

Corrected Minutes Approved in Commissioner's Court, March 12,
2012, to correct Executive Session on page 3.

STATE OF TEXAS

[December 27, 2011](#)

COUNTY OF JOHNSON

COMMISSIONER'S COURT

BE IT KNOWN that on the 27th day of December, 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 9:00 A.M., with all members present, and following the Invocation led by Pastor Russ Weaver, Shepherd's Valley Cowboy 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 December 22, 2011 at 8:05 A.M., were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

1. PRESENTATION REGARDING THE CITY/COUNTY TRANSPORTATION PROGRAM BY JULIE FLOYD, CITY OF CLEBURNE TRANSPORTATION MANAGER

Julie Floyd, Cleburne Transportation Manager, made a presentation regarding the City/County Transportation Program to the Commissioner's Court.

V. PUBLIC PARTICIPATION

None.

VI. PRECEDING BUSINESS

1. CONSIDERATION OF MINUTES OF THE COMMISSIONER'S COURT:
 - a. November 21, 2011-Special Session

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Comm. Stringer, seconded by Comm. Beeson, made a motion to approve the Commissioner's Court Minutes for November 21, 2011.

All voted aye; motion carried.

2. [CONSIDERATION OF REQUEST TO PAY BILLS](#)

Comm. Bailey, seconded by Comm. Thompson, 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 ORDER #2011-47 – "ORDER APPROVING THE JOHNSON COUNTY TREASURER'S REPORT"

Comm. Thompson, seconded by Comm. Bailey, made a motion to approve [Order #2011-47](#), "Order Approving the Johnson County [Treasurer's Report](#)".

All voted aye; motion carried.

5. CONSIDERATION OF RFB #2010-312-ROAD SIGNS, MARKERS AND HARDWARE FOR JOHNSON COUNTY

Comm. Bailey, seconded by Comm. Thompson, made a motion to approve the [renewal of RFB #2010-312](#), Road Signs, Markers and Hardware for Johnson County with Custom Products at the 2010 pricing.

All voted aye; motion carried.

7. CONSIDERATION OF EMERGENCY REPAIR OF THE GUINN JUSTICE CENTER COURTROOM SOUND SYSTEM AND NEW SOUND SYSTEM FOR THE FIRST FLOOR COURTROOM WITH OVERDRIVE PRODUCTIONS INC.

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Comm. Beeson, seconded by Comm. Bailey, made a motion to approve the emergency repair of the Guinn Justice Center Courtroom sound system and new sound system for the first floor courtroom with [Overdrive Productions, Inc.](#) with a cost estimate of \$43,679.80.

All voted aye; motion carried.

VIII. NEW BUSINESS

10. CONSIDERATION OF STATE OF TEXAS CONTRACT FOR VEHICLE RENTAL FROM ENTERPRISE RENT-A-CAR

Comm. Bailey, seconded by Comm. Thompson, made a motion to approve the State of Texas [Contract for Vehicle Rental from Enterprise Rent-A-Car](#) and to give the County Judge the authorization to sign.

All voted aye; motion carried.

BE IT KNOWN that Commissioner's Court met in Executive Session at 9:50 A.M. in accordance with Government Code *Sec. 551.071*-Consultation with Attorney-Pending Litigation- Regarding Class Action Complaint Civil Action No. 3:11-cv-02733-O Dallas County, Texas vs. Merscorp, Inc.; Mortgage Electronic Registration Systems, Inc.; Stewart Title Guaranty Company; Stewart Title Company; Bank of America, National Association; and Aspire Financial, Inc. D/B/A Texaslending.com and *Sec. 551.076*-Deliberation Regarding Security Devices, Johnson County Sheriff's Office.

The Commissioner's Court reconvened into Open Session at 10:18 A.M. to consider the following:

VII. UNFINISHED BUSINESS

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

Discussion. No Action

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

a. Sealed Bid for Concrete Paving for the Emergency Operations Center

Comm. Beeson, seconded by Comm. Stringer, made a motion to reject the sealed bid for Concrete Paving for the Emergency Operations Center.

