

SEP 14 2020

**REQUEST FOR AGENDA PLACEMENT FORM**

Submission Deadline - Tuesday, 12:00 PM before Court Dates

**Approved**

**SUBMITTED BY:** Jim Simpson

**TODAY'S DATE:** Sept. 8, 2020

**DEPARTMENT:**

X County Attorney's Office For Constables and Sheriff's Office

**SIGNATURE OF DEPARTMENT HEAD:**

X \_\_\_\_\_

**REQUESTED AGENDA DATE:**

X Sept 14, 2020

**SPECIFIC AGENDA WORDING:**

**Consideration and Approval of Constable and Sheriff Fees for 2021**

**PERSON(S) TO PRESENT ITEM:** Matt Wylie

**SUPPORT MATERIAL:** Johnson County Constable & Sheriff Fees

**TIME:**

15 minutes

**ACTION ITEM:**

X

**WORKSHOP:**

\_\_\_\_\_

(Anticipated number of minutes needed to discuss item)

**CONSENT:**

\_\_\_\_\_

**EXECUTIVE:**

\_\_\_\_\_

**STAFF NOTICE:**

COUNTY ATTORNEY: \_\_\_\_\_ X \_\_\_\_\_

ISS DEPARTMENT: \_\_\_\_\_

AUDITOR: \_\_\_\_\_ X \_\_\_\_\_

PURCHASING DEPARTMENT: \_\_\_\_\_

PERSONNEL: \_\_\_\_\_

PUBLIC WORKS: \_\_\_\_\_

BUDGET COORDINATOR: \_\_\_\_\_

OTHER: Constables, Sheriff's Office

\*\*\*\*\*This Section to be Completed by County Judge's Office\*\*\*\*\*

ASSIGNED AGENDA DATE: \_\_\_\_\_

REQUEST RECEIVED BY COUNTY JUDGE'S OFFICE \_\_\_\_\_

COURT MEMBER APPROVAL \_\_\_\_\_

Date \_\_\_\_\_

# Johnson County Constable & Sheriff Fees 2021

<b><u>NOTICES</u></b>	<b>FEE AMOUNT</b>
Certiorari	\$85.00
Citations	\$85.00
Citations by Posting	\$85.00
Citations by Publication	\$85.00
Guardianship Application	\$85.00
Injunction	\$85.00
Precept	\$85.00
Protective Order	\$85.00
Restraining Order (includes Temporary)	\$85.00
Scire Facias	\$85.00
Show Cause	\$85.00
Subpoenas	\$85.00
Summons	\$85.00
Notices - All Other - Not Otherwise Listed	\$85.00

## **WRITS and ORDERS**

Writ of Attachment	\$175.00
Writ of Commitment	\$175.00
Writ of Execution	\$195.00
Writ of Garnishment	\$175.00
Writ of Habeas Corpus	\$175.00
Writ of Sequestration	\$175.00
Writ of Possession (Eviction)	\$195.00
Writ of Possession (Non-Eviction)	\$175.00
Writ of Re-entry	\$175.00
Writ of Restoration of Utility Service	\$175.00
Order of Retrieval	\$175.00
Writ/Order, All Other Not Otherwise Listed	\$175.00
Capias	\$175.00
Distress Warrant	\$175.00
Order of Sale	\$175.00
Turn Over Order	\$175.00
Writs/Orders - All Other - Not Otherwise Listed	\$175.00

Applicants for Protective Orders will not be charged a fee. (Fees may be due from Protective Order Respondents).

