

STATE OF TEXAS

OCTOBER 13, 2003

COUNTY OF JOHNSON

COMMISSIONER'S COURT

BE IT KNOWN that on the 13th day of October, 2003, 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 October 9, 2003 at 9:18 a.m., were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATION

1. PRESENTATION OF SERVICE PINS TO EMPLOYEES

Five year service pins were presented to Jada L. McAnally, Laurie J. McClain; not present, Adam S. Crawford; not present, Joseph B. Warren, Jason Kent Wells and Charlotte A. Mason. Fifteen year pins were presented to Tracie L. Miller and Becky A. Williams.

2. PROCLAMATION RECOGNIZING "UNITED WAY OF JOHNSON COUNTY WEEK" – OCTOBER 19-25, 2003

Commissioner's Court proclaimed the week of October 19-25, 2003 as "United Way of Johnson County Week".

3. PROCLAMATION RECOGNIZING "NATIONAL BUSINESS WOMEN'S WEEK" – OCTOBER 20-25, 2003

Commissioner's Court proclaimed the week of October 20-25, 2003 as "National Business Women's Week".

4. RESOLUTION FOR “INDIGENT DEFENSE GRANT PROGRAM” – FY 2004

Comm. Carpenter, seconded by Comm. McFall, made a motion to approve a Resolution for the Indigent Defense Grant Program FY 2004.

All voted aye; motion carried.

V. PUBLIC PARTICIPATION

None.

VI. PRECEDING BUSINESS

1. ACTION TO APPROVE MINUTES OF THE COMMISSIONER’S COURT

- a. SEPTEMBER 5, 2003 – SPECIAL
- b. SEPTEMBER 19, 2003 – SPECIAL
- c. SEPTEMBER 22, 2003 – REGULAR

Comm. McFall, seconded by Comm. Matthews, made a motion to approve the minutes of the Commissioner’s Court for September 5, 2003, September 19, 2003 and September 22, 2003 as presented to the Court by the County Clerk.

All voted aye; motion carried.

2. ACTION ON INVOICE TRANSMITTAL PAYMENTS

- a. INDIGENT BURIAL – MARTIN’S FUNERAL HOME – COUNTY JUDGE
- b. INDIGENT BURIAL – MARTIN’S FUNERAL HOME – COUNTY JUDGE
- c. COMPUTER MAINTENANCE SOFTWARE – NET DATA – ISS
- d. COMPUTER MAINTENANCE HARDWARE – IBM CORPORATION – ISS
- e. COPIER MAINTENANCE – IKON OFFICE SOLUTIONS – COUNTY CLERK
- f. LETTERING ON WINDOW – SIGNS OF SUCCESS – PUBLIC WORKS

- g. OXYGEN & ACETYLENE – AIRGAS SOUTHWEST –
PRECINCT #4
- h. AUTO PARTS – O'REILLY AUTOMOTIVE, INC. –
PRECINCT #2
- i. ELECTRICITY – RELIANT ENERGY – SHERIFF/JAIL

Comm. Thompson, seconded by Comm. Carpenter,
made a motion to pay the invoice transmittals as stated in the agenda.

All voted aye; motion carried.

3. ACTION TO APPROVE BUDGET AMENDMENT PURSUANT
TO SECTION 111.010C OF THE LOCAL GOVERNMENT
CODE

a. CHILD PROTECTIVE SERVICE

Comm. McFall, seconded by Comm. Thompson,
made a motion to approve a budget amendment pursuant to *Section 111.010C* of the
Local Government Code for Child Protective Service, General Fund, Clothing line item
#010-637-341 in the amount of \$7,024.00.

All voted aye; motion carried.

4. ACTION TO PAY BILLS

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

All voted aye; motion carried.

VIII. NEW BUSINESS

9. ACTION TO APPROVE MAINTENANCE AGREEMENT
WITH NETDATA CORPORATION

Comm. Thompson, seconded by Comm. Matthews, made a
motion to approve the Maintenance Agreement with NetData Corporation with the
addition to add a clause in the Agreement stating that any software cancellation given to

NetData with a 30 day notice would receive a pro-rated credit.

All voted aye; motion carried.

VI. PRECEDING BUSINESS

5. 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.

6. ACTION TO APPROVE FINAL PLAT OF SUNSHINE ACRES,
LOTS 1-15, PHASE II – PRECINCT #3

Comm. Carpenter, seconded by Comm. McFall, made a motion to approve the final plat for Sunshine Acres, lots 1-15, Phase II in Precinct #3.

All voted aye; motion carried.

7. ACTION TO AWARD RFB'S

a. RFB #2004-01: FUELS FOR JOHNSON COUNTY

Comm. McFall, seconded by Comm. Matthews, made a motion to award RFB #2004-01 to Lambert Oil for fuels for Johnson County.

