

STATE OF TEXAS

SEPTEMBER 9, 2002

COUNTY OF JOHNSON

COMMISSIONER'S COURT

BE IT KNOWN that on the 9th day of September, 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, with the exception of County Judge Roger Harmon, with Commissioner Ron Harmon conducting business, following the Invocation led by Sheriff Bob Alford, 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 5, 2002, at 7:57 A.M., and addendum filed September 6, 2002, at 11:34 A.M., were considered:

IV. PUBLIC HEARING

A public hearing to receive public comment on a proposal of tax increase was opened for discussion at 9:04 A.M. Joann Haney discussed her concerns on taxes for persons 65 or older. There being no other comments, the hearing was closed at 9:06 A.M.

VIII. UNFINISHED BUSINESS

2. ACTION ON ORDER AUTHORIZING THE ISSUANCE OF TAX NOTES, SERIES 2002, IN THE AMOUNT OF \$510,000.00, AWARDING THE SALE THEREOF, MAKING PROVISIONS FOR THE SECURITY THEREOF AND ORDERING OTHER MATTERS RELATED THERETO

Comm. McFall, seconded by Comm. Thompson,

made a motion to approve the order authorizing the issuance of tax notes, series 2002, in the amount of \$510,000.00 to Bank of America at a rate of 2.77% and authorizing the County Auditor, County Clerk, County Judge, and the County Treasurer to sign the order.

All voted aye, motion carried.

V. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATION

VI. PUBLIC PARTICIPATION

None.

VII. PRECEDING BUSINESS

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

- a. AUGUST 19, 2002 – SPECIAL
- b. AUGUST 26, 2002 – REGULAR

Comm. Carpenter, seconded by Comm.

Thompson, made a motion to approve the minutes of the Commissioner's Court for August 19, 2002 and August 26, 2002 as presented to the Court by the County Clerk.

All voted aye, motion carried.

2. ACTION ON APPROVAL TO PAY BILLS

Comm. Thompson, seconded by Comm. McFall, made a motion to approve to pay the bills as submitted by the County Auditor's Offices with the exception of a payment to Todd Mechanical in the amount of \$5,970.26.

All voted aye, motion carried.

3. ACKNOWLEDGMENT 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. FAITH MEADOWS: LOTS 1-4, BLOCK 1 – PRECINCT #4

Comm. Thompson, seconded by Comm.

Carpenter, made a motion to approve the final plat for Faith Meadows, lots 1-4, block 1 in Precinct #4.

All voted aye, motion carried.

b. AMEN ACRES: LOTS 1 & 2 – PRECINCT #4

Comm. Thompson, seconded by Comm.

McFall, made a motion to approve the final plat for Amen Acres, lots 1 and 2 in Precinct #4.

All voted aye, motion carried.

5. ACTION TO APPROVE ROADS FOR COUNTY MAINTENANCE

a. RODRIGUEZ ADDITION – PRECINCT #4

Comm. Thompson, seconded by Comm.

Carpenter, made a motion to accept the roads in Rodriguez Addition for county maintenance in Precinct #4.

All voted aye, motion carried.

b. BLUEGRASS ESTATES: PHASE III – PRECINCT #2

Comm. Harmon, seconded by Comm.

McFall, made a motion to approve the roads in Bluegrass Estates, Phase III for the sale of lots only in Precinct #2.

All voted aye, motion carried.

c. LAKESIDE ESTATES: PHASE I – PRECINCT #2

Comm. Harmon, seconded by Comm.

Carpenter, made a motion to approve the roads in Lakeside Estates, Phase I for the sale of lots only in Precinct #2.

All voted aye, motion carried.

6. ACTION TO AWARD RFP'S

a. RFP #2002-31: INDEPENDENT PROFESSIONAL AUDIT

Comm. Thompson, seconded by Comm.

Carpenter, made a motion to award RFP #2002-31 to Pattillo, Brown and Hill Audit Services for outside independent professional audit services in the amount of \$20,900.00.

All voted aye, motion carried.

7. ACTION TO RENEW RFB #2000-38: AUTOMATIC TRANSMISSION REPAIR FOR JOHNSON COUNTY WITH PEACOCK'S TRANSMISSION SERVICE

Comm. Thompson, seconded by Comm. McFall,

made a motion to renew RFB #2000-38 with Peacock's Transmission Service for automatic transmission repair and giving the County Judge the authority to sign the contract.

All voted aye, motion carried.

