

STATE OF TEXAS

[February 24, 2014](#)

COUNTY OF JOHNSON

COMMISSIONER'S COURT

BE IT KNOWN that on the 24th day of February, 2014, 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 Elias Membreno from Nicaragua, 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 20, 2014 at 1:28 P.M., were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

1. PRESENTATION OF THE CAREFLITE FY2014 COMPLIANCE SUMMARY

A presentation of the [CareFlite FY2014 Compliance Summary](#) was given to the Commissioner's Court by Douglas Filbert, Director of Ground Operations for CareFlite.

V. PUBLIC PARTICIPATION

Joe Palmer, Johnson County resident, spoke in support of New Business #24, Amended **Order #2014-19**, which will allow chairs to be used on County owned property during Early Voting and on Election Day.

VI. PRECEDING BUSINESS

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

a. January 27, 2014 – Regular Session

Comm. Stringer, seconded by Comm. Howell, made a motion to approve the Commissioner's Court Minutes for January 27, 2014.

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 #2014-15 - "APPROVING THE JOHNSON COUNTY TREASURER'S REPORT TO THE COMMISSIONER'S COURT"

Comm. Beeson, seconded by Comm. Stringer, made a motion to approve [Order #2014-15](#) - "Approving the Johnson County [Treasurer's Report](#) to the Commissioner's Court".

All voted aye; motion carried.

VII. UNFINISHED BUSINESS

2. CONSIDERATION OF JOHNSON COUNTY PARTICIPATION IN THE COUNTY ROAD GRANT PROGRAM, FOR THE TEXAS TRANSPORTATION INFRASTRUCTURE FUND THROUGH THE TEXAS DEPARTMENT OF TRANSPORTATION

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

All voted aye; motion carried.

3. CONSIDERATION OF AUTHORIZATION AND PAYMENT OF OVERTIME FOR THE CURRENT FISCAL YEAR FOR DISPATCHERS DUE TO STAFFING SHORTAGES AND SB 1611, CHANGES TO CRIMINAL DISCOVERY REQUIREMENTS-SHERIFF'S OFFICE

Comm. Beeson, seconded by Comm. Bailey, made a motion to approve the authorization and payment of overtime for the current fiscal year for Dispatchers due to staffing shortages and SB 1611, Changes to Criminal Discovery Requirements-Sheriff's Office and is to be effective immediately for the remainder of the current fiscal year with Dispatch personnel having the option of taking comp time or being paid overtime for any hours worked in excess of 160.

All voted aye; motion carried.

VIII. NEW BUSINESS

3. CONSIDERATION OF REQUEST FROM THE BUFFALO CREEK ASSOCIATION TO PLACE A 6' TALL BRONZE STATUE OF GENERAL PAT CLEBURNE ON COUNTY PROPERTY LOCATED NEAR THE INTERSECTION OF S. BUFFALO STREET AND W. CHAMBERS STREET IN THE NORTHWEST PART OF THE GUINN JUSTICE CENTER COMPLEX

Comm. Bailey, seconded by Comm. Beeson, made a motion to approve the request from the Buffalo Creek Association to place a [6' tall bronze statue](#) of General Pat Cleburne on County property located near the intersection of S. Buffalo Street and W. Chambers Street in the northwest part of the Guinn Justice Center Complex.

All voted aye; motion carried.

14. CONSIDERATION OF ADDITION OF STANDALONE VISION TO 2014 MEDICAL INSURANCE RENEWALS WITH UNITED HEALTH CARE-PERSONNEL DEPARTMENT

Comm. Beeson, seconded by Comm. Bailey, made a motion to approve the addition of standalone vision to 2014 Medical Insurance renewals with United Health Care-Personnel Department by authorizing Holmes Murphy to go out for bids for a standalone vision package for Johnson County employees.

All voted aye; motion carried.

1. CONSIDERATION TO ADVERTISE FOR BIDS/PROPOSALS

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

All voted aye; motion carried.

