

STATE OF TEXAS

October 15, 2013

COUNTY OF JOHNSON

COMMISSIONER'S COURT

BE IT KNOWN that on the 15<sup>th</sup> day of October, 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 Gary Shaw, 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 10, 2013 at 1:08 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.

V. PUBLIC PARTICIPATION

None.

VI. PRECEDING BUSINESS

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

a. August 26, 2013 – Regular Session

Comm. Beeson, seconded by Comm. Howell, made a motion to approve the Commissioner's Court Minutes for August 26, 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 REVISED PLAT – LOTS 1-4, BLOCK 1 IN SADDLEBACK RANCH, INTO LOT 1R, BLOCK 1 IN SADDLEBACK RANCH-PRECINCT #2

Comm. Stringer, seconded by Comm. Beeson, made a motion to approve [Revised Plat – Lots 1-4, Block 1 in Saddleback Ranch](#), into Lot 1R, Block 1 in **Saddleback Ranch**-Precinct #3, which was incorrectly listed on the agenda as being in Precinct #2.

All voted aye; motion carried.

5. CONSIDERATION OF RENEWAL OF **RFP #2013-301**-HVAC SERVICE AND REPAIRS FOR JOHNSON COUNTY WITH ENVIROMATIC SYSTEM SERVICES

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [renewal of \*\*RFP #2013-301\*\*-HVAC Service and Repairs](#) for Johnson County with Enviromatic System Services at the same pricing.

All voted aye; motion carried.

6. CONSIDERATION OF **RFB #2014-403-USED WATER TRUCK FOR PRECINCT #2**

Comm. Howell, seconded by Comm. Beeson, made a motion to [reject the bid for \*\*RFB #2014-403-Used Water Truck\*\*](#) for Precinct #2.

All voted aye; motion carried.

7. CONSIDERATION OF **RFQ #2014-501-ELECTRICAL SERVICE FOR JOHNSON COUNTY**

Comm. Howell, seconded by Comm. Beeson, made a motion to [approve \*\*RFQ #2014-501-Electrical Service\*\*](#) for Johnson County with Gissiner Electric LLC.

All voted aye; motion carried.

VIII. NEW BUSINESS

1. CONSIDERATION TO ADVERTISE FOR BIDS/PROPOSALS

Comm. Stringer, seconded by Comm. Howell, made a motion to approve to advertise for bids/proposals for the re-bid of the fuel contract and for a used bobtail truck for Precinct #2.

All voted aye; motion carried.

2. CONSIDERATION OF **FY 2014 BUDGET AMENDMENT PURSUANT TO THE [LOCAL GOVERNMENT CODE SECTION 111.010](#)** for:

- a. Building Repair & Maintenance-102 S. Main-Building Repair & Maintenance-\$500.00, Utilities-\$11,550.00
- b. Building Maintenance & Operations-103 S. Walnut-(Elections/Medical Examiner)-Janitorial Supplies-\$500.00, Exterminating Services-\$300.00, Building Repair & Maintenance-\$500.00, Utilities-\$14,375.00
- c. Building Maintenance & Operations, Revenue-Transfers from Other Funds 48000-\$27,725.00
- d. Courthouse Security-Security Equipment Maintenance-\$10,000.00

Comm. Beeson, seconded by Comm. Bailey, made a motion to approve **FY 2014** Budget Amendment pursuant to the Local Government Code *Section 111.010* for Building Repair & Maintenance-102 S. Main-Building Repair & Maintenance-\$500.00, Utilities-\$11,550.00 to create new department & budget for 102 S. Main (former Adult Probation Building, Lisa's Restaurant, and Medical Examiner offices) – This money will be transferred from General Fund - \$12,050.00; Building Maintenance & Operations-103 S. Walnut-(Elections/Medical Examiner)-Janitorial Supplies-\$500.00, Exterminating Services-\$300.00, Building Repair & Maintenance-\$500.00, Utilities-\$14,375.00 to create new department/budget for 103 S. Walnut – This money will be transferred from General Fund \$15,575.00; Building Maintenance & Operations, Revenue-Transfers from Other Funds 48000-\$27,725.00 transfer from General Fund to create two new departments (0190-53300 & 53340); and Courthouse Security-Security Equipment Maintenance-\$10,000.00 to create budget for FY 2014.

All voted aye; motion carried.

3. CONSIDERATION OF RESOLUTION AUTHORIZING COUNTY GRANT FOR THE TEXAS DEPARTMENT OF AGRICULTURE HOME-DELIVERED MEAL GRANT PROGRAM

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [Resolution Authorizing County Grant](#) for the Texas Department of Agriculture Home-Delivered Meal Grant Program.

