

STATE OF TEXAS

AUGUST 12, 2002

COUNTY OF JOHNSON

COMMISSIONER'S COURT

BE IT KNOWN that on the 12th day of August, 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 Comm. Troy Thompson, 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 8, 2002, at 9:29 A.M., were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATION

1. APPOINTMENT OF TROY THOMPSON, COMMISSIONER OF PRECINCT #4 TO THE NORTH CENTRAL TEXAS REGIONAL REVIEW COMMITTEE BY THE OFFICE OF THE SECRETARY OF STATE AND THE OATH OF OFFICE

Comm. Troy Thompson, Commissioner of Precinct #4, was appointed by the Office of the Secretary of State to the North Central Texas Regional Review Committee and was sworn in by the County Judge.

V. PUBLIC PARTICIPATION

Cole Lancaster, Mark Lindsey and Beverly Carter thanked the Court for their prompt attention to locating and purchasing a van for the I.S.S. Department.

VI. PRECEDING BUSINESS

1. ACTION ON APPROVAL OF MINUTES OF THE COMMISSIONER'S COURT

- a. MAY 20, 2002 - SPECIAL
- b. JUNE 24, 2002 – REGULAR
- c. JULY 1, 2002 – SPECIAL
- d. JULY 8, 2002 – REGULAR
- e. JULY 22, 2002 – REGULAR
- f. JULY 29, 2002 – SPECIAL

Comm. Harmon, seconded by Comm.

Thompson, made a motion to approve the minutes of the Commissioner’s Court for May 20, 2002, June 24, 2002, July 1, 2002, July 8, 2002, July 22, 2002 and July 29, 2002 as presented to the Court by the County Clerk.

All voted aye, motion carried.

2. ACTION ON APPROVAL TO PAY BILLS

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

All voted aye, motion carried.

3. ACKNOWLEDGEMENT OF RECEIPT OF THE COUNTY AUDITOR’S REPORTS TO THE COMMISSIONER’S COURT

Commissioner’s Court acknowledged receipt of the County Auditor’s Reports.

4. ACTION TO APPROVE FINAL PLAT

a. WAGON WHEEL ACRES: LOTS 1-4 - PRECINCT #1

Comm. McFall, seconded by Comm. Harmon, made a motion to approve the final plat for Wagon Wheel Acres, lots 1-4 in Precinct #1 contingent upon the addition of a 40 ft. set back line.

All voted aye, motion carried.

b. BRUMBALOW FIELDS: LOTS 1-2 – PRECINCT #4

Comm. Thompson, seconded by Comm. Carpenter,
made a motion to table this item.

All voted aye, motion carried.

- c. STEPHENS ESTATES: LOTS 1 & 2, BLOCK 1 –
PRECINCT #2

Comm. Harmon, seconded by Comm. Carpenter,
made a motion to approve the final plat for Stephens Estates, lots 1 & 2, block 1 in
Precinct #2.

All voted aye, motion carried.

- d. PLEASANT MEADOW: LOTS 1 & 2 – PRECINCT #3

Comm. Carpenter, seconded by Comm. Harmon,
made a motion to table this item.

All voted aye, motion carried.

5. ACTION TO APPROVE ROAD AND STREET DEDICATION
AND MAINTENANCE AGREEMENT AND HOLD
HARMLESS AGREEMENT AND RELEASE – PRECINCT #4

Comm. Thompson, seconded by Comm. Carpenter, made a
motion to approve the Road and Street Dedication and Maintenance Agreement and Hold
Harmless Agreement and Release for Copperhead Lane in Precinct #4.

All voted aye, motion carried.

6. ACTION TO APPROVE A VARIANCE FOR SET BACK LINE
ON 8908 JOHNS ROAD – PRECINCT #3

Comm. Carpenter, seconded by Comm. Harmon, made a
motion to approve a variance for the set back line at 8908 Johns Road in Precinct #3 as a
non-conforming lot.

