

STATE OF TEXAS

SEPTEMBER 11, 2006

COUNTY OF JOHNSON

COMMISSIONER'S COURT

BE IT KNOWN that on the 11th day of September 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 9:02 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 September 7, 2006 at 1:03 P.M. were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

Margaret Cook announced to the Court, that the inmate phone system has been installed and is now working.

V. PUBLIC PARTICIPATION

Johnny and Rosa Montez were present to request a plat for a home to be approved.

VI. PUBLIC HEARING

1. Discuss Tax Rate

The Commissioners opened a Public Hearing at 9:09 A.M. to discuss the Tax Rate.

2. Announcement: Vote on Tax Rate will be September 25, 2006 at 9 AM at the Guinn Justice Center, 204 S. Buffalo Ave., 3rd Floor Auxiliary Courtroom B, Room 307, Cleburne, Texas

The Total Proposed County Tax Rate is 0.421794; the Commissioner's Court announced the Vote on the Tax Rate will be September 25, 2006 at 9:00 A.M. at the Guinn Justice Center, 204 S. Buffalo Ave., 3rd Floor Auxiliary Courtroom B, Room 307, Cleburne Texas. Public Hearing was closed at 9:13 A.M.

VII. PRECEDING BUSINESS

1. CONSIDERATION TO AWARD BIDS/PROPOSAL:

a. **RFP # 2007-27 "Bank Sub-Depository Contract"**

Comm. Matthews, seconded by Comm. Thompson, made a motion to award bid **RFP #2007-27** to First State Bank for the "Bank Sub-Depository Contract".

All voted aye; motion carried.

2. CONSIDERATION TO REJECT ALL BIDS FOR **2006-34** "AUCTIONEER SERVICES FOR JOHNSON COUNTY" AND PERMISSION TO RE-BID

Comm. Carpenter, seconded by Comm. McFall, made a motion to reject all bids for **2006-34**, "Auctioneer Services for Johnson County" and permission to re-bid.

All voted aye; motion carried.

9. CONSIDERATION OF FINAL PLAT OF **ROSA'S ACRES, LOT 1, BLOCK 1-PRECINCT #1**

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

All voted aye; motion carried.

3. CONSIDERATION TO PURCHASE FROM BUYBOARD CONTRACT, VENDOR RDO EQUIPMENT COMPANY, A R-544J 4WD WHEEL LOADER FOR \$110,526.71-PRECINCT #3

Comm. Carpenter, seconded by Comm. McFall, made a motion to approve the purchase from Buyboard Contract, vendor RDO Equipment Company, a R – 554J 4WD wheel loader for \$110,526.71 in Precinct #3.

All voted aye; motion carried.

4. CONSIDERATION OF EMERGENCY PURCHASE PURSUANT TO LOCAL GOVERNMENT CODE 262.024 OF AN HP PROLIANT SERVER-HANDLES DIAL IN FOR EARLY VOTING, AERIAL PHOTO FOR PUBLIC WORKS AND SPYWARE-PURCHASING

Comm. Matthews, seconded by Comm. Thompson, made a motion to approve the Emergency Purchase pursuant to Local Government Code 262.024 of an HP Proliant Server-handles dial in for Early Voting, Aerial Photo for Public Works and Spyware for Purchasing.

All voted aye; motion carried.

5. CONSIDERATION OF MINUTES OF THE COMMISSIONERS COURT:

- a. August 14, 2006 – Regular Session
- b. August 21, 2006 – Regular Session

Comm. Thompson, seconded by Comm. Carpenter, made a motion to approve the Commissioner's Court Minutes for August 14, 2006 and August 21, 2006 as submitted by the County Clerk.

All voted aye; motion carried.

6. CONSIDERATION OF BUDGET AMENDMENT PURSUANT TO SECTION 111.010C OF THE LOCAL GOVERNMENT CODE:

- a. Building Repair and Maintenance-Jail Administration
- b. Road Repair Materials-R & B, Precinct #3
- c. Utilities-County Clerk
- d. Utilities-Building Maintenance
- e. Salary and Fringe Benefits-Special Crimes Unit

Comm. McFall, seconded by Comm. Thompson, made a motion to approve building repair and maintenance in the Jail Administration, road repair materials, R&B for Precinct #3, utilities for building maintenance, salary and fringe benefits for the Special Crimes Unit.

