

STATE OF TEXAS

[March 3, 2015](#)

COUNTY OF JOHNSON

COMMISSIONERS COURT

BE IT KNOWN that on the 3rd day of March, 2015, the Honorable Commissioners Court of Johnson County, Texas, met in Special 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 9:28 A.M., with all members present, and following the Invocation led by County Judge Roger Harmon, 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 27, 2015 at 10:44 A.M., were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

1. PRESENTATION OF PLAQUE TO JOHNSON COUNTY RETIRING EMPLOYEE, JUNE O'NEAL, PRECINCT #4

The presentation of a plaque to Johnson County retiring employee, June O'Neal, Precinct #4 was rescheduled and will be presented next Monday in Commissioners Court.

2. PRESENTATION OF JOHNSON COUNTY COMPLIANCE SUMMARY FY 2015 FROM CAREFLITE

A presentation of the Johnson County [Compliance Summary FY 2015](#) from CareFlite was given to Commissioners Court by Doug Filbert of CareFlite.

V. PUBLIC PARTICIPATION

None.

VI. PRECEDING BUSINESS

1. CONSIDERATION OF MINUTES OF THE COMMISSIONERS COURT:

- a. January 12, 2015 – Regular Session
- b. January 26, 2015 – Regular Session
- c. February 2, 2015 – Special Session

Comm. Stringer, seconded by Comm. Howell, made a motion to approve the Commissioners Court Minutes for January 12, 2015, January 26, 2015 and February 2, 2015.

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 COMMISSIONERS COURT

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

4. CONSIDERATION OF **ORDER #2015-05** – “APPROVING THE JOHNSON COUNTY TREASURER’S REPORT TO THE COMMISSIONERS COURT”

Comm. Howell, seconded by Comm. Stringer, made a motion to approve [Order #2015-05](#) – “Approving the Johnson County [Treasurer’s Report](#) to the Commissioners Court”.

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

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

Disc. No Action.

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

No Action.

4. CONSIDERATION OF JOHNSON COUNTY JAIL EXPANSION AND RENOVATION

Disc. No Action.

VIII. NEW BUSINESS

1. CONSIDERATION TO ADVERTISE FOR BIDS/PROPOSALS

No Action.

2. CONSIDERATION OF FY 2014-2015 BUDGET AMENDMENT PURSUANT TO THE LOCAL GOVERNMENT CODE SECTION 111.010 for:

- a. Courthouse Security Fund-Small Tools and Supplies-\$5,200.00, Equipment Non-Capital-\$10,008.00, and Equipment Capital-\$9,715.00 – Total-\$24,923.00

Comm. Howell, seconded by Comm. Woolley, made a motion to approve the FY 2014-2015 Budget Amendment pursuant to the Local Government Code [Section 111.010 for Courthouse Security Fund](#)-Small Tools and Supplies-\$5,200.00, Equipment Non-Capital-\$10,008.00, and Equipment Capital-\$9,715.00 – Total-\$24,923.00 to enhance security system at Guinn Justice Center total \$24,923.00.

All voted aye; motion carried.

3. CONSIDERATION OF MEMORANDUM OF UNDERSTANDING FOR INFORMATION TECHNOLOGY SERVICES BETWEEN TEXAS A&M AGRILIFE EXTENSION AND JOHNSON COUNTY-IT DEPARTMENT

Comm. Bailey, seconded by Comm. Woolley, made a motion to approve the [Memorandum of Understanding for Information Technology Services](#) between Texas A&M Agrilife Extension and Johnson County-IT Department and to give the County Judge the authorization to sign.

All voted aye; motion carried.

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

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

All voted aye; motion carried.

5. CONSIDERATION OF RACIAL PROFILING REPORT – CONSTABLE, PRECINCT #2

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

All voted aye; motion carried.

6. CONSIDERATION OF RACIAL PROFILING REPORT – CONSTABLE, PRECINCT #3

Comm. Stringer, seconded by Comm. Woolley, made a motion to approve the [Racial Profiling Report – Constable, Precinct #3](#).

All voted aye; motion carried.

7. CONSIDERATION OF RACIAL PROFILING REPORT – CONSTABLE, PRECINCT #4

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

All voted aye; motion carried.

8. CONSIDERATION TO REQUEST UNCLAIMED MONEY FROM THE TEXAS COMPTROLLER OF PUBLIC ACCOUNTS

Comm. Stringer, seconded by Comm. Woolley, made a motion to approve to request [unclaimed money from the Texas Comptroller of Public Accounts](#).

All voted aye; motion carried.

9. CONSIDERATION OF DRAW REQUEST #1 FOR JOHNSON COUNTY'S COMMUNITY DEVELOPMENT BLOCK GRANT PROJECT CONTRACT NUMBER 7214241 IN THE AMOUNT OF \$11,000.00

Comm. Howell, seconded by Comm. Bailey, made a motion to approve the [Draw Request #1 for Johnson County's Community Development Block Grant](#) Project Contract Number 7214241 in the amount of \$11,000.00 and to give the County Judge and the County Auditor the authorization to sign.

All voted aye; motion carried.

10. CONSIDERATION OF INTERLOCAL AGREEMENT FOR ROAD CONSTRUCTION AND REPAIR WITH THE CITY OF GODLEY FOR REPAIRS OF 375 FT. OF SOUTH MAIN STREET-PRECINCT #1

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [Interlocal Agreement for Road Construction and Repair](#) with the City of Godley for Repairs of 375 Ft. of South Main Street-Precinct #1.

All voted aye; motion carried.

11. CONSIDERATION OF COMMISSIONERS COURT APPROVAL FOR INTERLOCAL AGREEMENT PROJECT WITH THE CITY OF GODLEY FOR REPAIRS OF 375 FT. OF SOUTH MAIN STREET-PRECINCT #1

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [Commissioners Court Approval for Interlocal Agreement Project](#) with the City of Godley for Repairs of 375 Ft. of South Main Street-Precinct #1.