All voted aye, motion carried.

VIII. NEW BUSINESS

18. ACTION ON RESOLUTION AUTHORIZING PARTICIPATION IN THE COUNTY-WIDE EXPANSION OF THE CLETRAN TRANSPORTATION SYSTEM AND PROVIDING AN EFFECTIVE DATE

Comm. Harmon, seconded by Comm. McFall, made a motion to approve a resolution authoring participation in a County-wide expansion of the Cletran Transportation System.

All voted aye, motion carried.

VII. UNFINISHED BUSINESS

3. ACTION TO ACCEPT TEXAS TASK FORCE ON INDIGENT DEFENSE GRANT AWARD

Comm. Harmon, seconded by Comm. Carpenter, made a motion to accept the Texas Task Force Indigent Defense Grant award in the amount of \$42,394.00 and giving the County Judge authority to sign the contract.

All voted aye, motion carried.

VIII. NEW BUSINESS

1. ACTION TO ADVERTISE FOR BIDS/PROPOSALS AND SET OPENING DATES
a. RFP #2002-31: INDEPENDENT AUDIT SERVICES AND SET OPENING DATE OF SEPTEMBER 4, 2002

Comm. Thompson, seconded by Comm. Harmon, made a motion to advertise for bids and proposals for RFP #2002-31 for Independent Audit services and set an opening date of September 4, 2002.

All voted aye, motion carried.

2. ACTION TO APPROVE JOHNSON COUNTY CENTRAL APPRAISAL DISTRICT PROPOSED BUDGET FOR YEAR 2003

Comm. Thompson, seconded by Comm. McFall, made a motion to approve the Johnson County Central Appraisal Districts proposed budget for year 2003.

All voted aye, motion carried.

5. ACTION TO APPROVE BOND FOR DAVID FEUCHT: S.T.O.P. TASK FORCE

Comm. Thompson, seconded by Comm. Carpenter, made a motion to approve the Official Bond and Oath for David Feucht with the S.T.O.P. Task Force in the amount of \$15,000.00.

All voted aye, motion carried.

6. ACTION TO APPROVE RESOLUTION IN SUPPORT OF THE TEXAS DEPARTMENT OF TRANSPORTATION COMMISSION TO EXPEDITE THE CONSTRUCTION OF SH 121 FROM TARRANT COUNTY LINE TO US 67

Comm. Harmon, seconded by Comm. McFall, made a motion to approve a resolution in support of the Texas Department of Transportation Commission expediting the construction of SH 121 from Tarrant County line to US 67.

All voted aye, motion carried.

7. ACTION ON REQUEST FROM TEXAS DEPARTMENT OF TRANSPORTATION PROPOSING THE EXISTING FM 917 BETWEEN THOMAS LANE AND BECKY LANE TO BE ADDED TO THE LOCAL COUNTY ROAD SYSTEM – PRECINCT #3

Comm. Carpenter, seconded by Comm. Thompson, made a

motion to draft and send a letter to the Texas Department of Transportation declining to include the existing FM 917 between Thomas Lane and Becky Lane into the local county road system in Precinct #3.

All voted aye, motion carried.

8. ACTION TO SET PUBLIC HEARING TO LOWER SPEED LIMIT ON COUNTY ROAD 1237 FROM 40 MPH TO 30 MPH: PRECINCT #1

Comm. McFall, seconded by Comm. Harmon made a motion to set a Public Hearing for August 26, 2002 at 9:00 A.M. to lower the speed limit on County Road 1237 from 40 mph to 30 mph in Precinct #1

All voted aye, motion carried.

9. ACTION ON RESOLUTION MAKING A PERMANENT LOAN TO THE LAYLAND MUSEUM OF MAPS FOUND IN THE GUINN JUSTICE CENTER

Comm. Thompson, seconded by Comm. McFall, made a motion to approve the resolution granting the Layland Museum permanent loan of historically significant maps that were found in the Guinn Justice Center.

