

STATE OF TEXAS

OCTOBER 28, 2019

COUNTY OF JOHNSON

COMMISSIONERS COURT

BE IT KNOWN that on the 28th day of October 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 9:01 A.M. (County Judge, Roger Harmon stated the time as 9:00 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 October 24, 2019 at 1:04 P.M., were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

1. PRESENTATION OF PROCLAMATION FOR NATIONAL 2019 HOME CARE AND HOSPICE MONTH

County Judge, Roger Harmon read the Proclamation for National 2019 Home Care and Hospice Month for court record and the Court proclaimed the month of November 2019 as Home Care and Hospice Month.

2. PRESENTATION OF PROCLAMATION FOR VETERANS RECOGNITION AND APPRECIATION DAYS

County Judge, Roger Harmon read the Proclamation for Veterans Recognition and Appreciation Days for court record and the Court proclaimed November 9th thru November 11th as Veterans Recognition and Appreciation Days in Johnson County. The members of Commissioners Court presented the proclamation to Marty Peters, Member of the American Legion Auxiliary Unit 50.

Commissioner Howell, Precinct #2 announced that October is Breast Cancer Awareness Month and that the Members of the Court were dressed in pink in recognition of that.

V. PUBLIC PARTICIPATION

None.

VI. PRECEDING BUSINESS

1. CONSIDERATION OF MINUTES OF THE COMMISSIONERS COURT:

- a. October 15, 2019 – Regular Session
- b. October 21, 2019 – Special Session

Comm. Stringer, seconded by Comm. Howell, made a motion to approve the Minutes of the Commissioners Court for October 15, 2019 and October 21, 2019.

All voted aye; motion carried.

2. CONSIDERATION OF REQUEST TO PAY BILLS

Comm. Bailey, seconded by Comm. Stringer, made a motion to approve to pay bills as presented.

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 #2019-59 – "APPROVING THE JOHNSON COUNTY TREASURER'S REPORT TO THE COMMISSIONERS COURT"

Comm. Howell, seconded by Comm. Stringer, made a motion to approve **Order #2019-59** - "Approving the Johnson County Treasurer's Report to the Commissioners Court".

All voted aye; motion carried.

5. CONSIDERATION OF RENEWAL OF RFB #2018-801 – “ASPHALT AND ASPHALT EMULSIONS” WITH CLEVELAND ASPHALT, P2 EMULSIONS, ROOKER ASPHALT, ERGON ASPHALT AND EMULSION AND CRAFCO TEXAS, INC. AT CURRENT PRICING-PURCHASING DEPARTMENT

Comm. Woolley, seconded by Comm. Stringer, made a motion to approve the renewal of **RFB #2018-801** – “Asphalt and Asphalt Emulsions” with Cleveland Asphalt, P2 Emulsions, Rooker Asphalt, Ergon Asphalt and Emulsion and CrafcO Texas, Inc. at Current Pricing-Purchasing Department.

All voted aye; motion carried.

6. CONSIDERATION OF ORDER #2019-61 – “RELEASING IRREVOCABLE LETTER OF CREDIT NUMBER 3791718 SECURING CONSTRUCTION OF ROADS, DRAINAGE AND SIGNAGE FOR RUSTIC MEADOWS, PHASE 2, IN PRECINCT #2-PUBLIC WORKS DEPARTMENT

Comm. Howell, seconded by Comm. Stringer, made a motion that the Commissioners Court find that construction of roads, drainage and signage for **Rustic Meadows**, Phase 2 in Precinct #2 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. 3791718 issued by Simmons Bank securing such construction should be released.

All voted aye; motion carried.

7. CONSIDERATION OF ORDER #2019-62 – “ORDER APPROVING PLAT” OF MUSE CROSSING, LOT 1, BLOCK 1, IN PRECINCT #4-PUBLIC WORKS DEPARTMENT

Comm. Woolley, seconded by Comm. Bailey, made a motion to approve for filing purposes only, a Plat of **Muse Crossing**, Lots 1, Block 1, in Johnson County, Texas, Precinct #4 and clarify that the filing of the plat which dedicates roads and streets to the public **does not** make those roads and streets county roads subject to county maintenance.

