

STATE OF TEXAS

FEBRUARY 24, 2020

COUNTY OF JOHNSON

COMMISSIONERS COURT

BE IT KNOWN that on the 24th day of February 2020, 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 20, 2020 at 1:12 P.M., were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

Commissioner Woolley, Precinct #4 announced that five Johnson County 4-H students, Rachel White, Callie Welty, Hayden Come, Mikala Grady, Kaden Ingram, had all won \$10,000.00 scholarships at the San Antonio Live Stock Show. He also noted that the total combined winnings of all the Johnson County 4-H students who participated in the San Antonio Live Stock Show was well above \$200,000.00.

County Judge, Roger Harmon commented on Comm. Woolley's involvement with the Johnson County 4-H program and thanked him for all his efforts.

1. **PRESENTATION REGARDING THE 2020 CENSUS**

Jennifer Pope, Partnership Coordinator with the Dallas Regional Census Office-U.S Census Bureau presented a Presentation Regarding the 2020 Census to the Commissioners Court.

V. PUBLIC PARTICIPATION

None.

VI. PUBLIC HEARING

The Commissioners Court opened a Public Hearing at 9:44 A.M. to discuss:

1. RE-PLAT OF BRUMBALOW FIELDS, LOT 2 INTO LOTS 2R1 AND 2R2, IN PRECINCT #4

Michael D. Hogan addressed the Court to discuss three issues he has with the re-plat of **Brumbalow Fields**, Lot 2 into Lots 2R1 and 2R2, in Precinct #4. He stated the quality of his water has decreased, the rural lifestyle has disappeared due to the continued re-platting and the approval to build on less than ten acre tracts, and the roads around his property have significantly deteriorated.

Commissioner Woolley, Precinct #4 addressed the Court to clarify that this re-plat is only a revision of a plat that was previously approved and that there would be no additional building on the re-platted property, except what is needed to complete the current project. Comm. Woolley also commented that he does share Mr. Hogan's concern about the quality of the water.

Johnson County Public Works Director, David Disheroon also addressed the Court to clarify that this is a revision of plat that was previously approved but not done correctly and that the owners had met all the requirements for approval.

Darla Dudley addressed the Court in regards to the re-plat of **Brumbalow Fields** Lot 2 into Lots 2R1 and 2R2, in Precinct #4 and stated that, although she agrees with Mr. Hogan that the quality of the water has deteriorated due to the increase in subdivisions, they have completed all the necessary steps to have the re-plat approved.

County Judge, Roger Harmon commented that the Court has made changes to the County's subdivision rules in an effort to maintain the aquifers and that the Court works closely with the Prairieland Groundwater Conversation District to maintain water quality.

Commissioner Bailey, Precinct #1 commented that the preliminary report of Prairieland and efforts of the Court did not account for the current growth of the County. He stated that the Conversation Board has recommended a five acre minimum and that is something the Court may have to look at, noting several surrounding counties have already adopted the five acres.

Commissioner Howell, Precinct #2 commented that the Court made the decision to switch to the two acre rule due to the increase in subdivisions. He also commented that he felt like this situation really put him in the field of consumer protection because he, and the Court, needed to be able to guarantee homeowners and future homeowners that they will have water.

Darla Dudley commented on the new subdivisions that are planned to go in near her neighborhood. She stated that are 23 new houses that will be punching into the well and suggested the possibility of a community well.

Commissioner Bailey, Precinct #1 commented that community wells carry a lot of liability and that they require health inspections and water samples every 30 days.

Commissioner Woolley, Precinct #4 reiterated to the Court that this re-plat is a simply a cleanup. There being no one else to speak, the Public Hearing was closed at 10:05 A.M.

The Commissioners Court opened a Public Hearing at 10:05 A.M. to discuss:

2. REVISE THE PLAT OF THE RETREAT, PHASE 4, BLOCK 42, BY COMBINING LOTS 118 AND 119 INTO 119R, IN PRECINCT #1

There being no one from the Public wishing to speak, County Judge, Roger Harmon turned the discussion over to Commissioner Bailey, Precinct #1 and Johnson County Public Works Director, David Disheroon.

Johnson County Public Works Director, David Disheroon commented that this a revision of a plat and that they have meet all the requirements.

Commissioner Bailey, Precinct #1 commented that this is a promotional tactic used by the Retreat to meet the needs of buyers and allow them to commit to the lot size of their choice.

There being no one else to speak, the Public Hearing was closed at 10:08 A.M.

