

STATE OF TEXAS

NOVEMBER 8, 2021

COUNTY OF JOHNSON

COMMISSIONERS COURT

BE IT KNOWN that on the 8th day of November 2021, 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 9:05 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 November 4, 2021 at 1:04 P.M. were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

County Judge, Roger Harmon welcomed the guests present and thanked them for coming.

1. ANNOUNCEMENT: THERE WILL BE A SPECIAL CALLED MEETING OF THE COMMISSIONERS COURT ON MONDAY, NOVEMBER 15, 2021 AT 9:00 AM TO CANVASS THE VOTES FROM THE NOVEMBER 2, 2021 CONSTITUTIONAL AMENDMENT ELECTION AND ALSO REDISTRICTING OF COUNTY POLITICAL BOUNDARIES

County Judge, Roger Harmon announced for Court Record that there will be a Special called Meeting of the Commissioners Court on Monday, November 15, 2021 at 9:00 A.M. to canvass the votes from the November 2, 2021 Constitutional Amendment Election and also redistricting of County Political Boundaries.

2. PRESENTATION OF PROCLAMATION FOR “HONOR OUR AMERICAN MILITARY VETERANS”

County Judge, Roger Harmon read the Proclamation for “Honor our American Military Veterans” for Court Record and proclaimed November 8 – November 11, 2021 “Honor Our American Military Veterans” days in Johnson County. He and the Members of the Court presented the Proclamation to Marty Peters, Member of the American Legion Auxiliary Unit 50.

3. PRESENTATION OF PROCLAMATION FOR “HOME CARE AND HOSPICE MONTH”

County Judge, Roger Harmon read the Proclamation for “Home Care and Hospice Month” for Court Record and proclaimed November 2021 as “Home Care and Hospice Month”.

4. PRESENTATION BY ROBERT DURHAM ARCHITECTURE OF THE PROPOSAL FOR ARCHITECTURAL AND ENGINEERING SERVICES REQUIRED IN CONJUNCTION WITH RFP 2022-220 TO CONSTRUCT A JOHNSON COUNTY PUBLIC WORKS WAREHOUSE

Architect, Robert Durham presented to the Court the Proposal for Architectural and Engineering Services Required in Conjunction with **RFP 2022-220** to Construct a Johnson County Public Works Warehouse.

VI. PUBLIC PARTICIPATION

None.

Comm. Woolley stepped out of the Meeting at 9:31 A.M.

V. PUBLIC HEARING

The Commissioners Court opened a Public Hearing at 9:32 A.M. to discuss:

1. NOTICE OF PUBLIC HEARING REGARDING “REDUCE SPEED LIMIT ON CEDAR LANE FROM 40 MPH TO 20 MPH BETWEEN CR 602 AND UNGER ST IN HILLDALE II SUBDIVISION IN JOHNSON COUNTY, TEXAS-PRECINCT #3”

There being no one from the Public who wished to speak, County Judge, Roger Harmon turned the discussion over to Comm. White, Pct. #3.

Comm. Woolley returned at 9:33 A.M.

Comm. White commented that this was a horseshoe subdivision off of CR 602, and that every resident on Cedar Lane from 602 to Unger signed the petition requesting the reduction of the speed limit.

There being no one else to speak, the Public Hearing was closed at 9:33 A.M.

VII. PRECEDING BUSINESS

1. CONSIDERATION OF MINUTES OF THE COMMISSIONERS COURT:

- a. October 25, 2021 – Regular Session
- b. October 28, 2021 – Special Called Session

Comm. Howell, seconded by Comm. White, made a motion to approve the Minutes of the Commissioners Court for October 25, 2021 and October 28, 2021.

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 with the addition of a payment to Home Depot in the amount \$180.58 as presented by County Auditor, Steve Watson.

