

STATE OF TEXAS

June 9, 2008

COUNTY OF JOHNSON

COMMISSIONER'S COURT

BE IT KNOWN that on the 9th day of June 2008, the Honorable Commissioner's Court of Johnson County, Texas, met in Regular Session at the Johnson County Courthouse 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 9:01 A.M., with all members present, and following the Invocation led by Pastor Scott Whitson, Cross Timbers Baptist Church and the Pledge of Allegiance, the following items, having been lawfully posted and filed for record in the Office of the County Clerk on June 5, 2008 at 1:03 P.M., were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

1. AGENDA OF JUNE 23RD, 2008 WILL BE MOVED TO JUNE 30TH, 2008 DUE TO THE NORTH AND EAST TEXAS CONFERENCE WEEK OF JUNE 16-19, 2008

Judge Roger Harmon announced that the Agenda of June 23rd, 2008 will be moved to June 30th, 2008 due to the North and East Texas Conference Week of June 16-19, 2008.

V. PUBLIC PARTICIPATION

Barbara Robinson, County Treasurer acknowledged and thanked County employees participation in the Relay for Life of Johnson County.

VI. PRECEDING BUSINESS

1. CONSIDERATION OF MINUTES OF THE COMMISSIONER'S COURT:
 - a. April 17, 2008-Emergency Session
 - b. May 12, 2008-Regular Session
 - c. May 20, 2008-Special Session

Comm. Carpenter, seconded by Comm. Beeson, made a motion to approve the Commissioner's Court Minutes for April 17, 2008, May 12, 2008 and May 20, 2008 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. ACKNOWLEDGMENT 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 FINAL PLAT OF **THE RETREAT** PHASE 7-LOTS 1-9, BLOCK 61; LOTS 1-8, BLOCK 62; LOTS 1-9, BLOCK 63; LOTS 1-9, BLOCK 64; LOTS 1-29, BLOCK 65; LOTS 1-12, BLOCK 66; LOTS 1-20, BLOCK 67; AND LOTS 1-17, BLOCK 68-PRECINCT #1

Comm. McFall, seconded by Comm. Carpenter, made a motion to approve the final plat of **The Retreat** Phase 7-Lots 1-9, Block 61; Lots 1-8, Block 62; Lots 1-9, Block 63; Lots 1-9, Block 64; Lots 1-29, Block 65; Lots 1-12, Block 66; Lots 1-20, Block 67; and Lots 1-17, Block 68 in Precinct #1.

All voted aye; motion carried.

5. CONSIDERATION TO PURCHASE VEHICLE-STOP SPECIAL CRIMES UNIT

Comm. McFall, seconded by Comm. Beeson, made a motion to approve the purchase of a vehicle for the STOP Special Crimes Unit in the amount of \$27,356.00.

All voted aye; motion carried.

VII. UNFINISHED BUSINESS

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

a. Change Order #014-\$13,900.00

Comm. Matthews, seconded by Comm. McFall, made a motion to approve Change Order #014 which is the previous approved amount of \$5,500.00 to polish the tile floors and for the County to pay half of the cost of \$8,400.00 for painted sheet metal covers over tower louvers in the amount of \$4,200.00 with the total amount of \$9,700.00 and to give the County Judge authorization to sign.

All voted aye; motion carried.

3. CONSIDERATION OF AMENDMENT NO. 1 TO THE TEXAS COMMUNITY DEVELOPMENT PROGRAM CONTRACT #726030 WITH THE OFFICE OF RURAL COMMUNITY AFFAIRS AND JOHNSON COUNTY FOR WATER LINES (JOHNSON COUNTY SPECIAL UTILITY DISTRICT)

Comm. McFall, seconded by Comm. Beeson, made a motion to approve the Amendment No. 1 to the Texas Community Development Program Contract #726030 with the Office of Rural Community Affairs and Johnson County for water lines for the Johnson County Special Utilities District and to give the County Judge authorization to sign.

All voted aye; motion carried.

4. CONSIDERATION OF DESIGNATED TELEPHONE LINE IN THE MAINTENANCE ROOM FOR THE HVAC UNIT

Comm. Beeson, seconded by Comm. Carpenter, made a motion to approve the designated phone line in the maintenance room for the HVAC unit.

All voted aye; motion carried.

5. CONSIDERATION OF TARRANT-PARKER-DENTON-JOHNSON COUNTY MEDICAL EXAMINER DISTRICT AGREEMENT FOR FISCAL YEAR 2007-2008

Comm. Beeson, seconded by Comm. Matthews, made a motion to approve the Tarrant-Parker-Denton-Johnson County Medical Examiner District Agreement for Fiscal Year 2007-2008 effective July 1, 2008 through September 30, 2008.

All voted aye; motion carried.

