCT. #1

A motion was made by Comm. McFall, seconded by Comm. Harmon to approve the closure of 676ft. of CR 1131A, between the Hood County Line and old FM 192, (FM4), located at the Southwest Corner of the Thomas Perry Survey, A-1039, Johnson County, Texas in Precinct #1.

All voted aye, motion passed.

3. APPROVAL OF BILLS

A motion was made by Comm. Thompson, seconded by Comm. Carpenter to approve the monthly bills as submitted by the County Auditor.

All voted aye, motion passed.

4. ACKNOWLEDGMENT OF RECEIPT OF THE COUNTY AUDITORS REPORT TO COMMISSIONERS COURT

The County Judge, Roger Harmon, acknowledged the receipt of the County Auditors report to the Commissioners Court.

5. APPROVAL OF MINUTES

- a. June 23, 1997
- b. July 14, 1997
- c. July 28, 1997
- d. August 11, 1997
- e. August 22, 1997

A motion was made by Comm. Harmon, seconded by Comm. Thompson, to approve the Minutes of the Commissioners Court meeting for the dates of June 23, 1997; July 14, 1997; July 28, 1997; August 11, 1997; and August 22, 1997.

All voted aye, motion passed.

6. PRESENTATION OF PLAQUE TO RICK CUMINS AND SPECIAL
RECOGNITION OF ALL MEMBERS OF THE VOLUNTARY FIRE
DEPARTMENTS AND EMERGENCY SERVICES

Terry and Chris Sprinkles were on hand to give a Special Thank you to Rick Cumins for his act of courage in helping to save the life of Chris during an automobile accident; and to all Volunteer Fire Departments and Emergency Services who give of themselves to help others. Comments made by Comm. McFall and County Judge, Roger Harmon.

7. AWARD OF BIDS/PROPOSALS

a. Bid #97-44 Janitorial Service

A motion was made by Comm. Harmon, seconded by Comm. McFall to award Bid #97-44 Janitorial Service to Sani-Tech Inc.

All voted aye, motion passed.

b. Bid #97-45 Culverts

A motion was made by Comm. McFall, seconded by Comm. Carpenter to award Bid #97-45 Culverts to Texas Steel Culverts.

All voted aye, motion passed.

c. Bid #97-46 Office Furniture

A motion was made by Comm. McFall, seconded by Comm. Harmon to award Bid #97-46 Office Furniture to Bennett's Printing and Office Supply.

All voted aye, motion passed.

8. APPROVAL OF SYSTEM UPGRADE FOR DISTRICT ATTORNEY'S
OFFICE DECLARED "SOLE SOURCE"

A motion was made by Comm. Thompson, seconded

by Comm. Carpenter to approve the System Upgrade for the District Attorney's Office declared "Sole Source". This will be budgeted out of the District and County collection account.

All voted aye, motion passed.

9. SUBDIVISIONS:

a. Approval of Preliminary Plat:

1. Rolling Trails Estates-Pct. #3

A motion was made by Comm. Carpenter, seconded by Comm. Harmon to approve the Preliminary Plat for Rolling Trails Estates, in Precinct #3.

All voted aye, motion passed.

b. Approval of Final Plat:

1. Raintree Meadows, Phase II-Pct. #3

A motion was made by Comm. Carpenter, seconded by Comm. McFall, to approve the Final Plat for Raintree Meadows, Phase II, Precinct #3 with the stipulation that before anyone else moves in the culverts are repaired and the signs are in place within Raintree Meadows, Phase I.

All voted aye, motion passed.

2. Shadow Creek Addition - Pct. #3

Pass.

c. Approval of Preliminary Replat:

1. Applewood, Lots 20R & 22R - Pct. #3

A motion was made by Comm. Carpenter, seconded by Comm. Thompson, to approve

Applewood, Lots 2CR and 22R, in Precinct #3.

All voted aye, motion passed.

