

STATE OF TEXAS

March 13, 2006

COUNTY OF JOHNSON

COMMISSIONER'S COURT

BE IT KNOWN that on the 13<sup>th</sup> day of March 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 County Judge, Roger Harmon and the Pledge of Allegiance, the following items, having been lawfully posted and filed for record in the office of the County Clerk on March 9, 2006 at 12:59 P.M. and an addendum filed on March 9, 2006 at 3:51 P.M. were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

None

V. PUBLIC PARTICIPATION

None

VI. PRECEDING BUSINESS

1. CONSIDERATION OF MINUTES OF THE COMMISSIONER'S COURT

a. February 27, 2006-Regular Session

Comm. Thompson, seconded by Comm. McFall, 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. Matthews, seconded by Comm. McFall, 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 FOR THE SALE OF LOTS IN LAKEVIEW RANCHETTES, PHASE ONE-PRECINCT #2

Comm. Matthews, seconded by Comm. Thompson, made a motion to approve the sale of Lots in **Lakeview Ranchettes**, Phase One in Precinct #2.

All voted aye; motion carried.

6. CONSIDERATION TO AWARD COMPETITIVE BIDS:

a. **RFB #2006-15-Janitorial Supplies**

Comm. Thompson, seconded by Comm. Carpenter, made a motion to award **RFB #2006-15** to Corporate Express and to Empire Paper for Janitorial Supplies.

All voted aye; motion carried.

b. **RFB #2006-16-Road Materials**

Comm. McFall, seconded by Comm. Matthews, made a motion to award **RFB #2006-16** to all bidders for road materials.

All voted aye; motion carried.

c. **RFB #2006-17-Asphalts and Emulsified Asphalts**

Comm. Carpenter, seconded by Comm. Matthews, made a motion to award **RFB #2006-17** to all proposed bidders for asphalts and emulsified asphalts.

All voted aye; motion carried.

- d. **RFB #2006-19-1986 GMC Dump Truck Declared as “Salvage Property” and to be Used as Scrap Pursuant to Local Government Code 263.151(1) and 263.151(a) (3) Precinct #2**

Comm. Matthews, seconded by Comm. McFall, made a motion to award **RFB #2006-19** to declare a 1986 GMC Dump Truck as “salvage property” and to be used as scrap, Pursuant to Local Government Code *263.151(1)* and *263.151(a) (3)* in Precinct #2.

All voted aye; motion carried.

7. **CONSIDERATION TO AWARD RFB #2006-18-W.P.I. GENERAC 300 KW GENSET AND A GENERAC 600 AMP AUTOMATIC TRANSFER SWITCH**

Comm. McFall, seconded by Comm. Thompson, made a motion to award **RFB #2006-18** to Texsun Electrical for a generator from W.P.I Generac 300KW genset and a Generac 600 amp automatic transfer switch in the amount of \$45,749.00.

All voted aye; motion carried.

8. **CONSIDERATION TO RE-BID RFB #2006-08 FOR A TITLE SEARCH COMPANY TO RESEARCH FOR UNKNOWN PROPERTY OWNED BY JOHNSON COUNTY**

Comm. Matthews, seconded by Comm. Carpenter, made a motion to re-bid **RFB #2006-08** for a title search company to research for unknown property owned by Johnson County.

All voted aye; motion carried.

VII. UNFINISHED BUSINESS

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

a. Change Order # 1: Provide “Panduit Twin -70” Surface Raceway System in Lieu of “Wiremold Access 5000”

Comm. Thompson, seconded by Comm. Carpenter, made a motion to approve to change order # 1 for “Panduit Twin – 70” Surface Raceway System in lieu of “Wiremold Access 5000”, and to give the County Judge authorization to sign.

All voted aye; motion carried.

b. Appointment of Furniture Committee

Comm. Carpenter, seconded by Comm. Matthews, made a motion to appoint Margaret Cook, Kris Eaton, and Sandy Sims to the Furniture Committee.

All voted aye; motion carried.

3. CONSIDERATION OF MUTUAL AID AGREEMENT FORMS TO BE USED FOR CITIES AND COUNTIES TO PROVIDE MUTUAL AID IN A DISASTER OR CIVIL EMERGENCIES

Comm. McFall, seconded by Comm. Matthews, made a motion to approve the Mutual Aid Agreement forms to be used for cities and counties to provide mutual aid in a disaster or civil emergencies.

All voted aye; motion carried.

5. CONSIDERATION OF 2005 RACIAL PROFILING STATUS REPORTS:

- a. Constable Precinct #1-Matt Wylie
- b. Constable Precinct #3-Mike White
- c. Constable Precinct #4-Gary Braly

Comm. Carpenter, seconded by Comm. Thompson, made a motion to approve the 2005 racial profiling status reports for Precinct #1, Precinct #3 and Precinct #4.

All voted aye; motion carried.

VIII. NEW BUSINESS

1. CONSIDERATION TO ADVERTISE FOR BIDS/PROPOSAL

Comm. Carpenter, seconded by Comm. McFall, made a motion to go out for bids or proposals for a service utility truck for Precinct #3 and for vending machines.

All voted aye; motion carried.

