

STATE OF TEXAS

September 21, 2007

COUNTY OF JOHNSON

COMMISSIONER'S COURT

BE IT KNOWN that on the 21st day of September 2007, the Honorable Commissioner's Court of Johnson County, Texas, met in Special 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 8:30 A.M., with all members present, and following the Invocation led by 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 18, 2007 at 8:05 A.M., were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

Judge Roger Harmon announced to the Court that he will be sending a letter to all Department Heads and Elected Officials stating that there will not be any budget transfers this next budget year unless it is an absolute emergency.

1. Presentation of Loan of 1922 Football for the School Museum Room at the Guinn Justice Center

Pat Culpepper made a presentation of the loan from Gary Lillard of a 1922 football for the School Museum Room at the Guinn Justice Center.

V. PUBLIC PARTICIPATION

None.

IX. NEW BUSINESS

3. CONSIDERATION OF RESOLUTION IN SUPPORT OF CAREFLITE'S REQUEST OF THE HONORABLE CHET EDWARDS, UNITED STATES CONGRESSMAN, 17TH DISTRICT, TEXAS FOR A FEDERAL EARMARK FOR \$790,128 FOR EIGHT (8) NEW TYPE III AMBULANCES FOR USE IN JOHNSON COUNTY, TEXAS

Comm. Matthews, seconded by Comm. McFall made a motion to approve the Resolution in support of Careflite's request of the Honorable Chet Edwards, United States Congressman, 17th District, Texas for a Federal Earmark for \$790,128.00 for eight (8) new type III ambulances for use in Johnson County, Texas.

All voted aye; motion carried.

VII. PRECEDING BUSINESS

1. CONSIDERATION OF THE MINUTES FOR THE COMMISSIONER'S COURT:
 - a. August 13, 2007-Regular Session
 - b. August 27, 2007-Regular Session
 - c. September 10, 2007-Regular Session

Comm. Matthews, seconded by Comm. Beeson made a motion to approve the Commissioner's Court Minutes for August 13, 2007, August 27, 2007 and September 10, 2007 as submitted by the County Clerk.

All voted aye; motion carried.

2. 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.

3. 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.

4. CONSIDERATION OF VARIANCE IN **KELLY JEANS ADDITION**,
LOTS 9 & 10-PRECINCT #4

Comm. Beeson, seconded by Comm. Matthews made a
motion to accept the variance in **Kelly Jeans Addition**, Lots 9 & 10 in Precinct #4.

All voted aye; motion carried.

Commissioner McFall exited the meeting at 9:10 A.M.

5. CONSIDERATION TO AWARD RFQ's:

a. **RFQ #2007-138-Pest Control Services for Johnson County**

Comm. Matthews, seconded by Comm. Beeson made a
motion to reject all bids for **RFQ #2007-138** and write new specifications for the bid for
pest control to include all Johnson County locations and to re-advertise for bids for Pest
Control Services for Johnson County.

All voted aye; motion carried.

Commissioner McFall returned to the meeting at 9:16 A.M.

b. **RFQ #2007-139-Bulk Fuel for Johnson County**

Comm. Matthews, seconded by Comm. Beeson made a
motion to award **RFQ #2007-139** for bulk fuel to Lambert Oil Co., Inc.

All voted aye; motion carried.

6. CONSIDERATION TO AWARD SEALED BID:

- a. **Bid #2007-133**-Lease County Owned Land for Mineral Development on the following Property: Abstract No. A-565- Hector McNeill Survey – J.W. Addition, 35.230 Acres, more or less, Situated in the Hector McNeill Survey Abstract No. 565, known as Lot 1R, Block 3, J.W. Addition, Section 2, an Addition to the City of Cleburne, Johnson County, Texas, according to the plat recorded in Volume 7, Page 2, Plat Records, Johnson County, Texas as described in that Certain Warranty Deed dated August 12, 1987 from John Wasilchak, not joined here by his wife, as the Property herein conveyed constitutes no part of his residence of business homestead, to Johnson County, a Political Subdivision of the State of Texas, Recorded in Volume 1301, Page 732 Deed Records, Johnson County, Texas (Jail Property)-Precinct #1

Comm. McFall, seconded by Comm. Carpenter made a motion to award **Bid #2007-133** to lease County owned land for mineral development on the following property: Abstract No. A-565 – Hector McNeill Survey – J.W. Addition, 35.230 acres more or less, situated in the Hector McNeill Survey Abstract No. 565, known as Lot 1R, Block 3, J.W. Addition, Section 2, an Addition to the City of Cleburne, Johnson County, Texas, according to the plat recorded in Volume 7, Page 2, Plat Records, Johnson County, Texas as described in that Certain Warranty Deed dated August 12, 1987 from John Wasilchak, not joined here by his wife, as the property herein conveyed constitutes no part of his residence of business homestead, to Johnson County, a Political Subdivision of the State of Texas, recorded in Volume 1301, Page 732 Deed Records, Johnson County, Texas (Jail Property) in Precinct #1 to Chesapeake Exploration, L.L.C. with a Bonus amount of \$5,723.00 per acre, with a total of \$201,621.29 and Royalty of 25% for a primary term of 3 years and for these funds be deposited into the 051 fund.

