

STATE OF TEXAS

[December 8, 2014](#)

COUNTY OF JOHNSON

COMMISSIONER'S COURT

BE IT KNOWN that on the 8th day of December, 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 9:00 A.M., with all members present, and following the Invocation led by Donald Bennett, 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 4, 2014 at 2:22 P.M., were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

1. PRESENTATION OF THE MOBILE CANCER SURVIVORSHIP PROGRAM BY THE MONCRIEF CANCER INSTITUTE

A presentation of the Mobile Cancer Survivorship Program by the Moncrief Cancer Institute was presented to Commissioner's Court by Dr. Keith Argenbright, Director of the Moncrief Cancer Institute.

V. PUBLIC PARTICIPATION

None.

VI. PRECEDING BUSINESS

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

- a. October 27, 2014 – Regular Session
- b. November 3, 2014 – Special Session
- c. November 10, 2014 – Regular Session
- d. November 17, 2014 – Special Session

Comm. Beeson, seconded by Comm. Stringer, made a motion to approve the Commissioner's Minutes for October 27, 2014, November 3, 2014, November 10, 2014 and November 17, 2014.

All voted aye; motion carried.

2. CONSIDERATION OF REQUEST TO PAY BILLS

Comm. Stringer, 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 RFQ's, RFP's AND RFB's:

- a. **RFP #2013-301 – Renewal of HVAC Services and Repairs**

Comm. Howell, seconded by Comm. Stringer, made a motion to approve **RFP #2013-301 – Renewal of HVAC** Services and Repairs with Enviromatic System Services at the same pricing.

All voted aye; motion carried.

- b. **RFQ #2015-505 – Construction Manager at Risk for Jail Construction**

Comm. Stringer, seconded by Comm. Beeson, made a motion to [approve RFQ #2015-505 – Construction Manager at Risk for Jail Construction](#) by authorizing the Purchasing Agent to advertise and request the qualifications for Construction Manager at Risk for Jail Construction and it will be a two-step process.

All voted aye; motion carried.

VII. UNFINISHED BUSINESS

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

Discussion. No Action.

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

Discussion. No Action.

3. CONSIDERATION OF THE PERSONNEL SALARY SURVEY WITH SEGAL WATERS, INC.-PERSONNEL DEPARTMENT

Discussion. No Action.

4. CONSIDERATION OF JOHNSON COUNTY JAIL EXPANSION AND RENOVATION

- a. Consideration of Adopting a [Resolution Expressing Official Intent to Reimburse Costs of Jail Projects](#)

Comm. Beeson, seconded by Comm. Stringer, made a motion to approve adopting a Resolution Expressing Official Intent to Reimburse Costs of Jail Projects and to give the County Judge the authorization to sign.

All voted aye; motion carried.

5. CONSIDERATION OF 2014 COMMUNITY DEVELOPMENT BLOCK GRANT WITH THE JOHNSON COUNTY SPECIAL UTILITY DISTRICT:

- a. Consideration of Resolution of Johnson County, Texas Authorizing the Award of Professional Service Provider Contracts for the 2014 Texas Community Development Block Grant Community Development Fund Award Contract 7214241

Comm. Howell, seconded by Comm. Beeson, made a motion to approve the Resolution of Johnson County, Texas Authorizing the Award of Professional Service Provider Contracts for the 2014 Texas Community Development Block Grant Community Development Fund Award Contract 7214241 and to give the County Judge the authorization to sign.

All voted aye; motion carried.

- b. Consideration of Resolution of Johnson County Authorizing Designated Signators for Contractual Documents for Requesting Funds Pertaining to the Texas Development Block Grant Program Contract 7214241

Comm. Howell, seconded by Comm. Stringer, made a motion to approve the Resolution of Johnson County Authorizing Designated Signators for Contractual Documents for Requesting Funds Pertaining to the Texas Development Block Grant Program Contract 7214241 and to give the County Judge the authorization to sign.

All voted aye; motion carried.

- c. Consideration of Resolution of Johnson County Adopting Section 3 Local Opportunity Plan for Grant Programs

Comm. Howell, seconded by Comm. Stringer, made a motion to approve the Resolution of Johnson County Adopting Section 3 Local Opportunity Plan for Grant Programs and to give the County Judge the authorization to sign.

All voted aye; motion carried.

- d. Consideration of Resolution of Johnson County [Adopting a Complaint and Grievance Procedure in Compliance with Texas Community Development Block Grant Standards](#)

Comm. Howell, seconded by Comm. Stringer, made a motion to approve the Resolution of Johnson County Adopting a Complaint and Grievance Procedure in Compliance with Texas Community Development Block Grant Standards and to give the County Judge the authorization to sign.

All voted aye; motion carried.

- e. Consideration of [Proclamation of April as Fair Housing Month](#)

Comm. Howell, seconded by Comm. Beeson, made a motion to approve the Proclamation of April as Fair Housing Month 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

Pass.

