

STATE OF TEXAS

SEPTEMBER 10, 2001

COUNTY OF JOHNSON

COMMISSIONER'S COURT

BE IT KNOWN that on the 10th day of September, 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 Comm. Harmon, and the Pledge of Allegiance, the following items, having been lawfully posted and filed for record in the Office of the County Clerk on September 6, 2001, at 2:39 A.M., were considered:

VI. PUBLIC HEARING ON TAX INCREASE

A public hearing regarding a proposed tax increase in Johnson County convened at 9:01 A.M. and there being no public participation, was closed at the same time and date.

IV. ANNOUNCEMENTS AND PRESENTATIONS

Miss Texas U.S.A., Kasi Laine Kelly was introduced to the court and presented with a certificate of honorary citizenship to Johnson County.

V. PUBLIC PARTICIPATION

None.

VII. PRECEEDING BUSINESS

1. APPROVAL OF BILLS

Comm. Comm. McFall, seconded by Comm.

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

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. ACTION ON PRELIMINARY PLAT

a. ENCHANTED ACRES: LOTS 1-15, BLOCK 1 PRECINCT #3

Comm. Carpenter, seconded by Comm. McFall, made a motion to approve the preliminary plat of Enchanted Acres, lots 1-15, block 1 in Precinct #3.

All voted aye; motion carried.

b. QUILL MILLER PARK: LOTS 1-12, BLOCK 1 & LOTS 1-6, BLOCK 2 – PRECINCT #3

Comm. Carpenter, seconded by Comm. Harmon, made a motion to approve the preliminary plat of Quill Miller Park, lots 1-12, block 1 and lots 1-6, block 2 in Precinct #3 contingent on a predevelopment meeting.

All voted aye; motion carried.

4. ACTION ON PRELIMINARY REPLAT

a. TRAILWOOD ESTATES: PORTION OF LOT 22 & ALL OF LOT 23 TO LOT 22R, BLOCK 3 – PRECINCT #3

Comm. Carpenter, seconded by Comm. Thompson, made a motion to approve the preliminary replat of Trailwood Estates, a portion of lot 22 and all of lot 23 to lot 22R, block 3 in Precinct #3.

All voted aye; motion carried.

5. ACTION ON FINAL PLAT

- a. HAMMER/TAYLOR MADE ADDITION: LOTS 1 & 2,  
BLOCK 1 – PRECINCT #3

Comm. Carpenter, seconded by Comm. McFall, made a motion to approve the final plat of Hammer/Taylor Made Addition, lots 1 and 2, block 1 in Precinct #3.

All voted aye; motion carried.

- b. RUSSELL INDUSTRIAL PARK: LOT 3 – PRECINCT #3

Comm. Carpenter, seconded by Comm. Thompson, made a motion to approve the final plat of Russell Industrial Park, lot 3 in Precinct #3.

All voted aye; motion carried.

4. AWARD OF RFB’S/RFQ’S

- a. RFQ #2001-29: INDEPENDENT PROFESSIONAL AUDIT  
SERVICES

Comm. Thompson, seconded by Comm. McFall, made a motion to approve awarding a contract to Auldrige, Mathews, & von Tungelin, P. C. in the amount of \$16,500.00; with an agreement to obtain court approval for any amount over the \$16,500.00, for independent professional audit services.

All voted aye; motion carried.

VIII. UNFINISHED BUSINESS

7. ACTION ON MANAGED PRESCRIPTION DRUG PROGRAM  
ADDENDUM MANAGED BY TRUECARE PHARMACY FOR  
JOHNSON COUNTY INDIGENT HEALTH AND LAW  
ENFORCEMENT

Comm. Harmon, seconded by Comm. McFall, made a motion to approve the addendum to the Managed Prescription Drug Program managed by TrueCare Pharmacy for Johnson County indigent health and law enforcement.

All voted aye; motion carried.

1. ACTION ON ARCHITECTURAL DESIGN, SPECIFICATIONS  
AND PROGRAM REQUIREMENTS

a. GUINN JUSTICE CENTER

Comm. Harmon, seconded by Comm. Carpenter, made a motion to approve the general architectural design and concepts as presented to the court by Alan Magee of Schutz-Magee.

