

STATE OF TEXAS

February 27, 2006

COUNTY OF JOHNSON

COMMISSIONER'S COURT

BE IT KNOWN that on the 27<sup>th</sup> day of February 2006, the Honorable Commissioner's Court of Johnson County, Texas, met in regular session at the Guinn Justice Center 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 the 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 February 23, 2006 at 1:01 P.M. were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

1. Presentation of Proclamation for "Poison Prevention Week" in Johnson County

The Commissioner's Court presented a proclamation, proclaiming March 19-25, 2006 "Poison Prevention Week" in Johnson County.

V. PUBLIC HEARING

1. No Thru Trucks on CR 418A Between CR 305 and CR 304 in Precinct #4.

The Commissioner's Court opened a Public Hearing at 9:10 a.m. Mr. Stroud, who lives on CR 418A, was present to address the Court about the damage the trucks have caused. The Court closed the Public Hearing at 9:15 a.m.

VI. PUBLIC PARTICIPATION

Francis Terrell and Glenda Scott made comments to the Court concerning the job requirements, concerning the education, holiday pay and benefits with Pecan Valley MHMR.

VII. PRECEDING BUSINESS

1. CONSIDERATION OF NO THRU TRUCKS ON CR 418A BETWEEN CR 305 AND CR 304-PRECINCT #4

Comm. Thompson, seconded by Comm. Carpenter, made a motion to approve Order # 2006-01, concerning no thru trucks on CR 418A between CR 305 and CR 304 in Precinct #4.

All voted aye; motion carried.

2. CONSIDERATION OF MINUTES OF THE COMMISSISONERS COURT

a. February 13, 2006-Regular Session

Comm. Matthews, seconded by Comm. Thompson, made a motion to approve the Commissioner's Court Minutes for February 13, 2006 as submitted by the County Clerk.

All voted aye; motion carried.

3. CONSIDERATION OF REQUEST TO PAY BILLS

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

All voted aye; motion carried.

4. ACKNOWLEDGMENT OF RECEIPT OF THE COUNTY AUDITORS REPORTS TO THE COMMISSIONERS COURT

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

5. CONSIDERATION TO ACCEPT ROADS FOR COUNTY MAINTENANCE IN QUAIL RUN ESTATES-PRECINCT #4

Comm. Thompson, seconded by Comm. Carpenter, made a motion to accept roads in Quail Run Estates in Precinct #4 for County maintenance.

All voted aye; motion carried.

6. CONSIDERATION TO AWARD COMPETITIVE BIDS:

a. **RFB#2006-12-Two New Truck Tractors-Precinct #4**

Comm. Thompson, seconded by Comm. Matthews, made a motion to award **RFB#2006-12** to Bruckner Truck in the amount of \$137,886.00 for two new truck tractors in Precinct #4.

All voted aye; motion carried.

7. CONSIDERATION TO PURCHASE A 9-WHEEL PNEUMATIC ROLLER AT RITCHIE BROTHERS AUCTION NOT TO EXCEED \$20,000.00-PRECINCT #3

Comm. Carpenter, seconded by Comm. Thompson, made a motion to purchase a 9-wheel pneumatic roller at the Ritchie Brothers Auction and not to exceed \$20,000.00 in Precinct #3.

All voted aye; motion carried.

8. CONSIDERATION TO PURCHASE FROM THE CITY OF ALVARADO A 1992 GRADALL, MODEL G3WD WITH A TELESCOPIC BOOM EXCAVATOR IN THE AMOUNT OF \$24,501.00-PRECINCT #4

Comm. Thompson, seconded by Comm. Carpenter, made a motion to approve the purchase from the City of Alvarado of a 1992 Gradall, Model G3WD with a telescopic boom excavator in the amount of \$24,501.00 for Precinct #4.

All voted aye; motion carried.

VIII. UNFINISHED BUSINESS

2. CONSIDERATION OF ARCHITECTURAL DESIGN, SPECIFICATION, FINANCIAL PROGRAM REQUIREMENTS, AND CONTRACTS FOR RESTORATION OF JOHNSON COUNTY COURTHOUSE

Discussion. No action taken.

