

STATE OF TEXAS

September 13, 2010

COUNTY OF JOHNSON

COMMISSIONER'S COURT

BE IT KNOWN that on the 13th day of September, 2010, 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 Gene Gurley, Pastor of the First United Methodist Church in Alvarado 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 9, 2010 at 1:02 P.M., were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

1. ANNOUNCEMENT: SEPTEMBER 27, 2010 THE COMMISSIONER'S COURT WILL VOTE ON BUDGET AND TAX RATE FOR FY 2010-2011 IN THE COMMISSIONER'S COURTROOM, JOHNSON COUNTY COURTHOUSE

Judge Harmon announced that on September 27, 2010 the Commissioner's Court will vote on the Budget and Tax Rate for FY 2010-2011 in the Commissioner's Courtroom, Johnson County Courthouse.

2. ANNOUNCEMENT: INTRODUCE KRISTEN GREER AS THE NEW JOHNSON COUNTY 4-H EXTENSION AGENT, EFFECTIVE SEPTEMBER 15, 2010

Judge Harmon introduced Kristen Greer as the new Johnson County 4-H Extension Agent, effective September 15, 2010.

3. ANNOUNCEMENT: INTRODUCE SARAH CHAPMAN AS THE NEW JOHNSON COUNTY HISTORICAL COMMISSION TREASURER, EFFECTIVE IMMEDIATELY

Judge Harmon introduced Sarah Chapman as the new Johnson County Historical Commission Treasurer, effective immediately.

V. PUBLIC PARTICIPATION

None.

VI. PRECEDING BUSINESS

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

- a. June 28, 2010 – Regular Session
- b. July 7, 2010 – Special Session

Comm. Matthews, seconded by Comm. Stringer, made a motion to approve the Commissioner's Court Minutes for June 28, 2010 and July 7, 2010.

All voted aye; motion carried.

VIII. NEW BUSINESS

16. CONSIDERATION OF PROFESSIONAL SERVICES AGREEMENT BETWEEN JOHNSON COUNTY, TEXAS AND BRENDA CAMPBELL FOR SERVICES TO THE CITIES READINESS INITIATIVE 2010-2011

Comm. Matthews, seconded by Comm. Beeson, made a motion to approve the Professional Services Agreement Between Johnson County, Texas and Brenda Campbell for Services to the Cities Readiness Initiative 2010-2011 and to give the County Judge the authorization to sign.

All voted aye; motion carried.

VI. PRECEDING BUSINESS

2. CONSIDERATION OF REQUEST TO PAY BILLS

Comm. Matthews, seconded by Comm. Bailey, made a motion to pay bills as presented by the County Auditor with the addition of a bill for Brenda Campbell in the amount of \$2,705.00.

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.

VIII. NEW BUSINESS

4. CONSIDERATION OF 100% PARTICIPATION OF DIRECT DEPOSIT FOR JOHNSON COUNTY PAYROLL-AUDITOR

Comm. Bailey, seconded by Comm. Beeson, made a motion to table this item.

All voted aye; motion carried.

5. CONSIDERATION OF TAX ABATEMENT AGREEMENT BETWEEN JOHNS MANVILLE, INC. AND JOHNSON COUNTY, TEXAS PURSUANT TO CHAPTER 312, TAX CODE V.T.C.A. AND COURT ORDER #2010-20 APPROVING SAID TAX ABATEMENT AGREEMENT BETWEEN JOHNS MANVILLE, INC. AND JOHNSON COUNTY, TEXAS

Comm. Beeson, seconded by Comm. Bailey, made a motion to approve the Tax Abatement Agreement between Johns Manville, Inc. and Johnson County, Texas pursuant to Chapter 312, Tax Code V.T.C.A. and Court **Order #2010-20** Approving said Tax Abatement Agreement between Johns Manville, Inc. and Johnson County, Texas and to give the County Judge the authorization to sign.

All voted aye; motion carried.

6. CONSIDERATION OF REPAIRS TO THE CSA FOUNTAIN ON THE COURTHOUSE LAWN

Comm. Bailey, seconded by Comm. Beeson, made a motion to approve the repairs to the CSA Fountain on the Courthouse lawn with Westhill Construction, costs not to exceed \$5,000.00 and to be paid from fund 510-5400.

All voted aye; motion carried.