6. CONSIDERATION OF OFFICE SPACE FOR SENIOR FORENSIC DEATH INVESTIGATOR AND SECRETARY AND OFFICE SUPPLIES, TELEPHONE LINES, DSL LINES, CELLULAR TELEPHONE, ROOM FOR PERSONAL PROPERTY STORAGE AND ANY OTHER OFFICE SPACE, EQUIPMENT, VEHICLE, AND OR SUPPLIES THAT MAY BE NECESSARY FOR SAID INVESTIGATOR AND SECRETARY

Comm. Carpenter, seconded by Comm. McFall, made a motion to approve office space for Senior Forensic Death Investigator and secretary and office supplies, telephone lines, DSL lines, cellular telephone, room for personal property storage and any other office space, equipment, vehicle, and or supplies that may be necessary for said Investigator and Secretary.

All voted aye; motion carried.

VIII. NEW BUSINESS

1. CONSIDERATION TO ADVERTISE FOR BIDS/PROPOSALS

Comm. Carpenter, seconded by Comm. McFall, made a motion to advertise for Bids/Proposals for Adult Probation for Urinalysis testing.

All voted aye; motion carried.

2. CONSIDERATION OF BUDGET AMENDMENT PURSUANT TO THE LOCAL GOVERNMENT CODE 111.0106 FOR:

a. Road & Bridge, Precinct #4-Road Repair by Devon Energy Corporation

Comm. Beeson, seconded by Comm. Carpenter, made a motion to approve the Budget Amendment pursuant to the Local Government Code *111.0106* for Road & Bridge repair by Devon Energy Corporation in the amount of \$28,230.00 in Precinct #4.

All voted aye; motion carried.

3. CONSIDERATION OF BUDGET AMENDMENT PURSUANT TO THE LOCAL GOVERNMENT CODE Section 111.010 C FOR:

- a. Building Maintenance-Utilities and Building Repair & Maintenance of Newly Acquired Buildings
- b. Jail-Building Repair & Maintenance
- c. Right of Way Acquisition-Hwy 121 Project
- d. STOP Special Crimes Unit-Capital Equipment
- e. Sheriff/Jail-Vertex-SCAAP
- f. Emergency Management-Federal Grant Expense Reversed
- g. Mineral Revenue Reserve-Non-Departmental for Purchase of Newly Acquired Buildings
- h. County Court at Law #1-Miscellaneous Court Appointed Attorney
- i. County Court at Law #2-Fees and Services and Miscellaneous Court Appointed Attorney
- j. General-Medical Examiner

Comm. Matthews, seconded by Comm. McFall, made a motion to approve the Budget Amendment pursuant to the Local Government Code *111.010 C* for the Building Maintenance Fund in the amount of \$1,000.00 for utilities and \$2,000.00 for Building

Repair & Maintenance; Jail-Building Repair & Maintenance in the amount of \$222,740.00 for roof repair; Right of Way Acquisition for Hwy 121 Project in the amount of \$31,500.00 for addition expenses payable to the Texas Department of Transportation; STOP Special Crimes-Capital Equipment in the amount of \$28,000.00 for the purchase of a Police Interdiction Unit vehicle; Sheriff/Jail-Vertex-SCAAP in the amount of \$517.00 to pay an old invoice received from Justice benefits; Emergency Management-Federal Grant Expense Reversed in the amount of \$-75,000.00 to reverse the Budget Amendment approved on 12-10-07 Court which was moved to Fund 820; Mineral Revenue Reserve-Non-Departmental for Purchase of Newly Acquired Buildings in the amount of \$1,000,000.00 to transfer to General Fund for building purchases; County Court at Law #1-Miscellaneous Court Appointed Attorney in the amount of \$20,000.00 for budget shortage; County Court at Law #2-Fees and Services and Miscellaneous Court Appointed Attorney in the amount of \$10,000.00 for budget shortage and General-Medical Examiner in the amount of \$36,485.00 to create a line item.

All voted aye; motion carried.

9. CONSIDERATION TO ADD A TEMPORARY POSITION IN THE DISTRICT ATTORNEY'S OFFICE FOR THE SUMMER

Comm. Beeson, seconded by Comm. Matthews, made a motion to approve a temporary position in the District Attorney's Office for the summer.

All voted aye; motion carried.

4. CONSIDERATION OF DESIGNATING AN ATTORNEY'S ROOM AT THE GUINN JUSTICE CENTER ON THE 3RD FLOOR IN ORDER TO EXPEDITE ATTORNEY MEETINGS AND DISCUSS SETTLEMENT OF LAWSUITS IN PRIVATE QUARTERS

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

All voted aye; motion carried.

