

STATE OF TEXAS

November 24, 2008

COUNTY OF JOHNSON

COMMISSIONER'S COURT

BE IT KNOWN that on the 24th day of November 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 9:00 A.M., with all members present, and following the Invocation led by Pastor Jerry Clements of Lane Prairie 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 November 20, 2008 at 2:27 P.M., were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

County Judge Roger Harmon announced that Cleveland Asphalt Products has reduced their pricing effective November 11, 2008 and will continue to review their cost on the 1<sup>st</sup> of each month and if there are any changes they will issue a revised posting to the County by the 10<sup>th</sup> of each month.

1. PRESENTATION OF CERTIFICATES OF ELECTION

Certificates of Election were presented to newly elected officials.

2. PRESENTATION OF PLAQUE TO JACK CARLTON AS JOHNSON COUNTY HISTORIAN

The Commissioner's Court presented a plaque to Jack Carlton as Johnson County Historian.

V. RECEPTION IN HONOR OF JACK CARLTON

The Commissioner's Court recessed at 9:20 A.M. and reconvened at 9:42 A.M. to consider the following:

VI. PUBLIC PARTICIPATION

None.

IX. NEW BUSINESS

8. CONSIDERATION TO ACCEPT SEALED BID FROM SALE HELD ON OCTOBER 29, 2008 BY ALVARADO INDEPENDENT SCHOOL DISTRICT

Comm. Carpenter, seconded by Comm. Beeson, made a motion to accept the high bid from the sale held on October 29, 2008 by Alvarado Independent School District and give the County Judge the authorization to sign.

All voted aye; motion carried.

VII. PRECEDING BUSINESS

1. CONSIDERATION OF MINUTES OF THE COMMISSIONER'S COURT:

- a. October 27, 2008-Regular Session
- b. November 3, 2008-Special Session
- c. November 17, 2008-Special Session

Comm. Matthews, seconded by Comm. Beeson, made a motion to approve the Commissioner's Court Minutes for October 27, 2008, November 3, 2008 and November 17, 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 TREASURER'S REPORT

Comm. McFall, seconded by Comm. Matthews, made a motion to approve the Treasurer's Report as presented by the County Treasurer.

All voted aye; motion carried.

5. CONSIDERATION TO ACCEPT ROADS FOR COUNTY MAINTENANCE IN **ROLLING MEADOWS**, PHASE I-JAKES MEADOW AND ERIC WAY; PHASE II EMBRY LANE AND PLANTATION DRIVE NORTH; PHASE III-PLANTATION DRIVE SOUTH AND PLANTATION COURT; AND IV-KETRON ROAD AND KETRON COURT-PRECINCT #3

Comm. Carpenter, seconded by Comm. Matthews, made a motion to accept roads for County maintenance in **Rolling Meadows**, Phase I-Jakes Meadow and Eric Way; Phase II-Embry Lane and Plantation Drive North; Phase III-Plantation Drive South and Plantation Court; and IV-Ketron Road and Ketron Court in Precinct #3.

All voted aye; motion carried.

6. CONSIDERATION OF RE-PLAT OF **LAKESIDE ESTATES**, SECTION TWO, RE-SIZE ALL LOTS, ADDING LOT 1, BLOCK 10, AND LOT 1, BLOCK 11-PRECINCT #2

Comm. Matthews, seconded by Comm. McFall, made a motion to approve to Re-plat of **Lakeside Estates**, Section Two, re-size all lots, adding Lot 1, Block 10 and Lot 1, Block 11 in Precinct #2.

All voted aye; motion carried.

7. CONSIDERATION TO AWARD RFP'S:

- a. **RFP #2009-207-KVM Implementation for Johnson County to Synetics Computers**

Comm. Matthews, seconded by Comm. McFall, made a motion to award **RFP #2009-207** for KVM Implementation for Johnson County to Synetics Computers in the amount of \$27,241.29.

All voted aye; motion carried.

- b. **RFP #2009-208-Active Directory/Exchange Serves with Virtualization to Synetics Computers**

Comm. McFall, seconded by Comm. Beeson, made a motion to award **RFP #2009-208** for Active Directory/Exchange Servers with Virtualization to Synetics Computers in the amount of \$205,947.17.

All voted aye; motion carried.

