

STATE OF TEXAS

[October 13, 2015](#)

COUNTY OF JOHNSON

COMMISSIONERS COURT

BE IT KNOWN that on the 13<sup>th</sup> day of October, 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 9:02 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 October 8, 2015 at 12:59 P.M., were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

1. PRESENTATION OF LENGTH OF SERVICE PINS TO JOHNSON COUNTY EMPLOYEES

Employees of Johnson County were recognized for their service to the County and employees were given Service Pins, [as attached to these Minutes](#).

3. PRESENTATION FOR NATIONAL 4-H WEEK

Kristen Clark and Gracie Walling, Johnson County Extension Agents, made a presentation to Commissioners Court concerning National 4-H Week and they also presented a small token of their appreciation to the County Judge and each of the four County Commissioners for their support of all the Extension Office Projects.

2. PRESENTATION OF PROCLAMATION FOR NATIONAL DOMESTIC VIOLENCE AWARENESS MONTH

Commissioners Court proclaimed October 2015 as [National Domestic Violence Awareness](#) Month.

VIII. NEW BUSINESS

4. CONSIDERATION OF REQUEST FROM THE FAMILY CRISIS CENTER AND THE ZONTA CLUB OF JOHNSON COUNTY TO HAVE A SHOE DISPLAY IN THE COURTHOUSE THAT HONORS A VICTIM OF DOMESTIC VIOLENCE THAT IS NO LONGER WITH US

Comm. Bailey, seconded by Comm. Woolley, made a motion to approve the request from the Family Crisis Center and the Zonta Club of Johnson County to have a shoe display in the Courthouse that honors a victim of domestic violence that is no longer with us, with the approval for the display to be Wednesday, October 21, 2015 inside or outside at the Historic Courthouse, or with the approval of Judge Bosworth, at the Guinn Justice Center.

All voted aye; motion carried.

V. PUBLIC PARTICIPATION

None.

VI. PRECEDING BUSINESS

1. CONSIDERATION OF REQUEST TO PAY BILLS

Comm. Bailey, seconded by Comm. Howell, made a motion to [pay bills as presented.](#)

All voted aye; motion carried.

2. 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.

VII. UNFINISHED BUSINESS

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

- a. Consideration of AIA Document G701-2001 – Change Order Number 6 for Wheel Stops in the Amount of \$2,131.25

Comm. Stringer, seconded by Comm. Howell, made a motion to approve [AIA Document G701-2001](#)– Change Order Number 6 for Wheel Stops in the amount of \$2,131.25 and to give the County Judge the authorization to sign.

All voted aye; motion carried.

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 ARCHITECTURAL DESIGN, SPECIFICATION, FINANCIAL PROGRAM REQUIREMENTS, AND CONTRACTS FOR THE JOHNSON COUNTY JAIL EXPANSION AND RENOVATION

- a. Consideration and Approval of Sedalco’s Statutory Performance Bond in the amount of \$18,646,608.00 (with Continental Casualty Company as Surety) Related to Construction of Phase One Building C5 and New Control Room in Building C1 of the Johnson County Jail Expansion and Renovations Project.

Comm. Stringer, seconded by Comm. Woolley, made a motion to approve [Sedalco’s Statutory Performance Bond](#) in the amount of \$18,646,608.00 (with Continental Casualty Company as Surety) Related to Construction of Phase One Building C5 and New Control Room in Building C1 of the Johnson County Jail Expansion and Renovations Project.

All voted aye; motion carried.

- b. Consideration and Approval of Sedalco’s Statutory Payment Bond in the amount of \$18,646,608.00 (with Continental Casualty Company as Surety) Related to Construction of Phase One Building C5 and New Control Room in Building C1 of the Johnson County Jail Expansion and Renovations Project.