3. CONSIDERATION OF **ORDER #2005-21** PROHIBITING OUTSIDE BURNING AND ALL FIREWORKS IN THE UNINCORPORATED AREAS OF JOHNSON COUNTY, TEXAS

Comm. Matthews, seconded by Comm. McFall, made a motion to remove **Order #2005-21** prohibiting outside burning and all fireworks in the unincorporated areas of Johnson County, Texas.

All voted aye; motion carried.

4. CONSIDERATION OF APPOINTMENT TO THE BURLESON TIF BOARD

Comm. McFall, seconded by Comm. Thompson, made a motion to appoint Commissioner John Matthews to the Burleson TIF Board.

All voted aye.

5. CONSIDERATION OF SUPPLEMENTAL PAYMENT TO TEXAS DEPARTMENT OF TRANSPORTATION FOR WATER LINE F.M. 157 AT TRIBUTARY OF MT. CREEK PRECINCT #3

Comm. Carpenter, seconded by Comm. Thompson, made a motion to authorize the County Judge to negotiate the payment with the Texas Department of Transportation in regards to a water line on F.M. 157 at Tributary of Mt. Creek in Precinct #3.

All voted aye; motion carried.

IX. NEW BUSINESS

1. CONSIDERATION TO ADVERTISE FOR BIDS/PROPOSAL

No action taken.

2. CONSIDERATION TO ADVERTISE TO LEASE COUNTY OWNED LAND FOR MINERAL DEVELOPMENT: 1.028 ACRES, MORE OR LESS, KNOWN AS LOT 6 PT. DEWEY JAMES PLACE, AN ADDITION SITUATED IN THE ISAAC BURNS SURVEY, ABSTRACT NO. 61, AS DESCRIBED IN VOLUME 1421, PAGE 175, REAL RECORDS, JOHNSON COUNTY-PRECINCT #1

Comm. McFall, seconded by Comm. Matthews, made a motion to advertise to lease County owned land for mineral development, being 1.028 acres, more or less, known as Lot 6 PT. Dewey James Place, an addition situated in the Isaac Burns Survey, abstract No. 61 as described in Volume 1421 Page 175, Real Records of Johnson County in Precinct #1. Using the minimum amount of \$1,500.00 per acre and to give the County Judge authorization to sign.

All voted aye; motion carried.

3. CONSIDERATION TO ADVERTISE FOR RFP'S OR NEGOTIATE WITH VENDORS ON THE STATE CONTRACT FOR AN INMATE TELEPHONE CONTRACT AND TELEPHONE CALLING CARDS AT THE LAW ENFORCEMENT CENTER

Comm. McFall, seconded by Comm. Matthews, made a motion to go out and advertise or negotiate on the state contract for an inmate telephone contract and telephone calling cards for the Law Enforcement Center.

All voted aye; motion carried.

4. CONSIDERATION OF ANNUAL RACIAL PROFILING REPORT-SHERIFF'S OFFICE

Comm. Carpenter seconded by Comm. Thompson, made a motion to accept the annual racial profiling report from the Sheriff's Office.

All voted aye; motion carried.

The Commissioner's Court recessed at 10:16 a.m. and reconvened at 10:34 a.m. with all present except Commissioner R.C. McFall who left for a funeral.

VIII. UNFINISHED BUSINESS

1. CONSIDERATION OF ARCHITECTURAL DESIGN, SPECIFICATION, FINANCIAL PROGRAM REQUIREMENTS, AND CONTRACTS WITH MAGEE ARCHITECTS AND PETE DURANT AND ASSOCIATES FOR THE JOHNSON COUNTY CORRECTIONS REMODELING POD II AND THE EXPANSION POD III

Discussion. No action taken.

IX. NEW BUSINESS

5. CONSIDERATION OF BOND FOR TRINA BARLOW, CONSTABLE PRECINCT #3 SECRETARY

Comm. Carpenter seconded by Comm. Thompson to approve the bond for Trina Barlow, Constable Precinct #3 Secretary and to give the County Judge authorization to sign.