VII. PRECEDING BUSINESS

1. CONSIDERATION OF MINUTES OF THE COMMISSIONERS COURT:

a. February 10, 2020 – Regular Session

Comm. Stringer, seconded by Comm. Howell, made a motion to approve the Minutes of the Commissioners Court for February 10, 2020.

All voted aye; motion carried.

2. CONSIDERATION OF REQUEST TO PAY BILLS

Comm. Bailey, seconded by Comm. Woolley, 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 #2020-12 – “APPROVING THE JOHNSON COUNTY TREASURER’S REPORT TO THE COMMISSIONERS COURT”

Comm. Stringer, seconded by Comm. Howell, made a motion to approve **Order #2020-12 – “Approving the Johnson County Treasurer’s Report to the Commissioners Court”**.

All voted aye; motion carried.

5. CONSIDERATION OF ORDER #2020-10 – “ORDER APPROVING REVISION OF PLAT PURSUANT TO SECTION 232.009 (C-1) OF THE TEXAS LOCAL GOVERNMENT CODE” FOR BRUMBALOW FIELDS, LOT 2, INTO LOTS 2R1 AND 2R2 IN PRECINCT #4-PUBLIC WORKS DEPARTMENT

Comm. Woolley, seconded by Comm. Stringer, made a motion to approve the revision of the plat of **Brumbalow Fields**, Lot 2 into Lots 2R1 and 2R2, in Johnson County, Texas, Precinct #4; as read from **Order #2020-10**.

All voted aye; motion carried.

6. CONSIDERATION OF ORDER #2020-11 – “ORDER APPROVING REVISION OF PLAT PURSUANT TO SECTION 232.009 (C-1) OF THE TEXAS LOCAL GOVERNMENT CODE” FOR THE RETREAT, PHASE 4, BLOCK 42, BY COMBINING LOTS 118 AND 119 INTO 119R IN PRECINCT #1-PUBLIC WORKS DEPARTMENT

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the revision of the plat of **The Retreat**, Phase 4, Block 42, by combining Lots 118 and 119 into 119R, in Johnson County, Texas, Precinct #1; as read from **Order #2020-11**.

All voted aye; motion carried.

7. CONSIDERATION OF ORDER #2020-13 – “ORDER REGULATING TEMPORARY SIGNS ON COUNTY PROPERTY”-COUNTY JUDGES OFFICE

County Judge, Roger Harmon read for Court Record, **Order #2020-13** as follows:

"WHEREAS, the Johnson County Commissioners Court is authorized by Chapter 291, Local Government Code to provide and maintain county buildings; and

WHEREAS, the Johnson County Commissioners is authorized by Section 61.003 and Section 85.036, Election Code to enact reasonable regulations concerning the time, place, and manner of electioneering on the premises of a county building used as a polling place, including during the early voting period;

WHEREAS, the installing of signs on county property creates an unnecessary risk of damage to county property and injury to pedestrians and other members of the public;

NOW, THEREFORE, BE IT HEREBY ORDERED BY THE COMMISSIONERS COURT OF JOHNSON COUNTY THAT:

1. A person may not cause or authorize a temporary sign to be installed, affixed or maintained on or over county property including the installation of any temporary sign used for commercial or noncommercial purposes, except for temporary signs installed by the county for official county business.
2. For purposes of this order "temporary sign" means a banner, poster, or advertising display constructed of paper, cloth, plastic sheet, cardboard, plywood, or other like material that appears to be intended to be displayed for a limited period of time.
3. This order is applicable to all county property including county property used as a polling place on election days, except as follows:
 - a. All legal "electioneering" pursuant to Texas Election Code § 61.003 is allowed on county property used as a polling place beyond the prohibited distance to the polling place, including signs promoting candidates or ballot positions that may be displayed, waved, and distributed, but said signs may not be installed on or over county property by stakes in the ground, nails, tape, or any other method intended to temporarily affix the sign to county property.
4. Any sign improperly installed, affixed or maintained on or over county property under this order will be considered abandoned and will be removed by county officials.
5. A violation of this Order is punishable as a Class C misdemeanor with a fine not to exceed \$500.00."

Comm. Stringer, seconded by Comm. Woolley, made a motion to deny the order that is on the agenda today (**Order #2020-13**) so that they can work with all of the County's locations to develop mapping areas so the County can provide zone maps of where signs are permissible during election period, and then, get with the Republican and Democratic Parties so that they can hand out the zone maps when a candidate comes in to file for office.

Comm. Stringer amended his motion to include an effective date of April 1, 2020.

No vote taken.