Comm. Stringer, seconded by Comm. Howell, made a motion to approve [Sedalco’s Statutory Payment Bond](#) in the amount of \$18,646,608.00 (with Continental Casualty Company as Surety) Related to Construction of Phase One Building C5 and New Control Room in Building C1 of the Johnson County Jail Expansion and Renovations Project.

All voted aye; motion carried.

4. CONSIDERATION OF ORDER #2015-28 – “PROHIBITION OF OUTDOOR BURNING”

Comm. Bailey, seconded by Comm. Woolley, made a motion to approve the [Second Amended Order #2015-28](#) – “Prohibition of Outdoor Burning”, which reinstates Precinct #1 into the burn ban for the County.

All voted aye; motion carried.

5. CONSIDERATION OF JUVENILE CASE MANAGER-JUVENILE SERVICES DEPARTMENT:

- a. Consideration of Juvenile Case Manager Job Description

Comm. Woolley, seconded by Comm. Stringer, made a motion to approve of the Juvenile Case Manager Job Description [as presented and attached](#).

All voted aye; motion carried.

- b. Consideration of Juvenile Case Manager Budget for this Position

Comm. Howell, seconded by Comm. Stringer, made a motion to approve the Juvenile Case Manager Budget for this Position [as presented and attached](#).

All voted aye; motion carried.

- c. Consideration of Juvenile Case Manager Personnel Grade for this Position

Comm. Stringer, seconded by Comm. Woolley, made a motion to approve the Juvenile Case Manager Personnel Grade for this Position as a Grade 107.

All voted aye; motion carried.

d. Consideration to Reinstate Collection of Court Costs Regarding the Juvenile Case Manager Fee

Comm. Bailey, seconded by Comm. Woolley, made a motion to approve to reinstate collection of court costs regarding the Juvenile Case Manager Fee, effective October 26, 2015 when a Budget Amendment will be presented during Commissioners Court for approval.

All voted aye; motion carried.

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. Building Maintenance-57000-GG-\$40,000.00
- b. Mineral Revenue Reserve-Transfers to 57000-GG-\$243,386.00
- c. Courthouse Security-Security Equipment Maintenance-\$18,933.00, Equipment Non-Capital-\$20,692.00-Total \$39,625.00

Comm. Stringer, seconded by Comm. Howell, made a motion to approve **FY 2014-2015** Budget Amendment pursuant to the Local Government Code *Section 111.010* for Building Maintenance-57000-GG-\$40,000.00 to cover transfer to JJAEP Fund 0330 due to cash shortfall for FY 2015 budget; Mineral Revenue Reserve-Transfers to 57000-GG-\$243,386.00 to transfer to the Capital Murder Fund; and Courthouse Security-Security Equipment Maintenance-\$18,933.00, Equipment Non-Capital-\$20,692.00-Total \$39,625.00 needed for upgrade and repair of current security equipment at the Guinn.

All voted aye; motion carried.

3. CONSIDERATION OF FY 2015-2016 BUDGET AMENDMENT PURSUANT TO THE LOCAL GOVERNMENT CODE SECTION 111.010 for:

a. Non-Departmental-Operating Reserve-\$419,015.00

Comm. Woolley, seconded by Comm. Howell, made a motion to approve **FY 2015-2016** Budget Amendment pursuant to the Local Government Code *Section 111.010* for Road & Bridge Pct. #4-Operating Reserve-\$419,015.00 for amendment due to an inadvertent oversight (incorrectly submitted as Non-Departmental-Operating Reserve-\$419,015.00 for the Agenda).

All voted aye; motion carried.

5. CONSIDERATION OF REQUEST FROM THE JOHNSON COUNTY 4-H TO PLANT A TREE NEAR THE COMMUNITY GARDEN, MAINTAINED BY THE MASTER GARDENERS, AT THE GUINN JUSTICE CENTER TO COMMEMORATE THE 100 YEAR ANNIVERSARY OF THE TEXAS FOREST SERVICE

Comm. Woolley, seconded by Comm. Bailey, made a motion to approve the request from the [Johnson County 4-H to plant a tree](#) near the Community Garden, maintained by the Master Gardeners, at the Guinn Justice Center to commemorate the 100 year anniversary of the Texas Forest Service, with the exact placement of the tree to be determined by the County Judge and Kristen Clark, County Extension Agent.

