

STATE OF TEXAS

October 25, 2010

COUNTY OF JOHNSON

COMMISSIONER'S COURT

BE IT KNOWN that on the 25th day of October, 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 Dean Elliott, Associate Pastor of the Cleburne Bible 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 October 21, 2010 at 1:09 P.M., were considered:

VI. PUBLIC HEARING

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

1. "IN ACCORDANCE WITH CHAPTER 343 OF THE TEXAS HEALTH & SAFETY CODE, THE PREMISES LOCATED AT 104 ROBIN DR., BURLESON, TEXAS 76028, HAS BEEN IDENTIFIED AS A PUBLIC NUISANCE AND TODD D. HENDERSON HAS BEEN IDENTIFIED AS THE PERSON RESPONSIBLE FOR CAUSING OR MAINTAINING A PUBLIC NUISANCE ON THE PREMISES."

Detective Steve Shaw spoke in reference to Chapter 343 of the Texas Health & Safety Code, the premises located at **104 Robin Dr., Burleson, Texas 76028** having been identified as a public nuisance and **Todd D. Henderson** has been identified as the person responsible for causing or maintaining a public nuisance on the premises. Detective Shaw stated that the property is located in a platted subdivision and needs to be mowed due to overgrown grass and weeds. He stated the process began on May 17, 2010 by identifying the owner of the property, Todd D. Henderson and at that time back taxes were owed in the amount of \$5,592.00. A Notice of Violation letter was sent to Todd D. Henderson without a response from Mr. Henderson. The case was filed with the Justice of the Peace Court, Precinct #2. Mr. Henderson did not show for the court date and at that time Detective Shaw requested the case be dismissed and be re-filed with the Commissioner's Court. A Notice of Nuisance letter was sent to Mr. Henderson by certified mail and confirmation of Mr. Henderson's receipt of that letter was received. Detective Shaw said he went back out to the property on October 19, 2010 and no abatement work had been done and the back taxes now owed is \$8,690.00. The hearing was closed at 9:07 A.M.

VII. PRECEDING BUSINESS

1. CONSIDERATION OF **ORDER #2010-23** AUTHORIZING USE OF COUNTY PERSONNEL AND RESOURCE FOR THE ABATEMENT OF A PUBLIC NUISANCE LOCATED AT **104 ROBIN DR., BURLESON, TEXAS 76028**

Comm. Matthews, seconded by Comm. Stringer, made a motion to approve **Order #2010-23** authorizing the use of County personnel and resources for the abatement of a public nuisance located at **104 Robin Dr., Burleson, Texas 76028** and Todd D. Henderson has been identified as the person responsible for causing or maintaining a public nuisance on the premises.

All voted aye; motion carried.

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

1. PRESENTATION OF LENGTH OF SERVICE AWARDS FOR JOHNSON COUNTY EMPLOYEES

Employees of Johnson County were recognized for their service to the County and employees were given Length of Service pins, as attached to these minutes.

2. PROCLAMATION FOR “JACK CARLTON DAY”

Commissioner’s Court proclaimed October 25, 2010 as “Jack Carlton Day”.

3. PROCLAMATION FOR “HOME CARE & HOSPICE MONTH”

Commissioner’s Court proclaimed the month of November, 2010 as “Home Care & Hospice Month”.

4. PROCLAMATION FOR “RED RIBBON WEEK”

Commissioner’s Court proclaimed the week of October 23-31, 2010 as “Red Ribbon Week” in Johnson County.

5. ANNOUNCEMENT OF A SPECIAL CALLED COMMISSIONER’S COURT MEETING ON MONDAY, NOVEMBER 15, 2010 AT 9:00 A.M. TO CANVASS THE VOTES FROM THE NOVEMBER 2, 2010 GENERAL ELECTION

Judge Harmon announced there would be a Special Called Commissioner’s Court Meeting on Monday, November 15, 2010 at 9:00 A.M. to canvass the votes from the November 2, 2010 General Election.