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 #2021-90** – “REDUCE SPEED LIMIT ON CEDAR LANE FROM 40 MPH TO 20 MPH BETWEEN CR 602 AND UNGER ST IN THE HILLDALE II SUBDIVISION IN JOHNSON COUNTY, TEXAS-PRECINCT #3”

Comm. White, seconded by Comm. Woolley, made a motion to approve **Order #2021-90** – “Reduce Speed Limit on Cedar Lane from 40 MPH to 20 MPH Between CR 602 and Unger St in the Hilldale II Subdivision in Johnson County, Texas-Precinct #3”.

All voted aye; motion carried.

5. CONSIDERATION OF **ORDER #2021-91** – “ORDER APPROVING PLAT” OF **MARTIN CREEK ADDITION**, LOTS 1-13, BLOCK 1, LOT 1, BLOCK 2, LOTS 1-11, BLOCK 3, AND LOTS 1-2, BLOCK 4 IN JOHNSON COUNTY, TEXAS, PRECINCT #1-PUBLIC WORKS DEPARTMENT

Comm. Bailey, seconded by Comm. Woolley, made a motion to approve for filing purposes only, a Plat of **Martin Creek Addition**, Lots 1-13, Block 1, Lot 1, Block 2, Lots 1-11, Block 3, and Lots 1-2, Block 4 in Precinct #1 and clarified 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; as read from **Order #2021-91**-Public Works Department.

All voted aye; motion carried.

6. CONSIDERATION OF ORDER #2021-92 – “ORDER APPROVING PLAT” OF BURTON ADDITION, LOT 1, BLOCK 1 IN JOHNSON COUNTY, TEXAS, PRECINCT #4-PUBLIC WORKS DEPARTMENT

Comm. Woolley, seconded by Comm. Bailey, made a motion to approve for filing purposes only, a Plat of **Burton Addition**, Lot 1, Block 1, in Precinct #4 and clarified 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; as read from **Order #2021-92**-Public Works Department.

All voted aye; motion carried.

IX. NEW BUSINESS

6. CONSIDERATION OF CONSTRUCTION BOND NO. 4447925 FROM MARTIN CREEK PARTNERS, LLC FOR THE SUM OF \$1,403,000.00 SECURED BY SURETEC INSURANCE COMPANY FOR THE CONSTRUCTION OF ROADS, STREETS, DRAINAGE AND SIGNAGE FOR MARTIN CREEK ADDITION, IN PRECINCT #1-PUBLIC WORKS DEPARTMENT

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the Construction Bond No. 4447925 from Martin Creek Partners, LLC for the sum of \$1,403,000.00 secured by SureTec Insurance Company for the construction of roads, streets, drainage and signage for **Martin Creek Addition**, in Precinct #1-Public Works Department.

All voted aye; motion carried.

VIII. UNFINISHED BUSINESS

1. CONSIDERATION OF UPDATES ON JOHNSON COUNTY REMODELING PROJECTS:

a. Burleson Sub-Courthouse Building Remodel

- (1) Consideration of Additional Costs Totaling \$36,320.75 that have Exceeded the Contingency for the Remodel of the Burleson Sub-Courthouse-Purchasing Department

Comm. Howell, seconded by Comm. White, made a motion to approve the additional costs totaling \$36,320.75 that have exceeded the contingency for the remodel of the Burleson Sub-Courthouse and to give County Judge, Roger Harmon the authorization to sign-Purchasing Department.

All voted aye; motion carried.

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

No Action.

IX. NEW BUSINESS

1. CONSIDERATION TO ADVERTISE FOR BIDS/PROPOSALS

No Action.