All voted aye; motion carried.

- b. **Bid #2007-134-Lease County Owned Land for Mineral Development on the following Property: 0.157 Acres, more or less, Situated in the Christopher Chaney Survey, Abstract No. 124, Johnson County, Texas known as Lot 1 and the West one-half (1/2) of Lot 2, Block 6 and a Part of the Alley Adjacent thereto According to the Official Map of the City of Cleburne Recorded in Volume 197, Page 638, of the Deed Records of Johnson County, Texas, now known as Lot 1, 2 & 3, Block 6, Original Cleburne, as described in that Certain Warranty Deed Dated November 18, 1990 from Stephen C. Krammer and Bill J. Hensley et ux, Penny L. Hensley to Johnson County, a Political Subdivision of the State of Texas, Recorded in Volume 1521, Page 336, Deed Records, Johnson County, Texas (South East Parking Lot Across from Courthouse)-Precinct #1**

Comm. McFall, seconded by Comm. Matthews, made a motion to advertise to lease County owned land for mineral development on the following property: 0.157 acres, more or less, situated in the Christopher Chaney Survey, Abstract No. 124, Johnson County, Texas known as Lot 1 and the West one-half (1/2) of Lot 2, Block 6 and a part of the alley adjacent thereto according to the Official Map of the City of Cleburne recorded in Volume 197, Page 638, of the Deed Records of Johnson County, Texas, now known as Lots 1, 2 & 3, Block 6, Original Cleburne, as described in that Certain Warranty Deed dated November 18, 1990 from Stephen C. Krammer and Bill J. Hensley et ux, Penny L. Hensley to Johnson County, a Political Subdivision of the State of Texas, recorded in Volume 1521, Page 336, Deed Records, Johnson County, Texas (South East Parking Lot across from Courthouse) in Precinct #1 to Chesapeake Exploration, L.L.C. with a Bonus amount of \$5,723.00 per acre, with a total of \$898.51 and Royalty of 25% for a primary term of 3 years and for these funds be deposited into the 051 fund.

All voted aye; motion carried.

VII. PRECEDING BUSINESS

2. CONSIDERATION OF REQUEST TO PAY BILLS

Comm. McFall, seconded by Comm. Matthews made an amended motion to pay bills as presented by the County Auditor to include payment of \$231,425.94 to Harrison, Walker and Harper bill.

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

Pass.

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

Discussion. No action.

3. CONSIDERATION OF PICTURE ID FOR ALL COUNTY EMPLOYEES

Discussion. No action.

4. CONSIDERATION OF INTERLOCAL AGREEMENT FOR HOLDING CLASS C MISDEMEANOR OFFENDERS FOR THE CITY OF CLEBURNE

Comm. McFall, seconded by Comm. Carpenter made a motion to approve the Interlocal Agreement for holding Class C Misdemeanor Offenders for the City of Cleburne and give the County Judge the authorization to sign the Agreement.

All voted aye; motion carried.

IX. NEW BUSINESS

1. CONSIDERATION TO ADVERTISE FOR BIDS/PROPOSAL

Comm. Matthews, seconded by Comm. Carpenter made a motion to sell a bat wing mower to Hill County from Precinct #4.

All voted aye; motion carried.

Commissioner Beeson exited the meeting at 9:58 A.M.

2. CONSIDERATION TO ADVERTISE FOR A STATE CERTIFIED OR STATE LICENSED REAL ESTATE APPRAISER ON AN "AS NEEDED BASIS" FOR JOHNSON COUNTY

Comm. Carpenter, seconded by Comm. McFall made a motion to advertise for sealed bids for a State Certified or State Licensed Real Estate Appraiser on an "as needed" basis for Johnson County.

All voted aye; motion carried.

