

STATE OF TEXAS

OCTOBER 28, 2002

COUNTY OF JOHNSON

COMMISSIONER'S COURT

BE IT KNOWN that on the 28th 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, with the exception of Comm. Carpenter and Comm. Thompson, 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 24, 2002, at 9:37 A.M., were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATION

Alice Finley received a 15 year service pin from Len Morgenstern, Director of Community Supervision & Corrections Department.

V. PUBLIC PARTICIPATION

None.

VI. PRECEDING BUSINESS

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

- a. OCTOBER 14, 2002 - REGULAR
- b. OCTOBER 21, 2002 – SPECIAL

Comm. Harmon, seconded by Comm. McFall, made a motion to approve the minutes of the Commissioner's Court for October 14, 2002 and October 21, 2002 as presented to the Court by the County Clerk.

All voted aye, motion carried.

2. ACTION ON BUDGET AMENDMENT PURSUANT TO SECTION 111.010C OF THE LOCAL GOVERNMENT CODE FOR ADDITIONAL FUNDS RECEIVED FOR ROAD & BRIDGE

Comm. McFall, seconded by Comm. Harmon, made a motion to amend the budget pursuant to Sec. 111.010C of the Local Government Code for additional funds received for road and bridge: line item #013-612-334 in the amount of \$104.00, line item #013-613-334 in the amount of \$104.00, line item #013-614-334 in the amount of \$104.00 and line item #013-615-334 in the amount of \$104.00.

All voted aye, motion carried.

3. ACTION ON APPROVAL TO PAY BILLS

Comm. McFall, seconded by Comm. Harmon, 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. KELSEY ACRES: LOTS 1-14, BLOCK 1 - PRECINCT #4

Comm. Harmon, seconded by Comm. McFall, made a motion to approve Kelsey Acres, lots 1-14, block 1 in Precinct #4.

All voted aye, motion carried.

6. ACTION TO APPROVE ROADS IN HIGHLAND POINTE SUBDIVISION FOR COUNTY MAINTENANCE

Comm. Harmon, seconded by Comm. McFall, made a motion to approve the roads in Highland Pointe Subdivision in Precinct #2 for county maintenance.

All voted aye, motion carried.

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 FACILITY

These items passed.

2. ACTION ON JOHNSON COUNTY CHRISTMAS PARTY

Comm. McFall, seconded by Comm. Harmon, made a motion to have the Johnson County Christmas Party on December 6, 2002.

All voted aye, motion carried.

3. ACTION ON SYNETICS COMPUTERS, INC. BLOCKTIME AGREEMENT

Passed for further discussion in workshop session.

4. ACTION ON CONTRACT WITH PERDUE, BRANDON, FIELDER, COLLINS AND MOTT, L.L.P. FOR COLLECTION OF FEES AND FINES ORDERED BY THE JUSTICE COURTS

Passed for further discussion in workshop session.

5. ACTION TO PURCHASE AUDIO PACKAGE FOR MOBILE VISION IN-CAR VIDEO SYSTEM PER SB 1074 - CONSTABLE PRECINCT #1

Passed for further discussion in workshop session.

6. ACTION TO APPROVE ACCEPTANCE OF THE LOCAL LAW ENFORCEMENT BLOCK GRANT (LLEBG) - SHERIFF'S OFFICE

Comm. Harmon, seconded by Comm. McFall, made a motion to accept the Local Law Enforcement Block Grant (LLEBG) for the Sheriff's Office in the amount of \$25,444.00 and giving the County Judge the authorization to sign the contract.

All voted aye, motion carried.

VIII. NEW BUSINESS

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

a. RFB #03-04: NEW OR SLIGHTLY USED (LESS THAN 5,000 HOURS) 4-WHEEL DRIVE BACKHOE AND SET OPENING DATE OF NOVEMBER 18, 2002 - PRECINCT #3

Comm. Harmon, seconded by Comm. McFall, made a motion to advertise for bids and proposals for RFB #03-04 for a new or slightly used (less than 5,000 hours) 4-wheel drive backhoe and set an opening date of November 18, 2002 for Precinct #3.

All voted aye, motion carried.

b. RFB #03-05: SELF-PROPELLED HYDRAULICALLY DRIVEN HIGHWAY MOWER AND SET OPENING DATE FOR NOVEMBER 18, 2002 - PRECINCT #3

Comm. McFall, seconded by Comm. Harmon, made a motion to advertise for bids and proposals for RFB #03-05 for a self-propelled hydraulically driven highway mower and set an opening date for November 18, 2002 for Precinct #3.

All voted aye, motion carried.

