

STATE OF TEXAS

AUGUST 8, 2022

COUNTY OF JOHNSON

COMMISSIONERS COURT

BE IT KNOWN that on the 8th day of August 2022, 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 9:00 A.M. (Judge Harmon stated the time as 9:01 A.M.) with all members present. 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 August 4, 2022, at 1:15 P.M., August 4, 2022, at 2:38 P.M., and August 4, 2022, at 4:17 P.M. with an Addendum filed for record in the Office of the County Clerk on August 5, 2022, at 1:45 P.M., were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

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

Comm. Woolley, Pct. #4 introduced Barney McClure, congratulated him on his recent induction to the Texas Agriculture Teachers Hall of Fame and thanked him for his years of service on behalf of the Commissioners Court.

1. PRESENTATION OF THE 2021 TEXAS HISTORICAL COMMISSION DISTINGUISHED SERVICE AWARD TO THE JOHNSON COUNTY HISTORICAL COMMISSION

The Commissioners Court presented the 2021 Texas Historical Commission Distinguished Services Award to the Executive Committee Members of the Johnson County Historical Commission.

V. PUBLIC PARTICIPATION

Craig Hundley addressed the Court in regards to employee raises and the tax rate.

David Hearne Jr. addressed the Court in regards to New Business No. 13.

R. Baker Hughes addressed the Court in regards to New Business No. 13.

VI. PRECEDING BUSINESS

1. CONSIDERATION OF MINUTES OF THE COMMISSIONERS COURT:

- a. June 13, 2022 – Regular Session – Corrected
- b. July 8, 2022 – Regular Session

Comm. White, seconded by Comm. Howell, made a motion to approve the Minutes of the Commissioners Court for June 13, 2022 and July 8, 2022.

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. ACKNOWLEDGEMENT 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.

X. WORKSHOP

The Commissioners Court convened into Workshop Session at 9:24 A.M. to discuss: 3. Discussion with Prairielands Groundwater Conservation District Concerning Current Groundwater Issues-Precinct #4.

The Commissioners Court recessed at 10:16 A.M. and reconvened at 10:29 A.M. still in Workshop Session.

The Commissioners Court reconvened into Regular Session at 10:29 A.M. to consider the following:

VII. UNFINISHED BUSINESS

1. CONSIDERATION OF UPDATES ON JOHNSON COUNTY REMODELING PROJECTS:
 - a. Burlison Sub-Courthouse Building Remodel
No Action.
 - b. Portion of Johnson County Sheriff's Administration Building Remodel
No Action.

VIII. NEW BUSINESS

5. CONSIDERATION TO ADVERTISE FOR BIDS/PROPOSALS
No Action.
6. CONSIDERATION FOR THE 2022 ESCHEAT FUNDS BE REDIRECTED TO UNITED COOPERATIVE SERVICES TO REPLACE THE WIRELESS TOWER TECHNOLOGY WITH TRUE FIBER-TO-THE-HOME TECHNOLOGY FOR THE SOUTHWEST PORTION OF JOHNSON COUNTY-COUNTY JUDGE'S OFFICE
No Action.

7. CONSIDERATION OF VARIANCE REQUEST FOR 60' ROAD FRONTAGE AT 6744 CR 319 (17.089-ACRE PARCEL), IN PRECINCT #4-PUBLIC WORKS DEPARTMENT

Comm. Woolley, seconded by Comm. Bailey, made a motion to approve the Variance Request for 60' Road Frontage at 6744 CR 319 (17.089-acre parcel), in Precinct #4-Public Works Department.

All voted aye; motion carried.

8. CONSIDERATION OF A VARIANCE REQUEST FOR 40' ROAD FRONTAGE ON CR 1107A AND 120.90' ROAD FRONTAGE ON CR 1205 (2.670-ACRE PARCEL), IN PRECINCT #1-PUBLIC WORKS DEPARTMENT

Comm. Bailey, seconded by Comm. Woolley, made a motion to approve the Variance Request for 40' Road Frontage on CR 1107A and 120.90' Road Frontage on CR 1205 (2.670-acre parcel), in Precinct #1-Public Works Department.

All voted aye; motion carried.