All voted aye; motion carried.

b. Revised Paving & Site Plan Costs

No Action.

c. AIA Document A107-2007 – Agreement Between Johnson County and Cates, Courtney & Roebuck, L.P. for Paving and Antenna Foundation, and Addendum A for the Emergency Operations Center

No Action.

d. Addendum No. 1 to the Drawings for New Concrete Paving for the Emergency Operations Center

No Action.

4. CONSIDERATION OF PARTICIPATION IN AND INVOICE FOR CITY/COUNTY TRANSPORTATION PROGRAM THROUGH THE CITY OF CLEBURNE

Comm. Bailey, seconded by Comm. Beeson, made a motion to approve the County entering into an Interlocal Agreement with the City of Cleburne for the

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City/County Transportation Program and said agreement being presented by the City to the Commissioner's Court at the next regularly scheduled meeting.

All voted aye; motion carried.

The Commissioner's Court recessed at 11:02 A.M. and reconvened at 11:21 A.M. to consider the following:

VIII. NEW BUSINESS

1. CONSIDERATION TO ADVERTISE FOR BIDS/PROPOSALS

Comm. Stringer, seconded by Comm. Thompson, made a motion to approve to re-advertise for bids for the paving project at the Emergency Operations Center.

All voted aye; motion carried.

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

- a. Non Departmental-Equipment Non Capital
- b. District Court Records Tech Fund-Fees & Services
- c. Motorola Simulcast Radio System-Fees & Services

Comm. Beeson, seconded by Comm. Thompson, made a motion to approve the FY 2012 Budget Amendment pursuant to the Local Government Code *Section 111.010-C* for Non Departmental, Equipment Non Capital for replacement of the sound system at the Guinn Building in the amount of \$25,000.00; District Court Records Tech Fund, Fees & Services to purchase I-Plow software which was approved in Commissioner's Court on December 12, 2011 in the amount of \$5,650.00; Motorola Simulcast Radio System, Fees & Services to create a budget for tower licensing fee in the amount of \$4,050.00.

All voted aye; motion carried.

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3. CONSIDERATION OF EXHIBIT R-08 SERVICE MAINTENANCE RENEWAL AUTOMATED VICTIM NOTIFICATIONS SERVICES FOR JOHNSON COUNTY AND SERVICE AGREEMENT RENEWAL FOR THE VINE PROGRAM (VICTIM INFORMATION & NOTIFICATION EVERYDAY PROGRAM)

Comm. Bailey, seconded by Comm. Beeson, made a motion to approve Exhibit [R-08 Service Maintenance Renewal Automated Victim Notifications Services](#) for Johnson County and Service Agreement Renewal for the VINE Program (Victim Information & Notification Everyday Program) and to give the County Judge the authorization to sign.

All voted aye; motion carried.

4. CONSIDERATION OF 9-1-1 ADDRESS COORDINATOR CONTRACT WITH THE CENTRAL APPRAISAL DISTRICT OF JOHNSON COUNTY

Comm. Beeson, seconded by Comm. Bailey, made a motion to approve the [9-1-1 Address Coordinator Contract](#) with the Central Appraisal District of Johnson County and to give the County Judge the authorization to sign.

All voted aye; motion carried.

5. CONSIDERATION OF PURCHASE OF A MULTI ADDRESS MAIL BOX FOR THE BURLESON SUB-COURTHOUSE

Comm. Thompson, seconded by Comm. Bailey, made a motion to approve the purchase of a [multi address mail box for the Burluson Sub-Courthouse](#) in the amount of \$1,654.10, paid from account 510-5320 and to give the County Judge the authorization to sign.

All voted aye; motion carried.

6. CONSIDERATION OF ENGAGEMENT LETTER WITH MCCALL, PARKHURST & HORTON, L.L.P. FOR ISSUANCE OF JOHNSON COUNTY, TEXAS CERTIFICATES OF OBLIGATION, SERIES 2012

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Comm. Bailey, seconded by Comm. Beeson, made a motion to approve the [Engagement Letter with McCall, Parkhurst & Horton, L.L.P.](#) for Issuance of Johnson County, Texas Certificates of Obligation, Series 2012 and to give the County Judge the authorization to sign.

All voted aye; motion carried.