- c. **RFP #2009-209-to Lease County Owned Land for Mineral Development on the Following Property: 3.13. Acres, Being Lot 4, Block 1 of Creekview Addition, a Subdivision of the Joshua Minnett Survey, Abstract No. 548, Johnson County, Texas, according to the Plat in Volume 6, Page 100, Plat Records of Johnson County, Texas (247 Elk Drive, Burleson, Texas)-Precinct #2**

Comm. Matthews, seconded by Comm. McFall, made a motion to reject **RFP #2009-209** to Lease County Owned Land for Mineral Development on the Following Property: 3.13. Acres, Being Lot 4, Block 1 of Creekview Addition, a Subdivision of the Joshua Minnett Survey, Abstract No. 548, Johnson County, Texas, according to the Plat in Volume 6, Page 100, Plat Records of Johnson County, Texas (247 Elk Drive, Burleson, Texas)-Precinct #2

All voted aye; motion carried.

- d. **RFP #2009-210-Foundation Repair for the Doty House**

Comm. McFall, seconded by Comm. Matthews, made a motion to deny **RFP #2009-210** for foundation repair for the Doty house.

All voted aye; motion carried.

e. **RFP #2009-211-Roof Replacement for the Doty House**

Comm. McFall, seconded by Comm. Carpenter, made a motion to deny **RFP #2009-211** for roof replacement for the Doty house.

All voted aye; motion carried.

f. **RFP #2009-202A-Reconsider Leasing County Owned Land for Mineral Development on the Following Property: .0875 of an Acre, more or less being situated in the David Clark Survey, A-138, Johnson County, Texas known as Lot 15, Block 4, Emerald Estates, an Addition in Johnson County according to the Plat Recorded in Volume 4, Page 34, Plat Records, Johnson County, Texas, and being more particularly described in that certain Warranty Deed dated February 27, 1989, from Vanden Plaza Partners in Texas Managing Partner Evan R. Evans to Johnson County Mental Health Mental Retardation Center, recorded in Volume 1406, Page 610 of the Official Public Records of Johnson County, Texas (271 N. Diamond Lane, Burleson, Texas)-Precinct #2**

Comm. Matthews, seconded by Comm. McFall, made a motion to re-advertise for bid on **RFP #2009-202A-Leasing County Owned Land for Mineral Development on the Following Property: .0875 of an acre, more or less being situated in the David Clark Survey, A-138, Johnson County, Texas known as Lot 15, Block 4, Emerald Estates, an addition in Johnson County according to the Plat Recorded in Volume 4, Page 34, Plat Records, Johnson County, Texas, and being more particularly described in that certain Warranty Deed dated February 27, 1989, from Vanden Plaza Partners in Texas Managing Partner Evan R. Evans to Johnson County Mental Health Mental Retardation Center, recorded in Volume 1406, Page 610 of the Official Public Records of Johnson County, Texas (271 N. Diamond Lane, Burleson, Texas) in Precinct #2 with a Royalty of 25% at the well head and \$10,000.00 per acre with a no drill clause on this property.**

All voted aye; motion carried.

VIII. UNFINISHED BUSINESS

1. CONSIDERATION OF ARCHITECTURAL DESIGN, SPECIFICATION, FINANCIAL PROGRAM REQUIREMENTS, AND CONTRACTS FOR ADULT PROBATION BUILDING

No. Action.

2. CONSIDERATION OF ARCHITECTURAL DESIGN, SPECIFICATION, FINANCIAL PROGRAM REQUIREMENTS AND CONTRACTS FOR REMODELING OF THE OLD BAND HALL FOR JUSTICE OF THE PEACE, PRECINCT #1 OFFICES

No. Action.

3. CONSIDERATION OF ARCHITECTURAL DESIGN, SPECIFICATION, FINANCIAL PROGRAM REQUIREMENTS AND CONTRACTS FOR EXPANSION OF NORTH AND SOUTH ENDS OF THE 3<sup>RD</sup> FLOOR AT THE GUINN JUSTICE CENTER

No. Action.

IX. NEW BUSINESS

1. CONSIDERATION TO ADVERTISE FOR BIDS/PROPOSALS

Comm. Matthews, seconded by Comm. Beeson, made a motion to re-advertise for Bids/Proposals to lease County owned land for mineral development being: the Sub-Courthouse in Burleson-247 Elk Drive, Burleson, Texas, in Precinct #2, with a Royalty of 25% at the well head and a minimum of \$10,000.00 per acre and for a 30 foot permanent easement with a 50 foot temporary construction easement located on the South side of the Sub-Courthouse building in Burleson, Texas between the parking lot and creek with a minimum of \$25.00 per foot; Advertise for Bids/Proposals of surplus items-Precinct #2-1978 Lufkin trailer; a 1986 GMC Dump Truck/ Bobtail; a pressure washer and an asphalt tank; re-bid **RFP #2009-210**-Foundation Repair for the Doty House; and **RFP #2009-211**-Roof Replacement for the Doty House.

All voted aye; motion carried.