9. CONSIDERATION OF ADD SERVICE REQUEST #2 FOR THE JOHNSON COUNTY 911 CALL CENTER FOR GEOTECHNICAL ENGINEERING SERVICES PERFORMED ON JUNE 14, 2022 IN THE AMOUNT OF \$2,600.00 TO BE PAID TO ROBERT DURHAM ARCHITECTURE-FACILITIES MANAGEMENT

Comm. Howell, seconded by Comm. White, made a motion to approve to Add Service Request #2 for the Johnson County 911 Call Center for Geotechnical Engineering Services Performed on June 14, 2022 in the Amount of \$2,600.00 to be Paid to Robert Durham Architecture-Facilities Management.

Comm. Howell, seconded by Comm. White, amended his motion to include the payment be made with ARPA Funds.

All voted aye; motion carried.

10. CONSIDERATION OF ADOPTION AGREEMENT FOR HEALTH REIMBURSEMENT ARRANGEMENT AND ALERUS CLIENT INFORMATION FORM IMPLEMENTATION-PERSONNEL OFFICE

Comm. Bailey, seconded by Comm. Woolley, made a motion to approve the Adoption Agreement for Health Reimbursement Arrangement and Alerus Client Information Form Implementation and to give County Judge, Roger Harmon the authorization to sign-Personnel Office.

All voted aye; motion carried.

11. CONSIDERATION TO AUTHORIZE THE PURCHASING AGENT TO ADVERTISE AND REQUEST PROPOSALS FOR RFP 2022-230 CONSTRUCTION MANAGER AT RISK SERVICES FOR THE CONSTRUCTION OF THE JOHNSON COUNTY 911 CALL CENTER AS SECOND STEP OF A TWO-STEP BIDDING PROCESS-PURCHASING DEPARTMENT

Comm. Howell, seconded by Comm. White, made a motion to approve to Authorize the Purchasing Agent to Advertise and Request Proposals for **RFP 2022-230** Construction Manager at Risk Services for the Construction of the Johnson County 911 Call Center as Second Step of a Two-Step Bidding Process-Purchasing Department.

All voted aye; motion carried.

12. APPROVAL AND CONFIRMATION OF APPOINTING JAMES M. LENOIR AS A FULL-TIME PAID DEPUTY CONSTABLE IN PRECINCT #2, FILLING A VACANT POSITION-CONSTABLE, PCT. #2

Comm. Howell, seconded by Comm. Bailey, made a motion to approve the appointment of James M. LeNoir as a Full-Time Paid Deputy Constable in Precinct #2, filling a Vacant Position-Constable, Pct. #2.

All voted aye; motion carried.

13. CONSIDERATION OF “A RESOLUTION BY JOHNSON COUNTY COMMISSIONERS COURT IN SUPPORT OF THE TEXAS GOVERNOR’S ACTIONS TO PREVENT AND/OR REMOVE ILLEGAL ALIENS FROM THE STATE OF TEXAS”-PRECINCT #2

Judge Harmon read the Resolution for Court Record.

Comm. White stepped out of the Meeting at 11:10 A.M. and returned at 11:11 A.M.

Comm. Howell, seconded by Comm. White, made a motion to approve “A Resolution by Johnson County Commissioners Court in Support of the Texas Governor’s Actions to Prevent and/or Remove Illegal Aliens from the State of Texas”-Precinct #2.

All voted aye; motion carried.

14. CONSIDERATION TO APPLY FOR EDWARD BYRNE GRANT FUNDING IN THE AMOUNT OF \$15,827.00 TO PURCHASE ZOLL COMPREHENSIVE MEDICAL KITS FOR PATROL UNITS SERVING THE COMMUNITY-CONSTABLE, PCT. #4

Comm. White, seconded by Comm. Bailey, made a motion to approve to Apply for Edward Byrne Grant Funding in the Amount of \$15,827.00 to Purchase Zoll Comprehensive Medical Kits for Patrol Units Serving the Community and to give County Judge, Roger Harmon the authorization to sign-Constable, Pct. #4.

All voted aye; motion carried.

15. CONSIDERATION OF CONTRACT WITH MP2/SHELL ENERGY FOR ELECTRIC UTILITY SERVICE FOR HAL AVENUE BUILDING-SHERIFF’S OFFICE

Comm. Woolley, seconded by Comm. Howell, made a motion to approve the Contract with MP2/Shell Energy for Electric Utility Service for Hal Avenue Building and to give County Judge, Roger Harmon the authorization to sign-Sheriff’s Office.

All voted aye; motion carried.