- c. RFB #03-06: 3/4 TON PICKUP TRUCK AND SET
OPENING DATE FOR NOVEMBER 18, 2002 -
PRECINCT #3

Comm. Harmon, seconded by Comm. McFall, made a motion to advertise for bids and proposals for RFB #03-06 for a ¾ ton pickup truck and set an opening date for November 18, 2002 for Precinct #3.

All voted aye, motion carried.

- 2. ACTION ON INTERLOCAL AGREEMENT AND
RESOLUTION WITH REGION IV EDUCATION SERVICE
CENTER AND TEXAS COOPERATIVE PURCHASING
NETWORK (TCPM) TO PURCHASE COPIER FOR COUNTY
CLERK

Comm. McFall, seconded by Comm. Harmon, made a motion to approve the Interlocal Agreement and Resolution with Region IV Education Service Center and Texas Cooperative Purchasing Network (TCPM) to purchase a copier for the County Clerk's Office in the amount of \$11,710.00 and giving the County Judge the authority to sign the contract.

All voted aye, motion carried.

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
FACILITY

No action.

VIII. NEW BUSINESS

3. ACTION ON LETTER OF AGREEMENT BETWEEN THE
OUTSIDE AUDITORS PATTILLO, BROWN & HILL, L.L.P.
AND JOHNSON COUNTY

Comm. McFall, seconded by Comm. Harmon, made a motion to accept the letter of agreement between the outside auditors Pattillo, Brown & Hill, L.L.P. and Johnson County and giving the County Judge the authorization to sign the contract.

All voted aye, motion carried.

4. ACTION ON AGREEMENT FOR PROFESSIONAL SERVICES
TO BRING COUNTY INTO COMPLIANCE WITH PRIVACY
REGULATIONS ADOPTED BY THE FEDERAL
DEPARTMENT OF HEALTH AND HUMAN SERVICES
PURSUANT TO THE HEALTH INSURANCE PORTABILITY
AND ACCOUNTABILITY ACT OF 1996 (HIPAA)

Passed for further discussion in workshop session.

5. ACTION TO APPROVE INTERLOCAL AGREEMENT WITH
THE CITY OF KEENE FOR THE "KEENE COMMUNITY
PARK PROJECT 2002" - PRECINCT #4

Comm. Harmon, seconded by Comm. McFall, made a motion to approve the Interlocal Agreement with the City of Keene for the "Keene Community Park Project 2002" in Precinct #4 for \$8,215.59.

All voted aye, motion carried.

6. ACTION ON INTERLOCAL AGREEMENT FOR ROAD
REPAIRS WITH THE CITY OF RIO VISTA - PRECINCT #1

Comm. McFall, seconded by Comm. Harmon, made a motion to approve the Interlocal Agreement with the City of Rio Vista for road repairs in Precinct #1 for \$1,956.50.

All voted aye, motion carried.

7. ACTION TO CHANGE THE REQUIREMENTS ON RE-PLATS
& SIMPLE PLATS TO SHOW EXISTING DRAINAGE WAYS
OR MINOR FLOOD PROBLEMS

Passed for discussion in workshop session.

8. ACTION TO CHANGE FEES FOR PUBLIC WORKS
DEVELOPMENT BOOK AND SEPTIC BOOK

Passed for discussion in workshop session.

9. ACTION TO AMEND AUTHORIZATION OF
REPRESENTATIVE FOR THE JOHNSON COUNTY TAX
OFFICE TO TEXPOOL

Comm. Harmon, seconded by Comm. McFall, made a motion to amend authorization of representative for the Johnson County Tax Office to TexPool to include Scott Porter, Peggy Hinton and

All voted aye, motion carried.

IX. CONSENT AGENDA

Comm. McFall, seconded by Comm. Harmon, made a motion to approve the consent agenda as presented, with the exception of #2b(2), Constable Matt Wylie to attend “Collecting Court Fines and Fees”.

All voted aye, motion carried.

Commissioner’s Court recessed at 9:53 A.M. and reconvened at 10:09 A.M.

X. WORKSHOP

Commissioner’s Court met in workshop session at 10:10 A.M. to discuss the implementing and agreement for professional services to bring the County into compliance with Privacy Regulations adopted by the Federal Department of Health and Human Services pursuant to the Health Insurance Portability and Accountability Act

of 1996 (HIPAA); to discuss the contract with Perdue, Brandon, Fielder, Collins and Mott L.L.P. for the collection of fees and fines ordered by the Justice Courts; to discuss the change to the requirements on re-plats & simple plats to show drainage ways or minor flood problems; the change of fees for Public Works Development Book and Septic Book; Synetics Computers, Inc. Blocktime Agreement and to discuss the purchase of an audio package for a Mobile Vision In-Car Video System per SB 1074 for the Constable in Precinct #1. Commissioner's Court reconvened into open session at 11:09 A.M. to consider the following:

VII. UNFINISHED BUSINESS

3. ACTION ON SYNETICS COMPUTERS, INC. BLOCKTIME AGREEMENT

Comm. Harmon, seconded by Comm. McFall, made a motion to approve the Blocktime Agreement with Synetics Computers, Inc. and giving the County Judge the authority to sign the contract.