All voted aye; motion carried.

4. CONSIDERATION OF RESOLUTION AFFIRMING NOMINATION FOR CANDIDATE FOR BOARD OF DIRECTORS FOR THE CENTRAL APPRAISAL DISTRICT OF JOHNSON COUNTY FOR 2014-2015

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [Resolution Affirming Nomination for Candidate for Board of Directors](#) for the Central Appraisal District of Johnson County for 2014-2015 casting 834 votes to Commissioner Don Beeson, Precinct #4, the remainder of votes cast for Byron Black and to give the County Judge the authorization to sign.

Comm. Bailey voted aye.  
Comm. Howell voted aye.  
Judge Roger Harmon voted aye.  
Comm. Stringer voted aye.  
Comm. Beeson abstained.

Motion carried.

5. CONSIDERATION OF INTERLOCAL AGREEMENT FOR LOCAL MATCH FUNDING FOR SECTION 5311 PROGRAM BETWEEN THE CITY OF CLEBURNE, TEXAS AND JOHNSON COUNTY, TEXAS FOR CITY/COUNTY TRANSPORTATION

Comm. Beeson, seconded by Comm. Bailey, made a motion to approve the [Interlocal Agreement for Local Match Funding for Section 5311 Program](#) between the City of Cleburne, Texas and Johnson County, Texas for City/County Transportation and to give the County Judge and County Attorney the authorization to sign.

All voted aye; motion carried.

6. CONSIDERATION OF COMMUNICATIONS SYSTEM AGREEMENT WITH THE CITY OF VENUS, TEXAS

Comm. Beeson, seconded by Comm. Stringer, made a motion to approve the [Communications System Agreement with the City of Venus, Texas](#) and to give the County Judge the authorization to sign.

All voted aye; motion carried.

7. CONSIDERATION OF RESERVE DEPUTY CONSTABLE BRIAN S. FULLBRIGHT-CONSTABLE, PRECINCT #1

Comm. Bailey, seconded by Comm. Stringer, made a motion to approve of [Reserve Deputy Constable Brian S. Fullbright](#)-Constable, Precinct #1.

All voted aye; motion carried.

8. CONSIDERATION OF EQUIPMENT MAINTENANCE AGREEMENT WITH ALTERNATIVE MAILING & SHIPPING SYSTEMS, INC. IN THE AMOUNT OF \$4,725.00 FOR AN AUTOMATIC DIGITAL MAIL SYSTEM, POWER STACKER, LASER REPORT PRINTER AND PLATFORM SCALE FOR THE JOHNSON COUNTY MAILROOM

Comm. Howell, seconded by Comm. Stringer, made a motion to approve the [Equipment Maintenance Agreement with Alternative Mailing & Shipping Systems, Inc.](#) in the amount of \$4,725.00 for an automatic digital mail system, power stacker, laser report printer and platform scale for the Johnson County mailroom and to give the County Judge the authorization to sign.

All voted aye; motion carried.

9. CONSIDERATION OF BILL OF SALE AGREEMENT BETWEEN ELECTION SYSTEMS & SOFTWARE LLC AND JOHNSON COUNTY FOR THE BUYBACK OF THIRTY-TWO (32) ES&S MODEL 100 AND BALLOT BOX IN THE AMOUNT OF \$19,200.00

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [Bill of Sale Agreement between Election Systems & Software LLC](#) and Johnson County for the buyback of thirty-two (32) ES&S Model 100 and ballot box in the amount of \$19,200.00 and to give the County Judge the authorization to sign.

All voted aye; motion carried.

10. CONSIDERATION OF SUBMITTER MERCHANT PAYMENT PROCESSING INSTRUCTIONS AND GUIDELINES WITH CHASE PAYMENTECH FOR PAYMENT PROCESSING SERVICES RELATED TO TYLER TECHNOLOGIES, INC. FOR E-FILING

Comm. Beeson, seconded by Comm. Stringer, made a motion to approve of [Submitter Merchant Payment Processing Instructions and Guidelines](#) with Chase Paymentech for payment processing services related to Tyler Technologies, Inc. for E-Filing and to give the County Judge the authorization to sign.

All voted aye; motion carried.

- a. [Consideration of Addendum for Application for Credit Card Processing Service Agreement/New Division Request-District Clerk's Office](#)

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the Addendum for Application for Credit Card Processing Service Agreement/New Division Request-District Clerk's Office and to give the County Treasurer the authorization to sign.

