

STATE OF TEXAS

February 27, 2012

COUNTY OF JOHNSON

COMMISSIONER'S COURT

BE IT KNOWN that on the 27<sup>th</sup> day of February, 2012, 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 9:04 A.M., with all members present, and following the Invocation led by Dr. Robert H. Herzig, Senior Pastor, First United Methodist Church of Cleburne, and the Pledge of Allegiance, the following items, having been lawfully posted and filed for record in the Office of the County Clerk on February 23, 2012 at 8:04 A.M., were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

2. CERTIFICATES OF APPRECIATION TO MAC MCCLANAHAN AND JOHN AND MARY STRANGE FOR EASEMENT DONATIONS-PRECINCT #1

Commissioner Rick Bailey, Precinct #1, presented Certificates of Appreciation to Mac McClanahan and John and Mary Strange for easement donations in Precinct #1.

1. PRESENTATION OF PLAQUE TO JOHNSON COUNTY FROM THE UNITED WAY

Dianne Packwood, Director of the United Way, and Kimber Zorn, County Governmental Division Chair, presented a plaque to Johnson County from the United Way.

V. PUBLIC PARTICIPATION

None.

VI. PRECEDING BUSINESS

1. CONSIDERATION OF REQUEST TO PAY BILLS

Comm. Stringer, seconded by Comm. Beeson, made a motion to [pay bills](#) as presented by the County Auditor.

All voted aye; motion carried.

2. 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.

3. CONSIDERATION OF **ORDER #2012-02** – "ORDER APPROVING THE JOHNSON COUNTY TREASURER'S REPORT"

Comm. Thompson, seconded by Comm. Stringer, made a motion to approve [Order #2012-02](#), Order Approving the Johnson County [Treasurer's Report](#).

All voted aye; motion carried.

4. CONSIDERATION OF **RFP #2011-417** – RENEWAL OF REAL ESTATE APPRAISER SERVICES FOR JOHNSON COUNTY

Comm. Bailey, seconded by Comm. Thompson, made a motion to approve [RFP #2011-417, Renewal of Real Estate Appraiser Services](#) for Johnson County at the 2011 prices.

All voted aye; motion carried.

5. CONSIDERATION OF **RFP #2012-111** – MARKET SQUARE LIGHTING

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

All voted aye; motion carried.

6. CONSIDERATION OF **RFQ #2012-108** – LAND SURVEYING SERVICES SURVEY CONTRACT

Comm. Bailey, seconded by Comm. Thompson, made a motion to approve [RFQ #2012-108, Land Surveying Services Survey Contract](#) with Gorrondona and Associates at the current hourly rates minus 10%.

All voted aye; motion carried.

VII. UNFINISHED BUSINESS

2. CONSIDERATION OF RECURRING ITEMS CONCERNING MARKET SQUARE

Discussion. No Action.

VIII. NEW BUSINESS

1. CONSIDERATION TO ADVERTISE FOR BIDS/PROPOSALS

Comm. Bailey, seconded by Comm. Thompson, made a motion to approve to advertise for bids/proposals for a bridge project on CR 1106 in Precinct #1 and for asphalt and road materials for all precincts.

All voted aye; motion carried.

2. CONSIDERATION OF FY 2012 BUDGET AMENDMENT PURSUANT TO THE [LOCAL GOVERNMENT CODE SECTION 111.010-C](#) for:

- a. Building Repair & Maintenance-Transfer from Fund 4800
- b. Building Maintenance & Operation, Bank Annex-Building Repair & Maintenance
- c. Building Maintenance & Operation, Courthouse-Building Repair & Maintenance
- d. General Fund, Non-Departmental-Transfer to Building Repair & Maintenance
- e. Sheriff-Cell Phone Allowance
- f. Historical Commission-Building Repair & Maintenance
- g. 413<sup>th</sup> District Court-Capital Murder Trial
- h. Right of Way-Right of Way Purchases

