

STATE OF TEXAS

January 10, 2011

COUNTY OF JOHNSON

COMMISSIONER'S COURT

BE IT KNOWN that on the 10th day of January, 2011, 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 9:05 A.M., with all members present, and following the Invocation led by Dr. Joe Cathey, Associate Pastor of First Baptist Church of Godley and the Pledge of Allegiance, the following items, having been lawfully posted and filed for record in the Office of the County Clerk on January 6, 2011 at 1:20 P.M., were considered:

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. PRESENTATION OF PROCLAMATION FOR LOWELL "STRETCH" SMITH DAY IN JOHNSON COUNTY

The Commissioner's Court proclaimed January 11, 2011, as Lowell "Stretch" Smith Day" in Johnson County.

3. PRESENTATION OF SHERIFF'S CITATION IN RECOGNITION OF INDALECIO SALAS FOR BRAVERY AND QUICK RESPONSE

Indalecio Salas wasn't present, but Sheriff Alford said he would personally deliver the Citation in Recognition for Bravery and Quick Response to Mr. Salas.

IX. NEW BUSINESS

10. CONSIDERATION OF APPOINTMENT OF CAPTAIN MICHAEL GILBERT TO THE JOHNSON COUNTY EMERGENCY SERVICES DISTRICT #1-PRECINCT #2

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

All voted aye; motion carried.

V. PUBLIC PARTICIPATION

Randall Goodwin spoke in reference to the importance of the appointment to the Johnson County Emergency Services District #1.

Ralph Vaquero spoke in reference to the importance of getting input from personnel in all Fire Districts in Johnson County when choosing the appointee for the Emergency Services District.

VI. PUBLIC HEARINGS

The Commissioner's Court opened a Public Hearing at 9:58 A.M. to discuss:

1. **RFB #2011-409 LEASE OF COUNTY OWNED LAND FOR MINERAL DEVELOPMENT FOR PROPERTY DESCRIBED AS FOLLOWS: 908 BROWNCREST ROAD, BURLESON TEXAS. 0.380 ACRES, MORE OR LESS SITUATED IN THE M. HUNT SURVEY, ABSTRACT NO. 383, JOHNSON COUNTY, TEXAS KNOWN AS LOT 11 BLOCK 9, TURKEY PEAK ADDITION, PHASE 1, AN ADDITION TO THE CITY OF BURLESON, TEXAS, JOHNSON COUNTY, TEXAS AS DESCRIBED IN THAT CERTAIN SPECIAL WARRANTY DEED DATED SEPTEMBER 1, 2006 FROM JOHNSON COUNTY MENTAL HEALTH MENTAL RETARDATION CENTER, ALSO KNOWN AS JOHNSON COUNTY M.H.M.R. TO JOHNSON COUNTY, TEXAS, AS RECORDED IN VOLUME 3944, PAGE 275 DEED RECORDS, JOHNSON COUNTY, TEXAS-PRECINCT #2**

There being no one present to speak, the hearing was closed at 9:59 A.M.

VII. PRECEDING BUSINESS

1. CONSIDERATION TO AWARD **RFB #2011-409** LEASE OF COUNTY OWNED LAND FOR MINERAL DEVELOPMENT FOR PROPERTY DESCRIBED AS FOLLOWS: 908 BROWNCREST ROAD, BURLESON TEXAS. 0.380 ACRES, MORE OR LESS SITUATED IN THE M. HUNT SURVEY, ABSTRACT NO. 383, JOHNSON COUNTY, TEXAS KNOWN AS LOT 11 BLOCK 9, TURKEY PEAK ADDITION, PHASE 1, AN ADDITION TO THE CITY OF BURLESON, TEXAS, JOHNSON COUNTY, TEXAS AS DESCRIBED IN THAT CERTAIN SPECIAL WARRANTY DEED DATED SEPTEMBER 1, 2006 FROM JOHNSON COUNTY MENTAL HEALTH MENTAL RETARDATION CENTER, ALSO KNOWN AS JOHNSON COUNTY M.H.M.R. TO JOHNSON COUNTY, TEXAS, AS RECORDED IN VOLUME 3944, PAGE 275 DEED RECORDS, JOHNSON COUNTY, TEXAS-PRECINCT #2

