

STATE OF TEXAS

JANUARY 26, 2004

COUNTY OF JOHNSON

COMMISSIONER'S COURT

BE IT KNOWN that on the 26th day of January, 2004, 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 January 22, 2004 at 8:54 a.m., were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATION

1. ANNOUNCEMENT OF WEATHER SCHOOL ON TUESDAY
FEBRUARY 17, 2004 AT 7:00 P.M., CIVIC CENTER IN
CLEBURNE, TEXAS

County Judge, Roger Harmon announced that the Weather School will be held on Tuesday, February 17, 2004 at 7:00 p.m. at the Civic Center in Cleburne, Texas.

2. PRESENTATION OF PLAQUE TO SANDY LEDBETTER OF
THE JOHNSON COUNTY ECONOMIC DEVELOPMENT
COMMISSION

A plaque was presented to Sandy Ledbetter of the Johnson County Economic Development Commission for his service to Johnson County.

3. PROCLAMATION FOR "EXTENSION EDUCATION CLUB
MONTH"

Commissioner's Court proclaimed the month of February as "Extension Education Club Month".

4. PRESENTATION OF CERTIFICATE AND PLAQUE OF ACHIEVEMENT FOR EXCELLENCE IN FINANCIAL REPORTING

A Certificate and Plaque of Achievement for Excellence in Financial Reporting was presented to Kirk Kirkpatrick, County Auditor.

5. PRESENTATION OF QUARTERLY REPORT BY THE JOHNSON COUNTY ECONOMIC DEVELOPMENT COMMISSION

Mark Willis, Executive Director of the Johnson County Economic Development Commission gave a Quarterly Report to the Commissioner's Court.

VIII. UNFINISHED BUSINESS

4. ACTION ON OUTDOOR BURNING ORDER #2004-01

Comm. Carpenter, seconded by Comm. McFall, made a motion to remove the burn ban regarding Order #2004-01.

All voted aye; motion carried.

VIII. NEW BUSINESS

3. ACTION ON SPRINKLER SYSTEM AND LANDSCAPING OF COUNTY PROPERTY ADJACENT TO PARKING LOT AND BUFFALO CREEK

No action.

6. ACTION TO APPROVE RESOLUTION TO RE-OPEN, DEVELOP AND MAINTAIN HAM CREEK – PRECINCT #1

Comm. McFall, seconded by Comm. Carpenter, made a motion to approve a Resolution to Re-Open, Develop and Maintain Ham Creek in Precinct #1.

All voted aye; motion carried.

Commissioner's Court recessed at 10:05 a.m. and reconvened at 10:25 a.m. to consider the following:

V. PUBLIC PARTICIPATION

None.

VI. PRECEDING BUSINESS

1. ACTION TO APPROVE THE MINUTES OF THE COMMISSIONERS COURT

a. DECEMBER 22, 2003

Comm. Matthews, seconded by Comm. McFall, made a motion to approve the minutes of the Commissioner's Court for December 22, 2003 as presented to the Court by the County Clerk.

All voted aye; motion carried.

2. ACTION TO PAY BILLS

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

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 PLATS

a. CRESSON HILLS ADDITION: LOTS 1-20, BLOCK 1 – PRECINCT #2

Comm. Matthews, seconded by Comm. McFall,

made a motion to approve the final plat for Cresson Hills Addition, lots 1-20, block 1 in Precinct #2.

All voted aye; motion carried.

b. PHILLIPS ESTATES: LOTS 1 & 2 – PRECINCT #4

Comm. Thompson, seconded by Comm. Carpenter, made a motion to approve the Phillips Estates, lots 1 & 2 in Precinct #4

All voted aye; motion carried.

VII. NEW BUSINESS

13. ACTION ON RESTROOMS AND OTHER FACILITIES ON MARKET SQUARE

No action.

