

STATE OF TEXAS

JUNE 28TH 2004
JUNE 29TH 2004

COUNTY OF JOHNSON

COMMISSIONER'S COURT

BE IT KNOWN that on the 28th day of June, 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 9:05 A.M., with all members present, and following the Invocation led by Roger Harmon, County Judge, and the Pledge of Allegiance, the following items, having been lawfully posted and filed for record in the Office of the County Clerk on June 24th, 2004 at 11:50 A.M., were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

V. PUBLIC PARTICIPATION

None.

VI. PRECEDING BUSINESS

1. CONSIDERATION OF MINUTES OF THE COMMISSIONER'S Court:

a. JUNE 14, 2004-REGULAR SESSION

Comm. Mc Fall, seconded by Comm. Matthews, made a motion to approve the Commissioner's Court minutes for June 14, 2004-Regular Session, as submitted by the County Clerk.

All voted aye; motion carried.

2. CONSIDERATION OF REQUEST TO PAY BILLS

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

All voted aye; motion carried.

3. ACKNOWLEDGEMENT OF RECEIPT OF THE COUNTY AUDITORS REPORTS TO THE COMMISSIONER'S COURT

The Commissioner's Court acknowledged the receipt of the County Auditor's Reports.

4. CONSIDERATION OF FINAL PLAT FOR THE RETREAT, PHASE 4: BLOCK 38, LOTS 1-32; BLOCK 39, LOTS 1-20; BLOCK 40, LOTS 1-25; BLOCK 41, LOTS 1-22; BLOCK 42, LOTS 1-130; BLOCK 43, LOTS 1-8; BLOCK 44, LOTS 1-44; BLOCK 45, LOTS 1-14/TOTAL OF 295 LOTS - PRECINCT #1.

Comm. Mc Fall, seconded by Comm. Carpenter, made a motion to approve the final plat for The Retreat, Phase 4: Block 38, Lots 1-32; Block 39, Lots 1-20; Block 40, Lots 1-25; Block 41, Lots 1-22; Block 42, Lots 1-130; Block 43, Lots 1-8; Block 44, Lots 1-44; Block 45, Lots 1-14/Total Of 295 Lots in Precinct #1.

All voted aye; motion carried.

5. CONSIDERATION OF RFP #2004-21-PHARMACY SERVICES

Comm. Carpenter, seconded by Comm. Thompson, made a motion to approve the contract with TrueCare Pharmacy for Indigent Health Pharmacy services and to give the County Judge authorization to sign the contract.

All voted aye; motion carried.

VII. UNFINISHED BUSINESS

2. CONSIDERATION TO APPOINT DR. LEONARD RADDE TO THE JOHNSON COUNTY HISTORICAL COMMISSION

Comm. Thompson, seconded by Comm. Carpenter, made a motion to appoint Dr. Leonard Radde to the Johnson County Historical Commission.

All voted aye; motion carried.

3. CONSIDERATION TO ACCEPT 2004 STATE HOMELAND SECURITY PROGRAM GRANT-EMERGENCY MANAGEMENT

Comm. Thompson, seconded by Comm. Carpenter, made a motion to accept the 2004 State Homeland Security Program Grant and to give the County Judge authorization to sign.

All voted aye; motion carried.

4. CONSIDERATION TO ACCEPT 2004 STATE HOMELAND SECURITY LAW ENFORCEMENT TERRORISM PREVENTION PROGRAM (LETPP) GRANT-SHERIFF'S OFFICE

Comm. Matthews, seconded by Comm. Thompson, made a motion to accept the 2004 State Homeland Security Program Law Enforcement Terrorism Prevention Program Grant and to give the County Judge authorization to sign.

All voted aye; motion carried.

VIII. NEW BUSINESS

1. CONSIDERATION TO ADVERTISE FOR BIDS/PROPOSALS

Comm. Thompson, seconded by Comm. Mc Fall made a motion to go out for sealed bids to sell a Caterpillar loader, a case loader and a Ford tractor with a train mower in Precinct #3.