All voted aye; motion carried.

b. JOHNSON COUNTY SERVICES COMPLEX

No action.

2. ACTION TO SCHEDULE MEETING TO ADOPT TAX RATE

Comm. Thompson, seconded by Comm. Harmon, made a motion to approve scheduling a meeting for September 24, 2001, at 9:00 A.M. to adopt the tax rate for 2002.

All voted aye; motion carried.

3. ACTION TO ADOPT ORDER #2001-02 CREATING A JUSTICE  
COURT TECHNOLOGY FUND AND ESTABLISHING THE  
TECHNOLOGY FEE PURSUANT TO ART 102.0173 CODE OF  
CRIMINAL PROCEDURE

Comm. Thompson, seconded by Comm. Harmon, made a motion to approve the adoption of Order #2001-02 creating a Justice Court Technology Fund and establishing the technology fee of \$4.00 to be paid upon conviction or deferred

disposition of an offense committed on or after September 1, 2001, pursuant to Art. 102.0173 Code of Criminal Procedure.

All voted aye; motion carried.

4. ACTION ON RESOLUTION ADOPTING A PLAN OF REDISTRICTING FOR THE COMMISSIONER'S PRECINCTS, THE JUSTICE OF THE PEACE PRECINCTS, CONSTABLE PRECINCTS, AND ELECTION PRECINCTS

Passed for discussion in workshop session.

5. ACTION ON SETTING POLLING LOCATIONS

Passed for discussion in workshop session.

6. ACTION ON REQUEST FOR APPROVAL TO ACCEPT JJAEP GRANT

Comm. McFall, seconded by Comm. Carpenter, made a motion to approve accepting the JJAEP Grant in the amount of \$42,691.00 to be used for educational purposes by the Juvenile Department.

All voted aye; motion carried.

#### IX. NEW BUSINESS

1. ADVERTISING FOR BIDS/PROPOSALS

- a. RFB #2002-02: ROAD MATERIALS

Comm. Harmon, seconded by Comm. Carpenter, made a motion to approve advertising for bids or proposals for Road Materials with opening date of October 1, 2001.

All voted aye; motion carried.

2. ACTION TO SELL EQUIPMENT AT RICHEY BROTHERS AUCTION ON SEPTEMBER 19<sup>TH</sup>-21<sup>ST</sup>, 2001 – PRECINCT #1

Comm. McFall, seconded by Comm. Harmon, made a motion to approve to sell a 1979 Mack truck-trailer and a 1973 Mack truck-trailer at Richey Brothers Auction on September 19<sup>th</sup>-21<sup>st</sup> and giving the County Judge authority to sign the contract.

All voted aye; motion carried.

3. ACTION ON RESOLUTION APPROVING SALE OF STRUCK OFF PROPERTY: LOT 19, BLOCK 281 ORIGINAL TOWN, 609 E. WARDVILLE, CLEBURNE, TEXAS HABITAT FOR HUMANITY OF JOHNSON COUNTY

Comm. Thompson, seconded by Comm. Carpenter, made a motion to approve the sale of struck off property located at 609 E. Wardville also known as lot 19, block 281 Original Town, Cleburne, Texas, to Habitat for Humanity of Johnson County for \$10.00.

All voted aye; motion carried.

4. ACTION ON TAX COLLECTIONS CONTRACTS
  - a. GODLEY INDEPENDENT SCHOOL DISTRICT
  - b. KEENE INDEPENDENT SCHOOL DISTRICT
  - c. RIO VISTA INDEPENDENT SCHOOL DISTRICT

Comm. Harmon, seconded by Comm. McFall, made a motion to approve the contracts for collection of taxes with the Godley Independent School District, the Keene Independent School District, and the Rio Vista Independent School District.

All voted aye; motion carried.

5. ACTION ON CONTRACT FOR COURT FEES AND FINES COLLECTION SERVICES

Passed for discussion in workshop session.