Comm. Bailey, seconded by Comm. Thompson, made a motion to approve the Budget Amendment pursuant to the Local Government Code *Section 111.010-C* for Building Repair & Maintenance, transfer from Fund 4800 to fund Bank Annex project and additional repairs to the Courthouse in the amount of \$75,000.00; Building Maintenance & Operation, Bank Annex, Building Repair & Maintenance for the Bank Annex sealant project approved in Commissioner's Court on February 13, 2012 in the amount of \$45,000.00; Building Maintenance & Operation, Courthouse, Building Repair & Maintenance for additional budget for repairs to County Courthouse in the amount of \$30,000.00; General Fund, Non-Departmental, transfer to Building Repair & Maintenance to fund Bank Annex project approved in Commissioner's Court on February 13, 2012 in the amount of \$75,000.00; Sheriff, Cell Phone Allowance to transfer cell phone allowance from POS # D03-037 to D03-015 (566 Department) and from POS #D010 to D03-001 (560 Department) both approved in Commissioner's Court on February 13, 2012; Historical Commission, Building Repair & Maintenance to create a budget for Doty House air conditioning installation in the amount of \$6,000.00; 413<sup>th</sup> District Court, Capital Murder Trial for additional expenses for the Soliz trial in the amount of \$500,000.00; and Right of Way, Right of Way Purchases for purchases for the S. H. 121 project in the amount of \$50,000.00.

All voted aye; motion carried.

3. CONSIDERATION OF CONTRACT WITH WEST PUBLISHING CORPORATION FOR CLEAR SERVICES-COUNTY ATTORNEY'S OFFICE

Comm. Bailey, seconded by Comm. Beeson, made a motion to approve the contract with [West Publishing Corporation for CLEAR Services](#) for the County Attorney's Office and to give the County Judge the authorization to sign.

All voted aye; motion carried.

4. CONSIDERATION OF RENEWAL OF CONTRACT WITH WEST PUBLISHING CORPORATION FOR WESTLAW SERVICES-COUNTY ATTORNEY'S OFFICE

Comm. Beeson, seconded by Comm. Thompson, made a motion to approve the renewal of contract with [West Publishing Corporation for Westlaw Services](#) for the County Attorney's Office and to give the County Judge the authorization to sign.

All voted aye; motion carried.

5. CONSIDERATION TO DECLARE ITEMS AS SURPLUS UNDER LOCAL GOVERNMENT CODE SECTION 263.151(2) AND PLACE ON RENE BATES AUCTION FOR SALE

Comm. Bailey, seconded by Comm. Stringer, 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, [per the attached list](#).

All voted aye; motion carried.

6. CONSIDERATION OF RENEWAL OF CRIME, AUTO PHYSICAL DAMAGE, AUTO LIABILITY AND GENERAL LIABILITY COVERAGE WITH THE TEXAS ASSOCIATION OF COUNTIES RISK MANAGEMENT POOL

Comm. Thompson, seconded by Comm. Beeson, made a motion to approve the [renewal of Crime, Auto Physical Damage, Auto Liability and General Liability](#) Coverage with the Texas Association of Counties Risk Management Pool and to give the County Judge the authorization to sign.

Comm. Rick Bailey	Aye
Comm. Troy Thompson	Aye
Comm. Jerry Stringer	Aye
Comm. Don Beeson	Aye
County Judge Roger Harmon	Abstained

Motion carried.

7. CONSIDERATION OF RESOLUTION FOR THE 2013 INDIGENT DEFENSE DISCRETIONARY GRANT PROGRAM

Pass.

8. CONSIDERATION OF ANNUAL RACIAL PROFILING REPORT-SHERIFF'S OFFICE

Comm. Beeson, seconded by Comm. Thompson, made a motion to approve the [Annual Racial Profiling Report to the Commissioner's Court for the Sheriff's Office](#) and to give the Sheriff the authorization to sign the report electronically.

All voted aye; motion carried.