Comm. Matthews, seconded by Comm. Bailey, made a motion to award **RFB #2011-409** Lease of County owned land for mineral development for property described as follows: 908 Browncrest Road, Burleson, Texas, 0.380 acres more or less, situated in the M. Hunt Survey, Abstract 383, Johnson County, Texas known as Lot 11, Block 9, Turkey Peak Addition, Phase 1, an addition to the City of Burleson, Texas, Johnson County, Texas as described in that certain Special Warranty Deed dated September 1, 2006 from Johnson County Mental Health Mental Retardation Center, also known as M.H.M.R. to Johnson County, Texas, as recorded in volume 3944, page 275 Deed Records, Johnson County, Texas in Precinct #2 to Chesapeake Exploration, LLC in the amount of \$3,000.00 per acre, 25% royalty at the wellhead, and no surface usage for a period of 3 years and to give the County Judge the authorization to sign.

All voted aye; motion carried.

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

- a. October 11, 2010 – Regular Session
- b. October 25, 2010 – Regular Session
- c. November 8, 2010 – Regular Session
- d. November 15, 2010 – Special Session
- e. November 22, 2010 – Regular Session
- f. December 21, 2010 – Emergency Session

Comm. Matthews, seconded by Comm. Stringer, made a motion to approve the Commissioner's Court Minutes for October 11, 2010, October 25, 2010, November 8, 2010, November 15, 2010, November 22, 2010 and December 21, 2010.

All voted aye; motion carried.

3. CONSIDERATION OF REQUEST TO PAY BILLS

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

All voted aye; motion carried.

4. 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.

5. CONSIDERATION OF RFP'S:

a. RFP 2011-412-Health and Dental Insurance for Johnson County Employees

Comm. Matthews, seconded by Comm. Beeson, made a motion to approve **RFP 2011-412** for Health and Dental Insurance for Johnson County Employees to include fully funded and self-funded programs.

All voted aye; motion carried.

VIII. UNFINISHED BUSINESS

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

Comm. Matthews, seconded by Comm. Beeson, made a motion to give Alan Magee with Magee Architects the authorization to proceed with value engineering and gross maximum pricing (GMP) for the Architectural Design, Specification, Financial Program Requirement and Contracts for the Emergency Operations Center.

All voted aye; motion carried.

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

Comm. Matthews, seconded by Comm. Bailey, made a motion to approve the schematic drawings and to move forward with the Architectural Design, Specification, Financial Program Requirements, and Contracts for Adult Probation Building.

All voted aye; motion carried.

IX. NEW BUSINESS

13. CONSIDERATION OF REPLAT OF BLOCK 18, A.K.A. BLOCK 534 ACCORDING TO THE OFFICIAL MAP OF THE CITY OF CLEBURNE, JOHNSON COUNTY, TEXAS (PROPERTY ADJACENT TO THE GUINN JUSTICE CENTER) AND TOPOGRAPHIC SURVEY

Comm. Bailey, seconded by Comm. Stringer, made a motion to approve the replat of Block 18, a.k.a. Block 534 according to the Official Map of the City of Cleburne, Johnson County, Texas (property adjacent to the Guinn Justice Center) and Topographic Survey.

All voted aye; motion carried.

5. CONSIDERATION OF NON-RESIDENTIAL SERVICES CONTRACT WITH DEBI BLEVINS, LPC-JUVENILE SERVICES

Comm. Matthews, seconded by Comm. Bailey, made a motion to approve the Non-Residential Services Contract with Debi Blevins, LPC for Juvenile Services and to give the County Judge the authorization to sign.

All voted aye; motion carried.

VIII. UNFINISHED BUSINESS

2. CONSIDERATION OF RECURRING ITEMS CONCERNING MARKET SQUARE

Discussion. No Action.

