

STATE OF TEXAS

May 26, 2015

COUNTY OF JOHNSON

COMMISSIONERS COURT

BE IT KNOWN that on the 26th day of May, 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 9:01 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 May 21, 2015 at 1:12 P.M., were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

Commissioner Woolley, Precinct #4, commented on road closures from the recent storms. He said the County continues to have issues with people moving and driving around barricades. He said he had one incident this past weekend with a road being closed for safety concerns due to the road structure being compromised, not due to high water. He had a vehicle go around him as he was attempting to reposition a Road Closed sign. He stressed that the public needs to heed the signs and warnings put out by the Precincts. Commissioner Bailey, Precinct #1, agreed this was a frustrating situation, not only are those people risking their own lives when they don't obey the closure signs, but potentially the lives of others. Sheriff Alford said not obeying the signs is a criminal offense. If identified, the offending parties could be issued a citation. Commissioner Bailey said the Forestry Service, along with TxDOT is ready to begin the clean-up efforts around the County. Commissioner

Woolley asked that the citizens who live in those areas be patient. County Judge Roger Harmon asked that the news media get the word out to the public about obeying the road closure signs and barricades and the possibility of fines if not obeyed.

1. PRESENTATION OF JOHNSON COUNTY COMPLIANCE SUMMARY APRIL 2015 FROM CAREFLITE

A presentation of the Johnson County [Compliance Summary April 2015 from CareFlite](#) was given to Commissioners Court by Douglas Filbert, Director of Ground Operations of CareFlite.

2. PRESENTATION OF THE COMPREHENSIVE ANNUAL FINANCIAL REPORT FOR FISCAL YEAR ENDING SEPTEMBER 30, 2014-AUDITOR

A presentation of the Comprehensive Annual Financial Report for Fiscal Year Ending September 30, 2014 was given to Commissioners Court by Kirk Kirkpatrick, County Auditor.

VI. PUBLIC PARTICIPATION

None.

Comprehensive Annual Financial Report is in Conference room

V. PUBLIC HEARINGS

The Commissioners Court opened a [Public Hearing at 9:30 A. M. to discuss:](#)

1. “ESTABLISHING A SPEED LIMIT OF 30 MPH AND “NO PARKING” ON CR 1108, BEGINNING AT FM 916 “SMITH RANCH ROAD” TO THE INTERSECTION OF CR 1117 IN JOHNSON COUNTY, TEXAS-PRECINCT #1”

Commissioner Bailey, Precinct #1 spoke in regards to “Establishing a Speed Limit of 30 MPH and “No Parking” on CR 1108, Beginning at FM 916 “Smith Ranch Road” to the Intersection of CR 1117 in Johnson County, Texas-Precinct #1”. He said there are businesses in the area and this is an attempt to slow down the truck traffic as well as the traffic in general. Chief Mike Powell, Sheriff’s Office, said that the trucks are parking on one side of CR 1108 and this impedes traffic due to the narrow width of this County road. There being no one else present to speak, the hearing was closed at 9:34 A.M.

VII. PRECEDING BUSINESS

1. CONSIDERATION OF **ORDER #2015-19** - “ESTABLISHING A SPEED LIMIT OF 30 MPH AND “NO PARKING” ON CR 1108, BEGINNING AT FM 916 “SMITH RANCH ROAD” TO THE INTERSECTION OF CR 1117 IN JOHNSON COUNTY, TEXAS-PRECINCT #1”

Comm. Bailey, seconded by Comm. Howell, made a motion to approve [Order #2015-19](#) -“Establishing a Speed Limit of 30 MPH and “No Parking” on CR 1108, Beginning at FM 916 “Smith Ranch Road” to the Intersection of CR 1117 in Johnson County, Texas-Precinct #1”.

All voted aye; motion carried.

2. CONSIDERATION OF MINUTES OF THE COMMISSIONERS COURT:
 - a. April 27, 2015 – Regular Session

Comm. Howell, seconded by Comm. Stringer, made a motion to approve the Commissioners Court Minutes for April 27, 2015.

All voted aye; motion carried.