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

- a. Road & Bridge, Precinct #2 – County Transportation Infrastructure Fund Grant Program - August-November
- b. Road & Bridge, Precinct #3 – County Transportation Infrastructure Fund Grant Program - August-November
- c. Road & Bridge, Precinct #4 – County Transportation Infrastructure Fund Grant Program - August-November

Comm. Stringer, seconded by Comm. Beeson, made a motion to approve Budget Amendment pursuant to the Local Government Code *Section 111.0106* for Road & Bridge, Precinct #2 – County Transportation Infrastructure Fund Grant Program - August-November in the amount of \$132,488.00; Road & Bridge, Precinct #3 – County Transportation Infrastructure Fund Grant Program - August-November in the amount of \$256,770.00; and Road & Bridge, Precinct #4 – County Transportation Infrastructure Fund Grant Program - August-November in the amount of \$93,188.00.

All voted aye; motion carried.

3. CONSIDERATION OF FY 2014-2015 BUDGET AMENDMENT PURSUANT TO THE LOCAL GOVERNMENT CODE [SECTION 111.010](#) for:

- a. District Court Records Technology Fund-Equipment Non-Capital-\$214.00
- b. Indigent Defense Improvement-Fees and Services-\$1,220.00, and Telephone-\$1,500.00 – Total \$2,720.00
- c. Indigent Defense Improvement-Medicare-\$218.00, Retirement-\$1,545.00, Office Supplies-\$1,000.00, Equipment Repair and Maintenance – Total \$3,263.00
- d. Indigent Defense Improvement-Salary Supplement-\$15,000.00, Workers Comp-\$51.00, Unemployment-\$47.00, FICA-\$930.00 – Total \$16,028.00

Comm. Beeson, seconded by Comm. Stringer, made a motion to approve FY 2014-2015 Budget Amendment pursuant to the Local Government Code *Section 111.010* for District Court Records Technology Fund-Equipment Non-Capital-\$214.00 for additional equipment for training room; Indigent Defense Improvement-Fees and Services-\$1,220.00, and Telephone-\$1,500.00 – Total \$2,720.00 to create a Budget for FY 2014-2015; Indigent Defense Improvement-Medicare-\$218.00, Retirement-\$1,545.00, Office Supplies-\$1,000.00, Equipment Repair and Maintenance – Total \$3,263.00 to create a Budget for FY 2014-2015; and Indigent Defense Improvement-Salary Supplement-\$15,000.00, Workers Comp-

\$51.00, Unemployment-\$47.00, FICA-\$930.00 – Total \$16,028.00 to create a Budget for FY 2014-2015.

All voted aye; motion carried.

4. CONSIDERATION OF AUTHORIZATION AND CONSENT FORM FROM BANK OF AMERICA REGARDING REPAIR/REPLACEMENT OF FLOORING IN THE BANK OF AMERICA LOCATED IN THE JOHNSON COUNTY ANNEX, #1 MAIN STREET, CLEBURNE, TEXAS

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [Authorization and Consent Form from Bank of America](#) regarding repair/replacement of flooring in the Bank of America located in the Johnson County Annex, #1 Main Street, Cleburne, Texas and to give the County Judge the authorization to sign.

All voted aye; motion carried.

5. CONSIDERATION OF SALES, INSTALLATION & SERVICE AGREEMENT WITH OMNI 1ST INTEGRATED SYSTEMS FOR INTRUSION ALARM SYSTEM AT THE ALVARADO SUB-COURTHOUSE LOCATED AT 206 N. BAUGH STREET-PURCHASING DEPARTMENT

Comm. Stringer, seconded by Comm. Beeson, made a motion to approve the Sales, Installation & Service Agreement with Omni 1st Integrated Systems for [Intrusion Alarm System at the Alvarado Sub-Courthouse](#) located at 206 N. Baugh Street-Purchasing Department, choosing Option B at a cost of \$1,995.00, no additional monthly monitoring charge if added to Panic Button Monitoring System and to give the County Judge the authorization to sign.

All voted aye; motion carried.

6. CONSIDERATION OF SALES, INSTALLATION & SERVICE AGREEMENT WITH OMNI 1ST INTEGRATED SYSTEMS FOR FIRE ALARM AND SPRINKLER SYSTEM MONITORING SERVICES AT THE ALVARADO SUB-COURTHOUSE LOCATED AT 206 N. BAUGH STREET-PURCHASING DEPARTMENT

Comm. Stringer, seconded by Comm. Beeson, made a motion to approve the Sales, Installation & Service Agreement with Omni 1st Integrated Systems for Fire [Alarm and Sprinkler System Monitoring Services at the Alvarado Sub-Courthouse](#) located at 206 N. Baugh Street-Purchasing Department, choosing Option B at a cost of \$395.00, monthly monitoring only service charge of \$40.00 and to give the County Judge the authorization to sign.

All voted aye; motion carried.

7. CONSIDERATION OF WAVE SYSTEM PROPOSAL FOR DURESS ALARM SYSTEM WITH SECURETECH SYSTEMS, INC. FOR THE ALVARADO SUB-COURTHOUSE IN THE AMOUNT OF \$8,364.50-PURCHASING DEPARTMENT

Comm. Stringer, seconded by Comm. Beeson, made a motion to approve the [WAVE System Proposal for Duress Alarm System](#) with SecureTech Systems, Inc. for the Alvarado Sub-Courthouse in the amount of \$8,364.50-Purchasing Department, an additional cost of a radio at about \$1,800.00 and to give the County Judge the authorization to sign.

