

STATE OF TEXAS

FEBRUARY 25, 2019

COUNTY OF JOHNSON

COMMISSIONERS COURT

BE IT KNOWN that on the 25th day of February 2019, 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 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 21, 2019 at 1:04 P.M., were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

Commissioner Larry Woolley, Precinct #4 addressed the Court to recognize the Johnson County 4-H program. He congratulated the Joshua Livestock Judging Team on their win at the San Antonio Livestock show, a Precinct #4 student who won a \$10,000 scholarship, a second student who won a \$10,000 in the Shooting Sports Events, and Travis Kilton, a collegiate competitor from Johnson County.

V. PUBLIC PARTICIPATION

Dan Allgeier, representing County Line Lofts Apts., addressed the Commissioners Court in regards to his group's effort to get allocation of housing tax credits from the State and his intention to bring a Resolution of Support to the Commissioners Court.

VI. PRECEDING BUSINESS

1. CONSIDERATION OF MINUTES OF THE COMMISSIONERS COURT:

- a. February 11, 2019 – Regular Session
- b. February 13, 2019 – Special Session

Comm. Stringer, seconded by Comm. Woolley, made a motion to approve the Minutes of Commissioners Court for February 11, 2019 and February 13, 2019.

All voted aye; motion carried.

2. CONSIDERATION OF REQUEST TO PAY BILLS

Comm. Bailey, seconded by Comm. Howell, made a motion to approve to pay bills as presented with the exception of the LaSalle contract with ICE be reimbursed at a later date once the County receives funds.

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 to the Commissioners Court.

4. CONSIDERATION OF ORDER #2019-13 – "APPROVING THE JOHNSON COUNTY TREASURER'S REPORT TO THE COMMISSIONERS COURT"

Comm. Howell, seconded by Comm. Stringer, made a motion to approve **Order #2019-13** – "Approving the Johnson County Treasurer's Report to the Commissioners Court".

All voted aye; motion carried.

5. CONSIDERATION OF ORDER #2019-08 – “ORDER APPROVING PLAT OF WESTOVER HILLS, PHASE THREE, LOT 1, IN PRECINCT #1”-PUBLIC WORKS DEPARTMENT

Comm. Bailey, seconded by Comm. Howell, made a motion to approve **Order #2019-08** – “Order Approving Plat of **Westover Hills**, Phase Three, Lot 1, in Precinct #1”-Public Works Department.

All voted aye; motion carried.

6. CONSIDERATION OF ORDER #2019-09 – “ORDER APPROVING PLAT OF THE BUMGARDNER ADDITION, LOT 1, IN PRECINCT #4”-PUBLIC WORKS DEPARTMENT

Comm. Woolley, seconded by Comm. Stringer, made a motion to approve **Order #2019-09** – “Order Approving Plat of the **Bumgardner Addition**, Lot 1, in Precinct #4”-Public Works Department.

All voted aye; motion carried.

7. CONSIDERATION OF ORDER #2019-10 – “ORDER APPROVING PLAT OF THE MCCAULEY AND LONG ADDITION, LOTS 1 AND 2, BLOCK 1, IN PRECINCT #1”-PUBLIC WORKS DEPARTMENT

Comm. Bailey, seconded by Comm. Woolley, made a motion to approve for filing purposes only, a Plat of the **McCauley and Long Addition** subdivision and clarify that the filling of the plat which dedicates roads and streets to the public **does not** make those roads and streets county roads subject to county maintenance-Public Works Department.

All voted aye; motion carried.

8. CONSIDERATION OF ORDER #2019-11 – “ORDER APPROVING PLAT OF THE GRANDVIEW HEIGHTS ADDITION, LOTS 1-7, BLOCK 2, IN PRECINCT #4”-PUBLIC WORKS DEPARTMENT

Comm. Woolley, seconded by Comm. Stringer, made a motion to approve for filing purposes only, a Plat of the **Grandview Heights Addition** subdivision and clarify that the filling of the plat which dedicates roads and streets to the public does not make those roads and streets county roads subject to county maintenance-Public Works Department.