7. CONSIDERATION OF AGREEMENTS WITH NET DATA CORPORATION:

a. [Maintenance Agreement for Software Systems](#)

Comm. Bailey, seconded by Comm. Thompson, made a motion to approve the Maintenance Agreement for Software Systems and to give the County Judge the authorization to sign.

All voted aye; motion carried.

b. [Maintenance Agreement for RVI Imaging and Related Services](#)

Comm. Thompson, seconded by Comm. Stringer, made a motion to approve the Maintenance Agreement for RVI Imaging and Related Services and to give the County Judge the authorization to sign.

All voted aye; motion carried.

c. [Hardware Support Level 2 Maintenance Agreement](#)

Comm. Stringer, seconded by Comm. Beeson, made a motion to approve the Hardware Support Level 2 Maintenance Agreement and to give the County Judge the authorization to sign.

All voted aye; motion carried.

8. CONSIDERATION OF INTERGOVERNMENTAL COOPERATIVE REIMBURSEMENT CONTRACT WITH FEDERAL, STATE AND LOCAL GOVERNMENTS AND AGENCIES WITH THE TEXAS COMMISSION ON

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ENVIRONMENTAL QUALITY FOR THE LOW INCOME VEHICLE REPAIR ASSISTANCE, RETROFIT AND ACCELERATED VEHICLE RETIREMENT PROGRAM (LIRAP)

Comm. Thompson, seconded by Comm. Beeson, made a motion to approve the Intergovernmental Cooperative Reimbursement Contract with Federal, State and Local Governments and Agencies with the Texas Commission on Environmental Quality for the [Low Income Vehicle Repair Assistance, Retrofit and Accelerated Vehicle Retirement Program](#) (LIRAP) and to give the County Judge the authorization to sign.

All voted aye; motion carried.

9. CONSIDERATION OF THE MASTER MAINTENANCE AGREEMENT & SALE AGREEMENT WITH IKON OFFICE SOLUTIONS, INC. FOR ONE (1) RICOH MP3350SP COPIER-COUNTY CLERK'S OFFICE

Comm. Bailey, seconded by Comm. Stringer, made a motion to approve the [Master Maintenance Agreement & Sale Agreement with IKON](#) Office Solutions, Inc. for one (1) Ricoh MP3350SP copier for the County Clerk's Office in the amount of \$312.00 for one (1) year, paid from account 403-5800 and to give the County Judge the authorization to sign.

All voted aye; motion carried.

11. CONSIDERATION OF FY 2011 CHAPTER 59 ASSET FORFEITURE REPORT BY LAW ENFORCEMENT AGENCY-SHERIFF'S OFFICE

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Comm. Bailey, seconded by Comm. Beeson, made a motion to approve the [FY 2011 Chapter 59 Asset Forfeiture Report](#) by Law Enforcement Agency for the Sheriff's Office and to give the County Judge and the Sheriff the authorization to sign.

All voted aye; motion carried.

12. CONSIDERATION OF PLANS OF PROPOSED STATE HIGHWAY IMPROVEMENT WITH THE STATE OF TEXAS DEPARTMENT OF TRANSPORTATION REGARDING PROPOSED RAILROAD SIGNAL INSTALLATION AT CR 305, NORTH OF GRANDVIEW, JOHNSON COUNTY, TEXAS-PRECINCT #4

Comm. Beeson, seconded by Comm. Stringer, made a motion to approve the [Plans for Proposed State Highway Improvement](#) with the State of Texas Department of Transportation regarding proposed railroad signal installation at CR 305, north of Grandview, Johnson County, Texas in Precinct #4 and to give the County Judge the authorization to sign all the mylar title sheets.

All voted aye; motion carried.

13. CONSIDERATION OF APPOINTMENTS TO THE JOHNSON COUNTY ECONOMIC DEVELOPMENT COMMISSION BOARD FOR A TWO YEAR TERM:
 - a. Diane Williams-County Judge

Comm. Bailey, seconded by Comm. Beeson, made a motion to approve the appointment of Diane Williams for the County Judge to the Johnson County Economic Development Commission Board for a two year term.

All voted aye; motion carried.

