

STATE OF TEXAS

NOVEMBER 27, 2000

COUNTY OF JOHNSON

COMMISSIONER'S COURT

BE IT KNOWN that on the 27th day of November, 2000, the Honorable Commissioner's Court of Johnson County, Texas, met in regular session at the 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 Kathleen Knapp, and the Pledge of Allegiance, the following items, having been lawfully posted and filed for record in the Office of the County Clerk on November 21, 2000, at 1:12 P.M., were considered:

IV. ANNOUNCEMENTS AND PRESENTATIONS

Certificates of Election were presented to newly elected officials:

Bill Moore – County Attorney; Bob Alford – County Sheriff; W. E. Carroll – Tax Assessor-Collector; R. C. McFall – Commissioner Precinct #1; Mark Carpenter – Commissioner Precinct #3; Matt Wylie – Constable Precinct #1; Adam Crawford – Constable Precinct #2; and Gary Braly – Constable Precinct #4.

Comm. McFall presented a plaque to Bobby Green in appreciation for service on the Johnson County Fire Commission.

Commissioner's Court presented a resolution naming November 27, 2000, Cleburne High School Lady Jacket Varsity Volleyball Team Day in Johnson County in recognition of being Class 4A State Semi-finalists.

VI. PRECEDING BUSINESS

1. APPROVAL OF BILLS

Comm. McFall, seconded by Comm. Carpenter, made a motion to approve the bills as presented by the County Auditor.

All voted aye; motion carried.

2. ACKNOWLEDGMENT OF RECEIPT OF THE COUNTY AUDITORS REPORT TO THE COMMISSIONER'S COURT

Judge Harmon acknowledged receipt of the County Auditor's Report to the Commissioner's Court.

3. ACTION ON PRELIMINARY PLAT

a. TRIANGLE ESTATES: LOTS 1, 2 & 3 – PRECINCT #4

Comm. Thompson, seconded by Comm. Harmon, made a motion to approve the preliminary plat for Triangle Estates: lots 1, 2, and 3 in Precinct #4.

All voted aye; motion carried.

4. ACTION ON PRELIMINARY REPLAT

a. BRAUNER PLACE: LOT 12 TO LOT 12-A AND 12-B – PRECINCT #2

Comm. Harmon, seconded by Comm. Carpenter, made a motion to approve the preliminary replat for Brauner Place: lots 12 to lot 12-A and lot 12-B in Precinct #2.

All voted aye; motion carried.

5. ACTION ON FINAL PLAT

a. MISTY MEADOWS: PHASE TWO – LOTS 1-16, BLK 1; LOTS 1-2, 7-23, & 28-56, BLK 2; & LOTS 17-32, BLK 3 – PRECINCT #2

Comm. Harmon, seconded by Comm. McFall, made a motion to approve the final plat for Misty Meadows: Phase Two – lots 1-16, blk. 1; lots 1-2, 7-23, and 28-56, blk. 2 in Precinct #2.

All voted aye; motion carried.

b. MYERS ADDITION: LOTS 1 & 2, BLK 1 – PRECINCT #3

Comm. Carpenter, seconded by Comm. Thompson,  
made a motion to approve the final plat for Myers Addition: lots 1 & 2, blk. 1 in  
Precinct #3.

All voted aye; motion carried.

c. MILLER ADDITION: LOTS 1, 2, & 3 – PRECINCT #3

Comm. Carpenter, seconded by Comm. Harmon,  
made a motion to approve the final plat for Miller Addition: lots 1, 2, & 3 in Precinct #3.

All voted aye; motion carried.

d. CREEKVIEW SUBDIVISION: LOTS 1-5 – PRECINCT #4

Comm. Thompson, seconded by Comm. McFall,  
made a motion to approve the final plat for Creekview Subdivision: lots 1-5 in Precinct  
#4.

All voted aye; motion carried.

e. HOPPER ACRES: LOTS 1 & 2 – PRECINCT #4

Comm. Thompson, seconded by Comm. Carpenter,  
made a motion to approve the final plat for Hopper Acres: lots 1 & 2 in Precinct #4.