All voted aye; motion carried.

8. CONSIDERATION OF \$40.00 RECURRING EXPENSE FOR CELL PHONE ALLOWANCE FOR ERIN MACDONALD, MENTAL HEALTH PEACE OFFICER-SHERIFF'S OFFICE

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [\\$40.00 recurring expense for cell phone allowance for Erin MacDonald](#), Mental Health Peace Officer-Sheriff's Office.

All voted aye; motion carried.

9. CONSIDERATION OF \$3,000.00 REGISTRATION FEE FOR IRYNA SPANGLER TO ATTEND THE INSTITUTE OF COURT MANAGEMENT, NATIONAL CENTER FOR STATE COURTS: ICM FELLOWS PROGRAM IN WILLIAMSBURG, VIRGINIA AND WASHINGTON, D.C. (TRAVEL EXPENSES ARE COVERED BY THE CHIEF JUSTICE OF TEXAS SCHOLARSHIP)-COUNTY COURT AT LAW NO. 2

Comm. Beeson, seconded by Comm. Howell, made a motion to approve the [\\$3,000.00 registration fee for Iryna Spangler](#) to attend the Institute of Court Management, National Center for State Courts: ICM Fellows Program in Williamsburg, Virginia and Washington, D.C. (travel expenses are covered by the Chief Justice of Texas Scholarship)- County Court at Law No. 2.

All voted aye; motion carried.

10. CONSIDERATION OF BOND OF TAX ASSESSOR AND COLLECTOR

Comm. Stringer, seconded by Comm. Bailey, made a motion to approve the [Bond of Tax Assessor and Collector](#).

All voted aye; motion carried.

11. CONSIDERATION OF CONTRACT DOCUMENTS BETWEEN JOHNSON COUNTY AND TROPHY CONSTRUCTION SERVICES L.L.P. FOR SANITARY SEWER IMPROVEMENT AT JOHNSON COUNTY LAW CENTER

Comm. Howell, seconded by Comm. Beeson, made a motion to approve the [contract documents between Johnson County and Trophy Construction Services, L.L.P.](#) for sanitary sewer improvement at Johnson County Law Center and to give the County Judge the authorization to sign.

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.

The Commissioner's Court recessed at 10:01 A.M. and reconvened at 10:25 A.M. to consider the following:

BE IT KNOWN that Commissioner's Court met in Executive Session at 10:27 A.M. in accordance with Government Code: a. *Sec. 551.071*-Consultation with Attorney, Pending Litigation: Civil Action No. 3:14-CV-03724-M; Oliver Vaughn, Jr. vs. Southwestern Correctional, L.L.C., d/b/a LaSalle Southwest Corrections; LaSalle Corrections Transport, L.L.C.; Johnson County, Texas; Robert Alford; and Eddie Williams; United States District Court for the Northern District of Texas, Dallas Division; Compromise Settlement Agreement and Release; b. *Sec. 551.071*- Consultation with Attorney, Contemplated Litigation, Natural Gas Leases with Chesapeake Energy; c. *Sec. 551.074*-Personnel, Treasurer's Office: (1) F14-001 – Claudia Gaarz, (2) P01-017 – Roy Giddens.

The Commissioner's Court reconvened into Open Session at 11:31A.M. to consider the following:

X. EXECUTIVE SESSION

1. Government Code:
 - a. *Sec. 551.071*-Consultation with Attorney, Pending Litigation: Civil Action No. 3:14-CV-03724-M; Oliver Vaughn, Jr. vs. Southwestern Correctional, L.L.C., d/b/a LaSalle Southwest Corrections; LaSalle Corrections Transport, L.L.C.; Johnson County, Texas; Robert Alford; and Eddie Williams; United States District Court for the Northern District of Texas, Dallas Division; Compromise Settlement Agreement and Release

Comm. Stringer, seconded by Comm. Bailey, made a motion to approve the [Compromise Settlement Agreement and Release](#) for Civil Action No. 3:14-CV-03724-M; Oliver Vaughn, Jr. vs. Southwestern Correctional, L.L.C., d/b/a LaSalle Southwest Corrections; LaSalle Corrections Transport, L.L.C.; Johnson County, Texas; Robert Alford; and Eddie Williams; United States District Court for the Northern District of Texas, Dallas Division and to give the County Judge and the Sheriff the authorization to sign.

All voted aye; motion carried.

b. *Sec. 551.071*- Consultation with Attorney, Contemplated Litigation, Natural Gas Leases with Chesapeake Energy

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

All voted aye; motion carried.

c. *Sec. 551.074*-Personnel, Treasurer's Office:

(1) F14-001 – Claudia Gaarz

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

All voted aye; motion carried.

(2) P01-017 – Roy Giddens

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

All voted aye; motion carried.

There being no further business before the Court concerning this agenda, Commissioner's Court adjourned at 11:34 A.M.

Submitted by: _____
County Clerk
Becky Ivey

Approved by: _____
County Judge
Roger Harmon