

STATE OF TEXAS

July 22, 2013

COUNTY OF JOHNSON

COMMISSIONER'S COURT

BE IT KNOWN that on the 22nd day of July, 2013, 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 Reverend Joe Hardy, and the Pledge of Allegiance, the following items, having been lawfully posted and filed for record in the Office of the County Clerk on July 18, 2013 at 1:05 P.M., were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

1. PRESENTATION OF RETIREMENT PLAQUE TO DELORES HUTTO – COUNTY CLERK'S OFFICE

Commissioner's Court presented a retirement plaque to Delores Hutto, County Clerk's Office for her 22 years of service to the County.

V. PUBLIC PARTICIPATION

None.

VI. PRECEDING BUSINESS

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

a. June 24, 2013 – Regular Session

Comm. Howell, seconded by Comm. Stringer, made a motion to approve the Commissioner's Court Minutes for June 24, 2013.

All voted aye; motion carried.

2. CONSIDERATION OF REQUEST TO PAY BILLS

Comm. Bailey, seconded by Comm. Howell, 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 #2013-17 – "APPROVING THE JOHNSON COUNTY TREASURER'S REPORT TO THE COMMISSIONER'S COURT"

Comm. Beeson, seconded by Comm. Howell, made a motion to approve [Order #2013-17](#), "Approving the Johnson County [Treasurer's Report](#) to the Commissioner's Court".

All voted aye; motion carried.

5. CONSIDERATION OF RFB #2012-102 – RENEWAL OF CONTRACT FOR CULVERTS WITH CONTECH CONSTRUCTION PRODUCTS

Comm. Stringer, seconded by Comm. Bailey, made a motion to approve [RFB #2012-102, Renewal](#) of Contract for Culverts with Contech Construction Products at the same pricing.

All voted aye; motion carried.

6. CONSIDERATION OF RFB #2012-103 – RENEWAL OF CONTRACT FOR CULVERT LINING WITH K & L SUPPLY

Comm. Beeson, seconded by Comm. Stringer, made a motion to approve [RFB #2012-103, Renewal](#) of Contract for Culvert Lining with K & L Supply at the same pricing.

All voted aye; motion carried.

7. CONSIDERATION OF RFP #2013-302 – RENEWAL OF CONTRACT FOR ROAD SIGNS AND MARKERS WITH CUSTOM PRODUCTS

Comm. Howell, seconded by Comm. Bailey, made a motion to approve [RFP #2013-302, Renewal](#) of Contract for Road Signs and Markers with Custom Products at the same pricing.

All voted aye; motion carried.

VII. UNFINISHED BUSINESS

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

Pass.

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

Pass.

3. CONSIDERATION OF ARCHITECTURAL DESIGN, SPECIFICATION, FINANCIAL PROGRAM REQUIREMENTS, AND CONTRACTS FOR THE ALVARADO SUB-COURTHOUSE BUILDING

a. Consideration of Texas Department of Licensing and Regulation Compliance Division-Architectural Barriers-Owner Agent Designation

Comm. Stringer, seconded by Comm. Bailey, made a motion to approve to appoint Alan Magee, of Magee Architects the Texas Department of Licensing and Regulation Compliance Division, Architectural Barriers, [Owner Agent Designation](#) and to give the County Judge the authorization to sign.

All voted aye; motion carried.

VIII. NEW BUSINESS

1. CONSIDERATION TO ADVERTISE FOR BIDS/PROPOSALS

Comm. Stringer, seconded by Comm. Beeson, made a motion to approve to advertise for bids/proposals for a trailer for Precinct #2 and emergency work done on the septic tanks for Precinct #3 for under \$7,000.00.

All voted aye; motion carried.

2. CONSIDERATION OF BUDGET AMENDMENT PURSUANT TO THE LOCAL GOVERNMENT CODE [SECTION 111.0106](#) for:

- a. Road and Bridge, Precinct #3 – Road Repair Participation, Road Material - \$11,710.00
- b. Road and Bridge, Precinct #4 – Reimbursement for Costs, Vehicle and Equipment Maintenance - \$6,761.00
- c. Sheriff – Insurance Claims, Capital Equipment - \$5,225.00

Comm. Stringer, seconded by Comm. Beeson, made a motion to approve Budget Amendment pursuant to the Local Government Code *Section 111.0106* for Road and Bridge, Precinct #3, Road Repair Participation, Road Material in the amount of \$11,710.00 received from Devon Energy for needed road repair; Road and Bridge, Precinct #4, Reimbursement for Costs, Vehicle and Equipment Maintenance in the amount of \$6,761.00 received from TAC for vehicle repair; and Sheriff, Insurance Claims, Capital Equipment in the amount of \$5,225.00 received from TAC to replace a damaged vehicle.

All voted aye; motion carried.

