

STATE OF TEXAS

AUGUST 13, 2001

COUNTY OF JOHNSON

COMMISSIONER'S COURT

BE IT KNOWN that on the 13th day of August, 2001 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 Bill Moore, and the Pledge of Allegiance, the following items, having been lawfully posted and filed for record in the Office of the County Clerk on August 9, 2001, at 9:03 A.M., were considered:

IV. ANNOUNCEMENTS AND PRESENTATIONS

1. RECOGNITION OF ROY RUSSELL AND CHARLOTTE GORMAN FOR AWARDS RECEIVED FROM STATE AND NATIONAL ASSOCIATION OF EXTENSION AND AGRICULTURAL AGENTS

Commissioner's Court recognized Roy Russell and Charlotte Gorman from the Johnson County Extension Office for awards received from State and National Association of Extension and Agricultural Agents.

V. PUBLIC PARTICIPATION

None.

VI. PRECEEDING BUSINESS

1. APPROVAL OF BILLS

Comm. McFall, seconded by Comm.

Thompson, made a motion to approve the bills as presented by the County Auditor.

All voted aye; motion carried.

2. ACKNOWLEDGEMENT 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. APPROVAL OF MINUTES

Comm. Harmon, seconded by Comm. Thompson, made a motion to approve the minutes for the May 14, 2000, meeting with the correction on page 1 of the time meeting called to order from 8:00 A.M. to 9:00 A.M.; and the May 29, 2001, meeting with the correction on page 7 item #3 from Patty Dumas to Patsy Dumas.

All voted aye; motion carried.

4. ACTION ON PRELIMINARY RE-PLAT

- a. NORTH CREST ADDITION: SECTION ONE, BLOCK 2, LOTS 10-12 RE-PLATTED TO SECTION ONE, BLOCK 2, LOTS 1R-7R – PRECINCT #4

Comm. Thompson, seconded by Comm. Carpenter, made a motion to approve the preliminary re-plat of North Crest Addition: section one, block 2, lots 10-12 re-platted to section one, block 2, lots 1R-7R in Precinct #4.

All voted aye; motion carried.

5. ACTION ON FINAL RE-PLAT

- a. THE BRAUNER PLACE: LOT 12 RE-PLATTED TO LOTS 12-A-R AND 12-B-R – PRECINCT #2

Comm. Harmon, seconded by Comm. McFall, made a motion to approve the final re-plat of The Bauner Place: lot 12 re-platted to lots 12-A-R and 12-B-R and subject to compliance with set back line in front of lot, in Precinct #2.

All voted aye; motion carried.

6. ACTION ON FINAL PLAT

a. MOUNT CARMEL ESTATES: PHASE II, BLOCK 1, LOTS 1-5 – PRECINCT #1

Comm. McFall, seconded by Comm. Harmon, made a motion to approve the final plat for Mount Carmel Estates: phase II, block 1, lots 1-5 in Precinct #1.

All voted aye; motion carried.

b. THE VILLAGES AT MOUNTAIN CREEK: PHASE I, LOTS 1-7, BLOCK 1; LOTS 1-13, BLOCK 2; LOTS 1-26, BLOCK 3 LOTS 1-7, BLOCK 4; LOT 1, BLOCK 5 & LOT 1, BLOCK 6 – PRECINCT #3

Comm. Carpenter, seconded by Comm. Thompson, made a motion to approve the final plat for The Villages at Mountain Creek: phase I, lots 1-7, block 1; lots 1-13, block 2; lots 1-26, block 3; lots 1-7, block 4; lot 1, block 5; and lot 1, block 6 in Precinct #3.

All voted aye; motion carried.

c. TRAILS END ADDITION: LOTS 1-5, BLOCK 1 - PRECINCT #3

Comm. Carpenter, seconded by Comm. Harmon, made a motion to approve the final plat for Trails End Addition: lots 1-5, block 1 in Precinct #3 pending the county receiving a letter from the Mayor of Briar Oaks waiving their ETJ on the subdivision.

All voted aye; motion carried.

7. ACTION TO APPROVE THE ROADS IN RANCH VIEW ESTATES FOR COUNTY ROAD MAINTENANCE – PRECINCT #2

Comm. Harmon, seconded by Comm. McFall, made a motion to approve accepting the roads in Ranch View Estates in Precinct #2 for county maintenance.

All voted aye; motion carried.

8. ACTION TO AWARD BID'S/RFP'S

a. CONSTRUCTION MANAGEMENT AT RISK FOR GUINN JUSTICE CENTER

Passed.

b. BID #2001-30: ROAD SIGNS AND ROAD MARKERS

Comm. Harmon, seconded by Comm. Carpenter, made a motion to approve the bid from Vulcan Signs for Bid #2001-30 for road signs and road markers.