VII. UNFINISHED BUSINESS

7. ACKNOWLEDGEMENT OF RECEIPT OF THE EMERGENCY SERVICES DISTRICT #1 FINANCIAL STATEMENTS AND AUDITOR'S REPORT FOR THE YEAR ENDED SEPTEMBER 30, 2009

The Commissioner's Court acknowledged the receipt of the Emergency Services District #1 Financial Statements and Auditor's Report for the year ended September 30, 2009.

VIII. NEW BUSINESS

7. CONSIDERATION OF CONTRACTS FOR THE JUVENILE PROBATION DEPARTMENT:

a. Juvenile Justice Alternative Education Program Non-Residential Services Contract with Nathan Brown Effective August 1, 2010 to September 30, 2010

Comm. Matthews, seconded by Comm. Bailey, made a motion to approve the Juvenile Justice Alternative Education Program Non-Residential Services Contract with Nathan Brown effective August 1, 2010 to September 30, 2010 and to give the County Judge the authorization to sign.

All voted aye; motion carried.

b. Juvenile Justice Alternative Education Program Non-Residential Services Contract with Nathan Brown Effective October 1, 2010 to September 30, 2011

Comm. Matthews, seconded by Comm. Bailey, made a motion to approve the Juvenile Justice Alternative Education Program Non-Residential Services Contract with Nathan Brown effective October 1, 2010 to September 30, 2011 and to give the County Judge the authorization to sign.

All voted aye; motion carried.

- c. Contract and Agreement for Secure Long-Term Residential Service of Juvenile Offenders-Space Available with 4M Rockdale Youth Services, Inc. dba Rockdale Regional Juvenile Justice Center

Comm. Stringer, seconded by Comm. Beeson, made a motion to approve the Contract and Agreement for Secure Long-Term Residential Service of Juvenile Offenders-Space Available with 4M Rockdale Youth Services, Inc. dba Rockdale Regional Juvenile Justice Center and to give the County Judge the authorization to sign.

All voted aye; motion carried.

- d. Standard Residential Placement Contract with Pathways 3H Wilderness Program

Comm. Matthews, seconded by Comm. Stringer, made a motion to approve the Standard Residential Placement Contract with Pathways 3H Wilderness Program and to give the County Judge the authorization to sign.

All voted aye; motion carried.

8. CONSIDERATION OF MOTOR VEHICLE LICENSE POINT OF SALE EQUIPMENT LEASE WITH HEB GROCERY COMPANY LP-TAX OFFICE

Comm. Bailey, seconded by Comm. Matthews, made a motion to approve the Motor Vehicle License Point of Sale Equipment Lease with HEB Grocery Company LP and the Johnson County Tax Office and to give the County Judge and the Tax Assessor-Collector the authorization to sign.

All voted aye; motion carried.

9. CONSIDERATION OF AMENDMENT ONE [LEASE OF STATE OF TEXAS REGISTRATION AND TITLE SYSTEM (RTS) INFORMATION RESOURCES AND SUPPORT] TO AGREEMENT FOR THE USE OF STATE OF TEXAS AUTOMATION EQUIPMENT WITH TXDOT FOR POINT OF SALE EQUIPMENT FOR THE BURLESON HEB AND RENEW REGISTRATION AS AN AGENT-TAX OFFICE

Comm. Matthews, seconded by Comm. Beeson, made a motion to approve Amendment One [Lease of State of Texas Registration and Title System (RTS) Information Resources and Support] to Agreement for the use of State of Texas Automation Equipment with TxDOT for point of sale equipment for the Burleson HEB and renew registration as an agent and to give the County Judge and the Tax Assessor-Collector the authorization to sign.

All voted aye; motion carried.

The Commissioner's Court recessed at 10:31 A.M. and reconvened at 10:57 A.M. to consider the following:

VIII. NEW BUSINESS

28. CONSIDERATION OF RESIGNATION OF BARBARA ROBINSON, JOHNSON COUNTY TREASURER

Comm. Beeson, seconded by Comm. Stringer, made a motion to approve the resignation of Barbara Robinson, Johnson County Treasurer effective September 30, 2010.

All voted aye; motion carried.

10. CONSIDERATION OF AMENDED ELECTION DAY POLLING LOCATIONS FOR THE NOVEMBER 2, 2010 GENERAL ELECTION

Comm. Matthews, seconded by Comm. Bailey, made a motion to approve the Amended Election Day Polling Locations for the November 2, 2010 General Election as attached to these minutes.

All voted aye; motion carried.