5. CONSIDERATION OF OFFICIAL BOND AND OATHS FOR JOHNSON COUNTY EMPLOYEES:

- a. Renae Fruin, STOP Special Crimes Unit
- b. Charles Grover, Deputy Constable Precinct #2

Comm. McFall, seconded by Comm. Matthews, made a motion to approve the Official Bond and Oath for Renae Fruin, STOP Special Crimes Unit and Charles Grover, Deputy Constable Precinct #2.

All voted aye; motion carried.

6. CONSIDERATION OF TEXAS ASSOCIATION OF COUNTIES RISK MANAGEMENT POOL FOR AUTO LIABILITY, GENERAL LIABILITY AND AUTO PHYSICAL DAMAGE

Comm. Carpenter, seconded by Comm. Beeson, made a motion to approve the Texas Association of Counties Risk Management Pool for auto liability, general liability and auto physical damage.

All voted aye; motion carried.

7. CONSIDERATION OF ANNUAL ROAD REPORTS:

- a. Precinct #1
- b. Precinct #2
- c. Precinct #3
- d. Precinct #4

Comm. McFall, seconded by Comm. Matthews, made a motion to approve the Annual Commissioner's Road Reports for Precinct #1, Precinct #2, Precinct #3 and Precinct #4.

All voted aye; motion carried.

8. CONSIDERATION OF RESOLUTION FOR REGULATION OF OIL AND GAS DRILLING SITES IN THE CLOSE PROXIMITY OF RESIDENCES IN THE UNINCORPORATED AREAS OF JOHNSON COUNTY

Comm. Matthews, seconded by Comm. McFall, made a motion to approve the Resolution for Regulation of Oil and Gas Drilling Sites in the Close Proximity of Residences in the Unincorporated Areas of Johnson County and encourage the North and East Texas County Judges and Commissioners Association to support legislation with the provision of this authority to the Counties of Texas.

All voted aye; motion carried.

10. CONSIDERATION OF TWO (2) CANNON MS 300 II SCANNERS WITH MAINTENANCE CONTRACTS FROM BUSINESS IMAGING SYSTEMS, INC. (BIS)-COUNTY CLERK

Comm. Matthews, seconded by Comm. Beeson, made a motion to approve two (2) Cannon MS 300 II Scanners with maintenance contracts from Business Imaging Systems, Inc. (BIS) for the County Clerks Office and to give the County Judge authorization to sign.

All voted aye; motion carried.

11. CONSIDERATION OF MASTER AGREEMENT FOR PRODUCTS AND SERVICES, SUPPORT SERVICES ADDENDUM AND SUPPORT SERVICES SCHEDULE FOR UNISYS FOR GEMS SERVERS WITH AN EFFECTIVE DATE OF APRIL 1, 2008

Comm. McFall, seconded by Comm. Carpenter, made a motion to approve the Master Agreement for products and services, support services addendum and support services schedule for UNISYS for GEMS servers with an effective date of April 1, 2008 and to give the County Judge authorization to sign.

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 10:04 A.M. and reconvened at 10:23 A.M. to consider the following:

VII. UNFINISHED BUSINESS

2. CONSIDERATION OF JOINT RESOLUTION ESTABLISHING AN INTERJURISDICTIONAL EMERGENCY MANAGEMENT PROGRAM WITH THE CITY OF GRANDVIEW

Comm. Beeson, seconded by Comm. Carpenter, made a motion to approve the Joint Resolution Establishing an Interjurisdictional Emergency Management Program with the City of Grandview and to give the County Judge authorization to sign.

All voted aye; motion carried.

BE IT KNOWN that Commissioner's Court met in Executive Session at 10:25 A.M. in accordance with Government Code *Sec. 551.074*-Personnel: ISS-Cole Lancaster and Health Officer/Jail Medical-Dr. Arthur Raines.

The Commissioner's Court went back into Open Session at 11:28 A.M. to consider the following:

X. WORKSHOP

The Commissioner's Court went into Workshop Session at 11:29 A.M. to discuss the lease space at the Ron Harmon Sub-Courthouse for the City of Burleson Municipal Court and Office Space and setting of uniform fees for Interlocal Agreement with Cities in Johnson County.

The Commissioner's Court reconvened into Regular Session at 11:58 A.M.

XI. EXECUTIVE SESSION

1. Government Code:

a. *Sec. 551.074*-Personnel:

(1) ISS-Cole Lancaster

Comm. Beeson, seconded by Comm. Matthews, made a motion authorizing the County Judge to take any disciplinary action necessary for ISS Director, Cole Lancaster.

All voted aye; motion carried.

There being no further business before the Court concerning this agenda, Commissioner's Court adjourned at 12:00 P.M.

Submitted by: _____
County Clerk
Curtis H. Douglas

Approved by: _____
County Judge
Roger Harmon