2. CONSIDERATION OF FY 2013-2014 BUDGET AMENDMENT PURSUANT TO THE LOCAL GOVERNMENT CODE SECTION 111.010 for:

a. Indigent Defense Formula Grant-Fees & Services-\$10,000.00

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

All voted aye; motion carried.

4. CONSIDERATION OF AMENDED NON-RESIDENTIAL SERVICES CONTRACT WITH HELEN M. WILLIAMSON-ELLIOTT, LPC INTERN-JUVENILE SERVICES

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the Amended Non-Residential Services Contract with [Helen M. Williamson-Elliott](#), LPC Intern-Juvenile Services and to give the County Judge the authorization to sign.

All voted aye; motion carried.

24. CONSIDERATION OF AMENDED **ORDER #2014-09** – “AMENDED JOHNSON COUNTY REGULATIONS REGARDING ELECTIONEERING ON COUNTY OWNED PROPERTY OUTSIDE THE 100 FEET PERIMETER AS DESCRIBED IN SECTION 61.003(a) OF THE TEXAS ELECTION CODE”

Comm. Beeson, seconded by Comm. Bailey, made a motion to approve [Amended Order #2014-09](#) – “Amended Johnson County Regulations Regarding Electioneering on County Owned Property Outside the 100 Feet Perimeter as Described in Section 61.003(a) of the Texas Election Code”, allowing the use of chairs and umbrellas.

Comm. Rick Bailey	Aye
County Judge Roger Harmon	Aye
Comm. Jerry Stringer	Aye
Comm. Don Beeson	Aye
Comm. Kenny Howell	Nay

Motion carried.

The Commissioner's Court recessed at 10:17 A.M. and reconvened at 10:37 A.M. to consider the following:

VII. UNFINISHED BUSINESS

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

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

All voted aye; motion carried.

VIII. NEW BUSINESS

13. CONSIDERATION OF RENEWAL OF CONTRACT WITH LAWN TECH, INC. FOR LAWN MAINTENANCE SERVICES FOR THE JOHNSON COUNTY COURTHOUSE AND GUINN JUSTICE CENTER COMPLEX-PURCHASING DEPARTMENT

Comm. Beeson, seconded by Comm. Bailey, made a motion to approve to go out for bids for Lawn Maintenance Services for the Historic Courthouse only and for the Adult Probation Department to maintain the grounds at the Guinn Justice Center Complex, which includes the Adult Probation Building-Purchasing Department.

All voted aye; motion carried.

2. CONSIDERATION OF FY 2013-2014 BUDGET AMENDMENT PURSUANT TO THE LOCAL GOVERNMENT CODE [SECTION 111.010](#) for:
 - a. Indigent Defense Formula Grant-Fees & Services-\$10,000.00

Comm. Bailey, seconded by Comm. Howell, made an amended motion to approve FY 2013-2014 Budget Amendment pursuant to the Local Government Code *Section 111.010* for Indigent Defense Formula Grant-Fees & Services to create budget - upgrade to WIFI at Guinn Justice Center in the amount of \$10,000.00.

Comm. Rick Bailey	Aye
County Judge Roger Harmon	Aye
Comm. Kenny Howell	Aye
Comm. Jerry Stringer	Nay
Comm. Don Beeson	Nay

Motion carried.

5. CONSIDERATION OF 2013 TIER 1 – PARTIAL EXEMPTION RACIAL PROFILING REPORT-CONSTABLE, PRECINCT #1

Comm. Bailey, seconded by Comm. Beeson, made a motion to approve the 2013 Tier 1 – Partial Exemption [Racial Profiling Report-Constable, Precinct #1](#).

All voted aye; motion carried.

6. CONSIDERATION OF 2013 RACIAL PROFILING REPORT-CONSTABLE, PRECINCT #2

Comm. Howell, seconded by Comm. Stringer, made a motion to approve the 2013 [Racial Profiling Report-Constable, Precinct #2](#).

All voted aye; motion carried.