2. Paradise Estate, Lot 82 – Pct. #3

A motion was made by Comm. Carpenter, seconded by Comm. Thompson, to approve Paradise Estate, Lot 82, in Precinct #3.

All voted aye, motion passed.

3. Headwaters Estates, Lots 1 & 11, Block 4, Phase III Pct. #3

A motion was made by Comm. Carpenter, seconded by Comm. Thompson, to approve Headwaters Estates, Lots 1 & 11, Block 4, Phase III, Precinct #3.

All voted aye, motion passed.

4. Grand Ranch, Phase II, Lots 9R through 14R, Block II Pct. #2

A motion was made by Comm. Harmon, seconded by Comm. McFall, to approve Grand Ranch, Phase II, Lots 9R through 14R, Block II, Precinct #2.

All voted aye, motion passed.

VI. UNFINISHED BUSINESS

1. ADOPTION OF TAX ABATEMENT GUIDELINES AND CRITERIA, 1997-1999

Pass.

VII. NEW BUSINESS

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

No purchases requested.

2. ADVERTISING FOR BIDS/PROPOSALS

A motion was made by Comm. Harmon, seconded by

Comm. Thompson to go out for bids on Janitorial Supplies; Janitorial Paper Products; bids on a Rubber tire Front end loader for Precinct #2; advertise for a new pick up for Precinct #4; and advertise for a new pick up for Precinct #1.

All voted aye, motion passed.

3. TRAFFIC SIGNS

No signs requested.

4. CONSIDERATION OF BIDS RECEIVED ON RESALE OF PROPERTY:

a. City of Alvarado

The Honorable Lynn Stavinocha was present to give a report on the two tracts of land being sold by the City of Alvarado, due to delinquent taxes.

A motion was made by Comm. Thompson, seconded by Comm. Carpenter to accept the bid of \$711.00 for Tract #1 with 34% City, 18% County, and 48% Alvarado ISD.

All voted aye, motion passed.

A motion was made by Comm. Thompson, seconded by Comm. Carpenter to accept the bid of \$1,126.00 for Tract #2 with 29% City, 17% County, and 54% Alvarado ISD.

All voted aye, motion passed.

b. Johnson County, City of Cleburne:

The Honorable Lynn Stavinocha presented eight (8) lots in the City of Cleburne being sold for delinquent taxes.

A motion was made by Comm. McFall,

seconded by Comm. Harmon to accept the bid in the amount of \$4,250.00 for the eight (8) lots in the City of Cleburne.

All voted aye, motion passed.

5. INTERLOCAL AGREEMENT WITH RIO VISTA ISD - PCT. #1

A motion was made by Comm. McFall, seconded by Comm. Harmon to approve the Interlocal Agreement with Rio Vista ISD, in the amount of \$3,364.72, Precinct #1.

All voted aye, motion passed.

6. RESOLUTION REQUESTING FUNDS FOR A CITY OF CLF.BURNE WATER STUDY BASED ON TAXABLE VALUES OF SERVICED AREAS; PROVIDING AN EFFECTIVE DATE

A motion was made by Comm. Thompson, seconded by Comm. Harmon to table the Resolution requesting funds for a City of Cleburne Water Study, based on taxable values of serviced areas; providing an effective date.

All voted aye, motion passed.

7. APPROVAL OF APPLICABLE ELECTED REPRESENTATIVE APPROVING BONDS TO BE ISSUED ON BEHALF OF TEXAS HEALTH RESOURCES BY TARRANT COUNTY HEALTH FACILITIES DEVELOPMENT CORPORATION, NORTH CENTRAL TEXAS HEALTH FACILITIES DEVELOPMENT CORPORATION, AND PLANO HEALTH FACILITIES DEVELOPMENT CORPORATION

Pass.

8. APPROVAL OF ORDER #97-009 JOHNSON COUNTY INVESTMENT POLICY

A motion was made by Comm. Harmon, seconded by Comm. McFall, to approve Order #97-009 Johnson County Investment Policy.