VIII. UNFINISHED BUSINESS

1. ACTION ON ARCHITECTURAL DESIGN, SPECIFICATION, PROGRAM REQUIREMENTS AND CONTRACTS

- a. GUINN JUSTICE CENTER
- b. JOHNSON COUNTY CORRECTION II: FLOOR AND HOT WATER
- c. JOHNSON COUNTY JAIL EXPANSION
- d. JOHNSON COUNTY JUVENILE EXPANSION

No action.

3. ACTION TO APPROVE PAYMENT AND SETTLEMENT AGREEMENT WITH OUTSIDE AUDITOR

Comm. McFall, seconded by Comm. Thompson, made a motion to approve payment and settlement agreement with Auldridge, Matthews & von Tunglen, P.C. and giving the County Judge the authority to sign the contract.

All voted aye, motion carried.

4. ACTION ON EXEMPTION TO PURCHASE A VEHICLE AT RITCHIE BROTHERS AUCTION ON SEPTEMBER 12, 2002 WITH FUNDS BUDGETED IN THAT PROGRAM – CONSTABLE PRECINCT #2: ASAP FOR JOSHUA

Comm. Thompson, seconded by Comm. Carpenter, made a motion to approve an exemption to purchase a vehicle at Ritchie Brothers Auction on September 12, 2002 with funds budgeted in the ASAP program for the Constable Precinct #2, ASAP-Joshua.

All voted aye, motion carried.

5. ACTION TO APPROVE INTERLOCAL ASSISTANCE AGREEMENT WITH THE TARRANT REGIONAL AUTO THEFT TASK FORCE

Passed for discussion in workshop session.

6. ACTION TO APPROVE EQUAL EMPLOYMENT OPPORTUNITY PROGRAM FOR JOHNSON COUNTY SHERIFF'S OFFICE

Passed for discussion in workshop session.

7. ACTION TO ASSIGN DETECTIVE GILREATH TO THE AUTO THEFT TASK FORCE

Passed for discussion in workshop session.

8. ACTION TO SCHEDULE MEETING TO ADOPT TAX-RATE: SEPTEMBER 23, 2002

Comm. Carpenter, seconded by Comm.

Thompson, made a motion to schedule a meeting for September 23, 2002 to adopt the tax rate.

All voted aye, motion carried.

IX. NEW BUSINESS

1. ACTION ON APPROVAL FOR PURCHASES OVER \$5,000: ANTI-VIRUS SOFTWARE – ISS DEPARTMENT

Comm. Carpenter, seconded by Comm. Thompson, made a motion to approve a purchase of anti-virus software from Synetics in the amount of \$15,640.00 for the I.S.S. Department.

All voted aye, motion carried.

3. ACTION TO APPROVE A TEMPORARY, PART-TIME EMPLOYEE FOR THE PUBLIC WORKS DEPARTMENT AS CUSTODIAN

Comm. Thompson, seconded by Comm. Carpenter,

made a motion to approve a temporary, part-time custodian position in the Public Works Department with the funds being transferred from the existing full time line item with a pay rate of \$7.50 per hour.

All voted aye, motion carried.

4. ACTION TO APPROVE NEW FEE/POLICY SCHEDULE FOR THE MARKET SQUARE

Passed for discussion in workshop session.

5. ACTION TO ACCEPT THE RESIGNATION OF JOHNSON COUNTY TAX ASSESSOR/COLLECTOR: W.E. CARROLL

Comm. Thompson, seconded by Comm. McFall, made a motion to accept the resignation of Johnson County Tax Assessor/Collector, W.E. Carroll effective October 1, 2002.

All voted aye, motion carried.

6. ACTION TO CONSIDER OPTIONS TO FILL OFFICE OF THE JOHNSON COUNTY TAX ASSESSOR/COLLECTOR

Comm. Thompson made a motion to hire Scott Porter, Chief Deputy, Tax Office for the position as interim Tax Assessor/Collector until the next General Election in 2004. Motion dies due to lack of a second.

Comm. Carpenter, seconded by Comm. McFall, made a motion to accept applications to fill the position of the Johnson County Tax Assessor/Collector.

Comm. McFall, Comm. Harmon and Comm. Carpenter voted aye, Comm. Thompson opposed.

7. ACTION TO SET TERMS OF COURT FOR 2002-2003

Comm. Thompson, seconded by Comm. McFall, made

A motion to accept the terms as submitted for Commissioner's Court 2002-2003.

All voted aye, motion carried.