11. CONSIDERATION OF AUTO-MARK VOTING MACHINE LEASE AGREEMENT FOR THE NOVEMBER 2, 2010 GENERAL ELECTION BETWEEN JOHNSON COUNTY AND:

- a. The City of Keene
- b. The City of Cleburne
- c. Alvarado ISD

Comm. Beeson, seconded by Comm. Bailey, made a motion to approve the Auto-Mark Voting Machine Lease Agreement for the November 2, 2010 General Election between Johnson County and the City of Keene, the City of Cleburne, and Alvarado ISD and to give the County Judge the authorization to sign all three contracts.

All voted aye; motion carried.

VII. UNFINISHED BUSINESS

1. CONSIDERATION OF ARCHITECTURAL DESIGN, SPECIFICATION, FINANCIAL PROGRAM REQUIREMENT AND CONTRACTS FOR THE LAW LIBRARY AT THE GUINN JUSTICE CENTER

Discussion. 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

Discussion. No Action.

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

Discussion. No Action.

6. CONSIDERATION OF ARCHITECTURAL DESIGN, SPECIFICATION, FINANCIAL PROGRAM REQUIREMENT AND CONTRACTS FOR THE EMERGENCY OPERATIONS CENTER GRANT

Discussion. No Action.

4. CONSIDERATION OF RECURRING ITEMS CONCERNING MARKET SQUARE

Discussion. No Action.

Commissioner Bailey exited the meeting at 11:16 A.M.

8. CONSIDERATION OF TRANSFER OF PRECINCT #4'S PART OF THE 2008 TEREX RECLAIMER, SERIAL #560197, GEMS TAG #13846 TO PRECINCT #2

Comm. Beeson, seconded by Comm. Matthews, made a motion to approve the transfer of Precinct #4's part of the 2008 Terex Reclaimer, Serial #560197, Gems tag #13846 to Precinct #2.

All voted aye; motion carried.

Commissioner Bailey returned to the meeting at 11:18 A.M.

9. CONSIDERATION OF PRODUCTION SHARING AGREEMENT, BUCHANAN UNIT, WITH CHESAPEAKE, EXPLORATION, L.L.C.

Comm. Bailey, seconded by Comm. Beeson, made a motion to approve the Production Sharing Agreement, Buchanan Unit, with Chesapeake, Exploration, L.L.C.

All voted aye; motion carried.

#### VIII. NEW BUSINESS

20. CONSIDERATION TO SPEND TECH FUND MONIES FOR PURCHASE OF THREE (3) WIRELESS HEADSETS IN THE AMOUNT OF \$378.40 EACH FOR A TOTAL OF \$1,135.20-JUSTICE OF THE PEACE, PRECINCT #3

Comm. Stringer, seconded by Comm. Matthews, made a motion to approve to spend Tech Fund monies for the purchase of three (3) wireless headsets in the amount of \$378.40 each for a total of \$1,135.20 for Justice of the Peace in Precinct #3.

All voted aye; motion carried.

14. CONSIDERATION OF CONTRACT NUMBER 2011-036200-001 WITH THE DEPARTMENT OF STATE HEALTH SERVICES-COUNTY CLERK'S OFFICE

Comm. Matthews, seconded by Comm. Beeson, made a motion to approve Contract Number 2011-036200-001 with the Department of State Health Services and the County Clerk's Office and to give the County Judge the authorization to sign.

All voted aye; motion carried.

1. CONSIDERATION TO ADVERTISE FOR BIDS/PROPOSALS

Comm. Matthews, seconded by Comm. Stringer, made a motion to advertise for bids/proposals for the Sheriff's Office for TLETTS access for mobile units in the Sheriff's vehicles; Precinct #3 for emergency repairs to CR 525, CR 505 and CR 511 due to recent floods; Precinct #2 to purchase a backhoe off the HGAC contract in the amount of \$55,450.00 and a 2010 F150 pickup truck in the amount of \$19,629.00

All voted aye; motion carried.

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

a. Sheriff Admin/Patrol-Equipment Non-Capital

Comm. Stringer, seconded by Comm. Beeson, made a motion to approve the Budget Amendment pursuant to the Local Government Code *Section 111.0106* for Sheriff Admin/Patrol, Equipment Non-Capital for equipment needs in the amount of \$2,019.00 from auction proceeds.

All voted aye; motion carried.

