

STATE OF TEXAS

OCTOBER 14, 2002

COUNTY OF JOHNSON

COMMISSIONER'S COURT

BE IT KNOWN that on the 14th day of October, 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 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 October 10, 2002, at 7:57 A.M., were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATION

1. PRESENTATION OF SERVICE AWARDS TO EMPLOYEES

Five year Service Awards were presented to Karen Redding, Jason Rhea and Brian Wakefield. A ten year Service Award was presented to Kerry Joe Gossett. Fifteen year Service Awards were presented to Brenda Brock and Alice Finley and a twenty year Service Award was presented to Len Morgenstern.

2. PROCLAMATION FOR "YOUTH COURT MONTH" IN JOHNSON COUNTY

Commissioner's Court proclaimed the month of October as Youth Court Month in Johnson County.

3. PROCLAMATION FOR "RED RIBBON WEEK"

Commissioner's Court proclaimed the week of October 28-November 1, 2002 as Red Ribbon Week in Johnson County.

V. PUBLIC PARTICIPATION

Jean Moss addressed the Court concerning the Personnel Policies for Johnson County.

VI. PRECEDING BUSINESS

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

- a. SEPTEMBER 23, 2002 - REGULAR
- b. SEPTEMBER 26, 2002 - SPECIAL
- c. OCTOBER 1, 2002 - SPECIAL 8:00 AM
- d. OCTOBER 1, 2002 - SPECIAL 8:30 AM

Comm. Thompson, seconded by Comm. McFall, made a motion to approve the minutes of the Commissioner's Court for September 23, 2002, September 26, 2002, October 1, 2002 8:00 AM and October 1, 2002 8:30 AM as presented to the County by the County Clerk.

All voted aye, motion carried.

2. ACTION ON BUDGET AMENDMENT PURSUANT TO SECTION 111.010C OF THE LOCAL GOVERNMENT CODE: FUND 085 EQUIPMENT DEBT SERVICE FY 2002

Comm. Thompson, seconded by Comm. Carpenter, made a motion to amend the budget pursuant to Section 111.010C of the Local Government Code in the amount of \$104,000.00 from Hospital Proceeds line item #050-646-700 to Fund 085 to cover debt payment for Equipment Debt Service FY 2002.

All voted aye, motion carried.

3. ACTION ON APPROVAL TO PAY BILLS

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

All voted aye, motion carried.

4. 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.

5. ACTION TO APPROVE FINAL PLAT

a. VENTURI ESTATES: LOTS 1-12 - PRECINCT #1

Comm. McFall, seconded by Comm. Harmon, made
a motion to approve the final plat for Venturi Estates, lots 1-12 in Precinct #1.

All voted aye, motion carried.

b. WESTOVER HILLS: PHASE I - LOTS 1-16, BLOCK 1;
LOTS 1-3, BLOCK 2 AND LOTS 2-8, BLOCK 3 -
PRECINCT #1

Comm. McFall, seconded by Comm. Harmon, made
a motion to approve the final plat for Westover Hills Phase I, lots 1-16, block 1; lots 1-3,
block 2 and lots 2-8, block 3 in Precinct #1, contingent upon the 80' radius temporary
turnaround easement being paved.

All voted aye, motion carried.

6. ACTION TO APPROVE INSTALLATION OF A SEPTIC
SYSTEM IN NON-CONFORMING LOT

a. LAKEWOOD VIEW I: LOTS 9, 10 & 11 BEING LESS
THAN ONE ACRE - PRECINCT #4

Comm. Thompson, seconded by Comm. McFall,

made a motion to allow a septic permit to be issued for Lakewood View I lots 9, 10 and 11, as a non-conforming lot, being less than one acre and contingent upon an engineer designing the septic system based upon the consolidation of the lots, in Precinct #4.

All voted aye, motion carried.

b. 3651 FM 731: LESS THAN ONE ACRE - PRECINCT #3

Comm. Carpenter, seconded by Comm. McFall, made a motion to approve the installation of a septic system in a non-conforming lot for 3651 FM 731, being less than one acre in Precinct #3 due to family medical reasons and with the understanding the system will be abandoned if lot is sold.

All voted aye, motion carried.