Comm. Woolley, seconded by Comm. Bailey, made a motion to table the current motion.

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

Motion carried.

The Commissioners Court recessed at 10:45A.M. and reconvened at 10:55 A.M. to consider the following:

IX. NEW BUSINESS

3. CONSIDERATION OF A RESOLUTION OF JOHNSON COUNTY APPROVING THE SALE OF CERTAIN REAL PROPERTY ACQUIRED AT A DELINQUENT TAX FORECLOSURE SALE, CAUSE NO. T201400409, E. RENFRO ST., .193 ACRES, ABSTRACT 284, TRACT 12, A. FOSTER SURVEY-COUNTY JUDGE'S OFFICE

Comm. Howell, seconded by Comm. Bailey, 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. T201400409, E. Renfro St., .193 Acres, Abstract 284, Tract 12, A. Foster Survey-County Judge's Office.

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

Motion carried.

4. CONSIDERATION OF REVISING THE FY 2020-2021 BUDGET PLANNING CALENDAR-COUNTY JUDGE'S OFFICE

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the Revising the FY 2020-2021 Budget Planning Calendar by going back to "Option 1"-County Judge's Office.

All voted aye; motion carried.

5. CONSIDERATION OF KIRBOS OFFICE SYSTEMS MAINTENANCE AGREEMENT ON THE CANON IR 8105 IN THE DISTRICT CLERK'S OFFICE-PURCHASING DEPARTMENT

Comm. Howell, seconded by Comm. Bailey, made a motion to approve the Kirbos Office Systems Maintenance Agreement on the Canon iR 8105 in the District Clerk's Office and to give the County Judge, Roger Harmon the authorization to sign-Purchasing Department.

All voted aye; motion carried.

6. CONSIDERATION OF KIRBOS OFFICE SYSTEMS MAINTENANCE AGREEMENT ON THE CANON IR C9280 IN THE DISTRICT CLERK'S OFFICE-PURCHASING DEPARTMENT

Comm. Bailey, seconded by Comm. Woolley, made a motion to approve the Kirbos Office Systems Maintenance Agreement on the Canon iR C9280 in the District Clerk's Office and to give the County Judge, Roger Harmon the authorization to sign-Purchasing Department.

All voted aye; motion carried.

7. CONSIDERATION OF OUT-OF-STATE TRAVEL FOR CHRIS TAYLOR AND CARLY CASEY TO ATTEND "TYLER CONNECT 2020", APRIL 26-29, 2020-DISTRICT CLERK'S OFFICE

Comm. Bailey, seconded by Comm. Woolley, made a motion to deny the Out-of-State Travel for Chris Taylor and Carly Casey to attend "Tyler Connect 2020", April 26-29, 2020-District Clerk's Office.

All voted aye; motion carried.

8. CONSIDERATION OF EXTRA MONIES FOR THE THREE (3) EXISTING CASH DRAWERS FOR THE CLERKS IN THE JUSTICE OF THE PEACE, PRECINCT #2, TO BE ABLE TO MAKE CHANGE WHEN SOMEONE COMES IN TO PAY FOR THEIR CASE OR TICKET, WITH AN ADDITIONAL ONE HUNDRED DOLLARS (\$100.00) PER CLERK, MAKING THE TOTAL FOR EACH CLERK TWO HUNDRED DOLLARS (\$200.00), AND ALSO REQUESTING AN ADDITIONAL CASH DRAWER IN THE AMOUNT OF TWO HUNDRED DOLLARS (\$200.00)-JUSTICE OF THE PEACE, PRECINCT #2

Comm. Howell, seconded by Comm. Stringer, made a motion to approve the Extra Monies for the Three (3) Existing Cash Drawers for the Clerks in the Justice of the Peace, Precinct #2, to be Able to Make Change When Someone Comes in to Pay for Their Case or Ticket, with an Additional One Hundred Dollars (\$100.00) per Clerk, Making the Total for Each Clerk Two Hundred Dollars (\$200.00), and also Requesting an Additional Cash Drawer in the Amount of Two Hundred Dollars (\$200.00)-Justice of the Peace, Precinct #2.

All voted aye; motion carried.