All voted aye; motion carried.

2. CONSIDERATION OF OATH AND BOND FOR ADAM KING, JOHNSON COUNTY STOP NARCOTICS TASK FORCE COMMANDER

Comm. Mc Fall, seconded by Comm. Carpenter, made a motion to approve the oath and bond for Adam King, Johnson County STOP Narcotics Task Force Commander, giving the County Judge authorization to sign.

All voted aye; motion carried.

3. CONSIDERATION OF OATH AND BOND FOR RENEE FRUIN,
ADMINISTRATIVE ASSISTANT FOR THE JOHNSON COUNTY
STOP NARCOTICS TASK FORCE

Comm. Carpenter, seconded by Comm. Thompson, made a motion to approve the oath and bond for Renee Fruin, Administrative Assistant for the Johnson County STOP Narcotics Task Force, giving the County Judge authorization to sign.

All voted aye; motion carried.

4. CONSIDERATION OF PROPOSED BUDGET FOR CENTRAL
APPRAISAL DISTRICT YEAR 2005

Comm. Matthews, seconded by Comm. Mc Fall, made a motion to approve the proposed budget for the Central Appraisal District for the 2005 fiscal year.

All voted aye; motion carried.

5. CONSIDERATION OF REQUEST TO USE THE “OLD JUVENILE
BUILDING” FOR A CHRISTIAN BAND MAKING A VIDEO

Comm. Carpenter, seconded by Comm. Thompson, made a motion to deny the request to use the “Old Juvenile Building” for a Christian band making a video due to liability issues.

All voted aye; motion carried.

6. CONSIDERATION OF AMMENDMENT TO GRANT AGREEMENT
FOR THE AIRCHECK PROGRAM

This item was tabled.

7. CONSIDERATION OF APPRAISALS AND REVIEWS CONCERNING
RIGHT OF WAY FOR THE COUNTY ROAD 106-A BRIDGE
PROJECT: PARCELS NO: 1, 2 AND 3-PRECINCT #4

Comm. Thompson, seconded by Comm. Carpenter, made a motion to approve the appraisals and reviews concerning the right of way for the County Road

106-A Bridge Project: Parcels No: 1, 2 and 3 in Precinct #4 and giving the County Judge authorization to sign.

All voted aye; motion passed.

11. CONSIDERATION OF RESOLUTION #2004-04 SUPPORTING THE CONTINUED PRESENCE AND POSSIBLE EXPANSION OF THE ARMY AND AIRFORCE EXCHANGE SERVICE IN DALLAS

Comm. Carpenter, seconded by Comm. Mc Fall, made a motion to approve the Resolution #2004-04 supporting the continued presence and possible expansion of the Army and Air Force Exchange Service in Dallas.

All voted aye; motion passed.

IX. CONSENT AGENDA

Comm. Thompson, seconded by Comm. Mc Fall, made a motion to approve the Consent Agenda as presented.

All voted aye; motion carried.

The Commissioner's Court recessed at 9:42 a.m. and reconvened at 9:57 a.m. and went into workshop session to discuss Onivia/Demand Star to distribute and notify vendors of bid opportunities with Johnson County; the Jail Commission report: Roof and Staffing in the Law Enforcement Center; new security positions at the Guinn Justice Center; the presentation of budget request from Child Protective Service; and Jury Parking at the Guinn Justice Center.

BE IT KNOWN that the Commissioner's Court met in Executive Session at 11:37 a.m. pursuant to Government Code *Section 551.072*-Real Property. The Commissioner's Court reconvened into open session and recessed for lunch at 11:50 a.m.

The Commissioner's Court reconvened into open session at 1:12 p.m. to consider the following:

XI. EXECUTIVE SESSION

1. GOVERNMENT CODE:

a. Sec. 551.072-Real Property

Comm. Carpenter, seconded by Comm. Thompson, made a motion to bid on the property as discussed in the executive session to be accompanied by a cashier's check of \$10,000.00 and give the County Judge authorization to sign the document.