9. CONSIDERATION OF APPOINTMENT OF LYNN H. BATES, JR., BURLESON, TEXAS TO THE JOHNSON COUNTY ECONOMIC DEVELOPMENT BOARD-PRECINCT #2

Comm. Thompson, seconded by Comm. Beeson, made a motion to approve the [appointment of Lynn H. Bates, Jr., Burleson, Texas](#) to the Johnson County Economic Development Board for Precinct #2.

All voted aye; motion carried.

10. CONSIDERATION OF TEMPORARY INSPECTOR POSITION-PUBLIC WORKS DEPARTMENT

Comm. Beeson, seconded by Comm. Stringer, made a motion to approve \$15,000.00 to set up an account to hire a part time inspector for the Public Works Department and to authorize Erik Dumas, Public Works Director and Randy Gillespie, Personnel Director, to establish the hourly rate for that position.

All voted aye; motion carried.

IX. CONSENT AGENDA

Comm. Stringer, seconded by Comm. Beeson, made a motion to approve all items on the [Consent Agenda](#).

All voted aye; motion carried.

**BE IT KNOWN** that Commissioner's Court met in Executive Session at 9:47 A.M. in accordance with Government Code *Sec. 551.074*-Personnel, Public Works Department: Sonia Prince-Position #P01-034; and Open Position-#P01-018.

The Commissioner's Court reconvened into Open Session at 9:58 A.M. to consider the following:

XI. EXECUTIVE SESSION

1. Government Code:

a. *Sec. 551.074*-Personnel-Public Works Department:

1. Sonia Prince-Position #P01-034

Comm. Thompson, seconded by Comm. Stringer, made a motion to eliminate position #P01-034 and combine it with position #P01-018 into one full time position for Sonia Prince, with \$8,689.55 additional funds needed to create new position for janitorial services in the Public Works Department, to be effective March 19, 2012.

All voted aye; motion carried.

2. Open Position-#P01-018

Comm. Thompson, seconded by Comm. Stringer, made a motion to eliminate position #P01-018 and combine it with position #P01-034 into one full time position for Sonia Prince, with \$8,689.55 additional funds needed to create new position for janitorial services in the Public Works Department, to be effective March 19, 2012.

All voted aye; motion carried.

X. WORKSHOP

The Commissioner's Court convened into Workshop Session at 10:01 A.M. to discuss Repairs to the Courthouse Tower Windows.

The Commissioner's Court reconvened into Open Session at 10:17 A.M.

VII. UNFINISHED BUSINESS

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

- a. AIA Document A107-2007 – Agreement Between Johnson Concrete Incorporated and Johnson County, Texas for Paving and Antenna Foundation at the Emergency Operations Center

Comm. Thompson, seconded by Comm. Bailey, made a motion to approve [AIA Document A107-2007](#), Agreement between Johnson Concrete Incorporated and Johnson County, Texas for Paving and Antenna Foundation at the Emergency Operations Center and to give the County Judge the authorization to sign.

All voted aye; motion carried.

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

[Discussion. No Action.](#)

The Commissioner's Court recessed at 11:03 A.M. and reconvened at 11:19 A.M. to consider the following:



X. WORKSHOP

The Commissioner's Court convened into Workshop Session at 11:19 A.M. to discuss Maintenance of County Roads that are Precinct Line Boundaries, County Staff and Equipment for Use in Hazardous Household Waste Events, Use of Brown Gym to Train Emergency Response Team Personnel and Review of Procedures for Purchases of Equipment through the IT Department.

The Commissioner's Court recessed at 12:05 P.M. and reconvened at 1:18 P.M. to consider the following:

The Commissioner's Court reconvened into Open Session at 1:18 P.M.

VIII. NEW BUSINESS

16. CONSIDERATION OF ADDITIONAL FUNDING/INTER-GOVERNMENTAL TRANSFER RELATED TO PARTICIPATION IN THE MEDICAID WAIVER PROGRAM IN THE AMOUNT OF \$155,888.07

Comm. Bailey, seconded by Comm. Thompson, made a motion to approve the Additional Funding/Inter-Governmental Transfer Related to Participation in the Medicaid Waiver Program in the amount of \$155,888.07 for the second quarter payment of 2012.