7. CONSIDERATION OF 2013 TEXAS LAW ENFORCEMENT AGENCY RACIAL PROFILING REPORT-CONSTABLE, PRECINCT #4

Comm. Beeson, seconded by Comm. Bailey, made a motion to approve the 2013 Texas Law Enforcement Agency [Racial Profiling Report-Constable, Precinct #4](#).

All voted aye; motion carried.

8. CONSIDERATION OF 2013 TIER 1 – PARTIAL EXEMPTION RACIAL PROFILING REPORT-SHERIFF’S OFFICE

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the 2013 Tier 1 – Partial Exemption [Racial Profiling Report-Sheriff’s Office](#).

All voted aye; motion carried.

9. CONSIDERATION OF INTERLOCAL COOPERATION AGREEMENT WITH THE CITY OF CLEBURNE FOR HOUSING OF PRISONERS

Comm. Bailey, seconded by Comm. Howell, made a motion to approve [the Interlocal Cooperation Agreement with the City of Cleburne](#) for Housing of Prisoners and to give the County Judge the authorization to sign.

All voted aye; motion carried.

10. CONSIDERATION OF PHASE II (SMALL) MS4s 2013 ANNUAL REPORT TPDES GENERAL PERMIT NUMBER TXR040000, TPDES PERMIT NUMBER TXR040352 RP WITH THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY (TCEQ) FOR THE TEXAS POLLUTANT DISCHARGE ELIMINATION SYSTEM SMALL MUNICIPAL SEPARATE STORM SEWER SYSTEM FOR JOHNSON COUNTY, TEXAS-PUBLIC WORKS DEPARTMENT

Comm. Beeson, seconded by Comm. Bailey, made a motion to approve the [Phase II \(Small\) MS4s 2013 Annual Report](#) TPDES General Permit Number TXR040000, TPDES Permit Number TXR040352 RP with the Texas Commission on Environmental Quality (TCEQ) for the Texas Pollutant Discharge Elimination System Small Municipal Separate Storm Sewer System for Johnson County, Texas-Public Works Department and to give the County Judge the authorization to sign.

All voted aye; motion carried.

11. CONSIDERATION OF RENEWAL APPLICATION FOR AUTO LIABILITY INSURANCE COVERAGE FOR JOHNSON COUNTY WITH THE TEXAS ASSOCIATION OF COUNTIES RISK MANAGEMENT POOL-PURCHASING DEPARTMENT

Comm. Howell, seconded by Comm. Stringer, made a motion to approve the [renewal application for Auto Liability Insurance Coverage](#) for Johnson County with the Texas Association of Counties Risk Management Pool-Purchasing Department and to give the County Judge the authorization to sign.

All voted aye; motion carried.

12. CONSIDERATION AGREEMENT FOR SIGN LANGUAGE INTERPRETING SERVICES WITH HIRED HANDS, INC.-PURCHASING DEPARTMENT

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [Agreement for Sign Language Interpreting Services with Hired Hands, Inc.-](#) Purchasing Department, to be paid from Fees & Services and to give the County Judge the authorization to sign.

All voted aye; motion carried.

15. CONSIDERATION OF IN-KIND REIMBURSEMENT FROM TXDOT TO JOHNSON COUNTY PRECINCT #1 FOR EMERGENCY ROAD CLEARING ASSISTANCE-PRECINCT #1

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [in-kind reimbursement from TXDOT](#) to Johnson County Precinct #1 for emergency road clearing assistance-Precinct #1 in the amount of \$645.00.

All voted aye; motion carried.

16. CONSIDERATION OF EXPENSES FOR EMERGENCY ROAD CLEARING PERFORMED DURING NON-BUSINESS HOURS FOR TXDOT TO BE PAID FROM THE COUNTY PROJECT FUND-PRECINCT #1

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [expenses for emergency road clearing performed during non-business hours](#) for TXDOT to be paid from the County Project Fund-Precinct #1.

All voted aye; motion carried.