All voted aye; motion carried.

6. ACTION ON FINAL REPLAT

a. WAGON WHEEL ESTATES: LOT 12 TO LOTS 12R-1 &  
12R-2 – PRECINCT #1

Comm. McFall, seconded by Comm. Harmon, made a  
motion to approve the final replat for Wagon Wheel Estates: lot 12 to lots 12R-1 and  
12R-2 in Precinct #1.

All voted aye; motion carried.

b. SPACE ACRES NORTH: LOT 33 AND A PORTION  
OF LOT 34 TO LOT 33R – PRECINCT #2

Comm. Harmon, seconded by Comm. Thompson,  
made a motion to approve the final replat of Space Acres North: lot 33 and a portion of  
lot 34 to lot 33R in Precinct #2.

All voted aye; motion carried.

7. ACTION ON REQUEST FOR A VARIANCE FOR A  
SECOND HOME ON A LOT IN AN UNAPPROVED AND  
UNNAMED SUBDIVISION ON CROW CREEK ROAD –  
PRECINCT #3

Comm. Carpenter, seconded by Comm. McFall, made a  
motion to approve the request for a variance for a second home on a lot in an  
unapproved and unnamed subdivision on Crow Creek Road in Precinct #3.

All voted aye; motion carried.

8. ACTION TO APPROVE ROADS FOR COUNTY MAINTENANCE

a. COUNTRY LAKE ESTATES – PRECINCT #4

Comm. Thompson, seconded by Comm. Carpenter,  
made a motion to accept the roads in Country Lake Estates in Precinct #4 for county  
maintenance.

All voted aye; motion carried.

9. ACTION ON AWARD OF BIDS/RFP'S

a. BID #2001-04: SALE OF REAL PROPERTY IN  
ALVARADO – PRECINCT #3

Comm. Carpenter, seconded by Comm. Thompson,  
made a motion to approve the bid from the City of Alvarado in the amount of \$81,000.00  
for bid #2001-04 for the sale of real property in Alvarado, Texas, and giving Judge  
Harmon the authority to sign contracts.

All voted aye; motion carried.

b. BID #2001-05: REBID FLEXIBLE BASE GRADE 1, 2, & 3

Comm. Harmon, seconded by Comm. Carpenter, made a motion to approve all bids submitted for bid #2001-05 for the purchase of flexible base grade 1, 2, & 3.

All voted aye; motion carried.

c. BID #2001-06: PURCHASE OF SIX OR MORE DIGITAL COPIERS

Comm. Thompson, seconded by Comm. Carpenter, made a motion to approve the bid from Ridgeway Office Machines for bid #2001-06 for the purchase of six or more digital copiers as follows: Gestetner 3245 - \$10,230.00; Gestetner 3222 - \$5,175.00; Gestetner 3227 - \$5,825.00; Gestetner 3235e - \$7,410.00; Gestetner 3355 - \$16,095.00; and Gestetner 3370 - \$21,070.00.

All voted aye; motion carried.

d. BID #2001-07: BRIDGE REPLACEMENT ON CR 528 – PRECINCT #3

Comm. Carpenter, seconded by Comm. McFall, made a motion to approve the bid from Harris Welding in the amount of \$38,500.00 for bid #2001-07 for a bridge replacement on CR 528 in Precinct #3.

All voted aye; motion carried.

e. BID #2001-08: RENEWAL OF ELECTRICAL REPAIR

Comm. Harmon, seconded by Comm. Thompson, made a motion to approve the bid from Witherspoon Electric for bid #2001-08 for electrical repair service.

All voted aye; motion carried.

f. RFP #2001-01: PRISONER MEA SERVICES FOR THE JOHNSON COUNTY LAW ENFORCEMENT CENTER

Comm. Harmon, seconded by Comm. Thompson, made a motion to approve the bid from Mid-States Services, Inc. for RFP #2001-01 for prisoner meal service for the Johnson County Law Enforcement Center.

All voted aye; motion carried.