All voted aye; motion carried.

- b. [Consideration of Addendum for Application for Credit Card Processing Service Agreement/New Division Request-Justice of the Peace, Precinct #3 Office](#)

Comm. Stringer, seconded by Comm. Beeson, made a motion to approve the Addendum for Application for Credit Card Processing Service Agreement/New Division Request-Justice of the Peace, Precinct #3 Office and to give the County Treasurer the authorization to sign.

All voted aye; motion carried.

11. [CONSIDERATION OF RFQ #2014-501-MASTER SERVICE AGREEMENT WITH GISSINAR ELECTRIC LLC FOR ELECTRICAL SERVICES FOR JOHNSON COUNTY](#)

Comm. Bailey, seconded by Comm. Howell, made a motion to approve [RFQ #2014-501-Master Service Agreement with Gissiner Electric LLC](#), (which is incorrectly spelled on the agenda as Gissinar) for electrical services for Johnson County and to give the County Judge the authorization to sign.

All voted aye; motion carried.

12. CONSIDERATION OF TERMINATION OF CONTRACT- **RFB #2012-107-OIL CHANGE AND LUBE SERVICE WITH ROGER'S LUBE SERVICE**

Comm. Beeson, seconded by Comm. Howell, made a motion to approve the [termination of contract- \*\*RFB #2012-107-Oil Change and Lube with Roger's Lube Service\*\*](#) and to give the County Judge the authorization to sign the Termination of Contract letter.

All voted aye; motion carried.

13. CONSIDERATION TO DECLARE ITEMS AS SURPLUS PURSUANT TO *LGC 263.152 (a) (1)*-PURCHASING DEPARTMENT

Comm. Bailey, seconded by Comm. Beeson, made a motion to approve to [declare items as surplus](#) pursuant to *LGC 263.152 (a) (1)*-Purchasing Department.

All voted aye; motion carried.

14. CONSIDERATION TO DECLARE ITEMS AS SALVAGE PURSUANT TO *LGC 263.152 (a) (3)*-PURCHASING DEPARTMENT

Comm. Howell, seconded by Comm. Stringer, made a motion to approve to [declare items as salvage](#) pursuant to *LGC 263.152 (a) (3)*-Purchasing Department.

All voted aye; motion carried.

15. CONSIDERATION OF PURCHASE OF NEW VAN INSTEAD OF A USED VAN THAT WAS PREVIOUSLY APPROVED-PUBLIC WORKS DEPARTMENT



Comm. Howell, seconded by Comm. Beeson, made a motion to approve the [purchase of new van instead of a used van](#) that was previously approved-Public Works.

All voted aye; motion carried.

16. CONSIDERATION OF INTERLOCAL AGREEMENTS FOR ASAP DEPUTIES FOR THE 2013-2014 SCHOOL YEAR

- a. [Burleson ISD](#)
- b. [Cleburne ISD](#)
- c. [Joshua ISD](#)

Comm. Stringer, seconded by Comm. Howell, made a motion to approve the Interlocal Agreements for ASAP Deputies for the 2013-2014 School Year for Burleson ISD, Cleburne ISD, Joshua ISD and to give the County Judge and the Sheriff the authorization to sign.

All voted aye; motion carried.

17. CONSIDERATION OF INTERLOCAL AGREEMENTS FOR SCHOOL RESOURCE OFFICER (SRO) FOR THE 2013-2014 SCHOOL YEAR

- a. [Alvarado ISD](#)
- b. [Godley ISD](#)
- c. [Joshua ISD](#)
- d. [Keene ISD](#)
- e. [Venus ISD](#)

Comm. Stringer, seconded by Comm. Bailey, made a motion to approve the Interlocal Agreements for School Resource Office (SRO) for the 2013-2014 School Year for Alvarado ISD, Godley ISD, Joshua ISD, Keene ISD, Venus ISD and to give the County Judge and the Sheriff the authorization to sign.

All voted aye; motion carried.

VII. UNFINISHED BUSINESS

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

Discussion. No Action.

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

Discussion. No Action.