## **OTHER SERVICES FEES**

Taking and Approving Bonds	\$40.00
Additional personnel per person/per hour, after initial 2 hours	\$65.00
Bailiff (for bailiff services rendered by a deputy or reserve deputy), 1 time fee charged for each civil case for costs in providing bailiffs as a judicial support service.	\$20.00
Postage - Certified or Registered	\$15.00
Copies on paper - per page	\$0.10
Copies on CD	\$1.00
Copies on DVD	\$3.00
Asset Search and/or Background Search	\$15.00
Out of State Affidavit of Service	\$25.00
Fingerprint	\$15.00
Mug Shot (new photo)	\$5.00
Office Storage per day	\$10.00
Facility Storage per day (regular sized items)	\$20.00
Facility Storage per day (Oversized Items)	\$30.00

## **ESTRAYS**

Initial call for pick up (includes first animal)	\$95.00
Each additional animal	\$50.00
Initial call for pick up but cancelled prior to arrival	\$50.00
Boarding/Feed per animal per day for days 1 - 10	\$15.00
Boarding/Feed per animal per day for days 10 - disposition	\$10.00
Return delivery per animal	\$60.00
Transport animal to Veterinary / Auction per animal	\$60.00
Isolation of animal - Extra over boarding / feeding per day	\$7.00
Livestock penned on site by deputy or pick up man, first animal	\$95.00
Each additional penned on site by deputy or pick up man	\$40.00
Each additional helper (approved by Deputy)	\$50.00
Administrative Fee	\$25.00
Collection Fee	\$25.00

## **ALL SALES**

Sale Posting (each)	\$50.00
Sale Publication (includes review)	\$50.00
Levy filed on real property with the County Clerk	\$50.00
Disbursement of monies collected with or without a sale.	\$25.00
Deed or Bill of Sale (each)	\$50.00
Initial Sale - Sold or Cancelled	\$400.00
Subsequent Sale Fee	\$200.00
Taxing Entity Public Resale of	
Struck-off property - Sold or Cancelled	\$400.00
Tax Warrant	\$400.00

## CALCULATION AND COLLECTION OF COMMISSIONS

County Commissions are due based on percentage of monies collected on all sales in addition to any flat fees for services set forth above. The basis of the calculation of the commission should include the judgment, and any, health and safety liens included in a judgment and collected by the sale. Court Costs and Costs of Sale are NOT included in calculating commissions.

Commissions for collecting money on an Execution, Order of Sale or Tax Warrant when the collection is **MADE BY A SALE**; 5% for the first \$10,000 or portion thereof collected, and 3% for amounts over the first \$10,000 up to and including the amount of \$25,000 collected and 1% for all amounts collected in excess of \$25,000.

Commissions for collecting money on an Execution, Order of Sale or Tax Warrant when the collection is **MADE WITHOUT A SALE**; 4% for the first \$10,000 or portion thereof, and 2% for amounts over the first \$10,000 up to and including the amount of \$25,000 collected and 1% for all amounts collected in excess of \$25,000.

Commissions for TAX SALES are calculated based on the total amount of taxes adjudged due (to include the base tax, penalties, interest, attorney's fees and any health and safety liens that were included in a judgment or order and that are collected by the sale of the property). Court Costs and Costs of Sale are NOT included in calculating commissions.

Estimated commissions on tax sales are calculated into the minimum bid, and recalculated after the bidding in circumstances where the property sells for more than the minimum bid.

Commissions will not be collected on a Taxing Entity Public Resale of Struck-off property.

Commissions described herein are NOT applicable to the sale of Estrays and will not be collected by the County for Estrays.

Each separate defendant served or paper serviced requiring a separate return in a case shall be charged a separate basic fee (not an additional percentage fee).

**Constable Pct. 1**, 3390 FM 1434, Cleburne, TX 76033  
817-556-6163

**Constable Pct. 2**, 247 Elk Drive #109, Burleson, TX 76028  
817-202-2967

**Constable Pct. 3**, 206 N Baugh, Alvarado, TX, 76009  
817-558-0111

**Constable Pct. 4**, #2 N. Main St Rm B6, Cleburne, TX 76033  
817-556-6363

**Sheriff**, 1102 E. Kilpatrick, Cleburne, TX, 76031  
817-556-6058