VIII. NEW BUSINESS

5. ACTION TO APPOINT BOARD MEMBERS AND OFFICERS FOR THE JOHNSON COUNTY CHILD WELFARE BOARD

Comm. Thompson, seconded by Comm. Harmon, made a motion to approve the appointment of Kathy McClure, Peggy Gibson, and Carl Rogers to the Johnson County Child Welfare Board and the appointment of the following officers of that board: C. D. 'Pat' Amsden – Chairperson; Betty Shelton – Vice-chairperson; Ella Dean – Secretary; and Jack Magness – Legislative Liaison.

All voted aye; motion carried.

VII. UNFINISHED BUSINESS

1. ACTION ON AGREEMENT TO HOST THE GREEN THUMB PROGRAM

Comm. Thompson, seconded by Comm. McFall, made a motion to approve the agreement with an addendum for the providing of workman's compensation to host the Green Thumb Program and giving Judge Harmon the authority to sign the agreement.

All voted aye; motion carried.

2. ACTION ON MOVING ANTENNAS FOR RADIO COMMUNICATIONS

Passed.

VIII. NEW BUSINESS

1. PURCHASES OF \$25,000 OR OVER

No action taken.

2. ADVERTISING FOR BIDS/PROPOSALS

Comm. Thompson, seconded by Comm. Harmon, made a motion to approve advertising for bids/proposals for microfilming and re-creation of County Clerk records - Records Management and Preservation; and bridge replacement on CR 515 - Precinct #2. .

All voted aye; motion carried.

3. ACTION ON COUNTY ROAD SIGNS

Comm. Harmon, seconded by Comm. Carpenter, made a motion to approve to lower the speed limit to 20 MPH on the curve south of CR919 on CR1016 in Precinct #2 and placing a speed limit sign to that effect.

All voted aye; motion carried.

4. ACTION ON REQUEST FROM THE CENTRAL TEXAS SQUARE DANCERS TO USE THE JOHNSON COUNTY COURTHOUSE SQUARE ON SATURDAY, MARCH 31, 2001

Comm. Carpenter, seconded by Comm. Harmon, made a motion to approve the request from the Central Texas Square Dancers to use the Johnson County Courthouse Square on Saturday, March 31, 2001.

All voted aye; motion carried.

6. ACTION TO APPROVE BOND FOR MATT WYLIE, CONSTABLE PRECINCT #1

Comm. McFall, seconded by Comm. Carpenter, made a motion to approve the bond for Matt Wylie, Constable Precinct #1.

All voted aye; motion carried.

7. ACTION ON REOCCURRING EXPENSES ON MOBILE PHONE – CONSTABLE PRECINCT #1

Comm. McFall, seconded by Comm. Harmon, made a motion to approve reoccurring expenses for mobile telephone service in the amount of

\$69.00 per month for Constable Precinct #1 and that the funds be transferred from line item 010-550-340 petroleum products.

All voted aye; motion carried.

8. ACTION ON APPLICATION FOR JUVENILE ACCOUNTABILITY INCENTIVE BLOCK GRANT PROGRAM FOR JUVENILE SERVICES

Comm. Thompson, seconded by Comm. McFall, made a motion to approve making application for the Juvenile Accountability Incentive Block Grant Program for Juvenile Services for \$13,833.00 with a match of \$1,383.00 from the County.

All voted aye; motion carried.

9. ACTION ON AGGREGATION OF ELECTRICITY PURCHASING

Passed for discussion in workshop session.

10. ACTION ON POSTING SALARY AMOUNTS WHEN ADVERTISING FOR POSITIONS

Passed for discussion in workshop session.

11. ACTION FOR INTERLOCAL AGREEMENT WITH TEXAS ASSOCIATION OF COUNTIES TO PARTICIPATE IN TAC'S COUNTY CHOICE SILVER MEDICARE SUPPLEMENT PROGRAM FOR COUNTY RETIREES

Passed for discussion in workshop session.