4. CONSIDERATION OF **ORDER #2010-30** – PROHIBITION OF OUTDOOR BURNING

County Judge Roger Harmon, seconded by Comm. Beeson, made a motion to remove **Order #2010-30**, Prohibition of Outdoor Burning.

All voted aye; motion carried.

5. CONSIDERATION OF TASK FORCE ON INDIGENT DEFENSE STATEMENT OF GRANT AWARD FY2011 FORMULA GRANT IN THE AMOUNT OF \$73,044.00

Comm. Matthews, seconded by Comm. Beeson, made a motion to approve the Task Force on Indigent Defense Statement of Grant Award FY2011 Formula Grant in the amount of \$73,044.00 and to give the County Judge the authorization to sign.

All voted aye; motion carried.

6. CONSIDERATION OF PAYROLL CARD – EMPLOYER TERMS AND CONDITIONS AGREEMENT WITH FIRST FINANCIAL BANK-TREASURER

Comm. Bailey, seconded by Comm. Beeson, made a motion to approve the Payroll Card – Employer Terms and Conditions Agreement with First Financial Bank for the Treasurer’s Office and to give the County Judge the authorization to sign.

All voted aye; motion carried.

7. CONSIDERATION OF JOHNSON COUNTY DIRECT DEPOSIT POLICY-PERSONNEL

Comm. Stringer, seconded by Comm. Beeson, made a motion to approve the Johnson County Direct Deposit Policy for the Personnel Department.

All voted aye; motion carried.

8. CONSIDERATION OF SECOND AMENDMENT TO INMATE TELEPHONE SERVICE AGREEMENT BETWEEN JOHNSON COUNTY AND GLOBAL TEL*LINK CORPORATION

Comm. Matthews, seconded by Comm. Stringer, made a motion to approve the Second Amendment to Inmate Telephone Service Agreement between Johnson County and Global Tel*Link Corporation and to give the County Judge the authorization to sign.

All voted aye; motion carried.

The Commissioner's Court recessed at 11:58 A.M. and reconvened at 1:20 P.M. to consider the following:

IX. NEW BUSINESS

1. CONSIDERATION TO ADVERTISE FOR BIDS/PROPOSALS

Comm. Matthews, seconded by Comm. Bailey, made a motion to advertise for bids/proposals for a CMAR for the Adult Probation Building and for Health Insurance for Johnson County employees.

All voted aye; motion carried.

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

a. Insurance Claims, Sheriff-Vehicle & Equipment Maintenance

Comm. Matthews, seconded by Comm. Beeson, made a motion to approve the Budget Amendment pursuant to the Local Government Code *Section 111.0106* for Insurance Claims in the Sheriff's Office for Vehicle & Equipment Maintenance from Oak Brook Co. Mutual Insurance in the amount of \$479.00 for the balance of repairs to a CVE Tahoe.

All voted aye; motion carried.

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

a. Building Repair Brown Gym-Exterminating Service, Building Repair & Maintenance, Utilities

b. General Debt Service-General OBLIG REF 2001, Other Related Costs

Comm. Stringer, seconded by Comm. Beeson, made a motion to approve the Budget Amendment pursuant to the Local Government Code *Section 111.010-C* for Building Repair Brown Gym, Exterminating Service, Building Repair & Maintenance, Utilities to create a budget for the total amount of \$12,000.00; General Debt Service, General OBLIG REF 2001, Other Related Costs for budget shortage for the total amount of \$3,407.25.

All voted aye; motion carried.

4. CONSIDERATION OF 9-1-1 ADDRESS COORDINATOR CONTRACT

Comm. Bailey, seconded by Comm. Beeson, made a motion to approve the 9-1-1 Address Coordinator Contract and to give the County Judge the authorization to sign.

All voted aye; motion carried.

6. CONSIDERATION OF AGREEMENT TO CONTRIBUTE FUNDS – LOCAL GOVERNMENT, WITH TXDOT FOR THE ACQUISITION OF LAND FOR THE BRIDGE PROJECT ON FM 2738 AT MOUNTAIN CREEK-PRECINCT #3

Comm. Stringer, seconded by Comm. Matthews, made a motion to approve the Agreement to Contribute Funds – Local Government, with TxDOT for the acquisition of land for the bridge project on FM 2738 at Mountain Creek in Precinct #3 and to give the County Judge the authorization to sign.