3. CONSIDERATION OF BUDGET AMENDMENT PURSUANT TO THE LOCAL GOVERNMENT CODE SECTION 111.010-C for:

- a. District Attorney-Equipment Non-Capital
- b. Law Library-Equipment Non-Capital/Building Construction
- c. Constable, Precinct #1-Equipment Non-Capital/Equipment Capital
- d. Constable, Precinct #3-Equipment Non-Capital
- e. Constable, Precinct #4-Equipment Non-Capital/Equipment Capital
- f. Non-Departmental-Real Property Acquisition
- g. Mineral Revenue Reserve-Non-Departmental

Comm. Beeson, seconded by Comm. Bailey, made a motion to approve the Budget Amendment pursuant to the Local Government Code *Section 111.010-C* for District Attorney, Equipment Non-Capital to purchase a replacement copier in the amount of \$3,193.00; Law Library, Equipment Non-Capital/Building Construction to purchase an attachment for copier in the amount of \$4,500.00 and additional building costs in the amount of \$540.00; Constable, Precinct #1, Equipment Non-Capital/Equipment Capital to purchase a new vehicle in the amount of \$20,320.00 and equipment in the amount of \$1,000.00 approved in Commissioner's Court on July 28, 2010; Constable, Precinct #3, Equipment Non-Capital to purchase a vest and equipment in the amount of \$1,745.00 approved in Commissioner's Court on July 28, 2010; Constable, Precinct #4, Equipment Non-Capital/Equipment Capital to purchase a new vehicle in the amount of \$20,156.00 and equipment in the amount of \$1,300.00 approved in Commissioner's Court on July 28, 2010; Non-Departmental, Real Property Acquisition to purchase the Brown Gymnasium property in the amount of \$226,851.00; Mineral Revenue Reserve, Non-Departmental transfer to Fund 074-Justice of the Peace #1 Building in the amount of \$40,598.52 and the reverse of prepaid in the amount of \$4,888.55.

All voted aye; motion carried.

12. CONSIDERATION OF MAINTENANCE CONTRACT FOR A CANON COPIER WITH LASER TECH SOLUTIONS-DISTRICT ATTORNEY'S OFFICE

Comm. Matthews, seconded by Comm. Bailey, made a motion to approve the Maintenance Contract for a Canon copier with Laser Tech Solutions and the District Attorney's Office and to give the County Judge the authorization to sign.

All voted aye; motion carried.

13. CONSIDERATION OF MECHANICAL SERVICE AGREEMENT WITH METROPLEX OFFICE SYSTEMS FOR KARDEX LEKTRIEVERS-DISTRICT CLERK'S OFFICE

Comm. Beeson, seconded by Comm. Bailey, made a motion to approve the Mechanical Service Agreement with Metroplex Office Systems for KARDEX Lektrievers in the District Clerk's Office and to give the County Judge the authorization to sign.

All voted aye; motion carried.

15. CONSIDERATION OF INTERLOCAL AGREEMENT BETWEEN THE NORTH CENTRAL TEXAS COUNCIL OF GOVERNMENTS AND JOHNSON COUNTY FOR CITIES READINESS INITIATIVE (CRI) PROJECT IMPLEMENTATION

Comm. Matthews, seconded by Comm. Stringer, made a motion to approve the Interlocal Agreement Between the North Central Texas Council of Governments and Johnson County for Cities Readiness Initiative (CRI) Project Implementation and to give the County Judge the authorization to sign.

All voted aye; motion carried.

17. CONSIDERATION TO ACCEPT GRANT AWARD WITH THE DEPARTMENT OF JUSTICE FOR THE FY 2010 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) PROGRAM LOCAL SOLICITATION IN THE AMOUNT OF \$20,037.00

Comm. Bailey, seconded by Comm. Stringer, made a motion to accept the grant award with the Department of Justice for the FY 2010 Edward Byrne Memorial Justice Assistance Grant (JAG) Program Local Solicitation in the amount of \$20,037.00 and to give the County Judge the authorization to sign.

All voted aye; motion carried.

18. CONSIDERATION TO APPLY FOR THE LOCAL INITIATIVE PROJECT FUNDS FOR AN EMISSION ENFORCEMENT PROGRAM IN THE AMOUNT OF \$93,021.34

Comm. Matthews, seconded by Comm. Stringer, made a motion to approve to apply for the Local Initiative Project Funds for an Emission Enforcement Program in the amount of \$93,021.34.

All voted aye; motion carried.