- b. Ray Dane-Precinct #1

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Comm. Bailey, seconded by Comm. Thompson, made a motion to approve the appointment of Ray Dane for Precinct #1 to the Johnson County Economic Development Commission Board for a two year term.

All voted aye; motion carried.

c. Robert Wolfe-Precinct #3

Comm. Stringer, seconded by Comm. Bailey, made a motion to approve the appointment of Robert Wolfe for Precinct #3 to the Johnson County Economic Development Commission Board for a two year term.

All voted aye; motion carried.

14. CONSIDERATION OF APPOINTMENTS TO THE EMERGENCY SERVICES DISTRICT #1 BOARD FOR A TWO YEAR TERM:

a. Rick Cumins-Precinct #1

Comm. Bailey, seconded by Comm. Beeson, made a motion to approve the appointment of Rick Cumins for Precinct #1 to the Emergency Services District #1 Board for a two year term.

All voted aye; motion carried.

IX. CONSENT AGENDA

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

All voted aye; motion carried.

VII. UNFINISHED BUSINESS

2. CONSIDERATION OF RECURRING ITEMS CONCERNING MARKET SQUARE

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Discussion. No Action.

X. WORKSHOP

The Commissioner's Court convened into Workshop Session at 11:43 P.M. to discuss Land Surveying Services for Johnson County and Ranking of Vendors.

The Commissioner's Court reconvened into Open Session at 12:01 P.M.

VI. PRECEDING BUSINESS

6. CONSIDERATION OF RFQ #2012-108-LAND SURVEYING SERVICES FOR JOHNSON COUNTY AND RANKING OF VENDORS

Comm. Stringer, seconded by Comm. Thompson, made a motion to approve **RFQ #2012-108**, Land Surveying Services for Johnson County and Ranking of Vendors with Teague, Nall & Perkins ranked first, Gorrondona & Associates ranked second and Baird, Hampton & Brown ranked third.

All voted aye; motion carried.

XI. EXECUTIVE SESSION

1. Government Code:

a. *Sec. 551.071*-Consultation with Attorney- Pending Litigation- Regarding Class Action Complaint Civil Action No. 3:11-cv-02733-O Dallas County, Texas vs. Merscorp, Inc.; Mortgage Electronic Registration Systems, Inc.; Stewart Title Guaranty Company; Stewart Title Company; Bank of America, National Association; and Aspire Financial, Inc. D/B/A Texaslending.com.

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

All voted aye; motion carried.

b. *Sec. 551.076*-Deliberation Regarding Security Devices-Johnson County Sheriff's Office.

Comm. Beeson, seconded by Comm. Bailey, made a motion to approve to sign a lease with Supreme Corp. for security vehicles for the Sheriff's Office.

All voted aye; motion carried.

The Commissioner's Court recessed at 12:04 P.M. and reconvened at 1:33 P.M. to consider the following:

X. WORKSHOP

The Commissioner's Court convened into Workshop Session at 1:33 P.M. to discuss City of Cleburne TIF #3 (Tax Increment Financing) District.

The Commissioner's Court reconvened into Open Session at 2:37 P.M.

VII. UNFINISHED BUSINESS

5. CONSIDERATION OF PARTICIPATION IN THE CITY OF CLEBURNE TIF #3 (TAX INCREMENT FINANCE) DISTRICT

Comm. Thompson, seconded by Comm. Stringer, made a motion to approve to participate in the City of Cleburne TIF #3 (Tax Increment Finance) District at 25% participation level for thirty (30) years with a cap of \$5,000,000.00. If this level of participation is accepted by the City of Cleburne, the following terms will pertain to TIF #3: oil/gas infrastructure will be exempt, rezoning of the TIF must be presented to the Commissioner's

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Court, residential construction will be exempt, changes to the boundary lines of the TIF need

Commissioner's Court approval and city buildings will be exempt.

Comm. Thompson voted aye.
Judge Roger Harmon voted aye.
Comm. Stringer voted aye.
Comm. Bailey voted nay.
Comm. Beeson voted nay.
Motion carried.

There being no further business before the Court concerning this agenda, Commissioner's
Court adjourned at 2:46 P.M.

Submitted by: _____
[County Clerk](#)
Becky Williams

Approved by: _____
County Judge
Roger Harmon