VIII. UNFINISHED BUSINESS

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

- a. GUINN JUSTICE CENTER
 - (1) ACTION ON REPLACEMENT OF COURTS IN THE GUINN JUSTICE CENTER
- b. JOHNSON COUNTY CORRECTION REMODELING POD II
- c. JOHNSON COUNTY JAIL EXPANSION POD III
- d. JOHNSON COUNTY JAIL EXPANSION POD IV

Comm. Thompson, seconded by Comm. Carpenter, made a motion to approve the locations of the Courtrooms in the Guinn Justice Center as presented to the Court.

All voted aye; motion carried.

2. ACTION TO APPROVE CONTRACT WITH THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS

FOR HOME OWNER OCCUPIED – DISASTER RELIEF
APPLICATION NUMBER 2003-0407

Comm. Carpenter, seconded by Comm. Thompson, made a motion to approve the contract with the Texas Department of Housing and Community Affairs for Home Owner Occupied-Disaster Relief Application #2003-0407 with the grant being in the amount of \$520,000.00 and to give the County Judge authorization to sign the contract.

All voted aye; motion carried.

3. ACTION TO APPROVE CONTRACT AND RESOLUTION WITH GRANTWORKS TO ADMINISTER HOME OWNER OCCUPIED – DISASTER RELIEF PROGRAM AND TO ADOPT GUIDELINES

Comm. Carpenter, seconded by Comm. McFall, made a motion to approve the Contract and Resolution with GrantWorks to administer the Home Owner Occupied-Disaster Relief Program and adopt the Guidelines and to give the County Judge authorization to sign the contracts.

All voted aye; motion carried.

5. ACTION ON COUNTY COMPUTER SYSTEM

Passed for further discussion in workshop session.

6. ACTION TO HIRE PART-TIME CUSTODIAL WORKER – PUBLIC WORKS

Passed for further discussion in workshop session.

VIII. NEW BUSINESS

1. ACTION TO ADVERTISE FOR BIDS/PROPOSALS

No action.

10. ACTION ON SPACE FOR THE INDIGENT HEALTH CARE OFFICE

No action.

11. ACTION TO PAY DISPUTED INDIGENT HEALTH CARE BILL

Comm. Carpenter, seconded by Comm. Thompson, made a motion not to pay the disputed Indigent Health Care bill due to the bill not being submitted by guidelines of the time period for re-imburement.

All voted aye; motion carried.

Commissioner's Court recessed at 11:50 a.m. and reconvened at 1:35 p.m. to consider the following:

VIII. NEW BUSINESS

2. ACTION TO PLACE ITEMS IN RITCHIE BROTHERS AUCTION DATED MARCH 17, 2004 – PRECINCT #2

Comm. Matthews, seconded by Comm. Carpenter, made a motion to place a one-ton truck, a truck that was vandalized with no transmission, a steel wheel roller and two (2) side mount Tiger mowers in the Ritchie Brothers Auction dated March 17, 2004 for Precinct #2.

All voted aye; motion carried.

4. ACTION TO APPOINT NEW MEMBER TO THE CHILD WELFARE BOARD

Comm. Carpenter, seconded by Comm. McFall, made a motion to appoint Bobby Martindale to the Child Welfare Board.

All voted aye; motion carried.

5. ACTION ON BUMPER STICKERS FOR JOHNSON COUNTY CRIME STOPPERS

Comm. Carpenter, seconded by Comm. Thompson, made a motion to approve placing Crime Stoppers bumper stickers on County vehicles.

All voted aye; motion carried.

7. ACTION TO PURCHASE VAN/BUS FOR PRISONER TRANSPORT – SHERIFF’S OFFICE

Comm. Carpenter, seconded by Comm. Thompson, made a motion to purchase a van/bus for prisoner transport for the Sheriff’s Office to be paid for out of the Drug Forfeiture Fund in the amount of \$1,500.00.

All voted aye; motion carried.

8. ACTION ON THE SUBMISSION OF THE JUVENILE ACCOUNTABILITY BLOCK GRANT

Comm. McFall, seconded by Comm. Matthews, made a motion to approve the submission of the Juvenile Accountability Block Grant and giving the County Judge authorization to sign the contract.

All voted aye; motion carried.