16. CONSIDERATION OF PECAN VALLEY MHMR REGION (DBA) PECAN VALLEY CENTERS FOR BEHAVIORAL AND DEVELOPMENTAL HEALTHCARE INTERLOCAL COOPERATION CONTRACT-SHERIFF'S OFFICE

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the Pecan Valley MHMR Region (dba) Pecan Valley Centers for Behavioral and Developmental Healthcare Interlocal Cooperation Contract and to give County Judge, Roger Harmon the authorization to sign-Sheriff's Office.

All voted aye; motion carried.

17. CONSIDERATION OF GREATER DALLAS-FORT WORTH REGIONAL LAW ENFORCEMENT MUTUAL AID TASK FORCE AGREEMENT-SHERIFF'S OFFICE

Comm. Bailey, seconded by Comm. Woolley, made a motion to approve the Greater Dallas-Fort Worth Regional Law Enforcement Mutual Aid Task Force Agreement and to give County Judge, Roger Harmon the authorization to sign-Sheriff's Office.

All voted aye; motion carried.

18. CONSIDERATION OF "A RESOLUTION OF THE COMMISSIONERS COURT OF JOHNSON COUNTY, TEXAS, AUTHORIZING THE JOHNSON COUNTY SHERIFF'S OFFICE TO FORM A REGIONAL LAW ENFORCEMENT MUTUAL AID TASK FORCE AGREEMENT WITH OTHER AREA LAW ENFORCEMENT AGENCIES FOR THE PURPOSE OF PROVIDING AND RECEIVING LAW ENFORCEMENT ASSISTANCE"-SHERIFF'S OFFICE

Comm. Bailey, seconded by Comm. Wooley, made a motion to approve "A Resolution of the Commissioners Court of Johnson County, Texas, Authorizing the Johnson County Sheriff's Office to Form a Regional Law Enforcement Mutual Aid Task Force Agreement with Other Area Law Enforcement Agencies for the Purpose of Providing and Receiving Law Enforcement Assistance"-Sheriff's Office.

All voted aye; motion carried.

19. CONSIDERATION OF INTER-JURISDICTIONAL PURSUIT POLICY AGREEMENT-SHERIFF'S OFFICE

Comm. Woolley, seconded by Comm. White, made a motion to approve the Inter-Jurisdictional Pursuit Policy Agreement and to give Sheriff, Adam King the authorization to sign-Sheriff's Office.

All voted aye; motion carried.

20. CONSIDERATION FOR ANNA GOODLOE TO ATTEND 2022 TCOLE TRAINING CONFERENCE AND CONSORTIUM MEETING-SHERIFF'S OFFICE

Comm. Woolley, seconded by Comm. White, made a motion to approve to allow Anna Goodloe to Attend 2022 TCOLE Training Conference and Consortium Meeting-Sheriff's Office.

All voted aye; motion carried.

21. CONSIDERATION FOR ERIN MCDONALD TO ATTEND CERTIFIED FRAUD EXAMINER'S EXAM REVIEW COURSE-SHERIFF'S OFFICE

Comm. Howell, seconded by Comm. Bailey, made a motion to approve to allow Erin McDonald to Attend Certified Fraud Examiner's Exam Review Course-Sheriff's Office.

All voted aye; motion carried.

22. CONSIDERATION OF SECOND COMPOSITION, DRAWING AND APPOINTMENT OF A SALARY GRIEVANCE COMMITTEE PURSUANT TO LOCAL GOVERNMENT CODE, CHAPTER 152-COUNTY JUDGE'S OFFICE

Comm. Bailey and Comm. White stepped out of the Meeting at 11:40 A.M.

Comm. White returned to the Meeting at 11:42 A.M.

Comm. Bailey returned to the Meeting at 11:43 A.M.

Comm. Woolley, seconded by Comm. Howell, made a motion to approve the drawing of six (6) additional names for potential public members for the Salary Grievance Committee drawn by County Judge, Roger Harmon, which are as follows: Felipe Moncibaiz, Burleson, TX; Mitchell Edwards, Mansfield, TX; Troy Stillings, Burleson, TX; Debkumar De, Burleson, TX; Bruno Jimenez, Keene, TX; and Glenn Urquhart, Burleson, TX.

All voted aye; motion carried.

23. ACKNOWLEDGEMENT OF PURCHASING AGENT APPOINTMENT BOARD'S ORDER AND OATH OF OFFICE APPOINTING RALPH MCBROOM AS PURCHASING AGENT-COUNTY JUDGE'S OFFICE

The Commissioners Court acknowledged the Purchasing Agent Appointment Board's Order and Oath of Office Appointing Ralph McBroom as Purchasing Agent-County Judge's Office.

