

STATE OF TEXAS

January 26, 2015

COUNTY OF JOHNSON

COMMISSIONERS COURT

BE IT KNOWN that on the 26<sup>th</sup> day of January, 2015, the Honorable Commissioners 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 9:03 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 January 22, 2015 at 1:13 P.M., were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

County Judge Roger Harmon announced that the Burleson Star newspaper conducted a survey for the Best Johnson County Employee and the winner of the survey was Kenny Howell, Commissioner, Precinct #2. Paul Gnadt with the Star Newspaper Group presented the certificate to Commissioner Howell.

1. PRESENTATION OF PLAQUE TO JOHNSON COUNTY RETIRING EMPLOYEE, GLORIA HILGER, COUNTY ATTORNEY'S OFFICE

Commissioners Court and County Attorney Bill Moore presented a plaque to Johnson County retiring employee, Gloria Hilger, County Attorney's Office for her 20 years of service.

V. PUBLIC PARTICIPATION

None.

VI. PRECEDING BUSINESS

1. CONSIDERATION OF MINUTES OF THE COMMISSIONERS COURT:

a. December 22, 2014 – Regular Session

Comm. Stringer, seconded by Comm. Howell, made a motion to approve the Commissioners Court Minutes for December 22, 2014.

Comm. Rick Bailey	Aye
Comm. Kenny Howell	Aye
County Judge Roger Harmon	Aye
Comm. Jerry Stringer	Aye
Comm. Larry Woolley	Abstained

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 COMMISSIONERS COURT

The Commissioners Court acknowledged the receipt of the County Auditor's Reports.

4. CONSIDERATION OF **ORDER #2015-02** – “APPROVING THE JOHNSON COUNTY TREASURER’S REPORT TO THE COMMISSIONERS COURT”

Comm. Bailey, seconded by Comm. Stringer, made a motion to approve [Order #2015-02](#) – “Approving the Johnson County [Treasurer’s Report](#) to the Commissioners 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. Bailey, made a motion to approve invoices from Precinct #1 for the total amount of \$16,797.19, which has been submitted to Texas Department of Transportation for payment.

All voted aye; motion carried.

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

No Action.

4. CONSIDERATION OF JOHNSON COUNTY JAIL EXPANSION AND RENOVATION

No Action.

VIII. NEW BUSINESS

1. CONSIDERATION TO ADVERTISE FOR BIDS/PROPOSALS

No Action.

2. CONSIDERATION OF BUDGET AMENDMENT PURSUANT TO THE LOCAL GOVERNMENT CODE *SECTION 111.0106* FOR AUCTION PROCEEDS: ROAD & BRIDGE, PRECINCT #2-\$2,897.50

Comm. Howell, seconded by Comm. Stringer, made a motion to approve the Budget Amendment pursuant to the [Local Government Code Section 111.0106](#) for Auction Proceeds: Road & Bridge, Precinct #2-\$2,897.50, and Kirk Kirkpatrick asked that the amount be rounded to the whole dollar amount (\$2,897.00) since the budget is in whole dollars.

All voted aye; motion carried.

3. CONSIDERATION OF FY 2014-2015 BUDGET AMENDMENT PURSUANT TO THE LOCAL GOVERNMENT CODE SECTION 111.010 for:
- a. Justice Court Building Security-Equipment Non Capital-\$3,740.00
  - b. General Fund, Revenue-Transfers from Other Funds-\$193,369.19
  - c. Motorola Simulcast Radio System-Capitalized Fees and Services-CIP-\$58,709.30, and Transfers to 57000-LE-\$193,369.19 – Total \$252,078.49
  - d. Justice Court Building Security-Building Repair and Maintenance-\$3,640.00

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the FY 2014-2015 Budget Amendment pursuant to the [Local Government Code Section 111.010](#) for Justice Court Building Security-Equipment Non Capital-\$3,740.00 to install panic buttons for JP #1 Court building approved in Commissioners Court on October 27, 2014; General Fund, Revenue-Transfers from Other Funds-\$193,369.19 for Motorola project complete and remaining funds transferred back to General Fund; Motorola Simulcast Radio System-Capitalized Fees and Services-CIP-\$58,709.30, and Transfers to 57000-LE-\$193,369.19 – Total \$252,078.49 to create budget for FY 2015, project is now complete and remainder of monies transferred back to General Fund; and Justice Court Building Security-Building Repair and Maintenance-\$3,640.00 for door locks for Justice of Peace #2-Burleson Sub-Courthouse approved during Budget process.