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

- a. [Consideration of AIA Document A133-2009 Standard Form of Agreement Between Owner and Construction Manager as Constructor, AIA Document A133-2009 Exhibit A, Guaranteed Maximum Price Amendment, Exhibit B, Exhibit C Solicitation/RFP Information Requirements Request for Construction Management at Risk Competitive Sealed Proposals RFP 310-2013 for Johnson County Precinct 3 Courts Building, Alvarado, Texas, Exhibit D, AIA Document A201-2007 General Conditions of the Contract for Construction, Exhibit E Document 00 7300 Supplementary Conditions, Exhibit F Document 00 0110 Table of Contents, Exhibit G Index of Drawings, Exhibit H Addendum No. 1 to the Drawings and Project Manual for Johnson County Precinct 3 Sub-Courthouse 206 North Baugh Street, City of Alvarado, Texas, Exhibit H Addendum No. 2 to the Drawings and Project Manual for Johnson County Precinct 3 Sub-Courthouse 206 North Baugh Street, City of Alvarado, Texas, and Exhibit I](#)

Comm. Stringer, seconded by Comm. Howell, made a motion to approve the AIA Document A133-2009 Standard Form of Agreement Between Owner and Construction Manager as Constructor, AIA Document A133-2009 Exhibit A, Guaranteed Maximum Price Amendment, Exhibit B, Exhibit C Solicitation/RFP Information Requirements Request for Construction Management at Risk Competitive Sealed Proposals RFP 310-2013 for Johnson County Precinct 3 Courts Building, Alvarado, Texas, Exhibit D, AIA Document A201-2007 General Conditions of the Contract for Construction, Exhibit E Document 00 7300 Supplementary Conditions, Exhibit F Document 00 0110 Table of Contents, Exhibit G Index of Drawings, Exhibit H Addendum No. 1 to the Drawings and Project Manual for Johnson County Precinct 3 Sub-Courthouse 206 North Baugh Street, City of Alvarado, Texas, Exhibit H Addendum No. 2 to the Drawings and Project Manual for Johnson County Precinct 3 Sub-Courthouse 206 North Baugh Street, City of Alvarado, Texas, and Exhibit I and to give the County Judge the authorization to sign all documents.

All voted aye; motion carried.

The Commissioner's Court recessed at 10:24 A.M. and reconvened at 10:45 A.M. to consider the following:

VIII. NEW BUSINESS

18. ACKNOWLEDGEMENT OF AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT WITH ICE-P00034, P00035, AND P00036-JAIL

The Commissioner's Court acknowledged the Amendment of Solicitation/Modification of Contract with [ICE-P00034, P00035, and P00036-Jail](#).

19. CONSIDERATION OF CHESAPEAKE OPERATING, INC. DIVISION ORDER FOR RODEO GROUNDS 2H, C CHANEY SURVEY, A-124, JOHNSON COUNTY, TEXAS

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [Chesapeake Operating, Inc. Division Order for Rodeo Grounds 2H](#), C Chaney Survey, A-124, Johnson County, Texas and to give the County Judge the authorization to sign.

All voted aye; motion carried.

20. CONSIDERATION OF RESOLUTION FOR THE 2014 INDIGENT DEFENSE PROGRAM-TIDC FORMULA GRANT

Comm. Howell, seconded by Comm. Beeson, made a motion to approve the [Resolution for the 2014 Indigent Defense Program](#)-TIDC Formula Grant and to give the County Judge the authorization to sign.

All voted aye; motion carried.

21. CONSIDERATION OF HIPPA PRIVACY COMPLIANCE BUSINESS ASSOCIATE AGREEMENT WITH FAMILY MEDICINE

Comm. Beeson, seconded by Comm. Stringer, made a motion to approve the [HIPPA Privacy Compliance Business Associate Agreement](#) with Family Medicine and to give the County Judge the authorization to sign.

All voted aye; motion carried.

22. CONSIDERATION OF COUNTY EMPLOYEE CHRISTMAS PARTY TO BE HELD ON DECEMBER 7, 2013

Comm. Stringer, seconded by Comm. Beeson, made a motion to approve the [County Employee Christmas Party to be held on December 7, 2013](#).

All voted aye; motion carried.

23. CONSIDERATION OF JOHNSON COUNTY BIOMETRIC HEALTH SCREENINGS TO BE HELD ON NOVEMBER 13, 14, AND 15, 2013

Comm. Stringer, seconded by Comm. Howell, made a motion to approve of the [Johnson County Biometric Health Screenings to be held on November 13, 14, and 15, 2013.](#)

All voted aye; motion carried.

24. CONSIDERATION OF AMENDED HOLIDAY POLICY

Comm. Stringer, seconded by Comm. Beeson, made a motion to approve the [Amended Holiday Policy, as attached to these minutes.](#)

All voted aye; motion carried.