All voted aye; motion carried.

The Commissioner's Court went into workshop session at 1:15 p.m. to discuss issuing bonds or certificates of obligation in order to fund the rehabilitation and restoration of the Johnson County Courthouse and funding agreement between the State of Texas by and through the Texas Historical Commission for the administration of the grant to rehabilitate and restore the Johnson County Courthouse including: source of funds statement and verification, scope of work, project schedule, project cost estimate and Resolution R2004-03-Grant Acceptance. The Commissioner's reconvened into open session at 3:05 p.m. to consider the following:

VII. UNFINISHED BUSINESS

10. TO CONSIDER AND TAKE ACTION REGARDING A RESOLUTION APPROVING AND AUTHORIZING PUBLICATION OF THE NOTICE OF INTENET TO ISSUE CERTIFICATES OF OBLIGATION AND OTHER MATTERS RELATED THERETO

Comm. Thompson, seconded by Comm. Matthews, made a motion authorizing publication of the notice of intent to issue certificates of obligation and any other obligations approved by law, not to exceed four million dollars.

All voted aye with a unanimous hand vote; motion carried.

6. CONSIDERATION OF FUNDING AGREEMENT BETWEEN THE STATE OF TEXAS BY AND THROUGH THE TEXAS HISTORICAL COMMISSION FOR THE ADMINISTRATION OF THE GRANT TO REHABILITATE AND RESTORE THE JOHNSON COUNTY COURTHOUSE AND INCLUDING:

- | | |
|-------------------|--|
| a. Attachment "A" | Source of Funds Statement and Verification |
| b. Attachment "B" | Scope of Work |
| c. Attachment "C" | Project Schedule |
| d. Attachment "D" | Project Cost Estimate |
| e. Attachment "E" | Resolution R2004-03-Grant Acceptance |

Comm. Carpenter, seconded by Comm. Thompson, made a motion to approve the funding agreement between the State of Texas by and through the Texas Historical Commission for the administration of the grant to rehabilitate and restore the Johnson County Courthouse and including: a. source of funds statement and verification, b. scope of work, c. project schedule, d. project cost estimate, c. Resolution R2004-03-Grant Acceptance, and giving the County Judge authorization to sign.

All voted aye; motion carried.

7. CONSIDERATION OF THE GRANT OF EASEMENT TO THE TEXAS HISTORICAL COMMISSION FOR THE REHABILITATION AND RESTORATION OF THE JOHNSON COUNTY COURTHOUSE WITH ATTACHMENTS "A" PROPERTY DESCRIPTION AND "B" SCOPE OF WORK

Comm. Matthews, seconded by Comm. Carpenter, made a motion to approve the Grant of Easement to the Texas Historical Commission for the rehabilitation and restoration of the Johnson County Courthouse with attachments “A” Property Description and “B” Scope of Work, and giving the County Judge authorization to sign.

All voted aye; motion carried.

8. CONSIDERATION OF PROJECT DELIVERY BEING EITHER CONSTRUCTION MANAGER-AT-RISK OR A GENERAL CONTRACTOR

Comm. Matthews, seconded by Comm. Thompson, made a motion to approve the project delivery being a Construction Manager-at-Risk.

All voted aye; motion carried.

VIII. NEW BUSINESS

6. CONSIDERATION OF AMENDMENT TO GRANT AGREEMENT FOR THE AIRCHECK PROGRAM

Comm. Matthews, seconded by Comm. Carpenter, made a motion to approve the amendment to the grant agreement for the Air Check program, giving the County Judge authorization to sign.

All voted aye; motion carried.

8. CONSIDERATION USING ONIVA/DEMAND STAR TO DISTRIBUTE AND NOTIFY VENDORS OF BID OPPORTUNITIES WITH JOHNSON COUNTY

Comm. Mc Fall, seconded by Comm. Matthews made a motion to approve using Oniva/Demand Star to distribute and notify vendors of bid opportunities with Johnson County.

