

STATE OF TEXAS

JANUARY 28, 2002

COUNTY OF JOHSON

COMMISSONER'S COURT

BE IT KNOWN that on the 28th day of January, 2002, 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 Judge Roger 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 January 24, 2002, at 1:11 P.M., were considered:

V. PUBLIC PARTICIPATION

Jeff Judd, chairman of the Republican Party, spoke to the Court regarding redistricting.

VI. PRECEEDING BUSINESS

1. ACTION ON APPROVAL OF MINUTES OF COMMISSIONERS COURT

- a. SEPTEMBER 24, 2001 - REGULAR
- b. SEPTEMBER 27, 2001 - SPECIAL
- c. NOVEMBER 2, 2001 - EMERGENCY
- d. NOVEMBER 9, 2001 - SPECIAL
- e. NOVEMBER 26, 2001 - REGULAR
- f. JANUARY 7, 2002 - EMERGENCY
- g. JANUARY 7, 2002 - SPECIAL

Comm. Harmon, seconded by Comm. McFall, made a motion to approve the minutes of Commissioner's Court listed above as presented to the Court by the County Clerk.

All voted aye; motion carried.

2. ACTION ON BUDGET AMENDMENT PURSUANT TO SECTION 111.01C OF THE LOCAL GOVERNMENT CODE

a. LEC

Comm. McFall, seconded by Comm. Thompson, made a motion to approve the budget amendment presented by the LEC pursuant to section 111.01C of the Local Government Code.

3. ACTION ON APPROVAL TO PAY BILLS

Comm. Carpenter, seconded by Comm. Thompson, made a motion to approve to pay the bills as submitted by the County Auditor.

All voted aye; motion carried.

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

Commissioner's Court acknowledged receipt of the County Auditor's report.

5. ACTION ON PRELIMINARY PLAT

a. EMILY ESTATES: LOTS 1-10, BLOCK 1; LOTS 1-21, BLOCK 2; LOTS 1-17, BLOCK 3; AND LOTS 1 & 2, BLOCK 4-PRECINCT #2

Comm. Harmon, seconded by Comm. Carpenter, made a motion to approve the preliminary plat of Emily Estates, lots 1-10, block 1; lots 1-21, block 2; lots 1-17, block 3; and lots 1 & 2, block 4 in Precinct #2.

All voted aye; motion carried.

b. THE RETREAT: PHASE I-LOTS 1-4, BLOCK 1; LOTS 1-14, BLOCK 2; LOTS 1-6, BLOCK 3; LOTS 1-20, BLOCK 4; LOTS 1-17, BLOCK 5; LOTS 1-12, BLOCK 6; LOTS 1-29, BLOCK 7; LOTS 1-14, BLOCK 8; LOTS 1-13, BLOCK 9; LOTS 1-24, BLOCK 10; LOTS 1-58, BLOCK 11; LOTS 1-19, BLOCK 12; LOTS 1-26, BLOCK

13; LOTS 1-13, BLOCK 14; LOTS 1-18, BLOCK 15;
LOTS 1-25, BLOCK 16; LOTS 1-66, BLOCK 17; LOTS
1-22, BLOCK 18 WITH TRACT A OF 4.066 ACRES
AND TRACT B OF 2.391 - PRECINCT #1

Comm. McFall, seconded by Comm. Harmon, made a motion to approve the preliminary plat for The Retreat Phase I-lots 1-4, block 1; lots 1-14, block 2; lots 1-6, block 3; lots 1-20, block 4; lots 1-17, block 5; lots 1-12, block 6; lots 1-29, block 7; lots 1-14, block 8; lots 1-13, block 9; lots 1-24, block 10; lots 1-58, block 11; lots 1-19, block 12; lots 1-26, block 13; lots 1-13, block 14; lots 1-18, block 15; lots 1-25, block 16; lots 1-66, block 17; lots 1-22, block 18 with tract A of 4.066 acres and tract B of 2.391 in Precinct #1 with a variance in lot size from 1/2 acre lots to 1/4 acre lots.

All voted aye; motion carried.

6. ACTION ON FINAL PLAT

a. VINEYARD HEIGHTS: LOTS 1-28, BLOCK 1 -
PRECINCT #3

Comm. Carpenter, seconded by Comm. McFall, made a motion to approve the final plat of Vineyard Heights, lots 1-28, block 1 in Precinct #3.