25. CONSIDERATION OF WALGREENS COMMUNITY OFF-SITE CLINIC AGREEMENT FOR ADMINISTERING FLU SHOTS TO JOHNSON COUNTY EMPLOYEES

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [Walgreens Community Off-Site Clinic Agreement](#) for administering flu shots to Johnson County Employees and to give the County Judge the authorization to sign.

All voted aye; motion carried.

26. CONSIDERATION OF CONTINUATION CERTIFICATE AND RIDER FOR ROBERT HEROD, DEPUTY CONSTABLE, PRECINCT #4

Comm. Beeson, seconded by Comm. Bailey, made a motion to approve the [Continuation Certificate and Rider for Robert Herod](#), Deputy Constable, Precinct #4.

All voted aye; motion carried.

27. CONSIDERATION OF RENEWAL OF ANNUAL HARDWARE MAINTENANCE WITH NET DATA IN THE AMOUNT OF \$10,000.00-IT DEPARTMENT

Comm. Beeson, seconded by Comm. Stringer, made a motion to approve the [renewal of Annual Hardware Maintenance with Net Data](#) in the amount of \$10,000.00-IT Department.

All voted aye; motion carried.

28. CONSIDERATION OF RENEWAL OF ANNUAL SOFTWARE MAINTENANCE WITH NET DATA IN THE AMOUNT OF \$36,900.00-IT DEPARTMENT

Comm. Stringer, seconded by Comm. Howell, made a motion to approve the [renewal of Annual Software Maintenance with Net Data](#) in the amount of \$36,900.00-IT Department.

All voted aye; motion carried.

29. CONSIDERATION OF RENEWAL OF QUETEL INVENTORY SOFTWARE FOR THE SHERIFF'S OFFICE IN THE AMOUNT OF \$3,500.00-IT DEPARTMENT

Comm. Howell, seconded by Comm. Beeson, made a motion to approve the [renewal of QueTel Inventory Software](#) for the Sheriff's Office in the amount of \$3,500.00-IT Department.

All voted aye; motion carried.

30. CONSIDERATION OF RENEWAL OF EFORCE SOFTWARE SUPPORT FOR THE SHERIFF'S OFFICE IN THE AMOUNT OF \$61,350.00-IT DEPARTMENT

Comm. Beeson, seconded by Comm. Stringer, made a motion to approve the [renewal of eForce Software Support](#) for the Sheriff's Office in the amount of \$61,350.00-IT Department.

All voted aye; motion carried.

31. CONSIDERATION OF RENEWAL OF SPINDLE MEDIA SOFTWARE SUPPORT FOR THE TAX OFFICE IN THE AMOUNT OF \$28,093.00-IT DEPARTMENT

Comm. Stringer, seconded by Comm. Howell, made a motion to approve the [renewal of Spindle Media Software Support](#) for the Tax Office in the amount of \$28,093.00-IT Department.

All voted aye; motion carried.

32. CONSIDERATION OF PANIC BUTTONS FOR THE VETERAN'S OFFICE-IT DEPARTMENT

Comm. Bailey, seconded by Comm. Stringer, made a motion to [approve of panic buttons for the Veteran's Office](#)-IT Department.

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.

X. WORKSHOP

The Commissioner's Court convened into Workshop Session at 11:21 A.M. to discuss Use of County Owned Land for CASA Radar/Tower Installation-Emergency Management Department.

Commissioner Kenny Howell, Precinct #2 left the meeting at 11:41 A.M. and did not return to the meeting due to a family matter.

The Commissioner's Court recessed at 11:41 A.M. and reconvened at 1:32 P.M. to discuss eCivis Grants Network.

The Commissioner's Court recessed at 2:11 P.M. and reconvened at 2:15 P.M. to discuss Latham Lane in Latham Estates-Precinct #4.

The Commissioner's Court reconvened into Open Session at 2:40 P.M. to consider the following:

VIII. NEW BUSINESS

33. CONSIDERATION OF AUTHORIZATION OF USE OF COUNTY OWNED LAND FOR CASA RADAR/TOWER INSTALLATION-EMERGENCY MANAGEMENT DEPARTMENT

Comm. Bailey, seconded by Comm. Stringer, made a motion to [approve the authorization of use of County owned land for CASA Radar/Tower](#) installation-Emergency Management Department.

All voted aye; motion carried.

There being no further business before the Court concerning this agenda, Commissioner's Court adjourned at 2:43 P.M.

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

Approved by: \_\_\_\_\_  
County Judge  
Roger Harmon