All voted aye; motion carried.

9. CONSIDERATION OF JAIL COMMISSION REPORT: ROOF AND STAFFING-SHERIFF'S OFFICE

Comm. Thompson, seconded by Comm. Mc Fall, made a motion to table the consideration of jail commission report: roof and staffing for the Sheriff's Office.

All voted aye; motion carried.

10. CONSIDERATION OF NEW SECURITY POSITIONS AT THE GUINN JUSTICE CENTER-SHERIFF'S OFFICE

Comm. Carpenter, seconded by Comm. Thompson, made a motion to table the consideration of new security positions at the Guinn Justice Center for the Sheriff's Office.

All voted aye; motion carried.

The Commissioner's Court recessed at 3:10 p.m. and reconvened into open session at the Guinn Building to consider the following:

VII. UNFINISHED BUSINESS

1. CONSIDERATION OF ARCHITECTURAL DESIGN, SPECIFICATION, FINANCIAL PROGRAM REQUIREMENTS, AND CONTRACTS:

a. GUINN JUSTICE CENTER

Discussion and tour of Guinn Justice Center. No action.

The Commissioner's Court recessed at 4:10 p.m. on June 28th 2004, and will reconvene on June 29, 2004 at 9:00 a.m.

The Commissioner's Court of Johnson County reconvened at 9:03 a.m. on June 29th 2004 with all members present except Comm. R. C. Mc Fall. The Commissioner's

Court went directly into workshop session where they discussed investment options and the budget.

The Commissioner's Court recessed at 10:20 a.m. and reconvened into workshop session with all members present except Comm. R. C. Mc Fall and Comm. Troy Thompson; and discussed the budget. Comm. R. C. Mc Fall joined the meeting at 10:51 a.m.

The Commissioner's Court moved back into open session at 11:05 a.m. to consider the following:

VII. UNFINISHED BUSINESS

5. CONSIDERATION REGARDING BONDS OR CERTIFICATES OF OBLIGATION IN ORDER TO FUND REHABILITATION AND RESTORATION OF THE JOHNSON COUNTY COURTHOUSE

Discussion. No action taken at this time.

The Commissioner's Court recessed for lunch at 11:40 a.m. and reconvened at 1:10 p.m. and went directly into workshop session to discuss the budget.

The Commissioner's Court went back into open session at 2:00 p.m. to consider the following:

VII. UNFINISHED BUSINESS

1. CONSIDERATION OF ARCHITECTURAL DESIGN, SPECIFICATION, FINANCIAL PROGRAM REQUIREMENTS, AND CONTRACTS:

- a. GUINN JUSTICE CENTER
- b. JOHNSON COUNTY CORRECTION REMODELING POD II
- c. JOHNSON COUNTY JAIL EXPANSION POD III

Discussion. No action.

The Commissioner's Court recessed at 2:30 p.m. and reconvened at 2:57 p.m. and went directly into workshop session to discuss the budget. Comm. Thompson returned to the meeting at 3:25 p.m. The Commissioner's Court went back into open session at 3:50 p.m. to consider the following:

VII. UNFINISHED BUSINESS

5. CONSIDERATION REGARDING BONDS OR CERTIFICATES OF OBLIGATION IN ORDER TO FUND REHABILITATION AND RESTORATION OF THE JOHNSON COUNTY COURTHOUSE

Comm. Matthews, seconded by Comm. Thompson, made a motion to issue Certificates of Obligation up to four million dollars in order to fund rehabilitation and restoration of the Johnson County Courthouse.

All voted aye; motion carried.

There being no further business before the Court concerning this agenda, Commissioner's Court adjourned at 3:55 p.m. on June 29th 2004.

Submitted by: _____
Curtis H. Douglas
County Clerk

Approved by: _____
Roger Harmon
County Judge