V. PUBLIC PARTICIPATION

None.

VII. PRECEDING BUSINESS

2. CONSIDERATION OF **ORDER #2010-24** APPROVING THE JOHNSON COUNTY TREASURER’S REPORT TO THE COMMISSIONER’S COURT

Comm. Matthews, seconded by Comm. Bailey, made a motion to approve **Order #2010-24** approving Johnson County Treasurer's Report to the Commissioner's Court.

All voted aye; motion carried.

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

a. August 9, 2010 – Regular Session

Comm. Matthews, seconded by Comm. Beeson, made a motion to approve the Commissioner's Court Minutes for August 9, 2010.

All voted aye; motion carried.

4. CONSIDERATION OF REQUEST TO PAY BILLS

Comm. Matthews, seconded by Comm. Stringer, made a motion to pay bills as presented by the County Auditor.

All voted aye; motion carried.

5. 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.

6. CONSIDERATION OF FINAL PLAT-CUMMINGS ADDITION, LOT 1, BLOCK 1-PRECINCT #4

Comm. Beeson, seconded by Comm. Bailey, made a motion to approve the final plat for **Cummings Addition**, Lot 1, Block 1 in Precinct #4.

All voted aye; motion carried.

7. CONSIDERATION OF RFP'S:

a. **RFP 2010-331-Mobile Data Terminal with COPsync, Incorporated**

Comm. Bailey, seconded by Comm. Stringer, made a motion to approve **RFP 2010-331** for the Mobile Data Terminal with COPsync, Incorporated.

All voted aye; motion carried.

- b. Renewal of **RFP 2010-301**-HVAC Services and Repairs with Enviromatic Systems Services, Inc.

Comm. Matthews, seconded by Comm. Bailey, made a motion to approve the renewal of **RFP 2010-301** for HVAC Services and Repairs with Enviromatic Systems Services, Inc. at the current pricing.

All voted aye; motion carried.

IX. NEW BUSINESS

1. CONSIDERATION TO ADVERTISE FOR BIDS/PROPOSALS

Comm. Stringer, seconded by Comm. Beeson, made a motion to advertise for bids/proposals for Sheriff's Office-a new, 2-wheel drive tractor/loader with a bucket; Precinct #2-obtain cost estimates for an addition to the precinct facility to be used as a sign shop; Precinct #4-a replacement pick-up truck; Precinct #4-a replacement 3500 gallon storage tank for diesel fuel; and Sheriff's Office-a 1999 Ford Crown Victoria was surplus.

All voted aye; motion carried.

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

- a. Road & Bridge, Precinct #2-Road Material

Comm. Matthews, seconded by Comm. Stringer, made a motion to approve the Budget Amendment pursuant to the Local Government Code *Section 111.0106* for Road & Bridge, Precinct #2, for road materials from Titan Operating in the amount of \$1,250.00 and from Cross Tex Energy Services in the amount of \$1,250.00 for a total of \$2,500.00.

All voted aye; motion carried.

3. CONSIDERATION OF BUDGET AMENDMENT PURSUANT TO THE LOCAL GOVERNMENT CODE SECTION 111.010-C for:
 - a. Equipment Purchase Fund, Information Technology-Equipment Capital/Equipment Non-Capital
 - b. Building Repair & Maintenance-Building Repair & Maintenance
 - c. Building Maintenance & Operation Fund-Transfer From Other Funds
 - d. Mineral Revenue Reserve-Transfer to Fund 019

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 Equipment Purchase Fund, Information Technology, Equipment Capital/Equipment Non-Capital to create a budget for possible equipment needs in the amount of \$250,000.00; Building Repair & Maintenance, Building Repair & Maintenance to create a budget for repairs to the Doty House in the amount of \$5,000.00 and the Alvarado Sub-Courthouse in the amount of \$7,100.00, both approved in Commissioner's Court on October 11, 2010; Building Maintenance & Operation Fund, Transfer from Other Funds to transfer from Fund 051 approved in Commissioner's Court on October 11, 2010 in the amount of \$12,100.00; Mineral Revenue Reserve, Transfer to Fund 019 to transfer to Fund 019 as approved in Commissioner's Court on October 11, 2010 in the amount of \$12,100.00.

