

STATE OF TEXAS

DECEMBER 12, 2022

COUNTY OF JOHNSON

COMMISSIONERS COURT

BE IT KNOWN that on the 12<sup>th</sup> day of December 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. with all members present, except for Comm. Woolley, Pct. #4. 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 December 8, 2022, at 1:42 P.M. with a corrected Agenda filed on December 8, 2022, at 3:49 P.M., were considered:

**IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS**

Judge Harmon announced for Court Record that Comm. Woolley, Pct. #4 was not present at today's Meeting. He then welcomed the guests present and thanked them for coming. Judge Harmon also announced that the Shop with a Cop donation box was available for anyone who still wished to donate. He asked the Sheriff if he had any comments.

Sheriff, Adam King commented about the Shop with a Cop Program and gave the Court a brief explanation of how the program runs.

1. PRESENTATION OF RETIREMENT PLAQUE FOR ROBERT MAYFIELD, III, JUDGE, COUNTY COURT AT LAW NO.1

Judge Harmon, along with the other Members of the Court, County Attorney, Bill Moore, and Sheriff, Adam King, presented a Retirement Plaque to Robert Mayfield, III, Judge, County Court at Law No.1 for his 24 years of service with Johnson County.

2. PRESENTATION OF RETIREMENT PLAQUE FOR BECKY IVEY, COUNTY CLERK

Judge Harmon, along with the other Members of the Court, County Attorney, Bill Moore, and Sheriff, Adam King, presented a Retirement Plaque to Becky Ivey, County Clerk for her 32 years of service with Johnson County.

5. PRESENTATION OF THE 2022 ANNUAL ACHIEVEMENT OF EXCELLENCE IN PROCUREMENT AWARD TO THE JOHNSON COUNTY PURCHASING DEPARTMENT FROM THE NATIONAL PURCHASING INSTITUTE

Judge Harmon, along with the other Members of the Court, County Attorney, Bill Moore, and 413<sup>th</sup> District Court Judge, William Bosworth, presented the 2022 Annual Achievement of Excellence in Procurement Award to the Johnson County Purchasing Department from the National Purchasing Institute to Johnson County Purchasing Agent, Ralph McBroom and his staff.

3. PRESENTATION BY JOHNSON COUNTY CRIME STOPPERS

Patty Maggard, along with other Board Members of Johnson County Crime Stoppers, thanked Judge Harmon and the Court for their support and their handling of the ARPA Grants, and they presented a Johnson County Crime Stoppers baseball cap to Judge Harmon.

4. PRESENTATION BY JOHNSON COUNTY HISTORICAL COMMISSION

Sandra Neeley with the Johnson County Historical Commission thanked Judge Harmon for his support and presented him with a card.

The Court moved to Preceding Business No. 7, however Judge Harmon misspoke and stated that the Court was moving to New Business No. 7.

**VII. PRECEDING BUSINESS**

7. CONSIDERATION OF “A RESOLUTION APPROVING THE SUPPLEMENTAL WATERSHED PLAN NO. IX AND ENVIRONMENTAL ASSESSMENT FOR THE REHABILITATION OF FLOODWATER RETARDING STRUCTURES NO. 4 AND NO. 6 OF THE CHAMBERS CREEK WATERSHED IN ELLIS COUNTY, TEXAS”-PUBLIC WORKS DEPARTMENT

Comm. White, seconded by Comm. Howell, made a motion to approve the “A Resolution Approving the Supplemental Watershed Plan No. IX and Environmental Assessment for the Rehabilitation of Floodwater Retarding Structures No. 4 and No. 6 of the Chambers Creek Watershed in Ellis County, Texas” and to give County Judge, Roger Harmon the authorization to sign-Public Works Department.

All voted aye; motion carried.

Judge Harmon held the Court for a moment to sign the Resolution.