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATION

3. PROCLAMATION FOR "RED RIBBON WEEK"

LeeAnn Overton presented red ribbons to the Court.

VII. UNFINISHED BUSINESS

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

- a. GUINN JUSTICE CENTER
- b. JOHNSON COUNTY CORRECTION II
- c. JOHNSON COUNTY JAIL EXPANSION
- d. JOHNSON COUNTY JUVENILE DETENTION

No action.

2. ACTION FOR ADDITIONAL FUNDS IN THE ELECTION BUDGET: PERSONNEL LINE ITEM, FOR THE NEW EARLY VOTING LOCATION IN PRECINCT #3

No action.

3. ACTION ON INTERLOCAL AGREEMENT WITH THE CITY OF BURLESON FOR FUEL PURCHASE FOR CONSTABLE PRECINCT #2

Comm. Harmon, seconded by Comm. McFall, made a motion to approve an Interlocal Agreement with the City of Burleson for the purchase of fuel for the Constable in Precinct #2 and giving the County Judge the authority to sign the contract.

All voted aye, motion carried.

Commissioner's Court recessed at 10:05 A.M. The Court reconvened at 10:30 A.M. to consider the following:

VIII. NEW BUSINESS

1. ACTION TO ADVERTISE FOR BIDS/PROPOSALS AND SET OPENING DATES

a. RFP# 03-03: WORKERS' COMPENSATION COVERAGE AND SET OPENING DATE OF NOVEMBER 25, 2002

Comm. Harmon, seconded by Comm. Thompson, made a motion to advertise for bids and proposals for RFP# 03-03 for Workers' Compensation Coverage and set an opening date of November 25, 2002.

All voted aye, motion carried.

b. RFB# 03-02: VEHICLES WITH POLICE PACKAGE AND SET OPENING DATE OF NOVEMBER 4, 2002

Comm. Thompson, seconded by Comm. Harmon, made a motion to advertise for bids and proposals for RFB #03-02 for vehicles with police packages with changes being made to the bid specifications under Special

Conditions to include a 3-year/100,000 mile warranty on the Drive Train and set an opening date of November 4, 2002.

All voted aye, motion carried.

2. ACTION TO CANCEL CURRENT MAINTENANCE CONTRACT ON COUNTY ELEVATORS

Comm. McFall, seconded by Comm. Harmon, made a motion to cancel the current maintenance contracts with Otis Elevator and Dover Elevator.

All voted aye, motion carried.

3. ACTION TO CONTRACT FOR MAINTENANCE OF COUNTY ELEVATORS WITH ACCESS ELEVATOR COMPANY

Comm. Thompson, seconded by Comm. McFall, made a motion to contract with Access Elevator Company for maintenance of the county elevators for \$1,920.00 per annum and giving the County Judge the authority to sign the contract.

All voted aye, motion carried.

4. ACTION TO APPROVE HOLIDAYS 2003

Comm. Harmon, seconded by Comm. Carpenter, made a motion to approve holidays for 2003 as follows: January 1, 2003, April 18, 2003, May 26, 2003, July 4, 2003, September 1, 2003, November 11, 2003, November 27-28, 2003, December 25-26, 2003 and employees individual birthday.

All voted aye, motion carried.

5. ACTION TO TRANSFER FUNDS TO R.O.W IN THE AMOUNT OF \$200,000 - PRECINCT #1

Comm. McFall, seconded by Comm. Harmon, made a

motion to transfer funds to Right Of Way for Precinct #1 in the amount of \$200,000.00.

All voted aye, motion carried.

6. ACTION TO APPROVE OFFICIAL BOND AND OATH OF
MARSHALL WHITLOCK, FIELD OPERATIONS
SUPERVISOR - STOP TASK FORCE

Comm. McFall, seconded by Comm. Carpenter, made a motion to approve the Official Bond and Oath for Marshall Whitlock, Field Operations Supervisor for the STOP Task Force in the amount of \$15,000.00.

All voted aye, motion carried.