All voted aye; motion carried.

c. BID #2001-38: AUTOMOTIVE TRANSMISSION REPAIR

Comm. Thompson, seconded by Comm. McFall, made a motion to approve the bid from Peacock Transmission with an 8% increase over last year for Bid #2001-38 for automotive transmission repair.

All voted aye; motion carried.

VII. UNFINISHED BUSINESS

1. ACTION ON ARCHITECTURAL DESIGN, SPECIFICATION AND PROGRAM REQUIREMENTS

a. GUINN JUSTICE CENTER

b. JOHNSON COUNTY SERVICES COMPLEX

Passed.

2. ACTION ON PLUMBING AT THE CORRECTIONS FACILITY NO II – SHERIFF'S OFFICE

Passed.

3. ACTION ON ORDER #2001-01: BURN BAN

No action. Order remains in effect.

4. ACTION ON REDRAWING VOTING PRECINCT LINES

Passed for discussion in workshop session.

5. ACTION ON TRANSPORTATION OF MHMR, JUVENILES, BENCH WARRANTS, AND TDC – SHERIFF’S OFFICE

No action.

2. ACTION ON PLUMBING AT THE CORRECTIONS FACILITY NO II – SHERIFF’S OFFICE

No action.

VIII. NEW BUSINESS

1. ADVERTISING FOR BIDS/PROPOSALS

Comm. Thompson, seconded by McFall, made a motion to approve advertising for bids for a new 2001 pick-up for Community Service

All voted aye; motion carried.

2. ACTION ON INSTALLATION OF THREE NEW PHONE LINES - DISTRICT CLERK

Passed.

3. ACTION ON INTERLOCAL AGREEMENT FOR ROAD REPAIRS WITH THE CITY OF JOSHUA – PRECINCT #2

Comm. Harmon, seconded by Comm. Carpenter, made a motion to approve an interlocal agreement with the City of Joshua for road repairs in the amount of \$23,274.54.

All voted aye; motion carried.

4. ACTION TO APPROVE INTERLOCAL AGREEMENT TO PARTICIPATE IN THE TAC HEALTH AND EMPLOYEE BENEFITS POOL IN ORDER TO PROVIDE MEDICARE SUPPLEMENT INSURANCE COVERAGE TO COUNTY RETIREES

Comm. Harmon, seconded by Comm. Carpenter, made a motion to approve an interlocal agreement with the Texas Association of Counties to participate in the TAC Health and Employee Benefits Pool in order to provide Medicare supplement insurance coverage to county retirees with Tom Owen as the county's contact person and giving the County Judge authority to sign the agreement contract.

All voted aye; motion carried.

5. ACTION ON ADDITIONAL \$4.00 FEE ON TICKETS PER HB 177 ART. 102-0173 – JUSTICE TECHNOLOGY FUND – JUSTICE OF THE PEACE

Comm. Carpenter, seconded by Comm. Thompson, made a motion to approve the collection of an additional \$4.00 fee by Justice of the Peace Courts on tickets for Justice Court Technology Fund per HB 177 Art. 102.0173.

All voted aye; motion carried.

6. ACTION ON INTERLOCAL AGREEMENT FOR THE JOHNSON COUNTY VICTIMS ASSISTANCE PROGRAM

Comm. Harmon, seconded by Comm. Carpenter, made a motion to approve an interlocal agreement with the City of Burleson and City of Cleburne for Johnson County Victims Assistance Program.

All voted aye; motion carried.

7. ACTION TO INCREASE INSURANCE LIMITS FOR VALUABLE PAPERS AND RECORDS TO \$100,000.00 – PURCHASING AGENT

Comm. Thompson, seconded by Comm. Harmon, made a motion to approve increasing the insurance limits for valuable papers and records to \$100,000.00 as requested by the Purchasing Agent.

All voted aye; motion carried.

8. ACTION ON SIGNS FOR JOHNSON COUNTY SERVICES COMPLEX AND CORRECTIONS I – SHERIFF’S OFFICE

No action.

9. ACTION ON ADDITIONAL FUNDS FOR SHERIFF’S OFFICE TO YEAR’S END

Comm. Harmon, seconded by Comm. McFall, made a motion to approve giving the County Sheriff the authority to transfer \$5,000.00 from the food service line item to be disbursed to the following line items for the Sheriff’s Dept.: \$1,500.00 to 010-561-335 Janitorial Supplies; \$1,500.00 to 010-561-343 Prisoner Supplies; \$1,500.00 to 010-561-352 Building Repairs; \$500.00 to 010-561-311 Office Supplies.

All voted aye; motion carried.