2. DISCUSSION AND CONSIDERATION FOR ADOPTION OF **ORDER #2021-89** - AUTHORIZING THE ISSUANCE OF JOHNSON COUNTY, TEXAS GENERAL OBLIGATION REFUNDING BONDS, TAXABLE SERIES 2021, APPROVING THE REDEMPTION OF THE REFUNDED OBLIGATIONS, THE SALE OF THE BONDS, THE TERMS OF THE BONDS AND THE OFFERING DOCUMENTS FOR THE BONDS; APPROVING THE FORM OF AN ESCROW AGREEMENT AND PAYING AGENT/REGISTRAR AGREEMENT; LEVYING AN ANNUAL AD VALOREM TAX FOR THE PAYMENT OF BONDS; AND ENACTING OTHER PROVISIONS RELATING TO THE SUBJECT-AUDITOR'S OFFICE

The Court took no action at this time.

3. CONSIDERATION OF GRANTWORKS CONTRACT NO. APR-TX-21-126, AMERICAN RESCUE PLAN ACT ADMINISTRATIVE SERVICES, WHEREBY GRANTWORKS WILL PROVIDE PROFESSIONAL SERVICES TO JOHNSON COUNTY AS A CONSULTANT IN THE ADMINISTRATION OF THE AMERICAN RESCUE PLAN ACT OF 2021 (ARPA)-COUNTY ATTORNEY'S OFFICE

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the GrantWorks Contract No. APR-TX-21-126, American Rescue Plan Act Administrative Services, Whereby GrantWorks will Provide Professional Services to Johnson County as a Consultant in the Administration of the American Rescue Plan Act of 2021 (ARPA) and to give County Judge, Roger Harmon the authorization to sign-County Attorney's Office.

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

Motion carried.

The Commissioners Court recessed at 10:36 A.M. and reconvened at 10:54 A.M.

2. DISCUSSION AND CONSIDERATION FOR ADOPTION OF ORDER #2021-89 - AUTHORIZING THE ISSUANCE OF JOHNSON COUNTY, TEXAS GENERAL OBLIGATION REFUNDING BONDS, TAXABLE SERIES 2021, APPROVING THE REDEMPTION OF THE REFUNDED OBLIGATIONS, THE SALE OF THE BONDS, THE TERMS OF THE BONDS AND THE OFFERING DOCUMENTS FOR THE BONDS; APPROVING THE FORM OF AN ESCROW AGREEMENT AND PAYING AGENT/REGISTRAR AGREEMENT; LEVYING AN ANNUAL AD VALOREM TAX FOR THE PAYMENT OF BONDS; AND ENACTING OTHER PROVISIONS RELATING TO THE SUBJECT-AUDITOR'S OFFICE

Comm. Bailey, seconded by Comm. White, made a motion to approve **Order #2021-89** - authorizing the issuance of Johnson County, Texas General Obligation Refunding Bonds, Taxable Series 2021, approving the Redemption of the Refunded Obligations, the sale of the Bonds, the terms of the Bonds and the offering documents for the Bonds; approving the form of an Escrow Agreement and paying Agent/Registrar Agreement; levying an Annual Ad Valorem Tax for the payment of Bonds; and enacting other provisions relating to the subject and to give County Judge, Roger Harmon the authorization to sign-Auditor's Office.

All voted aye; motion carried.

9. CONSIDERATION OF INTERLOCAL AGREEMENT BETWEEN BRAZOS COUNTY, TEXAS AND JOHNSON COUNTY, TEXAS TO FACILITATE COOPERATIVE PURCHASING OF SOFTWARE FOR THE JOHNSON COUNTY SHERIFF'S OFFICE-PURCHASING DEPARTMENT

Comm. Woolley, seconded by Comm. Howell, made a motion to approve the Interlocal Agreement Between Brazos County, Texas and Johnson County, Texas to Facilitate Cooperative Purchasing of Software for the Johnson County Sheriff's Office and to give County Judge, Roger Harmon the authorization to sign-Purchasing Department.

All voted aye; motion carried.