3. 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.

4. 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.

5. CONSIDERATION OF **ORDER #2015-20** - “APPROVING THE JOHNSON COUNTY TREASURER’S REPORT TO THE COMMISSIONERS COURT”

Comm. Stringer, seconded by Comm. Woolley, made a motion to approve [Order #2015-20](#) - “Approving the Johnson County [Treasurer’s Report](#) to the Commissioners Court”.

All voted aye; motion carried.

6. CONSIDERATION OF RE-PLAT OF BELL MANOR ESTATES, AN ADDITION IN PRECINCT #2-PUBLIC WORKS DEPARTMENT

Comm. Howell, seconded by Comm. Woolley, made a motion to approve the [re-plat of Bell Manor Estates](#), an addition in Precinct #2-Public Works Department.

All voted aye; motion carried.

7. CONSIDERATION OF RENEWAL OF RFP #2013-313 – ESTRAY ANIMAL SERVICES FOR JOHNSON COUNTY

Comm. Bailey, seconded by Comm. Stringer, made a motion to approve the [renewal of RFP #2013-313](#) – Estray Animal Services for Johnson County with Darby’s Estray Animals with a small increase in price for small animal pick up.

All voted aye; motion carried.

IX. NEW BUSINESS

26. CONSIDERATION TO APPLY FOR THE FY 2016/17 ADULT POTENTIALLY PREVENTABLE HOSPITALIZATIONS INITIATIVE WITH THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES, TO BE ADMINISTERED BY TEXAS HEALTH RESOURCES, CLEBURNE, TEXAS

Comm. Howell, seconded by Comm. Woolley, made a motion to approve to [apply for the FY 2016/17 Adult Potentially Preventable Hospitalizations](#) Initiative with the Texas Department of State Health Services, to be administered by Texas Health Resources, Cleburne, Texas.

All voted aye; motion carried.

4. CONSIDERATION OF **ORDER #2015-18** - “COMMISSIONERS COURT GRANTING AN EXEMPTION UNDER SECTION 262.024, LOCAL GOVERNMENT CODE, FROM THE BIDDING REQUIREMENTS OF SECTION 262.023, LOCAL GOVERNMENT CODE, UPON A FINDING THAT THE INVESTMENT AND MANAGEMENT OF JOHNSON COUNTY’S PUBLIC FUNDS IS A PROFESSIONAL SERVICE”

Comm. Bailey, seconded by Comm. Howell, made a motion to approve [Order #2015-18](#) - “Commissioners Court Granting an Exemption Under Section 262.024, Local Government Code, from the Bidding Requirements of Section 262.023, Local Government Code, Upon a Finding that the Investment and Management of Johnson County’s Public Funds is a Professional Service”.

All voted aye; motion carried.

5. CONSIDERATION OF AGENCY AGREEMENT AND SCHEDULE “A” BETWEEN JOHNSON COUNTY, TEXAS, AND FIRST FINANCIAL TRUST & ASSET MANAGEMENT COMPANY, N.A.-TREASURER’S OFFICE

Comm. Bailey, seconded by Comm. Stringer, made a motion to approve the [Agency Agreement and Schedule “A”](#) between Johnson County, Texas, and First Financial Trust & Asset Management Company, N.A.-Treasurer’s Office and to give the County Judge and the County Treasurer the authorization to sign.

All voted aye; motion carried.

The Commissioners Court recessed at 9:58 A.M. and reconvened at 10:08 A.M. to consider the following:

6. CONSIDERATION OF CONTRACT FOR SUBSTANCE ABUSE RESIDENTIAL SERVICES WITH NEXUS RECOVERY CENTER-JUVENILE SERVICES

Comm. Woolley, seconded by Comm. Stringer, made a motion to approve the Contract for [Substance Abuse Residential Services with Nexus Recovery Center-Juvenile Services](#) and to give the County Judge the authorization to sign.

All voted aye; motion carried.

VIII. UNFINISHED BUSINESS

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

Pass.

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

No Action.

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

Comm. Bailey, seconded by Comm. Howell, made a motion to approve to continue with the open salary range plan as contracted with Segal Waters, Inc.

