

STATE OF TEXAS

September 10, 2007

COUNTY OF JOHNSON

COMMISSIONER'S COURT

BE IT KNOWN that on the 10th day of September 2007, 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 9:03 A.M., with all members present, and following the Invocation led by Commissioner Beeson 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 6, 2007 at 1:09 P.M., were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

R.C. McFall requested a moment of silent prayer for Thomas Hilbert, Army Specialist from Venus, Texas who was killed in Iraq last week.

V. PUBLIC PARTICIPATION

None.

VI. PUBLIC HEARING

1. TAX RATE

The Commissioner's Court opened a Public Hearing at 9:05 A.M. to discuss the proposed Tax Rate.

Larry Dawson spoke in reference to the tax rate increase.

a. ANNOUNCEMENT:

- (1) Vote on Tax Rate will be September 24, 2007 at 9:00 a.m. 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 0.409752. The Commissioner's Court announced the vote on the Tax Rate will be September 24, 2007 at 9:00 A.M. at the Guinn Justice Center, 204 S. Buffalo Ave., 3rd Floor Auxiliary Courtroom B, Room 307, Cleburne Texas.

2. HOUSE BILL 621-TO TAX TANGIBLE PERSONAL PROPERTY IN TRANSIT WHICH WOULD OTHERWISE BE EXEPMT PURSUANT TO TEXAS TAX CODE, SECTION 11.253

Discussion.

The Public Hearing was closed at 9:17 A.M.

VII. PRECEDING BUSINESS

1. CONSIDERATION OF **ORDER #2007-08**-TO TAX TANGIBLE PERSONAL PROPERTY IN TRANSIT WHICH WOULD OTHERWISE BE EXEMPT PURSUANT TO TEXAS TAX CODE, SECTION 11.253

Comm. Carpenter, seconded by Comm. McFall made a motion to approve the **Order #2007-08** to Tax Tangible Personal Property in Transit Which Would Otherwise be Exempt Pursuant to Texas Tax Code, *Section 11.253*.

All voted aye; motion carried.

2. CONSIDERATION OF THE MINUTES FOR THE COMMISSIONER'S COURT:
 - a. August 20, 2007-Special Session
 - b. August 20, 2007-Emergency Session

Comm. Matthews, seconded by Comm. Beeson made a motion to approve the Commissioner's Court Minutes for August 20, 2007-Special Session and August 20, 2007-Emergency Session 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 pay bills as presented by the County Auditor.

All voted aye; motion carried.

4. ACKNOWLEDGEMENT OF RECEIPT OF THE COUNTY AUDITOR'S REPORTS TO THE COMMISSIONER'S COURT

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

5. CONSIDERATION OF RE-PLAT OF SOUTH FORTY ESTATES, PHASE II, LOTS 28R AND 29R-PRECINCT #4

Comm. Beeson, seconded by Comm. Matthews made a motion to accept the re-plat of **South Forty Estates**, Phase II, Lots 28R and 29R as non conforming lots in Precinct #4.

All voted aye; motion carried.

6. CONSIDERATION OF FINAL PLAT OF CIMARRON ADDITION, LOTS 1-8, BLOCK A, LOTS 1-11, BLOCK B, LOTS 1-5, BLOCK C, AND TRACT A-PRECINCT #2

Comm. Matthews, seconded by Comm. McFall made a motion to accept the final plat of **Cimarron Addition**, Lots 1-8, Block A, Lots 1-11, Block B, Lots 1-5, Block C, and Tract A in Precinct #2.

All voted aye; motion carried.

7. CONSIDERATION TO APPROVE THE ROADS IN LAKESIDE ESTATES-PHASE IV FOR SALE OF LOTS-PRECINCT #2

Comm. Matthews, seconded by Comm. Carpenter made a motion to approve the roads in **Lakeside Estates**-Phase IV for the sale of lots in Precinct #2.

All voted aye; motion carried.

VIII. UNFINISHED BUSINESS

1. CONSIDERATION OF ORDER AUTHORIZING THE ISSUANCE OF JOHNSON COUNTY, TEXAS TAX NOTES, SERIES 2007, IN THE APPROXIMATE PRINCIPAL AMOUNT OF \$945,000, AWARDING THE SALE THEREOF, MAKING PROVISIONS FOR THE SECURITY THEREOF AND AUTHORIZING OTHER ACTIONS RELATED THERETO

Comm. Matthews, seconded by Comm. McFall made a motion to accept the Order authorizing the issuance of Johnson County, Texas Tax Notes, Series 2007, in the approximate principal amount of \$945,000, awarding the sale thereof, making provision for the security thereof and authorizing other actions related thereto and give the County Judge the authorization to sign.

All voted aye; motion carried.

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

- a. Change Order with Inter-Tel in the Amount of \$2,228.90

Comm. Matthews, seconded by Comm. Carpenter made a motion to approve the change order with Inter-Tel in the amount of \$2,228.90 and give the County Judge the authorization to sign the change order.

All voted aye; motion carried.