**V. PUBLIC HEARING**

The Commissioners Court opened a Public Hearing at 9:51 A.M. to discuss:

1. PUBLIC HEARING TO REVISE THE PLAT OF THE RETREAT, PHASE 5, LOTS 49-A, 49-B AND 50-B, BLOCK 46, TO CREATE LOT 49-R, BLOCK 46, IN PRECINCT 1

There being no one from the Public who wished to speak, Judge Harmon turned the discussion over to Comm. Bailey, Pct. 1 and Public Works Director, Jennifer VanderLaan.

Comm. Bailey commented that he would address this when the Court came to the action item.

There being no one else who wished to speak, the Public Hearing was closed at 9:52 A.M.

The Commissioners Court opened a Public Hearing at 9:52 A.M. to discuss:

2. PUBLIC HEARING TO REVISE THE PLAT OF COMANCHE HILLS ESTATES, LOT 3, BLOCK 1, TO CREATE LOTS 3R1 AND 3R2, BLOCK 1, IN PRECINCT 1

There being no one from the Public who wished to speak, Judge Harmon turned the discussion over to Comm. Bailey, Pct. 1.

Comm. Bailey commented that he thinks the Court will see a lot more revisions to combine smaller lots into one larger lot. He asked Public Works Director, Jennifer VanderLaan if she had any additional comments.

Public Works Director, Jennifer VanderLaan did not comment.

There being no one else who wished to speak, the Public Hearing was closed at 9:54 A.M.

**VI. PUBLIC PARTICIPATION**

None.

**VII. PRECEDING BUSINESS**

1. 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.

2. CONSIDERATION OF REQUEST TO PAY BILLS

Comm. Bailey, seconded by Comm. Howell, made motion to approve all bills as presented.

All voted aye; motion carried.

3. CONSIDERATION OF **ORDER 2022-95** – "ORDER APPROVING REVISION OF PLAT PURSUANT TO *SECTION 232.009 (c)* OF THE TEXAS LOCAL GOVERNMENT CODE" OF **THE RETREAT, PHASE 5**, LOTS 49-A, 49-B AND 50-B, BLOCK 46, TO CREATE LOT 49-R, BLOCK 46, IN PRECINCT 1-PUBLIC WORKS DEPARTMENT

Comm. Bailey, seconded Comm. White, made a motion to approve **Order 2022-95** – "Order Approving Revision of Plat Pursuant to *Section 232.009 (c)* of the Texas Local Government Code" of **The Retreat, Phase 5**, Lots 49-A, 49-B and 50-B, Block 46, to Create Lot 49-R, Block 46, in Precinct 1-Public Works Department.

All voted aye; motion

4. CONSIDERATION OF **ORDER 2022-96** – “ORDER APPROVING REVISION OF PLAT PURSUANT TO *SECTION 232.009 (c-1)* OF THE TEXAS LOCAL GOVERNMENT CODE” OF **COMANCHE HILLS ESTATES, LOT 3, BLOCK 1, TO CREATE LOTS 3R1 AND 3R2, BLOCK 1, IN PRECINCT 1-PUBLIC WORKS DEPARTMENT**

Comm. Bailey, seconded Howell, made a motion to approve **Order 2022-96** – “Order Approving Revision of Plat Pursuant to *Section 232.009 (c-1)* of the Texas Local Government Code” of **Comanche Hills Estates**, Lot 3, Block 1, to Create Lots 3R1 and 3R2, Block 1, in Precinct 1-Public Works Department.

All voted aye; motion carried.

5. CONSIDERATION OF **ORDER 2022-97** – “ORDER APPROVING PLAT” OF **CARRIZALES ADDITION, LOT 1, BLOCK 1, IN PRECINCT 1-PUBLIC WORKS DEPARTMENT**

Comm. Bailey, seconded by Comm. Howell, made a motion to approve **Order 2022-97** – “Order Approving Plat” of **Carrizales Addition**, Lot 1, Block 1, in Precinct 1-Public Works Department.