6. ACTION ON CONTRACT SERVICE AGREEMENT WITH 1<sup>ST</sup> PRESORT OF AMERICA, LTD. FOR MAIL SERVICE

Comm. Harmon, seconded by Comm. McFall, made a motion to approve the agreement with 1<sup>st</sup> Presort of America, Ltd. for mail presorting service and giving the County Judge authority to sign the contract.

All voted aye; motion carried.

7. ACTION ON ADOPTION OF 20 YEAR SERVICE RETIREMENT OPTION OFFERED BY TCDRS

Passed for discussion in workshop session.

8. ACTION ON EXPENDITURE OF PASSPORT REVENUES

Passed for discussion in workshop session.

9. ACTION ON CLASS ACTION SETTLEMENT WITH PRAXAIR ETAL

Comm. McFall, seconded by Comm. Thompson, made a motion to approve all Commissioner Precincts signing on to the class action suit against Praxair for overcharging and giving the County Judge authority to sign documents.

All voted aye; motion carried.

10. ACTION ON TRANSFERRING FUNDS FOR CONSTABLE PRECINCT #2

Comm. Harmon, seconded by Comm. Carpenter, made a motion to approve the transfer of funds in the Constable Precinct #2 budget in the amount of \$2,000.00 from part-time employee line-item to vehicle maintenance.

All voted aye; motion carried.

IX. CONSENT AGENDA

Comm. Harmon, seconded by Comm. Thompson, made a motion to approve the consent agenda as presented.

All voted aye; motion carried.

Commissioner's Court moved into workshop session at 11:08 A.M. to discuss the collection of delinquent court fees and fines; House Bill 1445 relating to ETJ's of cities; internet policy; financial disclosure requirements for elected officials; redistricting plan for Commissioner's Precincts, Justice of the Peace Precincts, Constable Precincts, and Election Precincts; a 20 year service retirement option offered by TCDRS; and expenditure of passport revenues. Commissioner's Court reconvened into regular session at 1:14 P.M. to consider the following:

VII. PRECEEDING BUSINESS (ADDENDUM)

7. ACTION ON CONTRACT WITH WOOLEY AUCTION SERVICES FOR SHERIFF'S AUCTION ON OCTOBER 6, 2001

Comm. Thompson, seconded by Comm. Harmon, made a motion to approve the contract with Wooley Auction Services for the Sheriff's Auction scheduled for October 6, 2001.

All voted aye; motion carried.

Commissioner's Court met in workshop session at 1:16 P.M. and moved back into regular session at 2:36 P.M. to consider the following:

VIII. UNFINISHED BUSINESS

4. ACTION ON RESOLUTION ADOPTING A PLAN OF REDISTRICTING FOR THE COMMISSIONER'S PRECINCTS, THE JUSTICE OF THE PEACE PRECINCTS, CONSTABLES PRECINCTS, AND ELECTION PRECINCTS

Comm. Harmon, seconded by Comm. Carpenter, made a motion to approve a resolution adopting a plan of redistricting for the Commissioner's Precincts, Justice of the Peace Precincts, Constable Precincts, and Election Precincts for Johnson County.



All voted aye; motion carried.

5. ACTION ON SETTING POLLING LOCATIONS

Comm. Carpenter, seconded by Comm. Harmon, made a motion to approve setting election polling locations as submitted by the County Clerk.

All voted aye; motion carried.

IX. NEW BUSINESS

5. ACTION ON CONTRACT FOR COURT FEES AND FINES COLLECTION SERVICES

Passed.

7. ACTION ON ADOPTION OF 20 YEAR SERVICE RETIREMENT OPTION OFFERED BY TCDRS

Comm. McFall, seconded by Comm. Harmon, made a motion to approve the adoption of the 20 year retirement option offered by TCDRS effective January 1, 2002.

All voted aye; motion carried.

8. ACTION ON EXPENDITURE OF PASSPORT REVENUES

Passed.

There being no further business before the court concerning this agenda,  
Commissioner's Court adjourned at 2:33 P.M. on the same date.

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

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