3. CONSIDERATION OF FY 2013 BUDGET AMENDMENT PURSUANT TO THE LOCAL GOVERNMENT CODE SECTION 111.010 for:
- a. General-Non Departmental-Transfer to 57000-\$60,000.00
 - b. Jail Lift Station-Revenue-Transfer from Other Funds 48000-\$60,000.00
 - c. Lift Station Fund-Jail-Property Improvement-\$50,000.00, Lift Station Fund-Jail-Capitalized Fees and Services-\$10,000.00
 - d. General-Non Departmental-Transfer from 57000-\$7,655.12
 - e. EECBD-SECO Grant-Revenue-Transfer from Other Funds-\$7,655.12

Comm. Beeson, seconded by Comm. Howell, made a motion to approve **FY 2013** Budget Amendment pursuant to the Local Government Code *Section 111.010* for General, Non Departmental, Transfer to 57000 in the amount of \$60,000.00 to create a new fund, Jail Lift Station Fund 7050 which was approved in Commissioner's Court on July 12, 2013; Jail Lift Station, Revenue, Transfer from Other Funds 48000 in the amount of \$60,000.00 transferred from General Fund which was approved in Commissioner's Court on July 12, 2013; Lift Station Fund, Jail Property Improvement, in the amount of \$50,000.00 and Lift Station Fund, Jail, Capitalized Fees and Services in the amount of \$10,000.00 for a total amount of \$60,000.00 to create a budget for Lift Station; General, Non Departmental, Transfer from 57000 in the amount of \$7,655.12 to transfer to SECO Fund to close out fund; and EECBD-SECO Grant, Revenue, Transfers from Other Funds in the amount of \$7,655.12 transferred from General Fund to close out fund.

All voted aye; motion carried.

4. CONSIDERATION OF CRAFTON COMMUNICATIONS, INC., TELECOMMUNICATIONS REAL ESTATE REQUESTING INFORMATION REGARDING ZONING, BUILDING PERMITS AND PLATTING IN JOHNSON COUNTY – 1732 COUNTY ROAD 314, CLEBURNE, TEXAS 76031

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

All voted aye; motion carried.

5. CONSIDERATION OF STATE OF TEXAS DEPARTMENT OF TRANSPORTATION PLANS OF PROPOSED STATE HIGHWAY IMPROVEMENT – PROJECT NO. STP 2012(398)FRS, CSJ NO. 0902-50-110, FORT WORTH AND WESTERN RAILROAD, INSTALL GRADE CROSSING ACTIVE WARNING DEVICES ON CR 917 IN CRESSON, JOHNSON COUNTY – DOT NO. 021 585K

Comm. Howell, seconded by Comm. Stringer, made a motion to approve the State of Texas [Department of Transportation Plans of Proposed](#) State Highway Improvement, Project No. STP 2012(398)FRS, CSJ No. 0902-50-110, Fort Worth and Western Railroad, Install Grade Crossing Active Warning Devices on CR 917 in Cresson, Johnson County, DOT No. 021 585K and to give the County Judge the authorization to sign.

All voted aye; motion carried.

6. CONSIDERATION OF A RESOLUTION OF JOHNSON COUNTY, APPROVING THE SALE OF CERTAIN REAL PROPERTY ACQUIRED AT A DELINQUENT TAX FORECLOSURE SALE
 - a. Cause No. T200900317 Alvarado ISD vs. Antonio Moreno

Comm. Stringer, seconded by Comm. Beeson, made a motion to approve of a [Resolution of Johnson County, Approving the Sale of Certain Real Property](#) Acquired at a Delinquent Tax Foreclosure Sale, Cause No. T200900317 *Alvarado ISD vs. Antonio Moreno*.

All voted aye; motion carried.

7. CONSIDERATION OF GRANTING THE COUNTY JUDGE AUTHORITY TO SIGN RESALE DEED CONVEYING PROPERTY TO DAVID PEREZ IN THE EVENT THE RESOLUTION OF JOHNSON COUNTY, APPROVING THE SALE OF CERTAIN REAL PROPERTY ACQUIRED AT A DELINQUENT TAX FORECLOSURE SALE IS APPROVED

Comm. Stringer, seconded by Comm. Howell, made a motion to approve of granting the County Judge authority to sign resale deed conveying property to David Perez in the event the Resolution of Johnson County, Approving the Sale of Certain Real Property Acquired at a Delinquent Tax Foreclosure Sale is approved.

All voted aye; motion carried.

8. CONSIDERATION OF INTERLOCAL COOPERATION AGREEMENT BETWEEN THE COUNTY OF JOHNSON, A POLITICAL SUBDIVISION OF THE STATE OF TEXAS, COUNTY OF BOWIE, A POLITICAL SUBDIVISION OF THE STATE OF TEXAS AND SOUTHWESTERN CORRECTIONAL, LLC DOING BUSINESS AS LASALLE CORRECTIONS FOR HOLDING JOHNSON COUNTY INMATES

Comm. Beeson, seconded by Comm. Stringer, made a motion to approve the Interlocal Cooperation Agreement between the County of Johnson, a political subdivision of the State of Texas, County of Bowie, a political subdivision of the State of Texas and Southwestern Correctional, LLC doing business as LaSalle Corrections for holding Johnson County inmates and to give the County Judge and the Sheriff the authorization to sign.