All voted aye, motion passed.

9. CONSIDERATION OF RELEASEE HOUSING PAYMENT AGREEMENT

A motion was made by Comm. Harmon, seconded by Comm. Thompson, to deny the Releasee Housing Payment Agreement submitted by the Texas Department of Criminal Justice.

All voted aye, motion passed.

10. CONSOLIDATION OF PRECINCTS FOR THE SPECIAL CALLED CONSTITUTIONAL AMENDMENT ELECTION-NOVEMEER 4, 1997

A motion was made by Comm. McFall, seconded by Comm. Harmon, to approve the Consolidation of Precincts for the Special Called Constitutional Amendment Election on November 4, 1997.

All voted aye, motion passed.

VII. CONSENT AGENDA

A motion was made by Comm. Thompson, seconded by Comm. Carpenter to approve the items as listed on the Consent Agenda.

All voted aye, motion passed.

BE IT KNOWN that on the 22nd day of September, 1997, the Honorable Commissioners Court of Johnson County, met in Executive Session at 10:12 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 in the Sheriff's Department.

The Commissioners Court reconvened into Open Session at 10:40 a.m. with the following action being taken:

IX. EXECUTIVE SESSION

1. Government Code

a. Sec. 551.074 - Personnel Matters

1. Sheriff's Department

A motion was made by Comm. Harmon, seconded by Comm. Carpenter to move \$2,160.00 from 510-397 Operating Reserve to 562-208 Security Uniform Allowance and to approve three (3) days vacation for Don Kirby.

All voted aye, motion passed.

VII. NEW BUSINESS

7. APPROVAL OF APPLICABLE ELECTED REPRESENTATIVE APPROVING BONDS TO BE ISSUED ON BEHALF OF TEXAS HEALTH RESOURCES BY TARRANT COUNTY HEALTH FACILITIES DEVELOPMENT CORPORATION, NORTH CENTRAL TEXAS HEALTH FACILITIES DEVELOPMENT CORPORATION AND PLANO HEALTH FACILITIES DEVELOPMENT CORPORATION

Bill Moore addressed the Court on this issue.

The Commissioners Court took recess at 10:50 a.m. and reconvened into Open Session at 11:00 a.m.

7. APPROVAL OF APPLICABLE ELECTED REPRESENTATIVE APPROVING BONDS TO BE ISSUED ON BEHALF OF TEXAS HEALTH RESOURCES BY TARRANT COUNTY HEALTH FACILITIES DEVELOPMENT CORPORATION, NORTH CENTRAL TEXAS HEALTH FACILITIES DEVELOPMENT CORPORATION AND PLANO HEALTH FACILITIES DEVELOPMENT CORPORATION

Bill Moore spoke with Vinson & Elkins during the break and briefed the Court on the conversation. This agreement will keep Harris' bonds Tax Exempt.

A motion was made by Comm. McFall, seconded by Comm. Harmon to give the County Judge the approval to sign this agreement.

All voted aye, motion passed.

X. WORKSHOP

The Commissioners Court met in Workshop Session at 11:04 a.m. with all members present to discuss Small Parcel Acquisition by TXDOT-Hwy 67 and Tax Abatement.

The Commissioners Court met in Open Session at 11:30 a.m
with the following action being taken:

VI. UNFINISHED BUSINESS

1. ADOPTION OF TAX ABATEMENT GUIDELINES AND CRITERIA
1997-1999

A motion was made by Comm. Harmon, seconded by
Comm. Thompson to adopt the Tax Abatement Guidelines
and Criteria 1997 - 1999.

All voted aye, motion passed.

There being no further business before the Court
concerning this Agenda, the Court adjourned on the same date at
11:31 a.m.

Submitted by: _____
Curtis H. Douglas
County Clerk

Approved by: _____
Roger Harmon
County Judge