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

a. Road Materials from EOG Resources and Barnett Gathering, LP-Precinct #2

Comm. Matthews, seconded by Comm. McFall, made a motion to approve Budget Amendment pursuant to the Local Government Code *Section 111.0106* for road materials from EOG Resources in the amount of \$14,280.00 and Barnett Gathering, LP in the amount of \$1,250.00 in Precinct #2.

All voted aye; motion carried.

3. CONSIDERATION OF A CASH DRAWER OF \$50.00 FOR PART-TIME CLERK-COUNTY CLERK

Comm. McFall, seconded by Comm. Beeson, made a motion to approve a cash drawer of \$50.00 for part-time Clerk in the County Clerk's office.

All voted aye; motion carried.

7. CONSIDERATION OF CONTRACTS WITH JUVENILE SERVICES:

- a. Therapeutic Family Life Non-Secure Residential
- b. Granbury Regional-Pre and Post Adjudication

Comm. Matthews, seconded by Comm. McFall, made a motion to approve contracts with Juvenile Services for Therapeutic Family Life Non-Secure Residential and Granbury Regional-Pre and Post Adjudication and give the County Judge the authorization to sign.

All voted aye; motion carried.

4. CONSIDERATION TO ADD ONE (1) CELL PHONE-CONSTABLE PRECINCT #2

Comm. Matthews, seconded by Comm. Beeson, made a motion to approve to add one (1) cell phone for Constable Precinct #2.

All voted aye; motion carried.

5. CONSIDERATION OF LETTER OF ENGAGEMENT FROM LYNN, PHAM AND ROSS, LLP FOR CONSULTATION AND ADVICE RELATED TO COUNTY EMPLOYEE BENEFITS

Comm. Beeson, seconded by Comm. Carpenter, made a motion to approve the Letter of Engagement from Lynn, Pham and Ross, LLP for consultation and advice related to County employee benefits and give the County Judge the authorization to sign.

All voted aye; motion carried.

6. CONSIDERATION OF JOHNSON COUNTY INVESTMENT POLICY

Comm. McFall, seconded by Comm. Beeson, made a motion to approve the Johnson County Investment Policy.

All voted aye; motion carried.

X. CONSENT AGENDA

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

All voted aye; motion carried.

XI. WORKSHOP

The Commissioner's Court convened into Workshop Session at 10:16 A.M. to discuss Policy Relating to Bilingual Supplement.

The Commissioner's Court re-convened into Open Session at 10:34 A.M. to consider the following:

VIII. UNFINISHED BUSINESS

4. CONSIDERATION OF CONTRACT AIA B101-2007 WITH MAGEE ARCHITECTS FOR:

- a. Renovation of “Old Band Hall” for Justice of the Peace, Pct. #1
- b. Finish out of Third (3<sup>rd</sup>) Floor in Guinn Justice Center
- c. New Adult Probation Building
- d. Development of Master Plan for Guinn Building Site

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

All voted aye; motion carried.

5. CONSIDERATION OF AIA A201-2007 GENERAL CONDITIONS OF THE CONTRACT FOR CONSTRUCTION FOR SOME OR ALL OF THE FOLLOWING PROJECTS:

- a. Renovation of “Old Band Hall” for Justice of the Peace, Pct. #1
- b. Finish out of Third (3<sup>rd</sup>) Floor in Guinn Justice Center
- c. New Adult Probation Building
- d. Development of Master Plan for Guinn Building Site

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

All voted aye; motion carried.

**BE IT KNOWN** that Commissioner’s Court met in Executive Session at 10:54 A.M. in accordance with Government Code *Sec. 551.072-Real Estate* and *Section 551.074-Personnel-Elections*: Patty Bourgeois, Joyce Adams and Judy Hamilton.

The Commissioner’s Court re-convened into Open Session at 11:14 A.M. to consider the following:

XII. EXECUTIVE SESSION

- 1. Government Code:
  - a. *Sec. 551.072-Real Estate*  
No. Action.
  - b. *Sec. 551.074-Personnel-Elections*:

(1) Patty Bourgeios

Comm. Beeson, seconded by Comm. Carpenter, made a motion to approve to pay Patty Bourgeios accrued comp hours in excess of 120 hours.

All voted aye; motion carried.

(2) Joyce Adams

Comm. Beeson, seconded by Comm. Carpenter, made a motion to approve to pay Joyce Adams accrued comp hours in excess of 120 hours.

All voted aye; motion carried.

(3) Judy Hamilton

Comm. Beeson, seconded by Comm. Carpenter, made a motion to approve to pay Judy Hamilton accrued comp hours in excess of 120 hours.

All voted aye; motion carried.

There being no further business before the Court concerning this agenda, Commissioner's Court adjourned at 11:15 A.M.

Submitted by: \_\_\_\_\_  
County Clerk  
Curtis H. Douglas

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