All voted aye, motion carried.

4. ACTION ON CONTRACT WITH PERDUE, BRANDON, FIELDER, COLLINS AND MOTT, L.L.P. FOR COLLECTION OF FEES AND FINES ORDERED BY THE JUSTICE COURTS

Comm. Harmon, seconded by Comm. McFall, made a motion to rescind the contract with Purdue, Brandon, Fielder, Collins and Mott, L.L.P. for collection of fees and fines ordered by the Justice Courts.

All voted aye, motion carried.

5. ACTION TO PURCHASE AUDIO PACKAGE FOR MOBILE VISION IN-CAR VIDEO SYSTEM PER SB 1074 - CONSTABLE PRECINCT #1

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

motion to approve the Constable in Precinct #1 to purchase two audio packages and upgrades with installation for Mobile Vision In-Car Video System and payment to be taken out of the Constables Precinct #1 budget.

All voted aye, motion carried.

VIII. NEW BUSINESS

4. ACTION ON AGREEMENT FOR PROFESSIONAL SERVICES TO BRING COUNTY INTO COMPLIANCE WITH PRIVACY REGULATIONS ADOPTED BY THE FEDERAL DEPARTMENT OF HEALTH AND HUMAN SERVICES PURSUANT TO THE HEALTH INSURANCE PORTABILITY AND ACCOUNTABILITY ACT OF 1996 (HIPAA)

Comm. Harmon, seconded by Comm. McFall, made a motion to table this item and consider on the next agenda.

All voted aye, motion carried.

7. ACTION TO CHANGE THE REQUIREMENTS ON RE-PLATS & SIMPLE PLATS TO SHOW EXISTING DRAINAGE WAYS OR MINOR FLOOD PROBLEMS

Comm. Harmon, seconded by Comm. McFall, made a motion to change the requirements on re-plats and simple plats to show existing drainage ways or minor flood problems.

All voted aye, motion carried.

8. ACTION TO CHANGE FEES FOR PUBLIC WORKS DEVELOPMENT BOOK AND SEPTIC BOOK

Comm. McFall, seconded by Comm. Harmon, made a motion to change the fees for “Land Development Rules & Regulations of Johnson County” from \$8.00 per copy to \$15.00 per copy and the “revised” edition, when

completed to cost \$30.00 per copy, also to change the fees for the booklet of rules for “Private Sewage Facilities” from \$6.00 per copy to \$15.00 per copy.

All voted aye, motion carried.

VIII. CONSENT AGENDA

Comm. McFall, seconded by Comm. Harmon, made a motion to amend previous motion to include #2b(2) allowing Constable Matt Wylie to attend “Collecting Court Fines and Fees” seminar.

All voted aye, motion carried.

BE IT KNOWN that Commissioner’s Court met in Executive Session at 11:16 A.M. in accordance with Government Code Sec. 551.071 – Consultation with Attorney – Pending Litigation: Johnson County vs. Harris Methodist Affiliated Hospital Case #C199900253, Tony Smith vs. Johnson County Bail Bond Board Case #C200200469 and in accordance with Government Code Sec. 551.074 – Personnel Matters: Sheriff – Jaime Jackson. 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
 - a. PENDING LITIGATION: JOHNSON COUNTY VS. HARRIS METHODIST AFFILIATED HOSPITAL CASE #C199900253

No action.
 - b. PENDING LITIGATION: TONY SMITH VS. JOHNSON COUNTY BAIL BOND BOARD CASE #C200200469

Comm. McFall, seconded by Comm. Harmon, made

a motion to appoint Bill Moore to represent Johnson County in the pending litigation of Tony Smith vs. Johnson County Bail Bond Board Case #C200200469.

All voted aye, motion carried.

2. GOVERNMENT CODE SEC. 551.074: PERSONNEL MATTERS

a. SHERIFF: JAIME JACKSON

Comm. Harmon, seconded by Comm. McFall, made a motion to permit Jaime Jackson, Sheriff's Department, to receive the bi-lingual supplement of \$50.00 per month effective November 1, 2002.

All voted aye, motion carried.

There being no further business before the Court concerning this agenda, Commissioner's Court adjourned at 11:29 A.M. on the same date.

Submitted by: _____
Curtis H. Douglas
County Clerk

Approved by: _____
Roger Harmon
County Judge