8. ACTION TO APPROVE CONTRACT WITH COLLIN COUNTY COMMUNITY COLLEGE DISTRICT FOR THIRD PARTY BILLING

Comm. Carpenter, seconded by Comm. McFall, made a motion to accept the contract with Collin County Community College District for third party billing and giving the County Judge the authority to sign the contract.

All voted aye, motion carried.

9. ACTION TO APPROVE CONTRACTS WITH JUVENILE PROBATION

- a. HOOD COUNTY - RESIDENTIAL SERVICE
- b. HAYS COUNTY - RESIDENTIAL SERVICE
- c. PROTELL SYSTEM - ELECTRONIC MONITORING
- d. GOOD SHEPERD - RESIDENTIAL SERVICES
- e. EVER CHANGE YOUTH & FAMILY SERVICES, INC.- RESIDENTIAL SERVICES
- f. CORRECTIONAL SERVICES CORPORATION/YOUTH SERVICES INTERNATIONAL, INC. - RESIDENTIAL SERVICES
- g. WALKER COUNTY: RESIDENTIAL SERVICES
- h. LINDA BALEY: NON RESIDENTIAL SERVICES, COUNSELING & PHSYCHOLOGICAL SERVICES

Comm. McFall, seconded by Comm. Carpenter, made a motion to approve contracts with Hood County, Hays County, ProTell System, Good Sheperd, Ever Change Youth & Family Services Inc., Correctional Services Corporation/Youth Services International, Inc., Walker County and Linda

Baley and giving the County Judge the authority to sign the contracts for the Juvenile Probation Department.

All voted aye, motion carried.

X. CONSENT AGENDA

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

All voted aye, motion carried.

XI. WORKSHOP

Commissioner's Court met in workshop session at 10:08 A.M. to discuss a fee policy schedule for the Market Square, an Interlocal Agreement with the Tarrant Regional Auto Theft Task Force, Equal Employment Opportunity Program and to discuss the assignment of Detective Gilreath to the Auto Theft Task Force. Commissioner's Court reconvened into open session at 10:20 A.M. to consider the following:

VIII. UNFINISHED BUSINESS

5. ACTION TO APPROVE INTERLOCAL ASSISTANCE AGREEMENT WITH THE TARRANT REGIONAL AUTO THEFT TASK FORCE

Comm. Thompson, seconded by Comm. McFall, made a motion to approve an Interlocal Assistance Agreement with the Tarrant Regional Auto Theft Task Force and giving the County Judge the authority to sign the contract.

All voted aye, motion carried.

6. ACTION TO APPROVE EQUAL EMPLOYMENT OPPORTUNITY PROGRAM FOR JOHNSON COUNTY SHERIFF'S OFFICE

Comm. McFall, seconded by Comm. Thompson, made a motion to approve the Equal Employment Opportunity Program for Johnson County Sheriff's Office.

All voted aye, motion carried.

7. ACTION TO ASSIGN DETECTIVE GILREATH TO THE AUTO THEFT TASK FORCE

Comm. McFall, seconded by Comm. Carpenter, made a motion to assign Detective Gilreath to the Auto Theft Task Force.

All voted aye, motion carried.

IX. NEW BUSINESS

4. ACTION TO APPROVE NEW FEE/POLICY SCHEDULE FOR THE MARKET SQUARE

Comm. McFall, seconded by Comm. Carpenter, made a motion to approve a fee policy that requires a minimum rental of 3 days at a rate of \$5.00 per day at the Market Square.

All voted aye, motion carried.

VII. PRECEDING BUSINESS

2. ACTION ON APPROVAL TO PAY BILLS

Comm. Thompson, seconded by Comm. McFall, made A motion to amend prior motion to include the payment to Todd Mechanical in the amount of \$5,970.26.

All voted aye, motion carried.

IX. NEW BUSINESS

2. ACTION TO APPROVE RESERVE DEPUTIES AS REQUESTED BY CONSTABLE GARY BRALY – PRECINCT #4

Comm. Thompson, seconded by Comm. Carpenter, made a motion to approve Michael D. Rayburn and Paul M. Wilborn as reserve deputies for Constable Precinct #4.

All voted aye, motion carried.

ADDENDUM TO AGENDA

IX. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATION

1. PROCLAMATION “A DAY TO REMEMBER”

Commissioner’s Court proclaimed September 11th as “A Day to Remember”.

There being no further business before the Court concerning this agenda, Commissioner's Court adjourned at 11:40 A.M. on the same date.

Submitted by: _____
Curtis H. Douglas
County Clerk

Approved by: _____
Roger Harmon
County Judge