19. CONSIDERATION OF PRODUCTION SHARING AGREEMENT WITH CHESAPEAKE ENERGY CORPORATION FOR THE MACKEY UNIT (“GAS UNIT”) LOCATED IN THE JAMES MACKEY SURVEY, A-594



Comm. Bailey, seconded by Comm. Stringer, made a motion to approve the Production Sharing Agreement with Chesapeake Energy Corporation for the Mackey Unit (“Gas Unit”) located in the James Mackey Survey, A-594 and to give the County Judge the authorization to sign.

All voted aye; motion carried.

21. CONSIDERATION OF FY 2010 CHAPTER 59 ASSET FORFEITURE REPORT BY LAW ENFORCEMENT AGENCY-CONSTABLE, PRECINCT #2

Comm. Matthews, seconded by Comm. Bailey, made a motion to approve the FY 2010 Chapter 59 Asset Forfeiture Report by Law Enforcement Agency from Constable, Precinct #2 and to give the County Judge and Constable, Precinct #2 the authorization to sign.

All voted aye; motion carried.

22. CONSIDERATION OF REQUEST FOR PERMISSION TO CONDUCT A 3-D GEOPHYSICAL SURVEY ON COUNTY OWNED LAND, 35.23 ACRES, LOT 1R, BLOCK 3, JW ADDITION, FROM DAWSON GEOPHYSICAL, ON BEHALF OF CHESAPEAKE ENERGY CORPORATION-PRECINCT #1

Comm. Matthews, seconded by Comm. Beeson, made a motion to approve the request for permission to conduct a 3-D geophysical survey on County owned land, 35.23 acres, Lot 1R, Block 3, JW addition, from Dawson Geophysical, on behalf of Chesapeake Energy Corporation in Precinct #1 at \$5.00 per acre and to give the County Judge the authorization to sign.

All voted aye; motion carried.

23. CONSIDERATION OF REQUEST FOR PERMISSION TO CONDUCT A 3-D GEOPHYSICAL SURVEY ON COUNTY OWNED LAND, 2.91 ACRES, LOT 6, 7, 8, BLOCK 5 ORIGINAL CLEBURNE, LOT 9A, 10A, BLOCK 534 ORIGINAL CLEBURNE, LOT 4, HARVEY S. WILSON, LOT 6A, BLOCK 12, ORIGINAL CLEBURNE, LOT 3, 4, 5, BLOCK 5, ORIGINAL CLEBURNE, LOT 1B, 2B, BLOCK 5, ORIGINAL CLEBURNE, ABSTRACT 124 TR68,69, C. CHANEY, LOT 1A, 2A, BLOCK 5, ORIGINAL CLEBURNE, FROM DAWSON GEOPHYSICAL, ON BEHALF OF CHESAPEAKE ENERGY CORPORATION-PRECINCT #1

Comm. Matthews, seconded by Comm. Beeson, made a motion to approve the request for permission to conduct a 3-D geophysical survey on County owned land, 2.91 acres, Lot 6, 7, 8, Block 5 Original Cleburne, Lot 9A, 10A, Block 534, Original Cleburne, Lot 4, Harvey S. Wilson, Lot 6A, Block 12, Original Cleburne, Lot 3, 4, 5, Block 5, Original Cleburne, Lot 1B, 2B, Block 5, Original Cleburne, Abstract 124 TR68, 69, C. Chaney, Lot 1A, 2A, Block 5, Original Cleburne, from Dawson Geophysical, on behalf on Chesapeake Energy Corporation in Precinct #1 and to give the County Judge the authorization to sign.

All voted aye; motion carried.

24. CONSIDERATION OF MEMORANDUM OF UNDERSTANDING BETWEEN THE CLEBURNE ISD AND JOHNSON COUNTY CONCERNING NOTIFICATION OF THE INCARCERATION OF INDIVIDUALS BETWEEN THE AGES OF 17 AND 22-SHERIFF

Comm. Matthews, seconded by Comm. Bailey, made a motion to approve the Memorandum of Understanding Between the Cleburne ISD and Johnson County Concerning Notification of the Incarceration of Individuals Between the Ages of 17 and 22 and to give the County Judge and the Sheriff the authorization to sign.

All voted aye; motion carried.

25. CONSIDERATION OF 2011 SHERIFFS' AND CONSTABLES' FEES AS REQUIRED UNDER LOCAL GOVERNMENT CODE SECTION 118.131

Comm. Matthews, seconded by Comm. Bailey, made a motion to approve the 2011 Sheriffs' and Constables' Fees as required under Local Government Code *Section 118.131* with all fees remaining the same as 2010.