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 FY 2019 BUDGET AMENDMENT PURSUANT TO THE LOCAL GOVERNMENT CODE SECTION 111 FOR:

a. Sheriff's Office-Prisoner Pass Thru-\$1,337,340.00

Comm. Woolley, seconded by Comm. Howell, made a motion to approve the FY 2019 Budget Amendment Pursuant to the Local Government Code *Section 111* for: Sheriff's Office-Prisoner Pass Thru-\$1,337,340.00.

All voted aye; motion carried.

3. CONSIDERATION OF FY 2020 BUDGET AMENDMENT PURSUANT TO THE LOCAL GOVERNMENT CODE SECTION 111.010 FOR:

a. Non-Departmental-Sheriff-Commissary-\$1,432.00

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the FY 2020 Budget Amendment Pursuant to the Local Government Code *Section 111.010* for: Non-Departmental-Sheriff-Commissary-\$1,432.00.

All voted aye; motion carried.

4. CONSIDERATION OF ORDER #2019-60 – "PROHIBITION OF OUTDOOR BURNING"-PRECINCT #4

No Action.

5. CONSIDERATION OF AIA DOCUMENT B104-2017 AND JOHNSON COUNTY CONTRACT TERMS ADDENDUM WITH ROBERT DURHAM ARCHITECTURE FOR RENOVATION OF JOHNSON COUNTY SHERIFF'S OFFICE-PURCHASING DEPARTMENT

Comm. Bailey, seconded by Comm. Woolley, made a motion to approve the AIA Document B104-2017 and Johnson County Contract Terms Addendum with Robert Durham Architecture for Renovation of Johnson County Sheriff's Office and to give the County Judge, Roger Harmon the authorization to sign and initial-Purchasing Department.

All voted aye; motion carried.

6. CONSIDERATION OF NESTLE WATERS NORTH AMERICA INC. SALES AND SERVICE AGREEMENT AND JOHNSON COUNTY CONTRACT TERMS ADDENDUM FOR THE LEASE OF WATER FILTRATION EQUIPMENT THROUGH READY REFRESH FOR VARIOUS JOHNSON COUNTY DEPARTMENTS-PURCHASING DEPARTMENT

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the Nestle Waters North America Inc. Sales and Service Agreement and Johnson County Contract Terms Addendum for the Lease of Water Filtration Equipment through Ready Refresh for Various Johnson County Departments and to give the County Judge, Roger Harmon the authorization to sign and initial-Purchasing Department.

All voted aye; motion carried.

7. CONSIDERATION OF A RESOLUTION OF JOHNSON COUNTY APPROVING THE SALE OF CERTAIN REAL PROPERTY ACQUIRED AT A DELINQUENT TAX FORECLOSURE SALE, CAUSE NO. T201400049, LOT 4, BLOCK 618, ORIGINAL CLEBURNE, 802 N. GRANBURY-COUNTY JUDGE'S OFFICE

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the Resolution of Johnson County Approving the Sale of Certain Real Property Acquired at a Delinquent Tax Foreclosure Sale, Cause No. T201400049, Lot 4, Block 618, Original Cleburne, 802 N. Granbury-County Judge's Office.

All voted aye; motion carried.

8. CONSIDERATION OF RANGE LEASE AGREEMENT WITH MARSHA ADAMS, D/B/A DIVELY HOLDING COMPANY, LLC-SHERIFF'S OFFICE

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the Range Lease Agreement with Marsha Adams, d/b/a Dively Holding Company, LLC and to give the County Judge, Roger Harmon the authorization to sign-Sheriff's Office.

All voted aye; motion carried.

9. CONSIDERATION OF COMMUNICATIONS SYSTEM AGREEMENT WITH ALVARADO ISD POLICE DEPARTMENT

Comm. Stringer, seconded by Comm. Woolley, made a motion to approve the Communications System Agreement with Alvarado ISD Police Department and to give the County Judge, Roger Harmon the authorization to sign.

All voted aye; motion carried.