11. CONSIDERATION OF SOFTWARE SUBSCRIPTION AGREEMENT WITH CORRECTEK SOFTWARE FOR THE JOHNSON COUNTY SHERIFF'S OFFICE JAIL MEDICAL MANAGEMENT AND RECORD KEEPING-PURCHASING DEPARTMENT

Comm. Howell, seconded by Comm. Bailey, made a motion to approve the Software Subscription Agreement with CorrecTek Software for the Johnson County Sheriff's Office Jail Medical Management and Record Keeping and to give County Judge, Roger Harmon the authorization to sign and initial-Purchasing Department.

All voted aye; motion carried.

12. CONSIDERATION OF CORRECTEK HOSTING SERVICE AGREEMENT AND THE JOHNSON COUNTY CONTRACT TERMS ADDENDUM WITH KALLEO TECHNOLOGIES, LLC FOR THE JOHNSON COUNTY SHERIFF'S OFFICE JAIL MEDICAL MANAGEMENT AND RECORD KEEPING-PURCHASING DEPARTMENT

Comm. Howell, seconded by Comm. White, made a motion to approve the CorrecTek Hosting Service Agreement and the Johnson County Contract Terms Addendum with Kalleo Technologies, LLC for the Johnson County Sheriff's Office Jail Medical Management and Record Keeping and to give County Judge, Roger Harmon and Johnson County Sheriff's Office Chief, David Blankenship the authorization to sign-Purchasing Department.

All voted aye; motion carried.

The Commissioners Court recessed at 11:10 A.M. and reconvened at 11:25 A.M.

4. CONSIDERATION OF BLUE SKY NETWORK EQUIPMENT PURCHASE AND SERVICE AGREEMENT AND JOHNSON COUNTY CONTRACT TERMS ADDENDUM TO BLUE SKY NETWORK, LLC EQUIPMENT PURCHASE & SERVICE TERMS CONDITIONS AND QUOTE ACCEPTANCE FOR SATELLITE PHONE-EMERGENCY MANAGEMENT

Comm. Woolley, seconded by Comm. Bailey, made a motion to approve the Blue Sky Network Equipment Purchase and Service Agreement and Johnson County Contract Terms Addendum to Blue Sky Network, LLC Equipment Purchase & Service Terms Conditions and Quote Acceptance for Satellite Phone and to give County Judge, Roger Harmon the authorization to sign-Emergency Management.

All voted aye; motion carried.

5. CONSIDERATION OF FACILITIES RENTAL CONTRACT WITH CLEBURNE ISD TO HOLD JOHNSON COUNTY CHRISTMAS PARTY AT CLEBURNE HIGH SCHOOL CAFETERIA ON FRIDAY, DECEMBER 3, 2021-PERSONNEL DEPARTMENT

Comm. Howell, seconded by Comm. White, made a motion to approve the Facilities Rental Contract with Cleburne ISD to hold Johnson County Christmas Party at Cleburne High School Cafeteria on Friday, December 3, 2021 and to give County Judge, Roger Harmon the authorization to sign-Personnel Department.

All voted aye; motion carried.

7. CONSIDERATION OF RENEWAL OF **RFB 2020-207** ASPHALT AND ASPHALT EMULSIONS WITH ROOKER ASPHALT, P2 EMULSIONS, ERGON ASPHALT AND WRIGHT ASPHALT AT CURRENT PRICING, AND CRAFCO AND CLEVELAND ASPHALT AT INCREASED PRICING-PURCHASING DEPARTMENT

Comm. Howell, seconded by Comm. White, made a motion to approve the Renewal of **RFB 2020-207** Asphalt and Asphalt Emulsions with Rooker Asphalt, P2 Emulsions, Ergon Asphalt and Wright Asphalt at Current Pricing, and Crafcoc and Cleveland Asphalt at Increased Pricing-Purchasing Department.

All voted aye; motion carried.