All voted aye; motion carried.

4. CONSIDERATION OF REQUEST FROM "SAVE OLD CLEBURNE" TO OPEN THE JOHNSON COUNTY COURTHOUSE AND MUSEUM ROOM FOR THE CANDLEWALK TOUR ON DECEMBER 4, 2010 FROM 1:00 TO 6:00 PM

Comm. Bailey, seconded by Comm. Beeson, made a motion to approve the request from "Save Old Cleburne" to open the Johnson County Courthouse and Museum Room for the Candlewalk Tour on December 4, 2010 from 1:00 to 6:00 P.M.

All voted aye; motion carried.

5. CONSIDERATION OF REQUEST FROM “SAVE OLD CLEBURNE” TO OPEN THE DOTY HOUSE FOR THE CANDLEWALK TOUR ON DECEMBER 4, 2010 FROM 1:00 TO 8:00 PM

Comm. Bailey, seconded by Comm. Beeson, made a motion to approve the request from “Save Old Cleburne” to open the Doty House for the Candlewalk Tour on December 4, 2010 from 1:00 to 8:00 P.M.

All voted aye; motion carried.

The Commissioner’s Court recessed at 10:21 A.M. and reconvened at 10:40 A.M. to consider the following:

IX. NEW BUSINESS

ADDENDUM

15. CONSIDERATION OF THE JOHNSON COUNTY MEDICAL EXAMINER DISTRICT AGREEMENT FISCAL YEAR 2011 AND CONSIDERATION OF **ORDER #2010-25** APPROVING THE JOHNSON COUNTY MEDICAL EXAMINER DISTRICT AGREEMENT FISCAL YEAR 2011

Comm. Beeson, seconded by Comm. Stringer, made a motion to approve the Johnson County Medical Examiner District Agreement Fiscal Year 2011 and to approve **Order #2010-25** Approving the Johnson County Medical Examiner District Agreement Fiscal Year 2011.

All voted aye; motion carried.

6. CONSIDERATION OF RESOLUTION AUTHORIZING THE ISSUANCE OF HOSPITAL REVENUE BONDS ISSUED FOR THE BENEFIT OF TEXAS HEALTH RESOURCES

Comm. Bailey, seconded by Comm. Stringer, made a motion to approve the Resolution Authorizing the Issuance of Hospital Revenue Bonds Issued for the Benefit of Texas Health Resources and to give the County Judge the authorization to sign.

All voted aye; motion carried.

7. CONSIDERATION OF PROFESSIONAL SERVICES FOR REDISTRICTING:

- a. Flat Rate/Fixed Fee Contract for Professional Services with Allison Bass & Associates, L.L.P.

No Action.

- b. Guinn & Morrison Attorneys

Comm. Beeson, seconded by Comm. Matthews, made a motion to approve the Professional Services for Redistricting with Guinn & Morrison, Attorneys.

All voted aye; motion carried.

8. CONSIDERATION OF EQUIPMENT MAINTENANCE AGREEMENT WITH ALTERNATIVE MAILING & SHIPPING SYSTEMS, INC. FOR THE AUTOMATIC DIGITAL MAIL SYSTEM, POWER STACKER, LASER REPORT PRINTER, AND PLATFORM SCALE-MAILROOM

Comm. Matthews, seconded by Comm. Beeson, made a motion to approve the Equipment Maintenance Agreement with Alternative Mailing & Shipping Systems, Inc. for the automatic digital mail system, power stacker, laser report printer, and platform scale for the Mailroom in the amount of \$4,161.00 and to give the County Judge the authorization to sign.