All voted aye; motion carried.

9. CONSIDERATION OF ORDER #2019-12 – “ORDER RELEASING IRREVOCABLE LETTER OF CREDIT NO. 525 SECURING CONSTRUCTION OF ROADS, DRAINAGE AND SIGNAGE IN LAKESIDE ESTATES, PHASE SIX”-PUBLIC WORKS DEPARTMENT

Comm. Howell, seconded by Comm. Stringer, made a motion to approve that the Commissioners Court find that construction of roads, drainage and signage in **Lakeside Estates**, Phase Six has been completed as set forth in the subdivision plat and associated construction drawings and documents submitted to the County at or prior to the approval of the subdivision and the IRREVOCABLE LETTER OF CREDIT NO. 525 issued by Citizens National Bank securing such construction should be released-Public Works Department.

All voted aye; motion carried.

10. CONSIDERATION TO ACCEPT CANYON RIDGE DRIVE, BREEZEWAY DRIVE, WINDRIDGE DRIVE AND A PORTION OF GRASSLAND DRIVE (CANYON RIDGE SUBDIVISION, PHASE 1) INTO THE COUNTY ROAD MAINTENANCE SYSTEM, IN PRECINCT #2-PUBLIC WORKS DEPARTMENT

Comm. Howell, seconded by Comm. Bailey, made a motion to approve to Accept Canyon Ridge Drive, Breezeway Drive, Windridge Drive and a Portion of Grassland Drive (**Canyon Ridge Subdivision**, Phase 1) into the County Road Maintenance System, in Precinct #2-Public Works Department.

All voted aye; motion carried.

VII. UNFINISHED BUSINESS

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 FOR:

- a. Insurance Claim-Public Works Department-\$16,455.00

Comm. Howell, seconded by Comm. Bailey, made a motion to approve the Budget Amendment Pursuant to the Local Government Code Section 111 for: Insurance Claim-Public Works Department-\$16,455.00.

All voted aye; motion carried.

3. CONSIDERATION OF RESOLUTION OF JOHNSON COUNTY, TEXAS REGARDING CLAIMS PAYMENT ACCOUNT WITH FIRST FINANCIAL BANK TO PAY JOHNSON COUNTY INDIGENT HEALTH CARE CLAIMS-AUDITOR'S OFFICE

Comm. Stringer, seconded by Comm. Woolley, made a motion to approve the Resolution of Johnson County, Texas Regarding Claims Payment Account with First Financial Bank to Pay Johnson County Indigent Health Care Claims-Auditor's Office.

All voted aye; motion carried.

4. CONSIDERATION OF AUTHORIZATION FOR DIRECT DEPOSITS (ACH CREDITS) AND DIRECT PAYMENTS (ACH DEBITS) AND GUARANTEE AGREEMENT WITH VPAY-TREASURER'S OFFICE

Comm. Stringer, seconded by Comm. Bailey, made a motion to approve the Authorization for Direct Deposits (ACH Credits) and Direct Payments (ACH Debits) and Guarantee Agreement with VPay and to give the County Judge the authorization to sign and initial any amendments within the contract-Treasurer's Office.

All voted aye; motion carried.

5. CONSIDERATION OF MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN JOHNSON COUNTY, TEXAS AND THE CITY OF CLEBURNE REGARDING LITIGATION COSTS AGAINST ENVIRONMENTAL HAZARDS-COUNTY JUDGE'S OFFICE

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the Memorandum of Understanding (MOU) between Johnson County, Texas and the City of Cleburne Regarding Litigation Costs Against Environmental Hazards and to give the County Judge the authorization to sign-County Judge's Office.

All voted aye; motion carried.

11. CONSIDERATION OF AMENDMENT TO INTERLOCAL AGREEMENT BETWEEN THE COUNTY OF JOHNSON AND THE CITY OF ALVARADO REGARDING THE JURISDICTION OF PLAT APPROVAL IN THE CITY'S EXTRA TERRITORIAL JURISDICTION-PUBLIC WORKS DEPARTMENT

Comm. Stringer, seconded by Comm. Bailey, made a motion to approve the Amendment to Interlocal Agreement between the County of Johnson and the City of Alvarado Regarding the Jurisdiction of Plat Approval in the City's Extra Territorial Jurisdiction and to give the County Judge the authorization to sign-Public Works Department.