All voted aye; motion carried.

4. CONSIDERATION OF JOHNSON COUNTY JAIL EXPANSION AND RENOVATION

Discussion. No Action.

5. CONSIDERATION OF **ORDER #2015-21** - "ORDER CONTINUING THE DECLARATION OF A LOCAL STATE OF DISASTER FOR JOHNSON COUNTY, TEXAS"

Comm. Bailey, seconded by Comm. Woolley, made a motion to approve [Order #2015-21](#) - "Order Continuing the Declaration of a Local State of Disaster for Johnson County, Texas".

All voted aye; motion carried.

IX. 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. Insurance Claims – Equipment Capital \$23,075.00

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the Budget Amendment pursuant to the Local Government Code *Section 111.0106* for Insurance Claims – Equipment Capital \$23,075.00 for replacement of patrol unit (wrecked unit #676).

All voted aye; motion carried.

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

a. Mineral Revenue Reserve Fund – Transfer to 57000 - \$28,568.18

b. Mineral Revenue Reserve Fund – Transfer to 57000 - \$9,948.18

Comm. Stringer, seconded by Comm. Bailey, made a motion to approve the FY 2014-2015 Budget Amendment pursuant to the Local Government Code *Section 111.010* for Mineral Revenue Reserve Fund – Transfer to 57000 - \$28,568.18 transfer to Motorola Simulcast Radio System, final expenses incurred for Site 4, contract change order #6; and Mineral Revenue Reserve Fund – Transfer to 57000 - \$9,948.18 transfer to Jail Lift Station Fund 7050, final expenses incurred, Childress Engineers and Trophy Construction.

All voted aye; motion carried.

7. CONSIDERATION OF TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM DISASTER RELIEF FUND-COUNTY JUDGE’S OFFICE

Comm. Bailey, seconded by Comm. Woolley, made a motion to approve the [Texas Community Development Block Grant Program Disaster Relief Fund](#)-County Judge's Office.

All voted aye; motion carried.

8. CONSIDERATION OF DONATION TO JOHNSON COUNTY CSCD OF \$44,552.00-AUDITOR'S OFFICE

Comm. Howell, seconded by Comm. Bailey, made a motion to approve the [donation to Johnson County CSCD](#) of \$44,552.00-Auditor's Office.

All voted aye; motion carried.

9. CONSIDERATION OF MAINTENANCE AGREEMENT ADDENDUM QUOTATION WITH MORPHO TRUST USA FOR LIVESCAN FINGERPRINTING EQUIPMENT LOCATED AT THE GUINN JUSTICE CENTER-COUNTY ATTORNEY'S OFFICE

Comm. Bailey, seconded by Comm. Stringer, made a motion to approve the [Maintenance Agreement Addendum Quotation with Morpho Trust USA](#) for Livescan Fingerprinting Equipment located at the Guinn Justice Center-County Attorney's Office and to give the County Judge the authorization to sign.

All voted aye; motion carried.

10. CONSIDERATION OF INTERLOCAL AGREEMENT WITH THE TOWN OF CROSS TIMBER FOR REMOVAL AND RE-INSTALLATION OF CITY LIMIT, SPEED LIMIT, AND CHILDREN AT PLAY SIGNS-PRECINCT #4

Comm. Woolley, seconded by Comm. Stringer, made a motion to approve the [Interlocal Agreement with the Town of Cross Timber](#) for Removal and Re-Installation of City Limit, Speed Limit, and Children at Play Signs-Precinct #4.

All voted aye; motion carried.

11. CONSIDERATION OF COMMISSIONERS COURT APPROVAL FOR INTERLOCAL AGREEMENT PROJECT-PRECINCT #4

Comm. Woolley, seconded by Comm. Bailey, made a motion to approve the [Commissioners Court Approval for Interlocal Agreement](#) Project-Precinct #4.

All voted aye; motion carried.