All voted aye; motion carried.

b. WINDY HILL RETIREMENT PLACE - LOTS 1-17,
BLOCK 1 - PRECINCT #4

Comm. Thompson, seconded by Comm. Carpenter, made a motion to approve the final plat of Windy Hill Retirement Place, lots 1-17, block 1 in Precinct #4.

All voted aye; motion carried.

- c. BRIGHTON ACRES: PHASE I - LOTS 20-32,
BLOCK 2 - PRECINCT #4

Comm. Thompson, seconded by Comm. McFall,

made a motion to table the item.

All voted aye; motion carried.

7. ACTION TO ACCEPT ROADS FOR COUNTY
MAINTENANCE

- a. DOVE MEADOWS: DOVE MEADOWS LANE, GOLD
CREEK LANE, RAGGED ROCK COURT AND RIM
ROCK COURT - PRECINCT #2

Comm. Harmon, seconded by Comm. McFall, made a motion to accept roads for county maintenance in Dove Meadows which include: Dove Meadows Lane, Gold Creek Lane, Ragged Rock Court and Rim Rock Court in Precinct #2, with the stipulation the entrance is repaired within 60 days.

All voted aye; motion carried.

- b. SAGE MEADOW SUBDIVISION: LOWER MEADOWS
LANE, SAGE MEADOWS COURT, AND SAGE
MEADOWS DRIVE - PRECINCT #3

Comm. Carpenter, seconded by Comm. Thompson, made a motion to accept roads for county maintenance in Sage Meadow Subdivision, which include: Lower Meadows Lane, Sage Meadows Court, and Sage Meadows Drive in Precinct #3, with the stipulation the road signs are corrected and the drainage problem fixed within 30 days.

All voted aye; motion carried.

- c. HILLS OF SPRINGWOOD SUBDIVISION:
WESTVIEW DRIVE, MCKINLEY DRIVE, EVEREST
DRIVE, FOOTHILLS DRIVE, BLACK CANYON
DRIVE AND EASTERN DRIVE - PRECINCT #3

Comm. Carpenter, seconded by Comm. McFall, made a motion to accept roads for county maintenance in Hills of Springwood Subdivision which include: Westview Drive, McKinley Drive, Everest Drive, Foothills Drive, Black Canyon Drive, and Eastern Valley Drive in Precinct #3 with the stipulation that the drainage and roads are to be repaired.

All voted aye; motion carried.

8. ACTION ON RENEWAL OF RFP'S/RFB'S/RFQ'S

a. RFB #2001-12: OFFICE & COMPUTER SUPPLIES WITH OFFICE DEPOT

Comm. Harmon, seconded by Comm. Thompson, made a motion to renew RFB#2001-12 with Office Depot for office and computer supplies, this being the 2nd option on a 3 year contract.

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

Discussion. No action taken.

2. ACTION ON APPROVAL TO APPLY FOR TEXAS DPS VIDEO CAMERA AND RECORDING EQUIPMENT GRANT (SB 1074) – CONSTABLE PCT. #3 & #4

Comm. Carpenter, seconded by Comm. Thompson, made a motion to approve the application for Texas DPS video camera and recording equipment grant (SB 1074) for the Constables of Precinct #3 and Precinct #4.

All voted aye; motion carried.

VIII. NEW BUSINESS

1. ACTION TO APPROVE BID ON STRUCK OFF PROPERTY IN THE CITY OF ALVARADO:
 - a. TRACT I, EAST PART OF LOTS 4,5, AND 6 BLOCK 3 ORIGINAL TOWN ALVARADO TRACT II, .67 ACRES, ABSTRACT 44, ROBERT BELL SURVEY

Comm. Carpenter, seconded by Comm. Thompson, made a motion to approve bid on struck off property in the City of Alvarado: tract I, east part of lots 4, 5, and 6 block 3 Original Town Alvarado tract II, .67 acres, out of the Robert Bell Survey, abstract 44. There are two resolutions for each tract of property.

All voted aye; motion carried.

BE IT KNOWN that Commissioner's Court met in Executive Session at 10:25 A.M. in accordance with Government Code Sec. 551.071 – Consultation with Attorney – Pending Litigation: (1) Johnson County vs. Harris Methodist Affiliated Hospital Case #C199900253 and (2) K.D. Pool and Ven-Ken, Inc. vs. Johnson County Civil Action No. 3:00- CV-2246-R. Commissioner's Court reconvened into open session at 1:15 P.M. to consider the following:

IX. NEW BUSINESS

2. ACTION TO APPROVE TAX REFUND TO PRIME STAR, INC.

Comm. Thompson, seconded by Comm. McFall, made a motion to approve the tax refund to Prime Star, Inc. for \$2551.14 for Johnson County taxes and \$568.44 for Lateral Road taxes.