- b. Date of Dedication

Comm. Matthews, seconded by Comm. McFall made a motion for the dedication of the Courthouse to be set for December 1, 2007 at 11:00 A.M.

All voted aye; motion carried.

c. Appointment of Planning Committee for Ceremonies

Comm. Carpenter, seconded by Comm. Matthews made a motion to appoint Wilma Reed, Merry Cashion, Roxann Rudzavice, Sandy Sims, Judge Pat Jacobs and June O'Neal to the planning committee for the ceremonies.

All voted aye; motion carried.

d. Date of Move into Courthouse

Comm. Matthews, seconded by Comm. McFall made a motion to approve the date of the move into the Courthouse for December 6th and 7th, 2007.

All voted aye; motion carried.

e. Vendor to Facilitate Move

Comm. Carpenter, seconded by Comm. McFall made a motion to approve All Points Pioneer as vendor to facilitate the move to the Courthouse.

All voted aye; motion carried.

f. Parking Spaces-North Side of Courthouse

Comm. Carpenter, seconded by Comm. McFall made a motion to approve the parking spaces on the North side of the Courthouse as presented and attached to these minutes.

All voted aye; motion carried.

g. Parking Spaces-Southeast Parking Lot

Comm. McFall, seconded by Comm. Carpenter made a motion to approve the parking spaces for the Southeast parking lot of the Courthouse as presented and attached to these minutes.

All voted aye; motion carried.

h. Purchase Shelving from the 021 or 022 Fund and Update on Shelving in Historical Courthouse-County Clerk

Comm. Matthews, seconded by Comm. Beeson made a motion to approve the purchase of shelving in the Historical Courthouse County Clerk's Office from the 021 fund.

All voted aye; motion carried.

4. CONSIDERATION TO APPROVE APPOINTMENTS TO THE JOHNSON COUNTY HISTORICAL COMMISSION

Comm. McFall, seconded by Comm. Matthews made a motion to appoint Elaine Bell and Charles Bell, 404 Larriat Lane, Godley and Elizabeth McWhorter, 7024 CR 1233, Godley to the Johnson County Historical Commission.

All voted aye; motion carried.

The Commissioner's Court recessed at 10:02 A.M. and re-convened at 10:25 A.M. to consider the following:

IX. NEW BUSINESS

1. CONSIDERATION TO ADVERTISE FOR BIDS/PROPOSAL

Pass.

2. CONSIDERATION TO APPROVE THE HOLIDAYS FOR 2008

Comm. Carpenter, seconded by Comm. Beeson made a motion to approve the holidays for 2008 as presented and attached to these minutes.

All voted aye; motion carried.

3. CONSIDERATION TO APPROVE TERMS OF COMMISSIONER'S COURT FOR FY 2007-2008

Comm. McFall, seconded by Comm. Matthews made a motion to approve the terms of the Commissioner's Court for 2007-2008 as presented and attached to these minutes.

All voted aye; motion carried.

4. CONSIDERATION OF CONTINUATION CERTIFICATE OF BOND FOR CHARLES GROVER, DEPUTY CONSTABLE-PRECINCT #2

Comm. Matthews, seconded by Comm. Carpenter made a motion to approve the Continuation Certificate of Bond for Charles Grover, Deputy Constable in Precinct #2.

All voted aye; motion carried.

5. CONSIDERATION OF INTERLOCAL AGREEMENT WITH THE CITY OF CLEBURNE FOR ROAD REPAIRS OF PARK BLVD. IN THE AMOUNT OF \$3,160.00-PRECINCT #1

Comm. McFall, seconded by Comm. Matthews made a motion to approve the Interlocal Agreement with the City of Cleburne for road repairs of Park Blvd. in the amount of \$3,160.00 in Precinct #1.

All voted aye; motion carried.

6. CONSIDERATION OF COMMISSIONER'S COURT APPROVAL FOR INTERLOCAL AGREEMENT WITH THE CITY OF CLEBURNE-PRECINCT #1

Comm. McFall, seconded by Comm. Matthews made a motion to approve the Interlocal Agreement with the City of Cleburne in Precinct #1.

All voted aye; motion carried.

X. CONSENT AGENDA

Comm. Carpenter, seconded by Comm. Beeson made a motion to approve the Consent Agenda as presented.

All voted aye; motion carried.

VIII. UNFINISHED BUSINESS

2. 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.

X. CONSENT AGENDA

Comm. Carpenter, seconded by Comm. Beeson made an amended motion to include the donation amount of \$4,500.00 for 90 tons of fill dirt for construction of parking lot at the Jail to the Consent Agenda item 1 b.

All voted aye; motion carried.

The Commissioner's Court convened into Workshop Session at 11:05 A.M. to discuss the budget.

The Commissioner's Court re-convened into Open Session at 11:23 A.M.

There being no further business before the Court concerning this agenda, Commissioner's Court adjourned at 11:23 A.M.

Submitted by: _____
County Clerk
Curtis H. Douglas

Approved by: _____
County Judge
Roger Harmon