All voted aye; motion carried.

X. WORKSHOP

The Commissioner's Court convened into Workshop Session at 1:30 P.M. to discuss [Credit Card Transactions, Collections and iTicket for the Justice of the Peace Offices.](#)

The Commissioner's Court recessed at 2:48 P.M. and reconvened at 3:05 P.M. to discuss Video Taping of Johnson County Commissioner's Court Meetings and Providing Public Access to the Video through the Johnson County Website, Radio Tower Lease/New Radio System, Intercom System at the Jail and Software for Financials, Purchasing, Inventory, Budgeting and Personnel.

Folder from Swagit (videotaping) is with original minutes.

The Commissioner's Court reconvened into Open Session at 4:49 P.M.

#### VIII. NEW BUSINESS

##### 1. CONSIDERATION TO ADVERTISE FOR BIDS/PROPOSALS

Comm. Bailey, seconded by Comm. Thompson, made an amended motion to approve to advertise for bids/proposals for a bridge project on CR 1106 in Precinct #1, for asphalt and road materials for all precincts and to go out for proposals for new intercom system for Jail.

All voted aye; motion carried.

##### 11. CONSIDERATION OF CREDIT CARD TRANSACTIONS, COLLECTIONS AND iTICKET FOR THE JUSTICE OF THE PEACE OFFICES-IT DEPARTMENT

Comm. Stringer, seconded by Comm. Beeson, made a motion to table this item until the next Court agenda.

All voted aye; motion carried.

##### 12. CONSIDERATION OF REPAIRS TO THE COURTHOUSE TOWER WINDOWS

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

All voted aye; motion carried.

13. CONSIDERATION OF MAINTENANCE OF COUNTY ROADS THAT ARE  
PRECINCT LINE BOUNDARIES

Comm. Bailey, seconded by Comm. Stringer, made a motion to table this item to allow Erik Dumas, Public Works Director, time to finalize the map and bring it back for Court approval.

All voted aye; motion carried.

14. CONSIDERATION OF COUNTY STAFF AND EQUIPMENT FOR USE IN  
HAZARDOUS HOUSEHOLD WASTE EVENTS

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

All voted aye; motion carried.

15. CONSIDERATION OF USE OF THE BROWN GYM TO TRAIN  
EMERGENCY RESPONSE TEAM PERSONNEL-PUBLIC WORKS  
DEPARTMENT

Comm. Stringer, seconded by Comm. Beeson, made a motion to approve the use of the Brown Gym to train Emergency Response Team personnel.

All voted aye; motion carried.

17. CONSIDERATION OF INNOPRISE SOFTWARE FOR FINANCIALS,  
PURCHASING, INVENTORY, BUDGETING AND PERSONNEL-IT  
DEPARTMENT

Comm. Beeson, seconded by Comm. Thompson, made a motion to approve Innoprise Software for Financials, Purchasing, Inventory, Budgeting and Personnel Departments.

Comm. Rick Bailey	Aye
Comm. Troy Thompson	Aye
County Judge Roger Harmon	Aye
Comm. Don Beeson	Aye
Comm. Jerry Stringer	Nay

Motion carried.

18. CONSIDERATION OF LICENSE AGREEMENT BETWEEN TELECOM TOWERS, LLC AND JOHNSON COUNTY FOR RADIO TOWER

Comm. Bailey, seconded by Comm. Stringer, made a motion to deny the License Agreement between Telecom Towers, LLC and Johnson County for radio tower.

All voted aye; motion carried.

There being no further business before the Court concerning this agenda, Commissioner's Court adjourned at 4:59 P.M.

Submitted by: \_\_\_\_\_

[County Clerk](#)

Becky Williams

Approved by: \_\_\_\_\_

County Judge

Roger Harmon