4. CONSIDERATION OF SALARY TO HOLD WEEKEND ARRAIGNMENTS AT THE LAW ENFORCEMENT CENTER FOR JUSTICE OF THE PEACE, PRECINCT #1

Comm. Carpenter, seconded by Comm. Matthews made a motion to set the salary to hold weekend arraignments at the Law Enforcement Center for Justice of the Peace, Precinct #1 at \$100.00 per day.

All voted aye; motion carried.

5. CONSIDERATION OF PAYMENT TO LASER PRINTERS AND MAILING SERVICES, LLC IN THE AMOUNT OF \$21,000 FOR ESTIMATED POSTAGE FOR THE MAILING OF THE 2007 TAX STATEMENTS FROM THE FY 2008 BUDGET FOR OCTOBER 1, 2007-TAX COLLECTOR

Comm. McFall, seconded by Comm. Matthews made a motion to approve the payment to Laser Printers and Mailing Services, LLC in the amount of \$21,000.00 for estimated postage for the mailing of the 2007 Tax Statements from the FY 2008 Budget for October 1, 2007-Tax Collector.

All voted aye; motion carried.

6. CONSIDERATION OF MAINTENANCE AGREEMENT WITH
NORTHEAST TEXAS DATA CORPORATION FOR THE
FOLLOWING APPLICATIONS:

<u>CONSTABLE</u>	<u>COUNTY ATTORNEY CASE MANAGEMENT</u>
<u>HOT CHECKS</u>	<u>DISTRICT ATTORNEY CASE MANAGEMENT</u>
<u>JURY SELECTION</u>	<u>COUNTY CLERK CASE MANAGEMENT</u>
<u>LAW ENFORCEMENT</u>	<u>DISTRICT CLERK CASE MANAGEMENT</u>
<u>CHILD SUPPORT</u>	<u>DISTRICT CLERK TRUST FUND ACCOUNTING</u>
<u>PUBLIC WORKS</u>	<u>INDEXING & UNIVERSAL COMMERCIAL CODE</u>
<u>PATHOLOGY</u>	<u>JUSTICE OF THE PEACE</u>

Comm. McFall, seconded by Comm. Carpenter made a motion to approve the Maintenance Agreement Contract with Net Data being paid from ISS Software Line Item in the amount of \$112,714.00 and give the County Judge the authorization to sign the Agreement.

All voted aye; motion carried.

7. CONSIDERATION OF OFFICIAL BOND AND OATHS:

a. Keith Allen Lewis-Johnson County Deputy Constable, Precinct #2

Comm. Matthews, seconded by Comm. Carpenter made a motion to approve the Official Bond and Oath of Keith Allen Lewis-Johnson County Deputy Constable, Precinct #2 and give the County Judge the authorization to sign.

All voted aye; motion carried.

- b. Edmund Terry Fiene-Johnson Deputy County Constable, Precinct #2

Comm. Matthews, seconded by Comm. McFall made a motion to approve the Official Bond and Oath of Edmund Terry Fiene-Johnson County Deputy Constable, Precinct #2 and give the County Judge the authorization to sign.

All voted aye; motion carried.

8. CONSIDERATION OF NOMINATION FOR CANDIDATE FOR THE BOARD OF DIRECTORS FOR THE CENTRAL APPRAISAL DISTRICT OF JOHNSON COUNTY

Comm. McFall, seconded by Comm. Carpenter made a motion to nominate Comm. Beeson as candidate for the Board of Directors for the Central Appraisal District of Johnson County, Texas.

All voted aye; motion carried.

9. CONSIDERATION OF LETTER OF ENGAGEMENT WITH KENNETH J. PHILLIPS FOR PROFESSIONAL APPRAISAL SERVICES OF A .1759 ACRE PARCEL FROM THE H.G. CATLETT SURVEY-PRECINCT #2



Comm. Matthews, seconded by Comm. McFall made a motion to approve a Letter of Engagement with Kenneth J. Phillips for professional appraisal services of a .1759 acre parcel from the H. G. Catlett Survey in Precinct #2 and give the County Judge the authorization to sign.

All voted aye; motion carried.

X. 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 adjourned at 10:12 A.M. and re-convened at 10:13 A.M. to consider the following:

X. CONSENT AGENDA

Comm. Matthews, seconded by Comm. McFall made an amended motion to approve the Consent Agenda as presented with the exception of item 4 e. being a request from Dr. Arthur L. Raines to attend "Global Forensics-Crossing Boundaries."

All voted aye; motion carried.

There being no further business before the Court concerning this agenda, Commissioner's Court adjourned at 10:15 A.M.

Submitted by: _____
County Clerk
Curtis H. Douglas

Approved by: _____
County Judge
Roger Harmon