7. ACTION ON INTERLOCAL AGREEMENT WITH CLEBURNE
ISD FOR TRUANCY PROGRAM (ASAP PROGRAM) -
CONSTABLE PRECINCT #1

Comm. McFall, seconded by Comm. Carpenter, made a motion to approve an Interlocal Agreement with the Cleburne Independent School District for the Truancy Program (ASAP Program) for the Constable in Precinct #1.

All voted aye, motion carried.

8. ACTION TO APPROVE PURCHASE OF ADDITIONAL CELL
PHONE FOR JUVENILE PROBATION

Comm. Harmon, seconded by Comm. Carpenter, made a motion to approve the purchase of an additional cell phone for Juvenile Probation.

All voted aye, motion carried.

9. ACTION TO APPROVE BLOCKTIME AGREEMENT WITH
SYNETICS COMPUTERS, INC.

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

All voted aye, motion carried.

10. ACTION ON APPLICATION OF NCTCOG SOLID WASTE
ILLEGAL DUMPING GRANT IN THE AMOUNT OF \$34,000 -
SHERIFF'S OFFICE

Comm. Carpenter, seconded by Comm. Harmon, made a motion to approve the North Central Texas Council of Governments Solid Waste Illegal Dumping Grant in the amount of \$34,000.00 for the Sheriff's Office and giving the County Judge the authority to sign the contract and designating the County Auditor as the Financial Officer.

All voted aye, motion carried.

11. ACTION ON APPLICATION FOR FORMULA INDIGENT
DEFENSE GRANT PROGRAM AND RESOLUTION
DESIGNATING THE COUNTY JUDGE AS PROGRAM
DIRECTOR AND THE COUNTY AUDITOR AS FINANCIAL
OFFICER

Comm. McFall, seconded by Comm. Harmon, made a motion to approve the application for the Formula Indigent Defense Grant Program and Resolution designating the County Judge as Program Director and the County Auditor as Financial Officer and giving the County Judge the authority to sign the contract.

All voted aye, motion carried.

IX. CONSENT AGENDA

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

All voted aye, motion carried.

VIII. NEW BUSINESS

12. ACTION TO APPOINT VACANCY ON THE BOARD OF
DIRECTORS OF THE CENTRAL APPRAISAL DISTRICT

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

motion to appoint the nominee that is chosen by the Burleson City Council for the vacancy on the Board of Directors of the Central Appraisal District.

All voted aye, motion carried.

X. WORKSHOP

Commissioner's Court met in workshop session at 10:50 A.M. to discuss concerns with cities' Interlocal Agreements regarding their ETJ's, platting and permits – Public Works. Commissioner's Court reconvened into open session at 11:05 A.M.

VIII. NEW BUSINESS

12. ACTION TO APPOINT VACANCY ON THE BOARD OF DIRECTORS OF THE CENTRAL APPRAISAL DISTRICT

Comm. Harmon, seconded by Comm. Carpenter, made a motion to amend previous motion and appoint R.D. Scott, Burleson City Council nominee, to the Board of Directors of the Central Appraisal District.

All voted aye, motion carried.

BE IT KNOWN that Commissioner's Court met in Executive Session at 11:07 A.M. in accordance with Government Code Sec. 551.071 – Consultation with Attorney – Pending Litigation: Johnson County vs. Harris Methodist Affiliated Hospital Case #C199900253 and in accordance with Government Code Sec. 551.074 – Personnel Matters: Precinct #1-Clyde Bishop. Commissioner's Court reconvened into open session at 11:25 A.M. to consider the following:

XI. EXECUTIVE SESSION

1. GOVERNMENT CODE SEC. 551.071 - CONSULTATION WITH ATTORNEY – PENDING LITIGATION

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

No action.

2. GOVERNMENT CODE SEC. 551.074 – PERSONNEL
MATTERS

- a. PRECINCT #1 - CLYDE BISHOP

Comm. McFall, seconded by Comm. Thompson,
made a motion to move Clyde Bishop, Precinct #1 from Road and Bridge Utility
Tradesman to Operator II with a salary of \$23,484.00 effective October 21, 2002.

All voted aye, motion carried.

There being no further business before the Court concerning this agenda,
Commissioner's Court adjourned at 11:26 A.M. on the same date.

Submitted by: _____
Curtis H. Douglas
County Clerk

Approved by: _____
Roger Harmon
County Judge