12. ACTION TO APPLY FOR A SEX OFFENDER COMPLIANCE OFFICER GRANT – SHERIFF'S DEPARTMENT

Comm. Harmon, seconded by Comm. Carpenter, made a motion to approve making application for a Sex Offender Compliance Officer Grant for the Sheriff's Department.

All voted aye; motion carried.



IX. CONSENT AGENDA

Comm. McFall, seconded by Comm. Carpenter, made a motion to approve the consent agenda as presented.

All voted aye; motion carried.

BE IT KNOWN that Commissioner's Court met in Executive Session at 10:52 A.M. in accordance with Government Code Sec. 551.072 – Real Property, and Government Code Section 551.071 - Consultation with Attorney for contemplated and pending litigation. Commissioner's Court reconvened into open session at 2:27 P.M. to consider the following:

X. EXECUTIVE SESSION

1. GOVERNMENT CODE SEC. 551.072 – REAL PROPERTY

a. GUINN BUILDING

Comm. Harmon, seconded by Comm. Thompson, made a motion to approve submitting a sealed bid for the Guinn Building and properties.

All voted aye; motion carried.

b. 1102 E. KILPATRICK

No action taken.

2. GOVERNMENT CODE SEC. 551-071 – CONSULTATION WITH ATTORNEY

a. PENDING LITIGATION

(1) CAUSE #C199900253 – JOHNSON COUNTY VS. HARRIS METHODIST JOHNSON COUNTY

No action taken.

b. CONTEMPLATED LITIGATION

(1) PUBLIC WORKS

Comm. Thompson, seconded by Comm.

Carpenter, made a motion to approve giving the County Attorney authorization to take civil action against John and Joella Moore under Chapter 232 of the Texas Local Government Code.

All voted aye; motion carried.

(2) COUNTY CLERK

Comm. McFall, seconded by Comm. Harmon, made a motion to approve obtaining counsel not to exceed \$200.00 per hour for the County Clerk, any employees, and any election workers if it becomes necessary.

All voted aye; motion carried.

Commissioner's Court met in workshop session at 2:30 P.M. to discuss aggregation of electricity purchasing, clarification on posting salary amounts when advertising for positions, employee handbook revisions, antennas for radio communication in Johnson County, and an interlocal agreement with the Texas Association of Counties to participate in TAC's County Choice Silver Medicare Supplement for Retirees. Court reconvened into open session at 3:42 P.M. and moved immediately into executive session in accordance with Government Code Sec. 551.072 – Real Property. Court reconvened into open session at 3:45 P.M. to consider the following:

X. EXECUTIVE SESSION

a. GOVERNMENT CODE SEC 551.072 – REAL PROPERTY

1. GUINN BUILDING

Comm. Harmon, seconded by Comm. Thompson, made a motion to amend the previous motion to include authorizing the County Judge to obtain a cashier's check for 10% of the bid price.

All voted aye; motion carried.

VIII. NEW BUSINESS

9. ACTION ON AGGREGATION OF ELECTRICITY PURCHASING

Comm. Thompson, seconded by Comm. Harmon, made a motion to participate in the aggregation of electricity purchasing program and to appoint Comm. Thompson as the county's C.U.C. representative.

All voted aye; motion carried.

10. ACTION ON POSTING SALARY AMOUNTS WHEN ADVERTISING FOR POSITIONS

Comm. Harmon, seconded by Comm. Carpenter, made a motion to approve the Personnel Department send out management letters to elected officials and department heads regarding posting salary amounts when advertising for positions.

All voted aye; motion carried.

11. ACTION FOR INTERLOCAL AGREEMENT WITH TEXAS ASSOCIATION OF COUNTIES TO PARTICIPATE IN TAC'S COUNTY CHOICE SILVER MEDICARE SUPPLEMENT PROGRAM FOR CUNTY RETIREES

No action taken.

There being no further business before the court concerning this agenda, Commissioner's Court adjourned at 3:52 P.M. on the same date.

Submitted by: \_\_\_\_\_  
Curtis H. Douglas  
County Clerk

Approved by: \_\_\_\_\_  
Roger Harmon  
County Judge