All voted aye; motion carried.

12. ACKNOWLEDGEMENT OF AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT UNILATERAL MODIFICATION EROIGSA-17-0004, 70CDCR18FIGR00131, P00006 TO PROVIDE FUNDING FOR DETENTION SERVICES IN THE AMOUNT OF \$683,457.26-SHERIFF'S OFFICE

The Commissioners Court acknowledged the Amendment of Solicitation/Modification of Contract Unilateral Modification EROIGSA-17-0004, 70CDCR18FIGR00131, P00006 to Provide Funding for Detention Services in the Amount of \$683,457.26-Sheriff's Office.

13. CONSIDERATION FOR DUSTY FORD TO TRAVEL TO SMOKY MOUNTAIN, TENNESSEE TO ATTEND THE NATIONAL ASSOCIATION OF SCHOOL RESOURCE OFFICERS NATIONAL SAFE SCHOOLS CONFERENCE-SHERIFF'S OFFICE

Comm. Bailey, seconded by Comm. Howell, made a motion to approve for Dusty Ford to Travel to Smoky Mountain, Tennessee to Attend the National Association of School Resource Officers National Safe Schools Conference-Sheriff's Office.

All voted aye; motion carried.

14. CONSIDERATION OF 2018 RACIAL PROFILING REPORT-SHERIFF'S OFFICE

Comm. Howell, seconded by Comm. Bailey, made a motion to approve the 2018 Racial Profiling Report-Sheriff's Office.

All voted aye; motion carried.

15. CONSIDERATION OF 2018 RACIAL PROFILING REPORT-CONSTABLE, PRECINCT #2

Comm. Howell, seconded by Comm. Stringer, made a motion to approve to 2018 Racial Profiling Report-Constable, Precinct #2.

All voted aye; motion carried.

16. CONSIDERATION OF 2018 RACIAL PROFILING REPORT-CONSTABLE, PRECINCT #3

Comm. Stringer, seconded by Comm. Woolley, made a motion to approve the 2018 Racial Profiling Report-Constable, Precinct #3.

All voted aye; motion carried.

17. CONSIDERATION OF 2018 RACIAL PROFILING REPORT-CONSTABLE, PRECINCT #4

Comm. Woolley, seconded by Comm. Bailey, made a motion to approve the 2018 Racial Profiling Report-Constable, Precinct #4.

All voted aye; motion carried.

18. CONSIDERATION OF APPOINTMENT OF KEITH SCARBOROUGH AS A BOARD MEMBER TO FILL THE VACANCY ON THE PECAN VALLEY CENTERS FOR BEHAVIORAL AND DEVELOPMENTAL HEALTHCARE BOARD OF TRUSTEES-COUNTY JUDGE'S OFFICE

Comm. Woolley, seconded by Comm. Howell, made a motion to approve the Appointment of Keith Scarborough as a Board Member to Fill the Vacancy on the Pecan Valley Centers for Behavioral and Developmental Healthcare Board of Trustees-County Judge's Office.

All voted aye; motion carried.

19. CONSIDERATION OF APPOINTMENT OF VIVIAN WRIGHT OF BURLESON, TEXAS TO THE JOHNSON COUNTY HISTORICAL COMMISSION-COUNTY JUDGE'S OFFICE

Comm. Woolley, seconded by Comm. Bailey, made a motion to approve the Appointment of Vivian Wright of Burleson, Texas to the Johnson County Historical Commission-County Judge's Office.

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 the Commissioners Court met in Executive Session at 10:09 A.M. in accordance with Government Code: a. *Sec. 551.072*-Deliberations about Real Property Purchase, b. *Sec. 551.074*-Personnel, (1) Jodi Herzog, Position F30-014-Sheriff's Office, and c. *Sec. 551.087*-Economic Development Negotiations.