All voted aye; motion carried.

6. CONSIDERATION OF RESERVE DEPUTY CONSTABLE AUSTIN WILLIAMS-CONSTABLE, PRECINCT #1

Comm. Bailey, seconded by Comm. Howell, made a motion to approve [Reserve Deputy Constable Austin Williams](#)-Constable, Precinct #1.

All voted aye; motion carried.

7. CONSIDERATION TO GRANT A VARIANCE FOR 8609 KELLY LN., ALVARADO, FOR A RESIDENCE AND GARAGE ON ONE SEPTIC SYSTEM, LOCATED IN PRECINCT #3-PUBLIC WORKS DEPARTMENT

Comm. Stringer, seconded by Comm. Howell, made a motion to approve to [grant a variance for 8609 Kelly Ln.](#), Alvarado, for a residence and garage on one septic system, located in Precinct #3-Public Works Department.

All voted aye; motion carried.

8. CONSIDERATION TO GRANT A VARIANCE FOR 2100 E. FM 4, CLEBURNE, FOR A RESIDENCE AND POOL HOUSE ON ONE SEPTIC SYSTEM, LOCATED IN PRECINCT #4-PUBLIC WORKS DEPARTMENT

Comm. Woolley, seconded by Comm. Stringer, made a motion to approve to [grant a variance for 2100 E. FM 4](#), Cleburne, for a residence and pool house on one septic system, located in Precinct #4-Public Works Department.

All voted aye; motion carried.

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

Comm. Bailey, seconded by Comm. Howell, 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.

10. CONSIDERATION OF SALE OF COUNTY PROPERTY:

- a. Alvarado Sub-Courthouse, Located at 118 S. Friou, Alvarado, Texas-Precinct #3

Comm. Stringer, seconded by Comm. Bailey, made a motion to approve the sale of County property, Alvarado Sub-Courthouse, located at 118 S. Friou, Alvarado, Texas-Precinct #3, by authorizing the County's Real Estate Broker, Rick Cumins to receive offers with the sale price to be determined by Mr. Cumins' market analysis on the property.

All voted aye; motion carried.

- b. Lisa's Restaurant, Located at 104 S. Main Street, Cleburne, Texas-Purchasing Department

Pass.

- c. Old Jail, Located at 116 S. Mill Street, Cleburne, Texas-Purchasing Department

Comm. Bailey, seconded by Comm. Woolley, made a motion to approve the sale of County property, Old Jail, located at 116 S. Mill Street, Cleburne, Texas-Purchasing Department, by authorizing the County's Real Estate Broker, Rick Cumins to receive offers with the sale price to be determined by Mr. Cumins' market analysis on the property.

All voted aye; motion carried.

- d. Old Adult Probation Building, Located at 102 S. Main Street, Cleburne, Texas-Purchasing Department

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the sale of County property, Old Adult Probation Building, located at 102 S. Main Street, Cleburne, Texas-Purchasing Department by authorizing the County's Real Estate Broker, Rick Cumins to receive offers with the sale price to be determined by Mr. Cumins' market analysis on the property.

All voted aye; motion carried.

The Commissioners Court recessed at 10:46 A.M. and reconvened at 11:05 A.M. to consider the following:

11. CONSIDERATION OF INTERLOCAL AGREEMENT WITH EDUCATION SERVICE CENTER, REGION 20 TO ALLOW JOHNSON COUNTY ACCESS TO PACE PURCHASING COOPERATIVE AGREEMENT FOR PRODUCTS AND SERVICES-PURCHASING DEPARTMENT

Comm. Howell, seconded by Comm. Stringer, made a motion to approve the Interlocal Agreement with Education Service Center, Region 20 to allow Johnson County access to [PACE Purchasing Cooperative Agreement](#) for Products and Services-Purchasing Department and to give the County Judge the authorization to sign.