All voted aye; motion carried.

4. CONSIDERATION OF CONTRACT DOCUMENTS BETWEEN JOHNSON COUNTY AND CHILDRESS ENGINEERS, INC. FOR PROFESSIONAL MANAGEMENT, ENGINEERING AND/OR ARCHITECTURAL SERVICES IN CONNECTION WITH A UTILITY PROJECT CONSISTING OF CONSTRUCTION AND TESTING OF WASTEWATER COLLECTOR LINES, MANHOLES, AND OTHER APPURTENANCES ON A PROJECT KNOWN AS THE TXCDBG SANITARY SEWER IMPROVEMENT PROJECT

Comm. Howell, seconded by Comm. Bailey, made a motion to approve the [Contract Documents between Johnson County and Childress Engineers, Inc.](#) for Professional Management, Engineering and/or Architectural Services in connection with a utility project consisting of construction and testing of wastewater collector lines, manholes, and other appurtenances on a project known as the TXCDBG Sanitary Sewer Improvement Project and to give the County Judge the authorization to sign.

All voted aye; motion carried.

5. CONSIDERATION OF NON-RESIDENTIAL SERVICES CONTRACT BETWEEN JOHNSON COUNTY, TEXAS AND BECKY HARRIS, LSOTP-JUVENILE SERVICES DEPARTMENT

Comm. Stringer, seconded by Comm. Woolley, made a motion to approve the Non-Residential Services Contract between Johnson County, Texas and [Becky Harris](#), LSOTP-Juvenile Services Department and to give the County Judge the authorization to sign.

All voted aye; motion carried.

6. CONSIDERATION OF CONTRACT RENEWAL INVOICE FOR JETSCAN (CURRENCY COUNTER) MAINTENANCE WITH CUMMINS-ALLISON CORP. FOR JANUARY 20, 2015 TO JANUARY 19, 2016-TREASURER'S OFFICE

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [Contract Renewal Invoice for JETSCAN](#) (Currency Counter) Maintenance with Cummins-Allison Corp. for January 20, 2015 to January 19, 2016-Treasurer's Office in the amount of \$502.00.

All voted aye; motion carried.

7. CONSIDERATION OF QUARTERLY REQUEST FOR COUNTY REIMBURSEMENT OF JUROR PAYMENTS-DISTRICT CLERK'S OFFICE

Comm. Howell, seconded by Comm. Woolley, made a motion to approve the [Quarterly Request for County Reimbursement of Juror Payments](#)-District Clerk's Office and to give the County Judge the authorization to sign.

All voted aye; motion carried.

8. CONSIDERATION OF COMMUNICATION SYSTEM AGREEMENT BETWEEN JOHNSON COUNTY, TEXAS AND THE CITY OF KEENE-EMERGENCY MANAGEMENT DEPARTMENT

Comm. Woolley, seconded by Comm. Bailey, made a motion to approve the [Communication System Agreement](#) between Johnson County, Texas and the City of Keene-Emergency Management Department and to give the County Judge the authorization to sign.

All voted aye; motion carried.

9. ACKNOWLEDGEMENT OF THE AGREED JOINT STIPULATION OF DISMISSAL WITH PREJUDICE REGARDING 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

Commissioners Court acknowledged the Agreed Joint Stipulation of Dismissal with Prejudice Regarding 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.