All voted aye; motion carried.

7. CONSIDERATION OF RENEWAL OF JOHNSON COUNTY – AETNA POLICY #809349 FOR COUNTY BASIC TERM LIFE, ACCIDENTAL DEATH & DISMEMBERMENT, SUPPLEMENTAL & DEPENDENT TERM LIFE, BASIC DEPENDENT SUPPLEMENTAL LIFE INSURANCE-PERSONNEL

Comm. Matthews, seconded by Comm. Beeson, made a motion to approve the Renewal of Johnson County – Aetna Policy #809349 for County Basic Term Life, Accidental Death & Dismemberment, Supplemental & Dependent Term Life, Basic Dependent Supplemental Life Insurance for the Personnel Department at the current rates.

All voted aye; motion carried.

8. CONSIDERATION OF RELEASE FOR PROPERTY DAMAGE ONLY FROM WALLACE NORTON, EANS HOLDINGS, LLC, EMPIRE FIRE AND MARINE INSURANCE COMPANY RENTAL INSURANCE SERVICES, INC., FOR DAMAGES TO A 2007 CROWN VICTORIA IN THE AMOUNT OF \$9,087.50-SHERIFF'S OFFICE

Comm. Bailey, seconded by Comm. Stringer, made a motion to approve the release for property damage only from Wallace Norton, Eans Holdings, LLC, Empire Fire and Marine Insurance Company Rental Insurance Services, Inc., for damages to a 2007 Crown Victoria in the amount of \$9,087.50 for the Sheriff's Office and to give the County Judge the authorization to sign.

All voted aye; motion carried.

9. CONSIDERATION TO DECLARE ITEMS AS SURPLUS UNDER LOCAL GOVERNMENT CODE SECTION 263.151 (2) AND PLACE ON RENE BATES AUCTION FOR SALE:
 - a. 2001 Ford Crown Victoria-Sheriff's Office
 - b. 2005 Ford Expedition-Sheriff's Office

Comm. Stringer, seconded by Comm. Beeson, made a motion to approve to declare items as surplus under Local Government Code *Section 263.151 (2)* and place on Rene Bates Auction for sale; a 2001 Ford Crown Victoria and a 2005 Ford Expedition, both from the Sheriff's Office.

All voted aye; motion carried.

11. CONSIDERATION OF APPOINTMENTS TO THE JOHNSON COUNTY HISTORICAL COMMISSION FOR 2011-2012

Comm. Beeson, seconded by Comm. Matthews, made a motion to approve the appointments to the Johnson County Historical Commission for 2011-2012 as per the attached list.

All voted aye; motion carried.

12. CONSIDERATION OF BONDS FOR NEWLY ELECTED OFFICIALS OF JOHNSON COUNTY:

- a. Judge Jerry Webber, County Court at Law #2
- b. Judge Robert Mayfield, County Court at Law #1
- c. Judge Roger Harmon, County Judge
- d. David Lloyd, District Clerk
- e. John W. Matthews, Commissioner, Precinct #2
- f. Don Beeson, Commissioner, Precinct #4
- g. Judge Ronald R. McBroom, Justice of the Peace Precinct #1
- h. Judge Jeff Monk, Justice of the Peace Precinct #2
- i. Judge Pat Jacobs, Justice of the Peace Precinct #3
- j. Judge Johnny Bekkelund, Justice of the Peace Precinct #4
- k. Dana Ames, Reserve Deputy Constable Precinct #4

Comm. Bailey, seconded by Comm. Stringer, made a motion to approve the bonds for the newly Elected Officials of Johnson County.

All voted aye; motion carried.

X. CONSENT AGENDA

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

All voted aye; motion carried.

There being no further business before the Court concerning this agenda, Commissioner's
Court adjourned at 1:35 P.M.

Submitted by: _____
County Clerk
Becky Williams

Approved by: _____
County Judge
Roger Harmon