All voted aye; motion carried.

9. CONSIDERATION OF INTERLOCAL COOPERATION AGREEMENT BETWEEN THE COUNTY OF JOHNSON, A POLITICAL SUBDIVISION OF THE STATE OF TEXAS, COUNTY OF MCLENNAN, A POLITICAL SUBDIVISION OF THE STATE OF TEXAS AND SOUTHWESTERN CORRECTIONAL, LLC DOING BUSINESS AS LASALLE CORRECTIONS FOR HOLDING JOHNSON COUNTY INMATES

Comm. Stringer, seconded by Comm. Howell, made a motion to approve the [Interlocal Cooperation Agreement](#) between the County of Johnson, a political subdivision of the State of Texas, County of McLennan, a political subdivision of the State of Texas and Southwestern Correctional, LLC doing business as LaSalle Corrections for holding Johnson County inmates and to give the County Judge and the Sheriff the authorization to sign.

All voted aye; motion carried.

10. CONSIDERATION OF THE TEXAS DEPARTMENT OF MOTOR VEHICLES COLLECTION OF OPTIONAL FEES PURSUANT TO CHAPTER 502 OF THE TRANSPORTATION CODE

Comm. Beeson, seconded by Comm. Howell, made a motion to approve the [Texas Department of Motor Vehicles Collection of Optional Fees](#) pursuant to Chapter 502 of the Transportation Code and to give the County Judge the authorization to sign.

All voted aye; motion carried.

11. CONSIDERATION OF CHANGES TO THE SHERIFF'S AND CONSTABLES' FEES FOR 2014, AS AUTHORIZED BY TEXAS LOCAL GOVERNMENT CODE SECTION 118.131

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

All voted aye; motion carried.

12. ACKNOWLEDGEMENT OF AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT P00031 WITH ICE TO PROVIDE FUNDING IN THE TOTAL AMOUNT OF \$550,139.00 TO FUND BED DAYS AND TRANSPORTATION

The Commissioner's Court acknowledged the Amendment of Solicitation/Modification of [Contract P00031 with ICE](#) to provide funding in the total amount of \$550,139.00 to fund bed days and transportation.

13. CONSIDERATION OF CONTRACT AMENDMENT NUMBER 5 TO THE INTERGOVERNMENTAL COOPERATIVE REIMBURSEMENT AGREEMENT BETWEEN THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY (TCEQ) AND JOHNSON COUNTY- CONTRACT 582-5-89954 FOR THE LOCAL INITIATIVE PROJECT (LIP) GRANT

Comm. Howell, seconded by Comm. Beeson, made a motion to approve the [Contract Amendment Number 5](#) to the Intergovernmental Cooperative Reimbursement Agreement between the Texas Commission on Environmental Quality (TCEQ) and Johnson County, Contract 582-5-89954 for the Local Initiative Project (LIP) Grant and to give the County Judge the authorization to sign.

All voted aye; motion carried.

14. CONSIDERATION OF CONTRACT AMENDMENT NUMBER 1 TO THE INTERGOVERNMENTAL COOPERATIVE REIMBURSEMENT AGREEMENT BETWEEN THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY (TCEQ) AND JOHNSON COUNTY- CONTRACT 582-12-20277 FOR THE LOW INCOME VEHICLE REPAIR ASSISTANT, RETROFIT AND ACCELERATED VEHICLE RETIREMENT PROGRAM (LIRAP) GRANT

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [Contract Amendment Number 1](#) to the Intergovernmental Cooperative Reimbursement Agreement between the Texas Commission on Environmental Quality (TCEQ) and Johnson County, Contract 582-12-20277 for the Low Income Vehicle Repair Assistant, Retrofit and Accelerated Vehicle Retirement Program (LIRAP) Grant and to give the County Judge the authorization to sign.

All voted aye; motion carried.

Margaret Cook, Interim Purchasing Agent, made an announcement to the Court that this was her last Regular Commissioner's Court and she wanted to thank the Court for the last 6 months.

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.

The Commissioner's Court recessed at 10:02 A.M. and reconvened at 10:21 A.M. to consider the following:

X. WORKSHOP

The Commissioner's Court convened into Workshop Session at 10:21 A.M. to discuss Instructions for Issuance of Culvert Permits and Budget Request Report.

The Commissioner's Court reconvened into Open Session at 11:26 A.M.

V. PUBLIC PARTICIPATION

Judge Roger Harmon made an announcement to the Court that no one signed up for Public Participation.

There being no further business before the Court concerning this agenda, Commissioner's Court adjourned at 11:27 A.M.

Submitted by: _____
County Clerk
Becky Williams

Approved by: _____
County Judge
Roger Harmon