24. RATIFICATION OF FIRST AMENDMENT OF GRANT CONTRACT OAG CONTRACT NO. 2219061-01 FY22 SAVNS CONTRACT AMENDMENT FOR VENDOR NAME CHANGE-COUNTY JUDGE'S OFFICE

Comm. White, seconded by Comm. Howell, made a motion to approve the First Amendment of Grant Contract OAG Contract No. 2219061-01 FY22 SAVNS Contract Amendment for Vendor Name Change and to give County Judge, Roger Harmon the authorization to sign-County Judge's Office.

All vote aye; motion carried.

25. CONSIDERATION OF APPOINTMENT OF JAMES CAMP, GRANDVIEW FIRE CHIEF AS FIRE MARSHAL FOR THE BIG RANCH PROMOTIONS, LLC EVENT TO BE HELD ON SEPTEMBER 4, 2022 AT 5224 CR 417, CLEBURNE, TEXAS-COUNTY JUDGE’S OFFICE

Comm. Woolley, seconded by Comm. Howell, made a motion to approve the Appointment of James Camp, Grandview Fire Chief as Fire Marshal for the Big Ranch Promotions, LLC Event to be Held on September 4, 2022 at 5224 CR 417, Cleburne, Texas-County Judge’s Office.

All voted aye; motion carried.

IX. CONSENT AGENDA

Budget Coordinator, Rexann Knowles noted that the form for Item 2., k. says 2021 but should read 2022.

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

All voted aye; motion carried.

The Commissioners Court recessed at 11:48 A.M. and reconvened at 1:19 P.M. to consider the following:

X. WORKSHOP

The Commissioners Court convened into Workshop Session at 1:20 P.M. to discuss: 1. Consultation with GrantWorks Regarding Proposals and Projects for the American Rescue Plan Act (ARPA) Funding and 2. Discussion of Budget and Tax Rate.

Comm. Bailey stepped out of the Meeting at 1:39 P.M. and returned at 1:40 P.M.

Comm. White stepped out of the Meeting at 2:04 P.M. and returned at 2:04 P.M.

The Commissioners Court reconvened into Regular Session at 2:39 P.M. to consider the following:

VIII. NEW BUSINESS

1. PRESENTATION BY TAX ASSESSOR/COLLECTOR AND COUNTY AUDITOR:

- a. No New Revenue Tax Rate, Voter-Approval Tax Rate and Calculation Methods
- b. M & O Obligations
- c. Debt Obligations
- d. Amount of Increase Based on No New Revenue Tax Rate

Judge Harmon commented that Scott Porter, Johnson County Tax Assessor/Collector had already presented this item to the Court.

2. CONSIDERATION OF RECORD VOTE OF THE PROPOSED TAX RATE FOR THE 2022 TAX YEAR

Comm. Howell made a motion to set the Proposed Tax Rate for the 2022 Tax Year at forty-one and a half (\$0.415) cents and then have the half cent (0.005) go to Road and Bridge.

The Motion died for lack of a second.

Judge Harmon opened the floor up for additional discussion in regards to the Proposed Tax Rate for the 2022 Tax Year.

Comm. Bailey made a motion to set the Proposed Tax Rate for the 2022 Tax Year at forty-two cents (\$0.42); which leaves the Tax Rate as is at the current rate.

The Motion died for a lack of a second.

Judge Harmon opened the floor up for additional discussion in regards to the Proposed Tax Rate for the 2022 Tax Year.

Comm. Howell, seconded by Comm. Woolley, made a motion to set the Proposed Tax Rate for the 2022 Tax Year at forty-one and a half (\$0.415) cents.

Judge Harmon called for a record vote to approve the Proposed Tax Rate for the 2022 Tax Year as recorded below:

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

Motion carried.

3. CONSIDERATION TO SCHEDULE PUBLIC HEARING ON TAX RATE FOR THE 2022 TAX YEAR

Comm. Woolley, seconded by Comm. White, made a motion to approve to Schedule Public Hearing on Tax Rate for the 2022 Tax Year on September 26, 2022.

All voted aye; motion carried.