All voted aye; motion carried.

3. ACTION TO APPROVE RESOLUTION TO SUPPORT IMPLEMENTING AN EFFECTIVE ACCIDENT PREVENTION PLAN IN AGREEMENT WITH THE TEXAS ASSOCIATION OF COUNTIES

Comm. Harmon, seconded by Comm. Thompson, made a motion to approve a resolution to support implementing an effective accident prevention plan in agreement with the Texas Association of Counties.

All voted aye; motion carried.

4. ACTION ON DRAWING OF THE 2002-2003 SALARY GRIEVANCE COMMITTEE

Comm. Thompson, seconded by Comm. McFall, made a motion to appoint Carol Wray, Maria Borden and Diane H. Johnson to the 2002-2003 Salary Grievance Committee.

All voted aye; motion carried.

5. ACTION TO SET "YOUTH IN GOVERNMENT DAY" AS APRIL 26, 2002

Comm. McFall, seconded by Comm. Carpenter, made a Motion to set "Youth in Government Day" for April 26, 2002.

All voted aye; motion carried.

6. ACTION TO APPROVE BUDGETING OF A COMMISSIONERS COURT CLERK – COUNTY CLERK

Comm. Thompson, seconded by Comm. McFall, made a motion to approve the budgeting of a Commissioner's Court Clerk in the County Clerk's Office at grade level 10 with a salary of \$20,008.00 effective February 1, 2002 to be funded out of the County Clerk's Records Management Fund.

All voted aye; motion carried.

7. ACTION TO APPROVE THE PURCHASE OF OFFICE FURNITURE FOR JUVENILE PROBATION

Comm. McFall, seconded by Comm. Harmon, made a motion to approve the purchase of office furniture for Juvenile Probation with the funds from the Capital Projects Fund.

All voted aye; motion carried.

8. ACTION ON RESOLUTION AMENDING RESOLUTION OF SEPTEMBER 10, 2001 REGARDING BOUNDARIES BETWEEN PRECINCT #1 AND PRECINCT #4 SO AS TO BE IN COMPLIANCE WITH THE LOCAL GOVERNMENT CODE SEC. 292.001 (d), WHICH STATES JUSTICE OF THE PEACE COURTS MUST BE LOCATED WITHIN THE COURT'S PRECINCT

Comm. Thompson, seconded by Comm. McFall, made a motion to amend the Resolution of September 10, 2001 regarding boundaries between Precinct #1 and Precinct #4 so as to be in compliance with the Local Government Code Sec. 292.001 (d), which states Justice of the Peace Courts must be located within the Court's Precinct.

All voted aye; motion carried.

9. ACTION OF INTERLOCAL COLLABORATIVE AGREEMENT FOR JOHNSON COUNTY PRECINCT #4 TO HOUSE A PUBLIC ACCESS COMPUTER TERMINAL FOR THE GRANDVIEW COMMUNITY NETWORK (GCNET)

Comm. Thompson, seconded by Comm. McFall, made a motion to approve an Interlocal Collaborative Agreement for Johnson County Precinct #4 to house a public access computer terminal for the Grandview Community Network (GCNet) and giving the County Judge the authority to sign the contract.

All voted aye; motion carried.

X. CONSENT AGENDA

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

All voted aye; motion carried.

XI. EXECUTIVE SESSION

1. GOVERNMENT CODE SEC. 551.071 – CONSULTATION WITH ATTORNEY

a. JOHNSON COUNTY VS. HARRIS METHODIST AFFILIATED HOSPITAL CASE #C199900253

Comm. Harmon, seconded by Comm. Thompson, made a motion to approve signing an engagement letter with Jim Welch for him to represent Johnson County in the lawsuit of Johnson County vs. Harris Methodist Affiliated Hospital along with the attorneys currently employed at Brown,/McCarroll at the same rate as previously invoiced by Brown/ McCarroll.

All voted aye; motion carried.

There being no further business before the court concerning this agenda, Commissioner's Court adjourned at 2:09 P.M. on the same date.

Submitted by: _____
Curtis H. Douglas
County Clerk

Approved by: _____
Roger Harmon
County Judge