All voted aye; motion carried.

6. CONSIDERATION OF **ORDER 2022-98** – “ORDER APPROVING PLAT” OF **J HOMES ADDITION, LOTS 1 AND 2, BLOCK A, IN PRECINCT 4-PUBLIC WORKS DEPARTMENT**

Comm. White, seconded by Comm. Bailey, made a motion to approve **Order 2022-98** – “Order Approving Plat” of **J Homes Addition**, Lots 1 and 2, Block A, in Precinct 4-Public Works Department.

Comm. Bailey commented that he did visit with Comm. Woolley about this and he (Comm. Woolley) did support this, even with the variance.

All voted aye; motion carried.

**XI. WORKSHOP**

The Commissioners Court convened into Workshop Session at 9:59 A.M. to discuss: 1. Consultation with GrantWorks Regarding Proposals and Projects for the American Rescue Plan Act (ARPA) Funding.

Johnathan Stuart, ARPA Project Manager with GrantWorks was present to provide the Court with an update and answer questions.

Comm. Bailey stepped out of the Meeting at 10:00 A.M. and returned at 10:02 A.M.

The Commissioners Court recessed at 10:34 A.M. and reconvened at 10:52 A.M. still in Workshop Session.

The Commissioners Court reconvened into Regular Session at 10:52 A.M. to consider the following:

**VIII. UNFINISHED BUSINESS**

1. CONSIDERATION OF UPDATES ON JOHNSON COUNTY REMODELING PROJECTS:
  - a. Portion of Johnson County Sheriff's Administration Building Remodel  
  
No Action.
2. CONSIDERATION OF PROPOSALS AND PROJECTS FOR THE AMERICAN RESCUE PLAN ACT (ARPA) FUNDING:
  - a. Consideration of ARPA Funding Workshop Items  
  
No Action.

**IX. NEW BUSINESS**

1. CONSIDERATION TO ADVERTISE FOR BIDS/PROPOSALS  
  
No Action.

2. CONSIDERATION OF QUOTE #Q-116268 FROM EVERBRIDGE, INC. FOR THE RENEWAL OF EMERGENCY NOTIFICATION SERVICES-EMERGENCY MANAGEMENT

Comm. White, seconded by Comm. Howell, made a motion to approve the Quote #Q-116268 from Everbridge, Inc. for the Renewal of Emergency Notification Services and to give County Judge, Roger Harmon the authorization to sign-Emergency Management.

All voted aye; motion carried.

3. CONSIDERATION OF DEPARTMENT OF STATE HEALTH SERVICES CONTRACT NO. 537-18-0207-00001, AMENDMENT NO. 7-EMERGENCY MANAGEMENT

Comm. Howell, seconded by Comm. White, made a motion to approve the Department of State Health Services Contract No. 537-18-0207-00001, Amendment No. 7 and to give County Judge, Roger Harmon the authorization to sign-Emergency Management.

All voted aye; motion carried.

4. CONSIDERATION OF NEW SUBSCRIPTION QUOTE FOR NEARMAP MAPPING SERVICE FOR JOHNSON COUNTY GIS GROUP-INFORMATION TECHNOLOGIES

Comm. White, seconded by Comm. Bailey, made a motion to approve the New Subscription Quote for Nearmap Mapping Service for Johnson County GIS Group and to give County Judge, Roger Harmon the authorization to sign-Information Technologies.

All voted aye; motion carried.

5. CONSIDERATION OF IDX CHANGE ORDER/CREDIT MEMO STATEMENT OF WORK IN THE AMOUNT OF \$8,069.70-INFORMATION TECHNOLOGIES

Comm. Howell, seconded by Comm. White, made a motion to approve the IDX Change Order/Credit Memo Statement of Work in the Amount of \$8,069.70 and to give County Judge, Roger Harmon the authorization to sign-Information Technologies.

All voted aye; motion carried.