All voted aye; motion carried.

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. Stringer, 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 AMENDED OVERTIME/COMPENSATORY TIME POLICY-PERSONNEL DEPARTMENT

Comm. Bailey, seconded by County Judge Roger Harmon, made a motion to approve the Amended Overtime/Compensatory Time Policy-Personnel Department. After discussing this item, Comm. Howell, seconded by Comm. Woolley, made a motion to approve to amend the Amended Overtime/Compensatory Time Policy-Personnel Department with additional wording added to the end of the second sentence, #9 “Use of Compensatory Time”. That sentence will now read: “Employees must use all available compensatory time prior to using accrued vacation, personal, or bonus time once one hundred (100) hours of compensatory time has been accrued”.

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

Motion carried.

Then the original motion made by Comm. Bailey, seconded by County Judge Roger Harmon, to approve the [Amended Overtime/Compensatory Time Policy](#)- Personnel Department with the new wording approved in the motion above, was voted on.

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

Motion carried.

14. CONSIDERATION OF JOHNSON COUNTY PAYMENT FOR SERVICES OF PREVENTATIVE CARE DUE TO EXPOSURE TO COMMUNICABLE DISEASES-PERSONNEL DEPARTMENT

Comm. Woolley, seconded by Comm. Howell, made a motion to approve of Johnson County payment for services of [preventative care due to exposure](#) to communicable diseases-Personnel Department as presented and the cost of these expenses will be charged to Johnson County.

All voted aye; motion carried.

The Commissioners Court recessed at 10:46 A.M. and reconvened at 11:00 A.M. to consider the following:

7. CONSIDERATION OF RACIAL PROFILING REPORT – CONSTABLE, PRECINCT #4

Comm. Woolley, seconded by Comm. Bailey, made a motion to approve the [Racial Profiling Report – Constable, Precinct #4](#).

All voted aye; motion carried.

15. CONSIDERATION OF APPOINTMENTS TO JOHNSON COUNTY BOARDS TO FILL UNEXPIRED TERMS OF RETIRED COMMISSIONER DON BEESON:

a. [City of Cleburne Tax Increment Finance \(TIF\) #1](#)

Comm. Howell, seconded by Comm. Woolley, made a motion to approve the appointment of Commissioner Rick Bailey, Precinct #1 to the City of Cleburne Tax Increment Finance (TIF) #1 Board for a 2 year term which expires July 1, 2016.

All voted aye; motion carried.

b. [City of Cleburne Tax Increment Finance \(TIF\) #2](#)

Comm. Stringer, seconded by Comm. Bailey, made a motion to approve the appointment of Commissioner Larry Woolley, Precinct #4 to the City of Cleburne Tax Increment Finance (TIF) #2 Board for a 2 year term which expires April 1, 2015.

All voted aye; motion carried.

c. [City of Alvarado TIRZ \(TIF\) Advisory Board](#)

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the appointment of Commissioner Larry Woolley, Precinct #4 to the City of Alvarado TIRZ (TIF) Advisory Board for a 2 year term which expires July 14, 2016.

All voted aye; motion carried.

d. [City of Alvarado TIRZ #2 Board](#)

Comm. Stringer, seconded by Comm. Bailey, made a motion to approve the appointment of Commissioner Larry Woolley, Precinct #4 to the City of Alvarado TIRZ #2 Board for a 2 year term which expires July 14, 2016.

All voted aye; motion carried.

e. Central Appraisal District Board

Comm. Stringer, seconded by Comm. Howell, made a motion to approve the appointment of Commissioner Larry Woolley, Precinct #4 to the Central Appraisal District Board for a 2 year term which expires December 31, 2015.

All voted aye; motion carried.

16. CONSIDERATION OF OFFICIAL BOND AND OATH FOR JOSHUA CONNOR HAY, DEPUTY CONSTABLE, PRECINCT #1

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the Official Bond and Oath for Joshua Connor Hay, Deputy Constable, Precinct #1.

All voted aye; motion carried.

IX. CONSENT AGENDA

Comm. Stringer, seconded by Comm. Howell, made a motion to approve all items on the Consent Agenda.

All voted aye; motion carried.

BE IT KNOWN that Commissioners Court met in Executive Session at 11:12 A.M. in accordance with Government Code: a. *Sec. 551.071*-Consultation with Attorney, Pending Litigation - Bruce and Rae Haddix (Petitioners) v. Commissioner of Internal Revenue (Respondent), United States Tax Court, Docket No. 019647-13.

The Commissioners Court reconvened into Open Session at 11:27 A.M. to consider the following:

X. EXECUTIVE SESSION

1. Government Code:
 - a. *Sec. 551.071*-Consultation with Attorney, Pending Litigation - Bruce and Rae Haddix (Petitioners) v. Commissioner of Internal Revenue (Respondent), United States Tax Court, Docket No. 019647-13.

Comm. Stringer, seconded by Comm. Howell, made a motion that the Commissioners Court find the representation with Grant Blaies of Blaies and Hightower, L.L.P. is for a professional service and that the Commissioners Court grant an exemption under Section 262.024, Local Government Code, from the competitive bidding requirements of Section 262.023, Local Government Code, and [enter an order to that affect](#), and that the Commissioners Court approve the representation with Grant Blaies of Blaies and Hightower, L.L.P. and to approve a Letter of Agreement with the same firm.

All voted aye; motion carried.

There being no further business before the Court concerning this agenda, Commissioners Court adjourned at 11:30 A.M.

[Submitted by:](#) _____
County Clerk
Becky Ivey

Approved by: _____
County Judge
Roger Harmon