12. CONSIDERATION OF MISSISSIPPI DEPARTMENT OF REVENUE
CERTIFICATE OF INTERSTATE SALES AND OWNER WARRANTY
REGISTRATION FORM FROM DURACO, INC. FOR THE PURCHASE OF A
DURAMAXX ROAD PATCHER FOR PRECINCT #3-PURCHASING
DEPARTMENT

Comm. Stringer, seconded by Comm. Howell, made a motion to approve the [Mississippi Department of Revenue Certificate of Interstate Sales](#) and Owner Warranty Registration Form from Duraco, Inc. for the purchase of a Duramaxx Road Patcher for Precinct #3-Purchasing Department and to give the County Judge the authorization to sign.

All voted aye; motion carried.

13. CONSIDERATION OF ONE (1) \$150.00 CASH DRAWER IN THE PUBLIC
WORKS DEVELOPMENT AREA-PUBLIC WORKS DEPARTMENT

Comm. Bailey, seconded by Comm. Stringer, made a motion to approve one [\(1\) \\$150.00 cash drawer in the Public Works Development](#) Area-Public Works Department.

All voted aye; motion carried.

14. CONSIDERATION OF THE E-VERIFY MEMORANDUM OF
UNDERSTANDING FOR EMPLOYERS WITH THE DEPARTMENT OF
HOMELAND SECURITY-PERSONNEL DEPARTMENT

Comm. Stringer, seconded by Comm. Woolley, made a motion to approve the [E-Verify Memorandum of Understanding for Employers](#) with the Department of Homeland Security-Personnel Department and to give the Personnel Director the authorization to sign.

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

Motion carried.

15. CONSIDERATION OF TEXAS ASSOCIATION OF COUNTIES HEALTH AND EMPLOYEE BENEFITS POOL INTERLOCAL PARTICIPATION AGREEMENT TO INCLUDE PARTICIPATION IN THE ARTS PROGRAM-PERSONNEL DEPARTMENT

Comm. Bailey, seconded by Comm. Stringer, made a motion to approve the [Texas Association of Counties Health and Employee Benefits Pool Interlocal Participation Agreement](#) to include participation in the ARTS Program-Personnel Department and to give the Personnel Director the authorization to sign as the Member's Pool Coordinator.

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

Motion carried.

16. CONSIDERATION OF COMMUNITY DEVELOPMENT BLOCK GRANT CONTRACT CD 7214241 ENVIRONMENTAL REVIEW RECORD FROM GRANT WORKS WHICH INCLUDES NOTICE OF FINDING NO SIGNIFICANT IMPACT AND INTENT TO REQUEST RELEASE OF FUNDS, REQUEST FOR RELEASE OF FUNDS AND COVER LETTER TO TDA-ORA-COUNTY JUDGE'S OFFICE

Comm. Howell, seconded by Comm. Stringer, made a motion to approve the [Community Development Block Grant Contract CD 7214241](#) Environmental Review Record from Grant Works which includes Notice of Finding No Significant Impact and Intent to Request Release of Funds, Request for Release of Funds and Cover Letter to TDA-ORA-County Judge's Office and to give the County Judge the authorization to sign.

All voted aye; motion carried.

17. CONSIDERATION OF MASTER SERVICES AGREEMENT BETWEEN JOHNSON COUNTY, TEXAS AND LIFTOFF, LLC FOR OFFICE 365 IMPLEMENTATION-IT DEPARTMENT

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [Master Services Agreement between Johnson County, Texas and Liftoff, LLC](#) for Office 365 Implementation-IT Department and to give the County Judge the authorization to sign.

All voted aye; motion carried.

18. CONSIDERATION OF APPOINTMENT OF KEN RICHARDSON OF BURLESON, TEXAS, TO THE JOHNSON COUNTY HISTORICAL COMMISSION

Comm. Howell, seconded by Comm. Woolley, made a motion to approve the [appointment of Ken Richardson of Burleson, Texas](#), to the Johnson County Historical Commission.

All voted aye; motion carried.

19. CONSIDERATION OF CONTINUATION CERTIFICATE FOR DAN H. TAYLOR, HAMM CREEK PARK SUPERVISOR

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [Continuation Certificate for Dan H. Taylor](#), Hamm Creek Park Supervisor.