6. CONSIDERATION OF VARIANCE TO LIFT GROUNDWATER ACCESSIBILITY CERTIFICATION REQUIREMENT FOR **CARIAGA ESTATE**, A PROPOSED DIVISION OF 1 LOT, TO BE SERVED BY PRIVATE WATER WELLS, IN PRECINCT 4-PUBLIC WORKS DEPARTMENT

Comm. Bailey, seconded by Comm. White, made a motion to approve the Variance to Lift Groundwater Accessibility Certification Requirement for **Cariaga Estate**, a Proposed Division of 1 Lot, to be Served by Private Water Wells, in Precinct 4-Public Works Department.

All voted aye; motion carried.

7. CONSIDERATION OF A VARIANCE REQUEST FOR 147.38' ROAD FRONTAGE AND TO LIFT THE GROUNDWATER ACCESSIBILITY CERTIFICATION FOR A PROPOSED SUBDIVISION, **CALDERON ADDITION**, LOT 1 AND LOT 2, BLOCK 1, IN PRECINCT 2-PUBLIC WORKS DEPARTMENT

Comm. Howell, seconded by Comm. White, made a motion to approve the Variance Request for 147.38' Road Frontage and to Lift the Groundwater Accessibility Certification for a Proposed Subdivision, **Calderon Addition**, Lot 1 and Lot 2, Block 1, in Precinct 2-Public Works Department.

All voted aye; motion carried.

8. CONSIDERATION OF DEFENSE LOGISTICS AGENCY ADDENDUM TO LAW ENFORCEMENT SUPPORT OFFICE (LESO) PROGRAM STATE PLAN OF OPERATION (SPO) REQUIRING ACKNOWLEDGEMENT OF PARTICIPATION IN THE LESO PROGRAM (1033 PROGRAM) WHICH INCLUDES ISSUANCE OF MILITARY GRADE EQUIPMENT:

a. Constable, Pct. 1

Comm. Bailey, seconded by Comm. White, made a motion to approve the Defense Logistics Agency Addendum to Law Enforcement Support Office (LESO) Program State Plan of Operation (SPO) Requiring Acknowledgement of Participation in the LESO Program (1033 Program) which Includes Issuance of Military Grade Equipment for Constable, Pct. 1 and to give County Judge, Roger Harmon and Constable, Pct. 1, Matt Wylie the authorization to sign.

All voted aye; motion carried.



9. CONSIDERATION OF BUDGET AMENDMENT PURSUANT TO LOCAL GOVERNMENT CODE, CHAPTER 111 FOR BUDGET DONATION – SHERIFF’S OFFICE-\$18,000.00

Comm. Howell, seconded by Comm. White, made a motion to approve the Budget Amendment Pursuant to Local Government Code, *Chapter 111* for Budget Donation – Sheriff’s Office-\$18,000.00 and to give County Judge, Roger Harmon the authorization to sign.

All voted aye; motion carried.

10. CONSIDERATION OF U.S. DEPARTMENT OF THE TREASURY LOCAL ASSISTANCE AND TRIBAL CONSISTENCY FUND IN THE AMOUNT OF \$50,000.00-COUNTY JUDGE’S OFFICE

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the U.S. Department of the Treasury Local Assistance and Tribal Consistency Fund in the Amount of \$50,000.00 and to give County Judge, Roger Harmon the authorization to sign-County Judge’s Office.

All voted aye; motion carried.

11. CONSIDERATION OF APPOINTMENT OF JENNIFER VANDERLAAN TO THE SURFACE TRANSPORTATION TECHNICAL COMMITTEE BOARD (NCTCOG)-COUNTY JUDGE’S OFFICE

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the Appointment of Jennifer VanderLaan to the Surface Transportation Technical Committee Board (NCTCOG)-County Judge’s Office.

All voted aye; motion carried.