All voted aye, motion carried.

10. ACTION TO ADD THE PURCHASE OF AUTOMOTIVE, TRUCK AND EQUIPMENT TIRES AND TUBES TO THE INTERLOCAL AGREEMENT WITH TARRANT COUNTY

Comm. Carpenter, seconded by Comm. Thompson, made a motion to add the purchases of automotive, truck and equipment tires and tubes through an Interlocal Agreement with Tarrant County.

All voted aye, motion carried.

3. ACTION TO APPOINT ELECTION JUDGES & ALTERNATES AND POLLING PLACE LOCATIONS FOR 2002-2003

Comm. McFall, seconded by Comm. Thompson, made a motion to appoint election judges and alternates and accept the polling place locations as presented for 2002-2003.

All voted aye, motion carried.

4. ACTION TO APPROVE 2002 SALARY GRIEVANCE COMMITTEE

Comm. Thompson, seconded by Comm. Carpenter, made a motion to appoint Diane Johnson, Carol Wray and Marti Bailey to the 2002 Salary Grievance Committee.

All voted aye, motion carried.

VII. UNFINISHED BUSINESS

1. ACTION ON ARCHITECTURAL DESIGN, SPECIFICATION AND PROGRAM REQUIREMENTS

a. GUINN JUSTICE CENTER: APPOINTMENT OF COMMITTEE FOR THE INTERIOR DESIGNS

No action.

b. JOHNSON COUNTY SERVICES COMPLEX

No action.

c. JOHNSON COUNTY CORRECTIONS II: FLOOR AND HOT WATER

No action.

VIII. NEW BUSINESS

11. ACTION ON REQUEST TO USE COURTHOUSE GROUNDS FOR "A DAY TO REMEMBER" ON SEPTEMBER 11, 2002

Comm. McFall, seconded by Comm. Thompson, made a motion to approve the use of the Courthouse grounds on September 11, 2002 at 12:00 P.M. for “A Day to Remember.”

All voted aye, motion carried.

12. ACTION ON INTERLOCAL AGREEMENT WITH THE CITY OF RIO VISTA – PRECINCT #1

Comm. McFall, seconded by Comm. Harmon, made a motion to approve an Interlocal Agreement with the City of Rio Vista regarding repairs to County Road 1206, a public road within the city limits, in the amount of \$12,905.00 by Precinct #1.

All voted aye, motion carried.

13. ACTION ON REQUEST FOR TWO ADDITIONAL PART-TIME EMPLOYEES FOR DISTRICT CLERK’S OFFICE

Comm. Harmon, seconded by Comm. McFall, made a motion to approve one additional part-time employee for the District Clerk’s Office to be funded from records management for 20 hours per week.

All voted aye, motion carried.

14. ACTION ON REQUEST FOR INCREASED HOURLY WAGE FOR CURRENT PART-TIME EMPLOYEES FUNDED BY RECORDS MANAGEMENT FUNDS IN THE DISTRICT CLERK’S OFFICE

No action.

15. ACTION ON CONTRACT WITH CONTINENTAL EQUIPMENT FOR LEASE OF ROSCO MAX-2 OIL DISTRIBUTORS – PRECINCT #3

Comm. Thompson, seconded by Comm. Harmon, made a motion to approve a contract with Continental Equipment for lease of a Rosco Max-II oil distributor for the rest of this budget year in the amount of \$5,600.00 per month for Precinct #3.

All voted aye, motion carried.

16. ACTION ON SCHOOL RESOURCE OFFICERS WITH THE JOSHUA INDEPENDENT SCHOOL DISTRICT – SHERIFF’S OFFICE

Comm. Harmon, seconded by Comm. Carpenter, made a motion to approve an Interlocal Agreement with Joshua Independent School District for a Resource Officer with Joshua paying the salary and Johnson County providing the automobile and mobile telephone.

All voted aye, motion carried.