3. CONSIDERATION OF CONTRACT WITH STAR COUNCIL ON SUBSTANCE ABUSE FOR DRUG ASSESSMENTS, REFERRAL AND TREATMENT-JUVENILE PROBATION

Comm. Matthews, seconded by Comm. McFall, made a motion to approve the contract with Star Council on substance abuse for drug assessments, referral and treatment for Juvenile Probation and to give the County Judge authorization to sign.

All voted aye; motion carried.

4. CONSIDERATION TO PURCHASE TWO VEHICLES FOR JUVENILE SERVICES OUT OF "NON-COUNTY MONEY" AND TO BE COVERED BY COUNTY INSURANCE THROUGH TAC

Comm. Carpenter, seconded by Comm. Matthews, made a motion to approve the purchase of two vehicles out of "non-county money" and to be covered by County insurance through TAC, for Juvenile Services.

All voted aye; motion carried.

5. CONSIDERATION OF CONTRACT WITH WASTE MANAGEMENT-  
PRECINCT #2

Comm. Matthews, seconded by Comm. Carpenter, made a motion to approve the contract with Waste Management in Precinct #2 and to give the County Judge authorization to sign.

All voted aye; motion carried.

6. CONSIDERATION TO USE PREVIOUSLY APPROVED MONEY FOR  
A PLAT COPIER, TO BE USED TO BUY AN OFFICE COPIER  
PUBLIC WORKS

Comm. McFall, seconded by Comm. Thompson, made a motion to approve the purchase of an office copier with the money previously approved for a plat copier in Public Works.

All voted aye; motion carried.

7. CONSIDERATION OF CELL PHONES FOR TEMPORARY HELP TO  
BE PAID FROM THE HEALTH GRANT—EMERGENCY  
MANAGEMENT

Comm. Matthews, seconded by Comm. McFall, made a motion to approve the cell phones to be paid from the Health Grant for temporary help in the Emergency Management Department.

All voted aye; motion carried.

8. CONSIDERATION FOR FIVE (5) ADDITIONAL PROCUREMENT  
CARDS FOR TRANSPORT DEPUTIES AND RELEASE THE  
RESTRICTIONS ON THIS POLICY AS A “PILOT PROGRAM” AND  
ALLOW PURCHASING AGENT TO COORDINATE ISSUANCE OF  
CARDS

Comm. McFall, seconded by Comm. Carpenter, made a motion to release the restrictions on the policy as a “Pilot Program” and allow the purchasing agent to coordinate the issuance of 5 Procurement Cards issued for Transport Deputies.

All voted aye; motion carried.

IX. CONSENT AGENDA

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

All voted aye; motion carried.

The Commissioner's Court recessed at 9:54 A.M. and reconvened at 10:15 A.M. to consider the following:

VI. PRECEDING BUSINESS

2. CONSIDERATION OF BUDGET AMENMENT PURSUANT TO SECTION 111.010 C OF THE LOCAL GOVERNMENT CODE: CAPITAL PROJECT FUND

Comm. McFall, seconded by Comm. Matthews, made a motion to approve the Budge Amendment of \$8,816.00 pursuant to *Section 111.010 C* of the Local Government Code for Capital Project Fund.

All voted aye; motion carried.

The Commissioner's Court went into Workshop Session at 10:18 A.M. to discuss the Personnel Policy and the clarification of the bonus vacation policy.

The Commissioner's Court went back into Open Session at 10:30 A.M. to consider the following:

BE IT KNOWN that Commissioner's Court met in Executive Session at 10:30 A.M. in accordance with Government Code *Sec. 551.071* – Consultation with Attorney, Contemplated Litigation.

The Commissioner's Court went back into Open Session at 10:41 A.M. to consider the following:

VII. 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.

VIII. NEW BUSINESS

2. CONSIDERATION TO ADVERTISE UNDER GOVERNMENT CODE 2254, PROFESSIONAL SERVICES, AND RFQ TO PROVIDE ADMINISTRATIVE SERVICE FOR WATER SYSTEM IMPROVEMENT PROJECT-2005-2006 TCDP GRANTS

Comm. Matthews, seconded by Comm. Carpenter, made a motion to advertise under Government Code 2254 for Professional Services and RFQ to provide administrative service for Water System Improvement Project 2005-2006 TCDP Grants.

Commissioner McFall, Matthews and Carpenter voted aye.

Commissioner Thompson recessed himself from voting since he serves on the NCTOG Board.

All voted aye; motion carried.

VI. PRECEDING BUSINESS

2. CONSIDERATION OF BUDGET AMENDMENT PURSUANT TO SECTION 111.010 C OF THE GOVERNMENT CODE: CAPITAL PROJECT FUND

Comm. McFall, seconded by Comm. Matthews, made an amended motion to amend the Budget Amendment to \$8,686.00 pursuant to *Section 111.010 C* of the Government Code for Capital Project Fund.

All voted aye; motion carried.

VII. UNFINISHED BUSINESS

4. CONSIDERATION OF PERSONNEL POLICY: BONUS VACATION POLICY

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

All voted aye; motion carried.

ADDENDUM

XI. EXECUTIVE SESSION

1. Government Code:  
a. Sec. 551.071-Consultation with Attorney, Contemplated Litigation

Comm. Matthews, seconded by Comm. McFall, made a motion to hire Attorney Don Bonners for the expungement procedures in regards to Joshua M. Hill.

All voted aye; motion carried.

There being no further business before the Court concerning this agenda, Commissioner's Court adjourned at 11:28 A.M.

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

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