17. CONSIDERATION OF INTERLOCAL AGREEMENT FOR FURNISHING ROAD REPAIR MATERIAL, CRS-2, TO THE CITY OF GRANDVIEW AS NEEDED-PRECINCT #4

Comm. Beeson, seconded by Comm. Stringer, made a motion to approve the [Interlocal Agreement for Furnishing Road Repair Material](#), CRS-2, to the City of Grandview as needed-Precinct #4.

All voted aye; motion carried.

18. CONSIDERATION OF COMMISSIONER'S COURT APPROVAL FOR INTERLOCAL AGREEMENT FOR FURNISHING ROAD REPAIR MATERIAL, CRS-2, TO THE CITY OF GRANDVIEW AS NEEDED-PRECINCT #4

Comm. Beeson, seconded by Comm. Bailey, made a motion to approve [Commissioner's Court approval for Interlocal Agreement](#) for Furnishing Road Repair Material, CRS-2, to the City of Grandview as needed-Precinct #4.

All voted aye; motion carried.

Commissioner Beeson exited the meeting at 12:01 P.M.

19. CONSIDERATION TO REQUEST IN WRITING, UNCLAIMED CAPITAL CREDITS TO THE TEXAS COMPTROLLER OF PUBLIC ACCOUNTS UNDER SECTION 74.602 OF THE TEXAS PROPERTY CODE

Comm. Bailey, seconded by Comm. Howell, made a motion to approve to [request in writing, Unclaimed Capital Credits](#) to the Texas Comptroller of Public Accounts under *Section 74.602* of the Texas Property Code.

All voted aye; motion carried.

20. CONSIDERATION OF THE RE-APPOINTMENTS OF COUNTY JUDGE ROGER HARMON AND COMMISSIONER, PRECINCT #1 RICK BAILEY TO THE CITY OF CLEBURNE TIF #3 BOARD OF DIRECTORS FOR A TWO YEAR TERM

Comm. Howell, seconded by Comm. Stringer, made a motion to approve the re-appointments of County Judge Roger Harmon and Commissioner, Precinct #1 Rick Bailey to the City of Cleburne TIF #3 Board of Directors for a two year term.

All voted aye; motion carried.

21. CONSIDERATION OF APPOINTMENTS TO THE JOHNSON COUNTY HISTORICAL COMMISSION:

- a. Robert Rubel, Burleson, Texas
- b. Louann Rubel, Burleson, Texas

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the appointments to the Johnson County Historical Commission: Robert Rubel, Burleson, Texas and Louann Rubel, Burleson, Texas.

All voted aye; motion carried.

Commissioner Beeson returned to the meeting at 12:02 P.M.

23. CONSIDERATION OF INCREASING ENTRY LEVEL SALARY FOR SHERIFF'S DEPARTMENT DISPATCHER-PRECINCT #4

Comm. Bailey, seconded by Comm. Stringer, made a motion to approve of increasing entry level salary for Sheriff's Department Dispatcher-Precinct #4, currently at \$25,500.00 per year to \$28,000.00 per year with necessary Budget Amendments to be put on the agenda for the next Commissioner's Court.

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 12:15 P.M. to discuss County Owned Parking Lot Located Next to Bill's Book Store in Cleburne, Texas-Precinct #1.

The Commissioner's Court reconvened into Open Session at 12:18 P.M. to consider the following:

VIII. NEW BUSINESS

22. CONSIDERATION OF APPRAISING AND SELLING THE COUNTY OWNED PARKING LOT LOCATED NEXT TO BILL'S BOOK STORE IN CLEBURNE, TEXAS-PRECINCT #1

Comm. Bailey made a motion to approve going out for bids for the appraisal of the County owned parking lot located next to Bill's Book Store in Cleburne, Texas-Precinct #1.

Motion died for lack of a second.

There being no further business before the Court concerning this agenda, Commissioner's Court adjourned at 12:19 P.M.

Submitted by: _____
County Clerk
Becky Williams

Approved by: _____
County Judge
Roger Harmon