All voted aye; motion carried.

12. CONSIDERATION OF RESOLUTION AFFIRMING NOMINATION FOR CANDIDATE FOR BOARD OF DIRECTORS FOR THE CENTRAL APPRAISAL DISTRICT OF JOHNSON COUNTY FOR 2016-2017-COUNTY JUDGE'S OFFICE

Comm. Stringer, seconded by Comm. Bailey, made a motion to approve the [Resolution Affirming Nomination for Candidate for Board of Directors](#) for the Central Appraisal District of Johnson County for 2016-2017-County Judge's Office, as read and to give the County Judge the authorization to sign.

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

Motion carried.

13. CONSIDERATION OF INTERLOCAL AGREEMENT FOR LOCAL MATCH FUNDING FOR SECTION 5311 PROGRAM BETWEEN THE CITY OF CLEBURNE, TEXAS AND JOHNSON COUNTY, TEXAS-COUNTY JUDGE'S OFFICE

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [Interlocal Agreement for Local Match Funding for Section 5311 Program](#) between the City of Cleburne, Texas and Johnson County, Texas-County Judge's Office, with the contract amount being \$591.00 more than last year and to give the County Judge the authorization to sign.

All voted aye; motion carried.

14. CONSIDERATION OF RENEWAL OF EQUIPMENT MAINTENANCE AGREEMENT FOR FY 2016 WITH ALTERNATIVE BUSINESS AUTOMATION SOLUTIONS FOR DM900 MAIL MACHINE, POWER STACKER, 30lb REMOTE PLATFORM SCALE AND LASER REPORT PRINTER FOR THE JOHNSON COUNTY MAIL ROOM-COUNTY JUDGE'S OFFICE

Comm. Howell, seconded by Comm. Woolley, made a motion to approve the renewal of [Equipment Maintenance Agreement for FY 2016 with Alternative Business Automation Solutions for DM900 Mail Machine, Power Stacker, 30lb Remote Platform Scale and Laser Report Printer for the Johnson County mail room-County Judge's Office](#) and to give the County Judge the authorization to sign.

All voted aye; motion carried.

15. CONSIDERATION OF CONTRACT AMENDMENT TO THE INTERGOVERNMENTAL COOPERATIVE REIMBURSEMENT AGREEMENT BETWEEN THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY (TCEQ) AND JOHNSON COUNTY, LOCAL INITIATIVE PROJECT (LIP), CONTRACT NUMBER 582-14-40122-AMENDMENT NUMBER 1-COUNTY JUDGE'S OFFICE

Comm. Bailey, seconded by Comm. Woolley, made a motion to approve the Contract Amendment to the Intergovernmental Cooperative Reimbursement Agreement between the Texas Commission on Environmental Quality (TCEQ) and Johnson County, Local Initiative Project (LIP), [Contract Number 582-14-40122-Amendment Number 1](#)-County Judge's Office and to give the County Judge the authorization to sign.

All voted aye; motion carried.

16. CONSIDERATION OF FY 2016 FORMULA GRANT PROGRAM REQUEST FOR APPLICATION (RFA) SEPTEMBER 2015-COUNTY JUDGE'S OFFICE

Comm. Howell, seconded by Comm. Bailey, made a motion to approve the [FY 2016 Formula Grant Program Request for Application \(RFA\) September 2015-County Judge's Office](#).

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.

There being no further business before the Court concerning this agenda, Commissioners Court adjourned at 11:18 A.M.

[Submitted by:](#) \_\_\_\_\_

County Clerk  
Becky Ivey

Approved by: \_\_\_\_\_

County Judge  
Roger Harmon