10. CONSIDERATION OF AMENDMENT TO COMMUNICATIONS SYSTEM AGREEMENT, EFFECTIVE OCTOBER 1, 2019:

a. Keene ISD Police Department

Comm. Woolley, seconded by Comm. Stringer, made a motion to approve the Amendment to Communications System Agreement, Effective October 1, 2019 for Keene ISD Police Department and to give the County Judge, Roger Harmon the authorization to sign.

All voted aye; motion carried.

11. CONSIDERATION OF INTERLOCAL COOPERATION AGREEMENT FOR DISPATCHING SERVICES FOR BUDGET YEAR 2019-2020:

a. Keene ISD Police Department

Comm. Woolley, seconded by Comm. Bailey, made a motion to approve the Interlocal Cooperation Agreement for Dispatching Services for Budget Year 2019-2020 for Keene ISD Police Department and to give the County Judge, Roger Harmon and the Sheriff, Adam King the authorization to sign.

All voted aye; motion carried.

12. CONSIDERATION OF INTERLOCAL COOPERATION AGREEMENT FOR HOUSING CLASS C MISDEMEANOR OFFENSES FOR:

a. City of Grandview

Comm. Woolley, seconded by Comm. Bailey, made a motion to approve the Interlocal Cooperation Agreement for Housing Class C Misdemeanor Offenses for the City of Grandview and to give the County Judge, Roger Harmon and the Sheriff, Adam King the authorization to sign.

All voted aye; motion carried.

13. CONSIDERATION OF CLEBURNE ISD FACILITIES RENTAL CONTRACT FOR THE JOHNSON COUNTY EMPLOYEE CHRISTMAS PARTY-PERSONNEL DEPARTMENT

Comm. Howell, seconded by Comm. Bailey, made a motion to approve the Cleburne ISD Facilities Rental Contract for the Johnson County Employee Christmas Party and to give the County Judge, Roger Harmon the authorization to sign-Personnel Department.

All voted aye; motion carried.

14. CONSIDERATION OF VOTING MACHINE LEASE AGREEMENT BETWEEN JOHNSON COUNTY AND CITY OF JOSHUA FOR THE NOVEMBER 23, 2019 ELECTION-ELECTIONS OFFICE

Comm. Howell, seconded by Comm. Stringer, made a motion to approve the Voting Machine Lease Agreement between Johnson County and City of Joshua for the November 23, 2019 Election and to give the County Judge the authorization to sign-Elections Office.

All voted aye; motion carried.

Commissioner Bailey, Precinct #1 stepped out of the meeting at 10:06 A.M. and returned at 10:09 A.M.

15. CONSIDERATION TO ORDER THE REDRAWING OF THE VOTING PRECINCT LINES-ELECTIONS OFFICE

Comm. Stringer, seconded by Comm. Howell, made a motion to approve to order the redrawing of the Voting Precinct Lines in conjunction with the 2021 Redistricting, which was presented to the Court as "Option 3", and to give the County Judge the authorization to sign-Elections Office.

Comm. Bailey	aye
Comm. Howell	aye
Comm. Stringer	aye
Comm. Woolley	aye
County Judge, Roger Harmon	nay

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.

X. WORKSHOP

The Commissioners Court did not convene into Workshop Session to discuss the review of the Voting Precinct Lines Over 5000 Including Precincts 2, 4, 7, 8 and 19. This item was discussed in Regular Session.

BE IT KNOWN that the Commissioners Court met in Executive Session at 10:22 A.M. in accordance with Government Code: a. *Sec. 551.071*-Consultation with Attorney, Pending Litigation: (1) Cause No. DC-C201800848, Johnson County v. Purdue Pharma, L.P., et al.

The Commissioners Court reconvened into Regular Session at 11:07 A.M. (County Judge, Roger Harmon stated the time as 11:06 A.M.) to consider the following:

XI. EXECUTIVE SESSION

1. Government Code:

a. *Sec. 551.071*-Consultation with Attorney, Pending Litigation:

(1) Cause No. DC-C201800848, Johnson County v. Purdue
Pharma, L.P., et al

No Action.

There being no further business before the Court concerning this agenda, Commissioners Court
adjourned at 11:08 A.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 October 28, 2019.



FILED & RECORDED
November 12, 2019
Commissioner Court Minutes


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