12. CONSIDERATION OF REAPPOINTMENTS TO THE JOHNSON COUNTY CHILD WELFARE BOARD FOR 3-YEAR TERMS:

- a. Robert Shaw

Comm. White, seconded by Comm. Bailey, made a motion to approve the Reappointment of Robert Shaw to the Johnson County Child Welfare Board for a 3-Year Term.

All voted aye; motion carried.

b. Polly Lee

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the Reappointment of Polly Lee to the Johnson County Child Welfare Board for a 3-Year Term.

All voted aye; motion carried.

c. Jay Rapp

Comm. White, seconded by Comm. Howell, made a motion to approve the Reappointment of Jay Rapp to the Johnson County Child Welfare Board for a 3-Year Term.

All voted aye; motion carried.

d. Barbara Fuller

Comm. Howell, seconded by Comm. White, made a motion to approve the Reappointment of Barbara Fuller to the Johnson County Child Welfare Board for a 3-Year Term.

All voted aye; motion carried.

13. CONSIDERATION OF APPOINTMENTS TO THE JOHNSON COUNTY ECONOMIC DEVELOPMENT COMMISSION FOR 2-YEAR TERMS:

a. Rich Dear, Pct. 1 – Reappointment

Com. Bailey, seconded by Comm. Howell, made a motion to approve the Reappointment of Rich Dear, Pct. 1 to the Johnson County Economic Development Commission for 2-Year Term.

All voted aye; motion carried.

b. Gerald Miller, Pct. 2

Comm. Howell, seconded by Comm. White, made a motion to approve the Appointment of Gerald Miller, Pct. 2 to the Johnson County Economic Development Commission for 2-Year Term.

All voted aye; motion carried.

c. Dan Boutwell, Pct. 3 – Reappointment

Comm. White, seconded by Comm, Howell, made a motion to approve the Reappointment of Dan Boutwell, Pct. 3 to the Johnson County Economic Development Commission for 2-Year Term.

All voted aye; motion carried.

14. CONSIDERATION OF APPOINTEE TO THE BRAZOS G WATER PLANNING GROUP-COUNTY JUDGE’S OFFICE

No Action.

15. CONSIDERATION OF APPOINTEE TO THE REGION 8 – LOWER BRAZOS REGIONAL FLOOD PLANNING GROUP-COUNTY JUDGE’S OFFICE

No Action.

**X. CONSENT AGENDA**

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

All voted aye; motion carried.

**BE IT KNOWN** that the Commissioners Court met in closed Executive Session at 11:39 A.M. in accordance to Government Code: *Sec. 551.071* – Consultation with Attorney, Pending Litigation: Cause No. 22-42526-MXM-13, in Re Robert Walter Bonner.

The Commissioners Court reconvened into Regular Session at 11:53 A.M. to consider the following:


**XII. EXECUTIVE SESSION**

- 1. Government Code: *Sec. 551.071* – Consultation with Attorney, Pending Litigation: Cause No. 22-42526-MXM-13, in Re Robert Walter Bonner

Comm. White, seconded by Comm. Howell, made a motion to approve to enter into an agreement with Blaies and Hightower, LLP, specifically Grant Blaies, to represent the County in regards to Pending Litigation: Cause No. 22-42526-MXM-13, in Re Robert Walter Bonner and to give County Judge, Roger Harmon the authorization to sign the letter.

All voted aye; motion carried.

There being no further business before the Court concerning this agenda, the Commissioners Court adjourned at 11:55 A.M.


Approved by:   
Christopher Boedeker, County Judge

STATE OF TEXAS §  
COUNTY OF JOHNSON §

I, April Long, Johnson County Clerk, attest that the foregoing is a true and accurate accounting of the Commissioners Court's authorized proceedings for December 12, 2022.



**FILED & RECORDED**  
January 23, 2023  
Commissioner Court Minutes

  
April Long, County Clerk  
Clerk of Commissioner's Court  
Johnson County, Texas