8. CONSIDERATION OF RENEWAL OF **RFB 2020-208** ROAD MATERIALS WITH ARNOLD CRUSHED STONE, SIMPSON CRUSHED STONE, SIMPSON SAND AND GRAVEL AT CURRENT PRICING, AND RATTLER ROCK, VULCAN MATERIALS, UNIQUE PAVING COMPANY, TEXAS BIT AND AUSTIN ASPHALT AT INCREASED PRICING-PURCHASING DEPARTMENT

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the Renewal of **RFB 2020-208** Road Materials with Arnold Crushed Stone, Simpson Crushed Stone, Simpson Sand and Gravel at Current Pricing, and Rattler Rock, Vulcan Materials, Unique Paving Company, Texas Bit and Austin Asphalt at Increased Pricing-Purchasing Department.

All voted aye; motion carried.

10. CONSIDERATION TO DECLARE MISCELLANEOUS ITEMS AS SURPLUS PURSUANT TO LOCAL GOVERNMENT CODE 263.152 (a)(1) AND PLACE ON RENE BATES AUCTION-PURCHASING DEPARTMENT

Comm. Woolley, seconded by Comm. Bailey, made a motion to approve to declare miscellaneous items as surplus pursuant to Local Government Code 263.152 (a)(1) and place on Rene Bates Auction-Purchasing Department.

All voted aye; motion carried.

13. CONSIDERATION OF JOHNSON COUNTY MASTER AGREEMENT AND JOHNSON COUNTY CONTRACT TERMS ADDENDUM WITH STERICYCLE INC. FOR ON-SITE SHREDDING AT THE JOHNSON COUNTY COURTHOUSE AND GUINN JUSTICE CENTER-PURCHASING DEPARTMENT

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the Johnson County Master Agreement and Johnson County Contract Terms Addendum with Stericycle Inc. for On-Site Shredding at the Johnson County Courthouse and Guinn Justice Center and to give County Judge, Roger Harmon the authorization to sign and to electronically sign through DocuSign-Purchasing Department.

All voted aye; motion carried.

14. CONSIDERATION OF KIRBO'S OFFICE SYSTEMS MAINTENANCE AGREEMENT ON THE CANON IR ADV 8105, SERIAL NUMBER HMU11448 EQ7845 AT THE JOHNSON COUNTY DISTRICT CLERK'S OFFICE-DISTRICT CLERK'S OFFICE

Comm. Woolley, seconded by Comm. Bailey, made a motion to approve the Kirbo's Office Systems Maintenance Agreement on the Canon IR ADV 8105, Serial Number HMU11448 EQ7845 at the Johnson County District Clerk's Office and to give the County Judge, Roger Harmon the authorization to sign-District Clerk's Office.

All voted aye; motion carried.

15. CONSIDERATION OF ACCEPTANCE OF PAYMENT IN THE AMOUNT OF \$11,243.54 TO BE USED FOR WEST TRAIL LANE (FROM CR 1224 TO END OF CUL-DE-SAC) LOCATED IN WEST LAKE ESTATES AND TO BRING UP TO COUNTY STANDARDS-PRECINCT #1

Comm. Bailey, seconded by Comm. Woolley, made a motion to approve the acceptance of payment in the amount of \$11,243.54 to be used for West Trail Lane (from CR 1224 to end of Cul-De-Sac) located in West Lake Estates and to bring up to County Standards-Precinct #1.

All voted aye; motion carried.

16. CONSIDERATION TO ACCEPT WEST TRAIL LANE (FROM CR 1224 TO END OF CUL-DE-SAC) LOCATED IN WEST LAKE ESTATES FOR COUNTY MAINTENANCE UPON PRECINCT #1 REPAIRING WEST TRAIL LANE AND BRINGING WEST TRAIL LANE UP TO COUNTY STANDARDS-PRECINCT #1

Comm. Bailey, seconded by Comm. Woolley, made a motion to approve West Trail Lane (from CR 1224 to end of Cul-De-Sac) located in West Lake Estates for County Maintenance upon Precinct #1 repairing West Trail Lane and bringing West Trail Lane up to County Standards-Precinct #1.