Item C, utilities for the County Clerk's Office, was omitted.

All voted aye; motion carried.

7. CONSIDERATION OF REQUEST TO PAY BILLS

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

All voted aye; motion carried.

8. 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.

VIII. UNFINISHED BUSINESS

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

Discussion. No action.

3. CONSIDERATION OF RESOLUTION AND TCDP PROJECT AGREEMENT WITH GRANT WORKS

Comm. McFall, seconded by Comm. Carpenter, made a motion to approve the Resolution and TCDP Project Agreement with Grant Works and to give the County Judge authorization to sign.

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

4. CONSIDERATION OF **ORDER #2006-06** PROHIBITING OUTSIDE
BURNING IN THE UNINCORPORATED AREAS OF JOHNSON
COUNTY, TEXAS

Comm. Matthews, seconded by Comm. Thompson, made a motion
to rescind **Order #2006-06**, prohibiting outside burning in the unincorporated areas of
Johnson County, Texas.

All voted aye; motion carried.

5. CONSIDERATION OF JOINT ELECTION AGREEMENT AND
RESOLUTION FOR JOHNSON COUNTY AND THE CITY OF
KEENE-ELECTIONS

Comm. Thompson, seconded by Comm. Carpenter, made a motion
to approve the Joint Election Agreement and Resolution for Johnson County and the City
of Keene and to give the County Judge authorization to sign.

All voted aye; motion carried.

6. CONSIDERATION OF JOINT ELECTION AGREEMENT AND
RESOLUTION FOR JOHNSON COUNTY AND JOSHUA
INDEPENDENT SCHOOL DISTRICT-ELECTIONS

Comm. Matthews, seconded by Comm. McFall, made a motion to
approve the Joint Election Agreement and Resolution for Johnson County and Joshua
Independent School District and to give the County Judge authorization to sign.

All voted aye; motion carried.

7. CONSIDERATION OF LEASE AGREEMENT FOR VOTING
MACHINE FOR JOHNSON COUNTY AND JOSHUA INDEPENDENT
SCHOOL DISTRICT-ELECTIONS

Comm. Matthews, seconded by Comm. McFall, made a motion to approve the Lease Agreement for Voting Machine for Johnson County and Joshua Independent School District and to give the County Judge authorization to sign.

All voted aye; motion carried.

8. CONSIDERATION OF POLLING LOCATIONS FOR THE NOVEMBER 7, 2006 GENERAL ELECTION-ELECTIONS

Comm. Carpenter, seconded by Comm. Thompson, made a motion to approve the polling locations for the November 7, 2006 General Election.

All voted aye; motion carried.

9. CONSIDERATION OF INTERLOCAL AGREEMENT WITH CLEBURNE INDEPENDENT SCHOOL DISTRICT FOR THE ABSENT STUDENT ASSISTANT PROGRAM (ASAP) CONSTABLE, PRECINCT #1

Comm. McFall, seconded by Comm. Carpenter, made a motion to approve the Interlocal Agreement with Cleburne Independent School District for the Absent Student Assistant Program (ASAP) Constable, in Precinct #1 and to give the County Judge authorization to sign.

All voted aye; motion carried.

The Commissioner's Court recessed at 10:13 A.M. and reconvened at 10:40 A.M. to consider the following:

10. CONSIDERATION OF INTERLOCAL AGREEMENT WITH JOSHUA INDEPENDENT SCHOOL DISTRICT FOR THE ABSENT STUDENT ASSISTANT PROGRAM (ASAP)-SHERIFF'S OFFICE

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

All voted aye; motion carried.

11. CONSIDERATION OF INTERLOCAL AGREEMENT WITH JOSHUA INDEPENDENT SCHOOL DISTRICT FOR THE SCHOOL RESOURCE OFFICER PROGRAM (SRO) FOR THE 2006-2007 SCHOOL YEAR-SHERIFF'S OFFICE

Comm. Matthews, seconded by Comm. Carpenter, made a motion to approve the Interlocal Agreement with Joshua Independent School District for the School Resource Officer Program (SRO) for the 2006-2007 school year and to give the County Judge authorization to sign.

All voted aye; motion carried.