10. CONSIDERATION OF ESTABLISHING A MINIMUM BID AMOUNT BASED ON APPROVED APPRAISED VALUE OF \$100,000.00 FOR PROPERTY LOCATED AT 271 DIAMOND LN. N., BURLESON, TEXAS, AND SALE THROUGH SEALED PROPOSAL UNDER RFP #2015-508-PURCHASING DEPARTMENT

Comm. Howell, seconded by Comm. Stringer, made a motion to approve of [establishing a minimum bid amount](#) based on approved appraised value of \$100,000.00 for property located at 271 Diamond Ln. N., Burleson, Texas, and sale through sealed proposal under **RFP #2015-518**-Purchasing Department with the minimum bid being \$100,000.00.

All voted aye; motion carried.

11. CONSIDERATION OF ESTABLISHING A MINIMUM BID AMOUNT BASED ON APPROVED APPRAISED VALUE OF \$174,000.00 FOR PROPERTY LOCATED AT 110 SOUTH MAIN STREET, CLEBURNE, TEXAS AND SALE THROUGH SEALED PROPOSAL UNDER **RFP #2015-509**-PURCHASING DEPARTMENT

Comm. Bailey, seconded by Comm. Howell, made a motion to approve of [establishing a minimum bid amount](#) based on approved appraised value of \$174,000.00 for property located at 110 South Main Street, Cleburne, Texas and sale through sealed proposal under **RFP #2015-509**-Purchasing Department with the minimum bid being \$174,000.00. After a discussion concerning this item, Commissioner Howell asked for permission to withdraw his second, request was denied and the vote was taken.

Comm. Rick Bailey	Aye
County Judge Roger Harmon	Aye
Comm. Kenny Howell	Nay
Comm. Jerry Stringer	Nay
Comm. Larry Woolley	Nay

Motion failed.

12. CONSIDERATION TO DECLARE MISCELLANEOUS ITEMS AS SURPLUS PURSUANT TO LOCAL GOVERNMENT CODE *SECTION 263.152 (a)(1)* AND PLACE ON RENE BATES AUCTION FOR SALE-PURCHASING DEPARTMENT

Comm. Bailey, seconded by Comm. Howell, made a motion to approve to [declare miscellaneous items as surplus](#) pursuant to Local Government Code *Section 263.152 (a)(1)* and place on Rene Bates Auction for sale-Purchasing Department.

All voted aye; motion carried.

13. CONSIDERATION OF LASER TECH SOLUTIONS B&W MAINTENANCE CONTRACT FOR AN IR 4235 COPIER, SERIAL #RKJ03342 FOR THE COUNTY JUDGE'S OFFICE-PURCHASING DEPARTMENT

Comm. Howell, seconded by Comm. Woolley, made a motion to approve the [Laser Tech Solutions B&W Maintenance Contract](#) for an IR 4235 copier, serial #RKJ03342 for the County Judge's Office-Purchasing Department and to give the County Judge the authorization to sign.

All voted aye; motion carried.

14. CONSIDERATION OF JOHNSON COUNTY TRAINING/TRANSITION POSITION POLICY-PERSONNEL DEPARTMENT

Comm. Bailey, seconded by Comm. Stringer, made a motion to approve the [Johnson County Training/Transition Position Policy](#)-Personnel Department as attached to these Minutes.

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

a. Change Order Number 004 – Audio Visual Equipment and New Fence and Gates in the Amount of \$29,616.25

Comm. Stringer, seconded by Comm. Bailey, made a motion to approve [Change Order Number 004](#) – Audio Visual Equipment and New Fence and Gates in the amount of \$29,616.25 and to give the County Judge the authorization to sign.

All voted aye; motion carried.



The Commissioners Court recessed at 10:16 A.M. and reconvened at 10:33 A.M. to consider the following:

VIII. NEW BUSINESS

15. CONSIDERATION OF APPOINTMENT OF TIM SINCLAIR TO THE JOHNSON COUNTY ECONOMIC DEVELOPMENT COMMISSION BOARD FOR A TWO YEAR TERM-PRECINCT #4

Comm. Woolley, seconded by Comm. Bailey, made a motion to approve the [appointment of Tim Sinclair](#) to the Johnson County Economic Development Commission Board for a two year term-Precinct #4.

All voted aye; motion carried.