All voted aye; motion carried.

20. CONSIDERATION OF VOLUNTEER IN PARKS (VIP) BOND FOR JUAN F. TOVAR

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [Volunteer in Parks \(VIP\) Bond for Juan F. Tovar](#).

All voted aye; motion carried.

21. CONSIDERATION OF RENEWAL OF QUETEL SOFTWARE SUPPORT AGREEMENT FOR THE S.T.O.P. SPECIAL CRIMES UNIT

Comm. Woolley, seconded by Comm. Bailey, made a motion to approve the renewal of [Quetel Software Support Agreement](#) for the S.T.O.P. Special Crimes Unit and to give the County Judge the authorization to sign.

All voted aye; motion carried.

22. ACKNOWLEDGEMENT OF AMENDMENT/MODIFICATION HSCEDM-15-F-IG034 MOD 2 NO. P00002 NO COST MODIFICATION TO EXTEND THE PERIOD OF PERFORMANCE THROUGH MARCH 31, 2015-SHERIFF'S OFFICE

The Commissioners Court acknowledged the Amendment/Modification [HSCEDM-15-F-IG034 Mod 2 No. P00002](#) No Cost Modification to Extend the Period of Performance through March 31, 2015-Sheriff's Office.

24. CONSIDERATION OF AMENDMENT/MODIFICATION HSCEDM-14-F-IG015 MOD 12 P00012 DE-OBLIGATE FUNDS IN THE AMOUNT OF \$888,340.70-SHERIFF'S OFFICE

Comm. Stringer, seconded by Comm. Howell, made a motion to approve the Amendment/Modification [HSCEDM-14-F-IG015 Mod 12 P00012](#) De-Obligate Funds in the amount of \$888,340.70-Sheriff's Office and to give the County Judge the authorization to sign.

All vote aye; motion carried.

23. ACKNOWLEDGEMENT OF AMENDMENT/MODIFICATION HSCEDM-15-F-IG034 MOD 3 NO. P00003 TO PROVIDE DETENTION FUNDING AND TRANSPORTATION IN THE AMOUNT OF \$2,302,895.40-SHERIFF'S OFFICE

The Commissioners Court acknowledged the Amendment/Modification [HSCEDM-15-F-IG034 Mod 3 No. P00003](#) to Provide Detention Funding and Transportation in the Amount of \$2,302,895.40-Sheriff's Office.

25. CONSIDERATION OF INTERLOCAL COOPERATION AGREEMENT WITH THE CITY OF VENUS REGARDING ENTERING OF CLASS C WARRANTS INTO THE NORTH CENTRAL TEXAS CRIME INFORMATION CENTER THROUGH JOHNSON COUNTY SHERIFF'S OFFICE

Comm. Bailey, seconded by Comm. Howell, made a motion to deny the Interlocal Cooperation Agreement with the City of Venus Regarding Entering of Class C Warrants into the North Central Texas Crime Information Center through Johnson County Sheriff's Office.

All voted aye; motion carried.

X. CONSENT AGENDA

Comm. Bailey, seconded by Comm. Stringer, 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 11:29 A.M. in accordance with Government Code a. *Sec. 551.074*-Personnel Matters: (1) Reclassification of Position D03-004-Sheriff's Office.

The Commissioners Court reconvened into Open Session at 11:57 A.M. to consider the following:

XII. EXECUTIVE SESSION

1. Government Code:

a. *Sec. 551.074*-Personnel Matters:

(1) Reclassification of Position D03-004-Sheriff's Office

Comm. Howell, seconded by Comm. Woolley, made a motion to approve the reclassification of Position D03-004-Sheriff's Office with an additional transfer of \$10,500.00 of the budgeted salary from Position D09-001 to position D03-004 to fund the entire annual salary of \$54,504.00, and to be effective today, May 26, 2015.

All voted aye; motion carried.

There being no further business before the Court concerning this agenda, Commissioners Court adjourned at 11:58 A.M.

Submitted by: _____
County Clerk
Becky Ivey

Approved by: _____
County Judge
Roger Harmon