All voted aye; motion carried.

b. RFB #2004-02: ROAD SIGNS AND ROAD
MATERIALS

Comm. Carpenter, seconded by Comm. Thompson, made a motion to award RFB #2004-02 to Vulcan Signs for road signs and road materials.

All voted aye; motion carried.

c. RENEWAL RFB #2000-39: CULVERTS WITH TEXAS
STEEL CULVERTS CO., INC.

Comm. McFall, seconded by Comm. Matthews, made a motion to renew RFB #2000-39 for culverts with Texas Steel Culverts Co., Inc. with this being the final option available on this contract.

All voted aye; motion carried.

VII. UNFINISHED BUSINESS

1. ACTION ON ARCHITECTURAL DESIGN, SPECIFICATION, FINANCIAL PROGRAM REQUIREMENTS AND CONTRACTS
 - a. GUINN JUSTICE CENTER
 - b. JOHNSON COUNTY CORRECTION REMODELING POD II
 - c. JOHNSON COUTNY JAIL EXPANSION POD III
 - d. ALVARADO COURTHOUSE REMODELING
 - (1) CHANGE ORDER #2

Comm. Thompson, seconded by Comm. Carpenter, made a motion to approve the Alvarado Courthouse Remodeling Change Order #2 in the amount of \$15,316.00 for the original portion on the building.

All voted aye; motion carried.

2. ACTION TO APPOINT MEMBER REPRESENTING THE COMMISSIONER'S COURT TO THE SESQUICENTENNIAL PROJECT COMMITTEE

Comm. Carpenter, seconded by Comm. McFall, made a motion to appoint Lisa Magers as an additional member to represent the Commissioner's Court on the Sesquicentennial Project Committee.

All voted aye; motion carried.

1. ACTION ON ARCHITECTURAL DESIGN, SPECIFICATION, FINANCIAL PROGRAM REQUIREMENTS AND CONTRACTS
 - a. GUINN JUSTICE CENTER

- b. JOHNSON COUNTY CORRECTION REMODELING
POD II
- c. JOHNSON COUTNY JAIL EXPANSION POD III
- d. ALVARADO COURTHOUSE REMODELING
(1) CHANGE ORDER #2

Discussion, no action.

Commissioner's Court recessed at 10:10 a.m. and reconvened at 10:30 a.m. to consider the following:

VIII. NEW BUSINESS

- 19. ACTION TO GIVE FINANCIAL ADVISOR DIRECTION TO
PROCEED WITH IMPLEMENTATION OF FUNDING OF TAX
NOTES, SERIES 2003

Comm. Matthews, seconded by Comm. Carpenter, made a motion to give the Johnson County financial advisor direction to proceed with the implementation of the funding of Tax Notes, Series 2003.

All voted aye; motion carried.

VII. UNFINISHED BUSINESS

- 3. ACTION TO APPROVE SEXUAL OFFENDER COMPLIANCE
OFFICER PROGRAM GRANT – SHERIFF'S DEPARTMENT

Comm. Carpenter, seconded by Comm. McFall, made a motion to approve the Sexual Offender Compliance Officer Program Grant.

All voted aye; motion carried.

- 4. ACTION TO APPROVE CHILD ABUSE LAW
ENFORCEMENT PROGRAM GRANT – SHERIFF'S
DEPARTMENT

Comm. McFall, seconded by Comm. Thompson, made a motion to approve the Child Abuse Law Enforcement Program Grant.

All voted aye; motion carried.

5. ACTION TO APPROVE DAWSON GEOPHYSICAL LAYING SEISMIC CABLES ACROSS & PARALLEL TO THE COUNTY ROADS IN JOHNSON COUNTY – PRECINCT #1

Comm. McFall, seconded by Comm. Matthews, made a motion to approve Dawson Geophysical to lay seismic cables across and parallel to the county roads in Johnson County in Precinct #1.

All voted aye; motion carried.

6. ACTION TO APPROVE LETTER OF ENGAGEMENT WITH BROWN McCARROLL, L.L.P. FOR SERVICES RELATED TO MEDICAL, HOSPITAL AND INDIGENT HEALTH CARE

Comm. Thompson, seconded by Comm. Carpenter, made a motion to approve a Letter of Engagement with Brown McCarroll, L.L.P. for services related to medical, hospital and indigent health care.

All voted aye; motion carried.

7. ACTION TO APPROVE CHANGE IN THE FIXED ASSET POLICY

Comm. Thompson, seconded by Comm. McFall, made a motion to approve the change in the Fixed Asset Policy regarding assets purchased during an A.S.A.P. Program being returned to the Purchasing Department at the end of the program.

All voted aye; motion carried.