9. ACTION TO APPROVE AGREEMENT TO CONTRIBUTE FUNDS TO ACQUIRE RIGHT-OF-WAY FOR HIGHWAY PROJECT ON F.M. 917 EAST OF BECKY LANE – PRECINCT #3

Comm. Carpenter, seconded by Comm. McFall, made a motion to approve the Agreement to contribute funds, in the amount of \$62,440.00 to acquire right-of-way for highway project on F.M. 917 east of Becky Lane in Precinct #3 and to give the County Judge authorization to sign the contract.

All voted aye; motion carried.

12. ACTION TO APPOINT A COMMITTEE TO REVIEW AND MAKE RECOMMENDATIONS TO COMMISSIONER'S COURT ON HEALTH & DENTAL INSURANCE – RFP #2004-12

Comm. Carpenter, seconded by Comm. McFall, made a motion to appoint Sandy Bradley, Tom Owen, John Matthews, Kirk Kirkpatrick and County Judge, Roger Harmon as a committee to review and make recommendation to the Commissioner's Court on Health and Dental Insurance, RFP #2004-12.

All voted aye; motion carried.

13. ACTION ON RESTROOMS AND OTHER FACILITIES ON MARKET SQUARE

Passed for further discussion in workshop session.

IX. CONSENT AGENDA

Comm. McFall, seconded by Comm. Thompson, made a motion to approve the consent agenda as presented with the Transferring of Budget Surplus being for year "2004".

All voted aye; motion carried.

BE IT KNOWN that the Commissioner's Court met in Executive Session at 1:52 p.m. pursuant to Government Code *Section 551.071* – Consultation with Attorney – Contemplated Litigation: Kimberly Camp and pursuant to Government Code *Section 551.072* – Real Estate. Commissioner's Court reconvened into open session at 2:19 p.m. to consider the following:

X. EXECUTIVE SESSION

a. GOVERNMENT CODE SECTION 551.071 – CONSULTATION WITH ATTORNEY

a. CONTEMPLATED LITIGATION – KIMBERLY CAMP

Comm. Matthews, seconded by Comm. Carpenter, made a motion to make a payment to Kimberly Camp for \$250.00 as owed by the County Clerk's Office to be paid from line item #010-510-488.

All voted aye; motion carried.

b. GOVERNMENT CODE SECTION 551.072 – REAL ESTATE

No action.

X. WORKSHOP

Commissioner's Court met in workshop session at 2:20 p.m. to discuss the restrooms and other facilities on Market Square and to discuss the Guinn Building custodial care with Public Works and whether to hire a part-time custodial worker for Public Works and to discuss painting the housing units at the jail. Commissioner's Court recessed at 3:00 p.m. and reconvened at 3:18 p.m. to discuss the County Software and Computer System. Commissioner's Court recessed at 4:40 p.m. for the day.

Commissioner's Court reconvened at 8:30 a.m. on January 27, 2004, with all members present, excluding Comm. McFall; who later arrived at 8:45 a.m.

X. WORKSHOP

Commissioner's Court met in workshop session at 8:30 a.m. to discuss the County Computer System. The Court reconvened into open session at 9:30 a.m. to consider the following:

VII. UNFINISHED BUSINESS

5. ACTION ON COUNTY COMPUTER SYSTEM

No action.

6. ACTION TO HIRE PART-TIME CUSTODIAL WORKER – PUBLIC WORKS

Comm. Thompson, seconded by Comm. Carpenter, made a motion to approve the hiring of a part-time custodial worker for Public Works.

All voted aye; motion carried.

VIII. NEW BUSINESS

13. ACTION ON RESTROOMS AND OTHER FACILITIES ON MARKET SQUARE

Comm. McFall, seconded by Comm. Matthews, made a motion to proceed with the construction of the restrooms on Market Square.

All voted aye; motion carried.

There being no further business before the Court concerning this agenda, Commissioner's Court adjourned at 9:32 a.m. on the January 27, 2004.

Submitted by: _____
Curtis H. Douglas
County Clerk

Approved by: _____
Roger Harmon
County Judge