16. CONSIDERATION OF APPOINTMENTS TO THE JOHNSON COUNTY HISTORICAL COMMISSION FOR 2015-2016

Comm. Stringer, seconded by Comm. Woolley, made a motion to approve the appointments to the [Johnson County Historical Commission for 2015-2016](#) per the attached list.

All voted aye; motion carried.

IX. CONSENT AGENDA

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

All voted aye; motion carried.

X. WORKSHOP

The Commissioners Court convened into Workshop Session at 10:38 A.M. to discuss the [Veterans Services Department Workload](#).

The Commissioners Court recessed at 11:48 A.M. and reconvened at 1:00 P.M.

The Commissioners Court reconvened into Open Session at 1:00 P.M.

**BE IT KNOWN** that Commissioners Court met in Executive Session at 1:00 P.M. in accordance with Government Code: a. *Sec. 551.074*-Personnel: (1) Robert Herod – Position #D18-008, Constable, Precinct #4 Office; (2) Claudia Gaarz – Position #F14-001, Treasurer’s Office; (3) Roy Giddens – Position #P01-017, Treasurer’s Office; and (4) Barbara George – Position #F06-001, Sheriff’s Office

The Commissioners Court reconvened into Open Session at 2:03 P.M. to consider the following:

X. WORKSHOP

The Commissioners Court convened into Workshop Session at 2:03 P.M. to discuss the 2015 Medical, Dental, and Vision Insurance Renewals-Personnel Department.

The Commissioners Court reconvened into Open Session at 2:59 P.M.

VIII. NEW BUSINESS

17. CONSIDERATION OF 2015 MEDICAL, DENTAL, AND VISION INSURANCE RENEWALS-PERSONNEL DEPARTMENT

Comm. Stringer, seconded by Comm. Howell, made a motion to approve the 2015 Medical, Dental, and Vision Insurance Renewals-Personnel by choosing to go with Texas Association of Counties (TAC/Blue Cross Blue Shield) for Medical Insurance for a period of nineteen (19) months and choosing Cigna for Vision Insurance for a period of nineteen (19) months with the County to pay the employees’ premiums, choosing Cigna for Dental Insurance with the premiums being paid by the employee.

Comm. Kenny Howell	Aye
Comm. Jerry Stringer	Aye
Comm. Larry Woolley	Aye
Comm. Rick Bailey	Nay
County Judge Roger Harmon	Abstained

Motion carried.

## XI. EXECUTIVE SESSION

### 1. Government Code:

#### a. *Sec. 551.074*-Personnel:

- (1) Robert Herod – Position #D18-008, Constable, Precinct #4 Office

Comm. Stringer, seconded by Comm. Howell made a motion to approve Robert Herod - Position #D18-008, Constable, Precinct #4 Office, being paid for fifteen (15) hours of overtime in the amount of \$342.45 and it will be taken from a line item of Constable Precinct #4 choosing.

All voted aye; motion carried.

- (2) Claudia Gaarz – Position #F14-001, Treasurer's Office

Comm. Stringer, seconded by Comm. Woolley, made a motion to approve a training position employee to train for Claudia Gaarz – Position #F14-001, Treasurer's Office for a maximum of 60 days.

All voted aye; motion carried.

- (3) Roy Giddens – Position #P01-017, Treasurer's Office

Comm. Stringer, seconded by Comm. Woolley, made a motion to approve to use some money from Roy Giddens – Position #P01-017, Treasurer's Office to help pay for the training position employee approved in the previous motion and the money will be transferred to the 510 Fund.

All voted aye; motion carried.

(4) Barbara George – Position #F06-001, Sheriff's Office

Comm. Howell, seconded by Comm. Bailey, made a motion to approve a training position employee to train for Barbara George – Position #F06-001, Sheriff's Office for a period of three (3) weeks and will be paid through the 510 Fund.

All voted aye; motion carried.

There being no further business before the Court concerning this agenda, Commissioners Court adjourned at 3:14 P.M.

Submitted by: \_\_\_\_\_  
County Clerk  
Becky Ivey

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