VIII. NEW BUSINESS

1. ACTION TO ADVERTISE FOR BIDS/PROPOSALS

No action.

2. ACTION TO APPROVE WESTLAW CONTRACT FOR JUDGE WILLIAM C. BOSWORTH – 413th JUDICIAL DISTRICT COURT

Comm. Carpenter, seconded by Comm. Thompson, made a motion to approve the Westlaw Contract for Judge William C. Bosworth, 413th Judicial District Court.

All voted aye; motion carried.

3. ACTION TO APPROVE SOFTWARE LICENSING AGREEMENT AND MAINTENANCE CONTRACT FOR TAXWEB 2004

Comm. McFall, seconded by Comm. Matthews, made a motion to approve the Software Licensing Agreement and Maintenance Contract for TaxWeb 2004 for the Tax Office and to give the County Judge authorization to sign the contract.

All voted aye; motion carried.

4. ACTION ON VEHICLES FOR THE CONSTABLES' OFFICES AND THE SHERIFF'S DEPARTMENT

Passed for further discussion in workshop session.

5. ACTION TO APPROVE INTER-LOCAL COOPERATION AGREEMENT FOR COUNTY JAIL FUNCTIONS WITH HILL COUNTY

Comm. Carpenter, seconded by Comm. Matthews, made a motion to approve the Inter-local Cooperation Agreement for County Jail functions with Hill County for the Sheriff's Department and to give the County Judge authorization to sign the contract.

All voted aye; motion carried.

6. ACTION TO APPROVE HOLIDAYS FOR 2004

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

motion to approve the Holidays for 2004 as presented to the Court.

Comm. McFall, Comm. Matthews and Comm. Carpenter voted aye, Comm. Thompson opposed; motion carried.

7. ACTION TO APPROVE TERMS OF COMMISSIONER'S COURT FOR 2003-2004

Comm. Carpenter, seconded by Comm. Matthews, made a motion to approve the terms of Commissioner's Court for 2003-2004 as presented to the Court.

All voted aye; motion carried.

8. ACTION TO APPROVE AGREEMENT FOR AMERICAN EXPRESS CARD ACCEPTANCE – TAX OFFICE

Comm. McFall, seconded by Comm. Matthews, made a motion to approve the Agreement for the acceptance of the American Express card for the Tax Office and giving the County Judge authorization to sign the contract.

All voted aye; motion carried.

10. ACTION TO APPROVE CONTRACT WITH BANK ONE FOR STATE OF TEXAS TRAVEL CARD

Comm. Carpenter, seconded by Comm. Thompson, made a motion to approve the Contract with Bank One for the State of Texas Travel Card.

All voted aye; motion carried.

11. ACTION TO APPROVE AGREEMENT FOR NON-RESIDENTIAL SERVICES CONTRACT WITH LINDA BALEY – JUVENILE PROBATION

Comm. McFall, seconded by Comm. Carpenter, made a motion to approve the Non-Residential Services Contract with Linda Baley for Juvenile Probation and to give the County Judge authorization to sign the contract.

All voted aye; motion carried.

12. ACTION TO APPROVE CONTRACT FOR RESIDENTIAL SERVICES WITH EVER CHANGE YOUTH AND FAMILY SERVICES

Comm. Thompson, seconded by Comm. McFall, made a motion to approve the Residential Services Contract with Ever Change Youth and Family Services for Juvenile Probation and to give the County Judge authorization to sign the contract.

All voted aye; motion carried.

13. ACTION TO APPROVE LABORATORY SERVICE AGREEMENT WITH ACCU-CHEM LABORATORIES – JUVENILE PROBATION DEPARTMENT

Comm. McFall, seconded by Comm. Matthews, made a motion to approve the Laboratory Service Agreement with Accu-Chem Laboratories for Juvenile Probation and to give the County Judge authorization to sign the contract.

All voted aye; motion carried.

14. ACTION TO APPROVE AGREEMENT FOR ELECTRONIC MONITORING SERVICES WITH PROTELL SYSTEMS INTERNATIONAL, INC. – JUVENILE PROBATION DEPARTMENT

Comm. Carpenter, seconded by Comm. Thompson, made a motion to approve the Agreement for Electronic Monitoring Services with Protell Systems International, Inc. for Juvenile Probation and to give the County Judge authorization to sign the contract.

All voted aye; motion carried.

15. ACTION TO APPROVE CONTRACT AND AGREEMENT FOR SECURE LONG-TERM AND SHORT-TERM RESIDENTIAL

SERVICE OF JUVENILE OFFENDERS WITH HAYS COUNTY
– JUVENILE PROBATION DEPARTMENT

Comm. McFall, seconded by Comm. Matthews, made a motion to approve the Contract and Agreement for Secure Long-Term and Short-Term Residential Service of Juvenile Offenders with Hays County for Juvenile Probation and to give the County Judge authorization to sign the contract.