9. CONSIDERATION TO APPLY FOR JUSTICE ASSISTANCE GRANT (JAG) FUNDING IN THE AMOUNT OF \$65,675.00 TO PURCHASE A HANDHELD MASS SPEC CHEMICAL DETECTION SYSTEM, ALLOWING FOR THE DETECTION OF DANGEROUS SUBSTANCES SUCH AS FENTANYL, HEROIN AND COCAINE-SHERIFF'S OFFICE

Comm. Woolley, seconded by Comm. Stringer, made a motion to approve to Apply for Justice Assistance Grant (JAG) Funding in the Amount of \$65,675.00 to Purchase a Handheld Mass Spec Chemical Detection System, Allowing for the Detection of Dangerous Substances Such as Fentanyl, Heroin and Cocaine and to give the County Judge, Roger Harmon the authorization to sign the application when due-Sheriff's Office.

All voted aye; motion carried.

10. CONSIDERATION OF APPLICATION AND RELEASE AND WAIVER OF LIABILITY FOR VOLUNTEERS FOR THE JOHNSON COUNTY COURTHOUSE MUSEUM-COUNTY JUDGE'S OFFICE

Comm. Bailey, seconded by Comm. Woolley, made a motion to approve the Application and Release and Waiver of Liability for Volunteers for the Johnson County Courthouse Museum-County Judge's Office.

All voted aye; motion carried.

11. CONSIDERATION OF 2019 RACIAL PROFILING REPORT FOR:

a. Constable, Precinct #1

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the 2019 Racial Profiling Report for Constable, Precinct #1.

All voted aye; motion carried.

b. Constable, Precinct #2

Comm. Howell, seconded by Comm. Stringer, made a motion to approve the 2019 Racial Profiling Report for Constable, Precinct #2.

All voted aye; motion carried.

12. CONSIDERATION OF RE-APPOINTMENT OF COMMISSIONER LARRY WOOLLEY, PRECINCT #4 TO THE CITY OF JOSHUA TIF BOARD OF DIRECTORS FOR A TWO YEAR TERM-COMMISSIONER, PRECINCT #4

Comm. Stringer, seconded by Comm. Howell, made a motion to approve the Re-Appointment of Commissioner Larry Woolley, Precinct #4 to the City of Joshua TIF Board of Directors for a Two Year Term-Commissioner, Precinct #4.

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

Motion carried.

X. 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 11:23 A.M. in accordance with Government Code: a. *Sec. 551.074*-Personnel: Clerk II, #F02-096, Juvenile Services.

The Commissioners Court reconvened into Regular session at 11:32 A.M. (County Judge, Roger Harmon stated the time as 11:30 A.M.) to consider the following:

XI. EXECUTIVE SESSION

1. Government Code:

a. *Sec. 551.074*-Personnel:

(1) Clerk II, #F02-096, Juvenile Services

Comm. Woolley, seconded by Comm. Bailey, made a motion to approve the \$50 per month bilingual supplement for Clerk II, #F02-96, Juvenile Services effective March 1, 2020.

All voted aye; motion carried.

VIII. UNFINISHED BUSINESS

1. CONSIDERATION OF UPDATES ON JOHNSON COUNTY REMODELING PROJECTS:

a. Burleson Sub-Courthouse Building Remodel

No Action.

b. Portion of Johnson County Sheriff's Administration Building Remodel

No Action.

- d. Annex Building Located at 104 W. Chambers Street, Cleburne, Texas

No Action.

- c. Demolition of Drive-Thru Bank Facility Located at the Corner of W. Chambers and S. Mill Street, Cleburne, Texas

Comm. Bailey, seconded by Comm. Woolley, made a motion to approve the use of Landy Excavation LLC for the demolition of the Drive-Thru Bank Facility Located at the Corner of W. Chambers and S. Mill Street, Cleburne, Texas at the quoted price of \$14,650.00.

All voted aye; motion carried.

IX. NEW BUSINESS

- 1. CONSIDERATION TO ADVERTISE FOR BIDS/PROPOSALS

No Action.

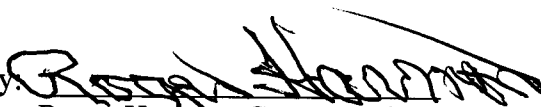
- 2. CONSIDERATION TO CLOSE OUT AND TRANSFER \$34,838.02 FROM EQUIPMENT PURCHASE FUND 0750 TO THE GENERAL FUND 0100-AUDITOR'S OFFICE

Comm. Stringer, seconded by Comm. Howell, made a motion to approve the Close Out and Transfer \$34,838.02 from Equipment Purchase Fund 0750 to the General Fund 0100-Auditor's Office.

All voted aye; motion carried.

There being no further business before the Court concerning this agenda, Commissioners Court adjourned at 12:04 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 24, 2020.



FILED & RECORDED
March 9, 2020
Commissioner Court Minutes


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