12. CONSIDERATION OF MAINTENANCE AGREEMENT CONTRACT WITH NETDATA-ISS

Comm. Thompson, seconded by Comm. Carpenter, made a motion to approve the Maintenance Agreement Contract with Net Data and ISS and to give the County Judge authorization to sign.

All voted aye; motion carried.

13. CONSIDERATION TO USE TEMPORARY MARKING FOR TWO UNMARKED VEHICLES-CONSTABLE, PRECINCT #2

Comm. Matthews, seconded by Comm. McFall, made a motion to approve the use of temporary marking for unmarked vehicles for the Constable Office in Precinct #2.

All voted aye; motion carried.

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.

XI. NEW BUSINESS

1. CONSIDERATION TO ADVERTISE FOR BIDS/PROPOSAL

Comm. Matthews, seconded by Comm. McFall, made a motion to advertise for bids or proposals for a new or used 4 door ¾ ton pickup for Precinct #2.

All voted aye; motion carried.

2. CONSIDERATION TO APPROVE (2) 1999 CROWN VICTORIA'S FROM THE SHERIFF'S OFFICE TO CONSTABLE, PRECINCT #2

Comm. Matthews, seconded by Comm. McFall, made a motion to approve (1) 1999 Crown Victoria from the Sheriff's Office to Constable in Precinct #2.

All voted aye; motion carried.

3. CONSIDERATION TO APPROVE A 1994 CHEVY LUMINA AND 1999 CROWN VICTORIA FROM THE CONSTABLE'S OFFICE TO THE SHERIFF'S LOT FOR SALE AT OCTOBER AUCTION-CONSTABLE, PRECINCT #2

Comm. Matthews, seconded by Comm. Thompson, made a motion to approve a 1994 Chevy Lumina and a 1999 Crown Victoria from the Constable's Office to the Sheriff's lot for sale at the October Auction.

All voted aye; motion carried.

4. CONSIDERATION OF TRANSFER OF VEHICLE FROM SHERIFF'S OFFICE TO CONSTABLE WHITE-CONSTABLE, PRECINCT #3

Comm. Carpenter, seconded by Comm. Matthews, made a motion to approve the transfer of a vehicle from the Sheriff's Office to Constable White, Constable Precinct #3.

All voted aye; motion carried.

5. CONSIDERATION OF USE OF TECH FUND TO PAY FOR POSTAGE MACHINE FOR A FULL YEAR IN THE AMOUNT OF \$269.88- JUSTICE OF THE PEACE, PRECINCT #3

Comm. Carpenter, seconded by Comm. Matthews, made a motion to approve the use of Tech Fund to pay for postage machine for a full year in the amount of \$269.88 in Justice of the Peace, Precinct #3.

All voted aye; motion carried.

6. CONSIDERATION TO TRANSFER \$650,000 CASH FROM INDIGENT HEALTH CARE TRUST (HOSPITAL SETTLEMENT FUND) TO JAIL CONSTRUCTION FUND 071 TO COVER FINAL CONSTRUCTION COST

Comm. McFall, seconded by Comm. Thompson, made a motion to transfer \$400,000 cash from Indigent Health Care Trust (Hospital Settlement Fund) to the Jail Construction Fund 071 to cover the final construction cost.

All voted aye; motion carried.

7. CONSIDERATION TO INCREASE INDIGENT BURIAL FEES PAID TO FUNERAL HOMES FROM THE CURRENT AMOUNT OF \$587.50 TO \$650.00 FOR CREMATION AND \$850.00 FOR BURIAL

Comm. Carpenter, seconded by Comm. McFall, made a motion to increase Indigent burial fees paid to Funeral Homes from the current amount of \$587.50 to \$650.00 for cremation and \$850.00 for burial.

All voted aye; motion carried.

X. CONSENT AGENDA

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

All voted aye; motion carried.

The Commissioner's Court went into Workshop Session at 11:35 A.M. to discuss the 2006-2007 Budget.

The Commissioner's Court went into Open Session at 11:44 A.M. and there being no further business before the Court concerning this agenda, Commissioner's Court adjourned at 11:44 A.M.

Submitted by _____
County Clerk
Curtis H. Douglas

Approved by _____
County Judge
Roger Harmon