All voted aye; motion carried.

9. CONSIDERATION OF RESOLUTION AMENDING AUTHORIZED REPRESENTATIVES FOR TEXSTAR

Comm. Matthews, seconded by Comm. Bailey, made a motion to approve the Resolution Amending Authorized Representatives for TexSTAR and to give the County Judge the authorization to sign.

All voted aye; motion carried.

10. CONSIDERATION OF THE 2011 JOHNSON COUNTY RESOLUTION FOR THE INDIGENT DEFENSE GRANT PROGRAM

Comm. Matthews, seconded by Comm. Bailey, made a motion to approve the 2011 Johnson County Resolution for the Indigent Defense Grant Program and to give the County Judge the authorization to sign.

All voted aye; motion carried.

11. CONSIDERATION TO ACCEPT THE STATE CRIMINAL ALIEN ASSISTANCE (SCAAP) AWARD IN THE AMOUNT OF \$41,902.00

Comm. Stringer, seconded by Comm. Beeson, made a motion to accept the State Criminal Alien Assistance (SCAAP) Award in the amount of \$41,902.00.

All voted aye; motion carried.

12. CONSIDERATION OF INTER-LOCAL AGREEMENT FOR SCHOOL RESOURCE OFFICER (SRO) FOR THE 2010-2011 SCHOOL YEAR BETWEEN JOHNSON COUNTY AND GODLEY ISD

Comm. Matthews, seconded by Comm. Stringer, made a motion to approve the Inter-Local Agreement for School Resource Officer (SRO) for the 2010-2011 School Year between Johnson County and Godley ISD and to give the County Judge and the Sheriff the authorization to sign.

All voted aye; motion carried.

13. CONSIDERATION OF FY 2010 CHAPTER 59 ASSET FORFEITURE REPORT BY LAW ENFORCEMENT AGENCY-COUNTY ATTORNEY

Comm. Stringer, seconded by Comm. Beeson, made a motion to approve the FY 2010 Chapter 59 Asset Forfeiture Report by Law Enforcement Agency from the County Attorney's Office and to give the County Judge the authorization to sign.

All voted aye; motion carried.

X. CONSENT AGENDA

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

All voted aye; motion carried.

XI. WORKSHOP

The Commissioner's Court convened into Workshop Session at 11:06 A.M. to discuss Subdivision Rules & Regulations.

The Commissioner's Court reconvened into Open Session at 11:28 A.M.

The Commissioner's Court went into Executive Session at 11:28 A.M.

BE IT KNOWN that Commissioner's Court met in Executive Session at 11:28 A.M. in accordance with Government Code *Sec. 551.074*-Personnel Matters-Emily Welch, IT Department.

The Commissioner's Court recessed at 12:02 P.M. and reconvened at 1:05 P.M.

The Commissioner's Court reconvened into Open Session at 1:05 P.M. to consider the following:

VIII. 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 ADULT PROBATION BUILDING

Discussion. No Action.

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

Discussion. No Action.

3. CONSIDERATION OF RECURRING ITEMS CONCERNING MARKET SQUARE

No Action.

XI. WORKSHOP



The Commissioner's Court convened into Workshop Session at 1:11 P.M. to discuss Public Safety Radio Compliance Review.

The Commissioner's Court reconvened into Open Session at 2:13 P.M. to consider the following:

XII. EXECUTIVE SESSION

1. Government Code:

a. *Sec. 551.074-Personnel Matters-Emily Welch, IT Department.*

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

All voted aye; motion carried.

IX. NEW BUSINESS

14. CONSIDERATION OF PUBLIC SAFETY RADIO COMPLIANCE

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

All voted aye; motion carried.

There being no further business before the Court concerning this agenda, Commissioner's
Court adjourned at 2:14 P.M.

Submitted by: _____
County Clerk
Becky Williams

Approved by: _____
County Judge
Roger Harmon