4. CONSIDERATION TO SCHEDULE PUBLIC HEARING ON PROPOSED 2022-2023 BUDGET

Comm. Bailey, seconded by Comm. Howell, made a motion to approve to Schedule Public Hearing on Proposed 2022-2023 Budget on September 6, 2022.

All voted aye; motion carried.

VII. UNFINISHED BUSINESS

2. CONSIDERATION OF PROPOSALS AND PROJECTS FOR THE AMERICAN RESCUE PLAN ACT (ARPA) FUNDING:

- a. Consideration of Agreement Between Johnson County and Johnson County Emergency Services District No. 1 for the Distribution of ARPA Funds

Comm. White, seconded by Comm. Bailey, made a motion to approve the Agreement Between Johnson County and Johnson County Emergency Services District No. 1 for the Distribution of ARPA Funds and to give County Judge, Roger Harmon the authorization to sign.

All voted aye; motion carried.

Comm. Bailey commented that there was also an extension on this and asked Tom Foster, Executive Director of Johnson County Emergency Services District No. 1, to come up and explain this so it would be on Court Record.

ESD No. 1 Executive Director, Tom Foster commented that he changed the Beneficiary Agreement from a one-year extension to two years because he was positive he wouldn't be able to get his vehicles in one year.

County Attorney, Bill Moore noted that the extension was still before the deadline of December 31, 2026.

Comm. Woolley asked Tom to comment on the savings that he found purchasing the vehicles through AMR.

Tom confirmed they are making a large savings, approximately \$40,000.00 a monitor, purchasing the monitors through the AMR contract, but they will have to spend a majority of those savings to cover the cost of the vehicles that went up \$30,000.00 apiece.

Bill Moore addressed County Auditor, Steve Watson and commented that according to the paragraph three of the Agreement, the ESD will be funded within two weeks of approval of the Agreement.

Steve Watson commented they could cut the check on the next Bill Run, which would be two weeks from today.

VIII. NEW BUSINESS

26. CONSIDERATION OF BUDGET WORKSHOP ITEMS

No Action.

BE IT KNOWN that the Commissioners Court met in closed Executive Session at 3:08 P.M. in accordance with Government Code: a. *Sec. 551.074* – Personnel: (1) Open Position #B03-023, Attorney II, District Attorney’s Office.

The Commissioners Court reconvened into Regular Session at 3:36 P.M. to consider the following:

I. EXECUTIVE SESSION

1. Government Code:

a. *Sec. 551.074* – Personnel:

(1) Open Position #B03-023, Attorney II, District Attorney’s Office

Comm. Woolley, seconded by Comm. White, made a motion to approve to hire a law student extern to fill Open Position #B03-023, Attorney II, District Attorney’s Office at a pay rate of \$24.00 per hour, funded by ARPA Funds, and that this position and hiring be effective Monday, August 15, 2022.

All voted aye; motion carried.

VIII. NEW BUSINESS

2. CONSIDERATION OF RECORD VOTE OF THE PROPOSED TAX RATE FOR THE 2022 TAX YEAR

Comm. Howell amended his previous motion to set the Proposed Tax Rate for the 2022 Tax Year at forty-one and a half (\$0.415) cents in order to restate his motion as follows:

I (Comm. Howell) make the motion to approve the Proposed Tax Rate for the 2022 Tax Year as follows: No New Revenue Tax Rate of \$0.375390 per \$100.00 valuation; Debt Tax Rate of \$0.007455 per \$100.00 valuation; and Voter-Approval Tax Rate of \$0.431325 per \$100.00 valuation for a total Proposed Tax Rate of 0.415000 per \$100.00 valuation.

Comm. Woolley seconded the motion.

County Judge, Roger Harmon called for a record vote to approve the Proposed Tax Rate for the 2022 Tax Year as recorded below:

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

Motion carried.

VII. UNFINISHED BUSINESS

2. **CONSIDERATION OF PROPOSALS AND PROJECTS FOR THE AMERICAN RESCUE PLAN ACT (ARPA) FUNDING:**

Comm. White, seconded by Comm. Bailey, made a motion to approve to fund the expenditures, in the amount of \$4,784.32, for the upfitting of one Ford F150 Responder Vehicle for the Sheriff's Office, previously approved on July 25, 2022, using ARPA Funds.

All voted aye; motion carried.

There being no further business before the Court concerning this agenda, the Commissioners Court adjourned at 3:46 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 August 8, 2022.



FILED & RECORDED
September 12, 2022
Commissioner Court Minutes


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