The Commissioners Court reconvened into Regular Session at 11:18 A.M. to consider the following:

VIII. NEW BUSINESS

6. CONSIDERATION OF ORDER #2019-14 – “ORDER ASSIGNING GOLDEN STATE FOODS AMENDED ABATEMENT AGREEMENT TO BURLESON MANUFACTURING REALTY, LLC”-COUNTY JUDGE’S OFFICE

Comm. Howell, seconded by Comm. Stringer, made a motion to approve **Order #2019-14** – “Order Assigning Golden State Foods Amended Abatement Agreement to Burleson Manufacturing Realty, LLC”-County Judge’s Office.

All voted aye; motion carried.

7. CONSIDERATION OF ASSIGNMENT OF GOLDEN STATE FOODS ABATEMENT AGREEMENT TO BURLESON MANUFACTURING REALTY, LLC-COUNTY JUDGE’S OFFICE

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the Assignment of Golden State Foods Abatement Agreement to Burleson Manufacturing Realty, LLC and to give the County Judge the authorization to sign-County Judge’s Office.

All voted aye; motion carried.

8. CONSIDERATION OF ORDER #2019-15 – “SUPPLEMENTAL ABATEMENT AGREEMENT WITH GOLDEN STATE FOODS”-COUNTY JUDGE’S OFFICE

Comm. Bailey, seconded by Comm. Howell, made a motion to approve **Order #2019-15** – “Supplemental Abatement Agreement with Golden State Foods”-County Judge’s Office.

All voted aye; motion carried.

9. CONSIDERATION OF SUPPLEMENTAL ABATEMENT AGREEMENT WITH GOLDEN STATE FOODS-COUNTY JUDGE'S OFFICE

Comm. Howell, seconded by Comm. Stringer, made a motion to approve the Supplemental Abatement Agreement with Golden State Foods and to give the County Judge the authorization to sign-County Judge's Office.

All voted aye; motion carried.

X. WORKSHOP

The Commissioners Court did not enter into Workshop Session. Workshop Item, 1. Consideration to Move Ahead with Komatsu Architecture for Engineering, Specifications and Architectural Plans for Bid Purposes for Burleson Sub Courthouse Expansion Project, was discussed in Regular Session.

VIII. NEW BUSINESS

10. CONSIDERATION TO MOVE AHEAD WITH KOMATSU ARCHITECTURE FOR ENGINEERING, SPECIFICATIONS AND ARCHITECTURAL PLANS FOR BID PURPOSES FOR BURLESON SUB COURTHOUSE EXPANSION PROJECT-PUBLIC WORKS DEPARTMENT

Comm. Howell, seconded by Comm. Stringer, made a motion to approve to Move Ahead with Komatsu Architecture for Engineering, Specifications and Architectural Plans for Bid Purposes for Burleson Sub Courthouse Expansion Project-Public Works Department.

All voted aye; motion carried.

XI. EXECUTIVE SESSION

1. Government Code:

a. *Sec. 551.072-Deliberations about Real Property Purchase*

No Action.

b. *Sec. 551.074*-Personnel

(1) Jodi Herzog, Position F30-014-Sheriff's Office

Comm. Howell, seconded by Comm. Stringer, made a motion to approve to pay Jodi Herzog, Position F30-014-Sheriff's Office 66.63 hours of COMP Time, totaling in the amount of \$1,460.64, to reduce COMP Time balance to 50 hours.

All voted aye; motion carried.

c. *Sec. 551.087*-Economic Development Negotiations

No Action.

There being no further business before the Court concerning this agenda, Commissioners Court adjourned at 12:03 P.M.

Approved by:


Roger Harmon, County Judge


STATE OF TEXAS §

COUNTY OF JOHNSON §

I, Becky Ivey, Johnson County Clerk, attest that the foregoing is a true and accurate accounting of the Commissioners Court's authorized proceedings for February 25, 2019.



FILED & RECORDED
March 11, 2019
Commissioner Court Minutes


Becky Ivey, County Clerk
Clerk of Commissioner's Court
Johnson County, Texas