All voted aye; motion carried.

17. CONSIDERATION OF AXON TASER 7 QUOTE, TASER 7 AGREEMENT AND JOHNSON COUNTY CONTRACT TERMS ADDENDUM-AXON ENTERPRISES, INC-SHERIFF'S OFFICE

Comm. White, seconded by Comm. Howell, made a motion to approve the Axon Taser 7 quote, Taser 7 Agreement and Johnson County contract terms Addendum-Axon Enterprises, Inc and to give County Judge, Roger Harmon the authorization to sign-Sheriff's Office.

All voted aye; motion carried.

18. CONSIDERATION OF RESOLUTION AFFIRMING THE CASTING OF VOTES IN THE 2022-2023 ELECTION OF THE BOARD OF DIRECTORS FOR THE CENTRAL APPRAISAL DISTRICT OF JOHNSON COUNTY, TEXAS-COUNTY JUDGE'S OFFICE

Comm. Woolley, seconded by Comm. Bailey, made a motion to approve the Resolution Affirming the Casting of Votes in the 2022-2023 Election of the Board of Directors for the Central Appraisal District of Johnson County, Texas by casting 834 votes for Brenda Webb and the remaining 110 votes for Don Beason-County Judge's Office.

All voted aye; motion carried.

19. CONSIDERATION OF REAPPOINTMENT OF MARY ANN SPAUN OF BURLESON, TEXAS TO THE JOHNSON COUNTY HISTORICAL COMMISSION-COUNTY JUDGE'S OFFICE

Comm. Howell, seconded by Comm. Bailey, made a motion to approve the Reappointment of Mary Ann Spaun of Burleson, Texas to the Johnson County Historical Commission-County Judge's Office.

All voted aye; motion carried.

X. CONSENT AGENDA

Comm. Woolley, seconded by Comm. Bailey, made a motion to approve all items on the Consent Agenda.

All voted aye; motion carried.

The Commissioners Court recessed at 11:54 A.M. and reconvened at 1:30 P.M.

XI. WORKSHOP

The Commissioners Court convened into Workshop Session at 1:30 P.M. to discuss: 1. Discussion of a Redistricting Plan.

The Commissioners Court reconvened into Regular Session at 2:25 P.M. to consider the following:

BE IT KNOWN that the Commissioners Court met in closed Executive Session at 2:25 P.M. in accordance with Government Code: *Sec. 551.071* – Consultation with Attorney, Pending Litigation: Cause No. DC-C201800848, Johnson County v. Purdue Pharma, L.P. et al. Opioid Litigation.

The Commissioners Court reconvened into Regular Session at 3:03 P.M. to consider the following:

XII. EXECUTIVE SESSION

1. Government Code:

- a. *Sec. 551.071* – Consultation with Attorney, Pending Litigation: Cause No. DC-C201800848, Johnson County v. Purdue Pharma, L.P. et al

- (1) Opioid Litigation

Comm. Bailey, seconded by Comm. White, made a motion to approve **#Order 2021-94**.

All voted aye; motion carried.

- b. *Sec. 551.074*-Personnel:

- (1) Linda Gosselin, Position #F26-001, Hamm Creek Park Assistant Supervisor, Precinct #1

Comm. Howell, seconded by Comm. Bailey, made a motion to approve to pay Linda Gosselin, Position #F26-001, Hamm Creek Park Assistant Supervisor, Precinct #1 Comp Time in the amount of \$1,347.43, bringing her total accrued Comp Time to 100 hours.

All voted aye; motion carried.

IX. NEW BUSINESS

20. CONSIDERATION OF DISCUSSION REGARDING THE REDISTRICTING PLAN-COUNTY JUDGE'S OFFICE

No Action.

There being no further business before the Court concerning this agenda, Commissioners Court adjourned at 3:06 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 November 8, 2021.



FILED & RECORDED
November 22, 2021
Commissioner Court Minutes


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