10. ACTION ON VARIANCE ON THE INSTALLATION OF A MANUFACTURED HOME ON PROPERTY OWNED BY RON HOWARD ON HWY 171 SOUTH – PRECINCT #1

Comm. McFall, seconded by Comm. Harmon, made a motion to approve a variance on the installation of a manufactured home on property owned by Ron Howard on Highway 171 South in Precinct #1, contingent on the County receiving a notarized letter stating this use of the property is for 12 months only.

All voted aye; motion carried.

IX. CONSENT AGENDA

Comm. Thompson, seconded by Comm. McFall, made a motion to

approve the consent agenda as presented.

All voted aye; motion carried.

VIII. NEW BUSINESS

2. ACTION ON INSTALLATION OF THREE NEW PHONE LINES - DISTRICT CLERK

Comm. Harmon, seconded by Comm. McFall, made a motion to approve the installation of three new phone lines for the District Clerk.

All voted aye; motion carried.

VII. UNFINISHED BUSINESS

1. ACTION ON ARCHITECTURAL DESIGN, SPECIFICATION AND SPECIFICATION REQUIREMENTS

- a. GUINN JUSTICE CENTER
- b. JOHNSON COUNTY SERVICES COMPLEX

Discussion. No action.

BE IT KNOWN that Commissioner's Court met in Executive Session at 10:51 A.M. in accordance with Government Code Sec. 551.071 - Consultation with Attorney regarding contemplated and pending litigation: Cause No. C199800173 Southwestern Union Conference Corporation of Seventh Day Adventists vs. Curtis Douglas and Johnson County and Cause No. C199900253 Johnson County vs. Harris Methodist Affiliated Hospital. Commissioner's Court reconvened into open session at 11:09 P.M. to consider the following:

VI. PRECEEDING BUSINESS

8. ACTION TO AWARD BID'S/RFP'S
- a. CONSTRUCTION MANAGEMENT AT RISK FOR GUINN JUSTICE CENTER

Discussion. No action.

BE IT KNOWN that Commissioner's Court reconvened in Executive Session at 1:30 P.M. in accordance with Government Code Sec. 551.071 - Consultation with Attorney regarding contemplated and pending litigation. Commissioner's Court reconvened into open session at 4:46 P.M. and moved immediately into workshop session to discuss re-drawing voting precinct lines and the 2001-2002 budget. Court reconvened into open session at 5:32 P.M. and recessed at that time to reconvene at 9:00 A.M. on August 14, 2001.

BE IT KNOWN that Commissioner's Court reconvened the August 13, 2001 regular session at 9:10 A.M. on August 14, 2001, with all members present, and moved immediately into workshop session to discuss re-drawing voting precinct lines and the 2001-2002 budget. Court reconvened into open session at 10:28 A.M. to consider the following:

VI. PRECEEDING BUSINESS

8. ACTION TO AWARD BID'S/RFP'S

a. CONSTRUCTION MANAGEMENT AT RISK FOR
GUINN JUSTICE CENTER

Comm. Thompson, seconded by Comm. Harmon, made a motion to approve the awarding of a contract to Pete Durant and Associates for construction management at risk for the Guinn Justice Center and giving the County Judge authorization to sign the contract.

All voted aye; motion carried.

VII. UNFINISHED BUSINESS

1. ACTION ON ARCHITECTURAL DESIGN, SPECIFICATION AND
PROGRAM REQUIREMENTS

a. GUINN JUSTICE CENTER

Discussion. No action.

b. JOHNSON COUNTY SERVICES COMPLEX

Comm. Harmon, seconded by Comm. Carpenter, made a motion to approve the drawings of the Purchasing Offices in the Johnson County Services Complex as presented.

All voted aye; motion carried.

Commissioner's Court met in workshop session at 11:02 A.M. to discuss re-drawing of voting precinct lines and the 2001-2002 budget and reconvened into open session at 11:20 A.M. to consider the following:

X. EXECUTIVE SESSION

1. GOVERNMENT CODE SEC. 551.071 – CONSULTATION WITH ATTORNEY

a. PENDING LITIGATION

(1) CAUSE NO. C1998000173: SOUTHWESTERN UNION CONFERENCE CORPORATION OF SEVENTH DAY ADVENTISTS VS. CURTIS DOUGLAS AND JOHNSON COUNTY

Comm. Harmon, seconded by Comm. Carpenter, made a motion to approve giving Corkey Henderson the authority to continue to negotiate an agreement in Cause No. C1998000173 Southwestern Union Conference Corporation of Seventh Day Adventists vs. Curtis Douglas and Johnson County.

All voted aye; motion carried.

There being no further business before the court concerning this agenda, Commissioner's Court adjourned at 11:21 A.M. August 14, 2001.

Submitted by: _____
Curtis H. Douglas
County Clerk

Approved by: _____
Roger Harmon
County Judge