17. ACTION ON TARRANT REGIONAL AUTO THEFT TASK FORCE INTERLOCAL ASSISTANCE AGREEMENT

Comm. Carpenter, seconded by Comm. McFall, made a motion to table this item.

All voted aye, motion carried.

IX. CONSENT AGENDA

Comm. Thompson, seconded by Comm. McFall, made a motion to approve the consent agenda as presented, excluding the item submitted by the District Clerk’s Office for a transfer of budget surplus.

All voted aye, motion carried.

BE IT KNOWN that Commissioner’s Court met in Executive Session at 10:35

A.M. in accordance with Government Code Sec. 551.071 – Consultation with Attorney – Contemplated Litigation and in accordance with Government Code Sec. 551.074 – Personnel Matters: County Judge – Jackie Morton and County Clerk – Karen Alexander and Teresa Calhoun. Commissioner’s Court reconvened into open session at 1:30 P.M.

Commissioner R.C. McFall was not present.

X. WORKSHOP

Commissioner’s Court met in workshop session at 1:31 P.M. to discuss Public Works Department issues; to discuss an Interlocal Agreement with the Central Appraisal District and to discuss the 2002-2003 budget. Commissioner’s Court reconvened into open session at 3:25 P.M. to consider the following:

VII. UNFINISHED BUSINESS

2. ACTION ON INTERLOCAL AGREEMENT WITH THE JOHNSON COUNTY CENTRAL APPRAISAL DISTRICT FOR INCLUSION OF APPRAISAL DISTRICT EMPLOYEES ON JOHNSON COUNTY HEALTH INSURANCE PLAN

Comm. Thompson, seconded by Comm. Carpenter, made a motion to approve an Interlocal Agreement with the Johnson County Central Appraisal District for the inclusion of Appraisal District employees on the Johnson County Health Insurance Plan and giving the County Judge the authorization to sign the agreement.

All voted aye, motion carried.

XI. EXECUTIVE SESSION

1. GOVERNMENT CODE SEC. 551.071 – CONSULTATION WITH ATTORNEY

a. CONTEMPLATED LITIGATION

Comm. Harmon, seconded by Comm. Carpenter, made a motion to authorize the County Judge to enter into a negotiation settlement with Audridge, Matthews and Von Tungeln, P.C.

All voted aye, motion carried.

2. GOVERNMENT CODE SEC. 551.074 – PERSONNEL MATTERS

a. COUNTY JUDGE: JACKIE MORTON

Comm. Thompson, seconded by Comm. Carpenter, made a motion to approve Jackie Morton to transfer to the Constables Office with her current salary; additional funds to be taken from the County Judge's Office budget effective August 13, 2002.

All voted aye, motion carried.

b. COUNTY CLERK: KAREN ALEXANDER AND TERESA CALHOUN

No action.

Commissioner's Court recessed at 4:20 A.M. until 8:30 A.M. on August 13, 2002.

Commissioner's Court reconvened at 8:35 A.M. on August 13, 2002, with all members present, to consider the following:

BE IT KNOWN that Commissioner's Court met in Executive Session at 8:36 A.M. in accordance with Government Code Sec. 551.074 – Personnel Matters: County Clerk – Karen Alexander and Teresa Calhoun. Commissioner's Court reconvened into open session at 8:52 A.M. to consider the following:

XI. EXECUTIVE SESSION

2. GOVERNMENT CODE SEC. 551.074 – PERSONNEL MATTERS

b. COUNTY CLERK: KAREN ALEXANDER AND TERESA CALHOUN

No action.

Commissioner’s Court met in workshop session at 8:53 A.M. to discuss the budget.

Commissioner’s Court reconvened into open session at 9:35 A.M. There being no further business concerning this agenda, Commissioner’s Court adjourned at 9:35 A.M. on August 13, 2002.

Submitted by: _____
Curtis H. Douglas
County Clerk

Approved by: _____
Roger Harmon
County Judge