All voted aye; motion carried.

18. ACTION TO APPROVE AGREEMENT FOR NON-RESIDENTIAL SERVICES CONTRACT WITH REACH COUNCIL

Comm. Matthews, seconded by Comm. Carpenter, made a motion to approve the Non-Residential Services Contract with Reach Council for Juvenile Probation and to give the County Judge authorization to sign the contract.

All voted aye; motion carried.

16. ACTION ON REMOVING THE SIDEWALK ADJACENT TO BUFFALO CREEK ON LOT 1, BLOCK 504; ACCORDING TO THE OFFICIAL MAP OF THE CITY OF CLEBURNE, JOHNSON COUNTY, TEXAS

Comm. McFall, seconded by Comm. Thompson, made a motion to remove the sidewalk adjacent to Buffalo Creek lot 1, block 504; according to the official map of the City of Cleburne, Johnson County, Texas.

All voted aye; motion carried.

17. ACTION TO APPROVE INTER-LOCAL COOPERATION AGREEMENT WITH THE CITY OF CLEBURNE REGARDING CONSTRUCTION OF SIDEWALK ON LOT 1, BLOCK 504; ACCORDING TO THE OFFICIAL MAP OF THE CITY OF CLEBURNE, JOHNSON COUNTY, TEXAS

Comm. McFall, seconded by Comm. Matthews, made

motion to approve an Inter-local Cooperation Agreement with the City of Cleburne regarding construction of a sidewalk on lot 1, block 504; according to the official map of the City of Cleburne, Johnson County, Texas.

All voted aye; motion carried.

20. ACTION ON OUTSTANDING WARRANTS/CHECKS TO BE
PURGED AND CREDIT BACK TO CURRENT FUNDS –
FEBRUARY 25, 1999 THROUGH SEPTEMBER 2002

Comm. Thompson, seconded by Comm. Carpenter, made a motion to approve the removal of the outstanding warrants or checks and to credit the amount back into the current funds for February 25, 1999 through September 2002.

All voted aye; motion carried.

21. ACTION ON INSTALLATION OF MOP SINK, CABINETS
AND REGULAR SINK IN BREAK ROOM OF THE
BURLESON SUB-COURTHOUSE

Comm. Matthews, seconded by Comm. Thompson, made a motion to install a mop sink, cabinets and a regular sink in the break room of the Burleson Sub-Courthouse.

All voted aye; motion carried.

22. ACTION ON INSTALLATION OF MOP SINK AT ALVARADO
SUB-COURTHOUSE

Comm. Carpenter, seconded by Comm. Matthews, made a motion to install a mop sink at the Alvarado Sub-Courthouse.

All voted aye; motion carried.

23. ACTION ON ASSIGNMENT OF SPACES AT THE
ALVARADO SUB-COURTHOUSE

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

motion to assign spaces at the Alvarado Sub-Courthouse as presented with the Tax Office gaining a storage area off the hall near the jury room at the back of the building.

All voted aye; motion carried.

IX. CONSENT AGENDA

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

All voted aye; motion carried.

Commissioner's Court recessed at 11:50 a.m. and reconvened into open session at 1:22 p.m. to consider the following:

X. WORKSHOP

Commissioner's Court met in workshop session at 1:23 p.m. to discuss the transport of corpses within Johnson County; vehicles of the Constable's Offices and Sheriff's Department and to discuss if the insurance money for the roof of the Courthouse should be used for matching funds for the Courthouse Restoration Grant.

The Court reconvened into open session at 2:45 p.m. to consider the following:

VIII. NEW BUSINESS

4. ACTION ON VEHICLES FOR THE CONSTABLE'S OFFICES AND THE SHERIFF'S DEPARTMENT

Comm. McFall, seconded by Comm. Carpenter, made a motion to have the Constables return all unused A.S.A.P. vehicles to be redistributed and to make a Johnson County Policy that states Reserve Constables and Part-time employees are not allowed to take County vehicles home or use as a personal vehicle.

All voted aye; motion carried.

BE IT KNOWN that the Commissioner's Court met in Executive Session at 2:50

p.m. in accordance with Government Code *Sec. 551.074* – Personnel: Precinct #2 Harold Hampton. Court reconvened into open session at 3:24 p.m. to consider the following:

XI. EXECUTIVE SESSION

a. GOVERNMENT CODE *SEC. 551.074* – PERSONNEL

(1) PRECINCT #2: HAROLD HAMPTON

No action.

There being no further business before the Court concerning this agenda,
Commissioner's Court adjourned at 3:25 p.m. on the same date.

Submitted by: _____
Curtis H. Douglas
County Clerk

Approved by: _____
Roger Harmon
County Judge