All voted aye; motion carried.

26. CONSIDERATION OF USE OF SUB-COURTHOUSE SECURITY FUNDS FOR THE PURCHASE OF A TASER-X26E WITH EXTENDED XDPM FROM GT DISTRIBUTORS AT A COST OF \$814.95 AND FREIGHT CHARGE OF \$29.95 FOR A TOTAL COST OF \$844.90 TO BE ISSUED TO THE CONSTABLE, PRECINCT #2 OFFICE FOR USE BY COURTROOM SECURITY PERSONNEL-JUSTICE OF THE PEACE, PRECINCT #2

Comm. Matthews, seconded by Comm. Beeson, made a motion to approve the use of Sub-Courthouse Security Funds for the purchase of a Taser-X26E with extended XDPM from GT Distributors at a cost of \$814.95 and freight charge of \$29.95 for a total cost of \$844.90 to be issued to the Constable, Precinct #2 Office for use by Courtroom Security Personnel for Justice of the Peace, Precinct #2 and to be paid from fund 41.

All voted aye; motion carried.

27. CONSIDERATION OF APPOINTMENT OF VIVIAN WRIGHT OF BURLESON, TEXAS TO THE JOHNSON COUNTY HISTORICAL COMMISSION

Comm. Bailey, seconded by Comm. Matthews, made a motion to approve the appointment of Vivian Wright of Burleson, Texas to the Johnson County Historical Commission.

All voted aye; motion carried.

29. CONSIDERATION OF AMENDED BILINGUAL SUPPLEMENT PAY POLICY

Comm. Matthews, seconded by Comm. Beeson, made a motion to approve the amended Bilingual Supplement Pay Policy.

All voted aye; motion carried.

30. CONSIDERATION OF AMENDED HOLIDAY POLICY REGARDING USE OF ACCRUED TIME

Comm. Matthews, seconded by Comm. Stringer, made a motion to approve the amended Holiday Policy regarding use of accrued time.

All voted aye; motion carried.

IX. CONSENT AGENDA

Comm. Beeson, seconded by Comm. Matthews, made a motion to approve all items on the Consent Agenda.

All voted aye; motion carried.

VII. UNFINISHED BUSINESS

5. CONSIDERATION OF RECURRING ITEMS CONCERNING NTTA/TXDOT-STATE HIGHWAY 121-SOUTHWEST PARKWAY/CHISHOLM TRAIL CORRIDOR

Discussion. No Action.

The Commissioner's Court recessed at 12:01 P.M. and reconvened at 1:16 P.M. to consider the following:

X. WORKSHOP

The Commissioner's Court convened into Workshop Session at 1:16 P.M. to discuss the Budget and the Tax Rate.

The Commissioner's Court reconvened into Open Session at 1:33 P.M.

The Commissioner's Court went into Executive Session at 1:33 P.M.

**BE IT KNOWN** that Commissioner's Court met in Executive Session at 1:33 P.M. in accordance with Government Code *Sec. 551.071*-Consultation with Attorney, Pending Litigation and *Sec. 551.074*-Personnel Matters-Consideration of Appointment to Fill the Vacancy in the Office of Johnson County Treasurer.

The Commissioner's Court reconvened into Open Session at 3:25 P.M. to consider the following:

XI. EXECUTIVE SESSION

1. Government Code:

a. *Sec. 551.071*-Consultation with Attorney, Pending Litigation

Comm. Matthews, seconded by Comm. Beeson, made a motion to give the County Judge the authorization to enter into mediation and negotiations for settlement of Cause # 3-08-CD-1207, Mays vs. Johnson County, Texas and that the settlement is subject to the approval of the Commissioner's Court.

All voted aye; motion carried.

- b. *Sec. 551.074- Personnel Matters-Consideration of Appointment to Fill the Vacancy in the Office of Johnson County Treasurer.*

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

All voted aye; motion carried.

X. WORKSHOP

The Commissioner's Court convened into Workshop Session at 3:26 P.M. to discuss the Budget and the Tax Rate.

The Commissioner's Court convened into Open Session at 4:00 P.M.

There being no further business before the Court concerning this agenda, Commissioner's Court adjourned at 4:00 P.M.

Submitted by: \_\_\_\_\_  
County Clerk  
Becky Williams

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