All voted aye; motion carried.

6. CONSIDERATION OF CONTRACT WITH BUSINESS IMAGING SYSTEMS, INC. FOR HARDWARE MAINTENANCE ON SCANNER-COUNTY CLERK'S OFFICE

Comm. Matthews, seconded by Comm. Carpenter, made a motion to approve the contract with Business Imaging Systems Inc. for hardware maintenance on a scanner in the County Clerk's Office and to give the County Judge authorization to sign.

All voted aye; motion carried.

7. CONSIDERATION OF EASEMENT AND RIGHT OF WAY WITH TXU ELECTRIC DELIVERY COMPANY NEAR VANTAGE DRIVE IN PRECINCT #1

Comm. Matthews, seconded by Comm. Carpenter made a motion to table this item.

All voted aye; motion carried.

8. CONSIDERATION OF INTERLOCAL COOPERATION AGREEMENT WITH TEXAS VOTER REGISTRATION SYSTEM IN ORDER TO PROVIDE A MORE PRODUCTIVE AND EFFICIENT METHOD OF VOTER REGISTRATION AND JURY SELECTION

Comm. Matthews, seconded by Comm. Thompson, made a motion to line item 6.9 on Page 5 to read “Subject to the Texas Tort Claims Act” and then approve the Interlocal Cooperation Agreement with Texas Voter Registration System in order to provide a more productive and efficient method of voter registration and jury selection and to give the County Judge authorization to sign.

All voted aye; motion carried.

9. CONSIDERATION OF CONTRACT AMENDMENT NO. 1 WITH THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES-COUNTY CLERK’S OFFICE

Comm. Carpenter, seconded by Comm. Matthews, made a motion to approve the contract Amendment No.1 with the Texas Department of State Health Service in the County Clerk ‘s Office and give the County Judge authorization to sign.

All voted aye; motion carried.

11. CONSIDERATION TO USE GUINN JUSTICE CENTER, THE 249<sup>TH</sup> AND 413<sup>TH</sup> COURTROOMS, FOR ELECTION RETURNS ON MARCH 7, 2006

Comm. Carpenter, seconded by Comm. Matthews made a motion to approve to use the Guinn Justice Center for Election returns on March 7, 2006.

All voted aye; motion carried.

X. CONSENT AGENDA

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

All voted aye; motion carried.

IX. NEW BUSINESS

10. CONSIDERATION OF PERSONNEL POLICY CHANGE  
REGARDING BONUS TIME CALCULATION PERIOD

Commissioner Matthews, seconded by the County Judge, Roger Harmon, made a motion to approve a policy change regarding bonus time calculations. During the first year in which an employee is hired with Johnson County, the actual bonus time will be at a rate of .25 days per month in which the employed has had perfect attendance and beginning January 1<sup>st</sup> of the following year will be figured on a yearly basis. Authorization was given for the County Judge to sign.

All voted aye.

BE IT KNOWN that Commissioner's Court met in Executive Session at 11:24 a.m. in accordance with *Sec. 551.074-Personnel Matters*. (1) County Clerk-Amy Laureles, Sylvia Clayburn and Dora Garcia.

The Commissioner's Court went back into Open Session at 11:31 a.m. to consider the following:

XI. EXECUTIVE SESSION

1. Government Code:

a. *Sec. 551.074-Personnel Matters*

(1) County Clerk- Amy Laureles, Sylvia Clayburn and  
Dora Garcia

Comm. Carpenter, seconded by Comm. Matthews, made a motion to approve to hire a temporary employee for the County Clerk's office, at a salary of \$7-\$8 per hour, effective immediately.

All voted aye; motion carried.

There being no further business before the Court concerning this agenda, Commissioner's Court adjourned at 11:34 A.M.

Submitted by \_\_\_\_\_  
County Clerk  
Curtis Douglas

Approved by \_\_\_\_\_  
County Judge  
Roger Harmon