



# JOHNSON COUNTY COMMISSIONERS COURT

**Christopher Boedeker**  
County Judge

**Rick Bailey**  
Commissioner  
Precinct 1

**Kenny Howell**  
Commissioner  
Precinct 2

**Mike White**  
Commissioner  
Precinct 3

**Larry Woolley**  
Commissioner  
Precinct 4

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**MEETING OF THE JOHNSON COUNTY COMMISSIONERS COURT  
REGULAR TERM  
JOHNSON COUNTY COURTHOUSE, RM. 201  
2 N. MAIN ST. CLEBURNE, TEXAS 76033  
MONDAY, JUNE 12, 2023 - 9:00 AM**

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## CALL TO ORDER

**BE IT KNOWN** that on the 12<sup>th</sup> day of June 2023, 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. The following items, having been lawfully posted and filed for record in the Office of the County Clerk on June 8, 2023, at 1:26 P.M., were considered:

## INVOCATION

Led by County Judge, Christopher Boedeker

## PLEDGE OF ALLEGIANCE

**AMERICAN FLAG  
TEXAS FLAG**

## PUBLIC ANNOUNCEMENTS

**PA1.** Announcements from County Commissioners Regarding County and Precinct Events

Comm. Woolley congratulated the Grandview ISD, Lady Zebras Softball Team for making it to the first round in the State Finals.

Comm. Howell congratulated Comm. Woolley who received The Community Star Award from the Sheriff's Posse, which he stated was a very distinguished award.

Comm. Bailey updated the Court on the Legislature in Austin.

Comm. Woolley stated that there was a bill that would eliminate continuing education for Commissioners and County Judges.

- PA3.** Update on the Status of the Construction/Renovation of County Buildings by Joshua Green, Facilities Management Director

Facilities Management Director, Josh Green gave a status update to the Court.

### **PUBLIC PARTICIPATION**

**NONE**

### **CONSENT AGENDA**

The following items are a part of the Consent Agenda. Public Hearing and Review are held collectively unless opposition is presented in which case the contested item(s) will be heard separately.

#### **TRANSFERRING OF BUDGET SURPLUS FOR FY2023**

- CA1.** County Attorney's Office – Witness Expense-\$500.00 and Polygraph Tests-\$450.00-Total-\$950.00
- CA2.** Purchasing – Printing-\$5,000.00
- CA3.** District Clerk – Law Books & Publications-\$92.00, Printing-\$1,286.00, Mileage Reimbursement-\$200.00, Maintenance of Office Equipment-\$1,400.00, and Office Supplies & Furnishings-\$300.00-Total-\$3,278.00
- CA4.** Jury – Fees & Services-\$2,180.00
- CA5.** Facilities Management – Equipment Capital-\$2,047.00
- CA6.** Non-Departmental – Transfers to Construction-\$115,318.00
- CA7.** Sheriff-Jail – Food Service-\$11,427.00 and Fees & Services-\$2,000.00-Total-\$13,427.00
- CA8.** Non-Departmental – Professional Liability Ins.-\$4,039.00
- CA9.** Sheriff Admin/Patrol – Personnel Salaries-\$20,400.00
- CA10.** Constable, Pct. 4 – Law Books & Publications-\$1,200.00, Constable Sales-\$1,000.00, and Dues, Conferences, & Training-\$3,500.00-Total-\$5,700.00
- CA11.** Road & Bridge, Pct. 3 – Operating Reserve-\$5,000.00
- CA12.** Road & Bridge, Pct. 2 – Operating Reserve-\$3,200.00
- CA13.** Road & Bridge, Pct. 1 – Major Bridge/Culvert Projects-\$55,000.00
- CA14.** Hamm Creek Park – Bldg./Property Repair & Maint.-\$1,500.00 and Small Tools & Supplies-\$1,000.00-Total-\$2,500.00
- CA15.** Road & Bridge, Pct. 2 – Operating Reserve-\$600.00
- CA16.** Road & Bridge, Pct. 1 – Major Bridge/Culvert Projects-\$5,000.00

#### **REQUEST TO PAY BILLS**

- CA17.** Consideration to Pay County Bills for Current Term

#### **CONSIDERATION OF MINUTES OF THE COMMISSIONERS COURT**

- CA18.** May 17, 2023 – Emergency Session

#### **CONSIDERATION OF APPOINTMENTS**

- CA19.** James Camp, Grandview Fire Chief as Fire Marshal for the Big Ranch Promotions, LLC Events to be Held on July 9, 2023 at 5224 CR 417, Cleburne, Texas-County Judge's Office



### CONSIDERATION OF TRAINING/SEMINARS

- CA20.** Request from the Honorable William Bosworth, 413<sup>th</sup> District Court for Pamela Waits to Attend “2023 Texas Court Reporters Association Annual Convention”
- CA21.** Request from the Honorable Andrew Nolan, Justice of the Peace, Pct. 3 for Himself and Christi McClelland to Attend “FY23 Legislative Update Workshop”
- CA22.** Request from Jeremy Burrell, Juvenile Services Director for Himself to Attend “Texas Juvenile Justice Department JJAEP Summer Training”
- CA23.** Request from the Honorable Sydney Hewlett, 18<sup>th</sup> District Court for Renee Hall to Attend “2023 Texas Court Reporters Association Annual Convention”

### MISCELLANEOUS ITEMS

- CA24.** Acknowledgement of Receipt of the County Auditor’s Reports to the Commissioners Court
- CA25.** Consideration of **Order 2023-39** – “Order Approving Plat” of **Barker Addition**, Lot 1 & Lot 2, Block 1, in Precinct 4-Public Works Department
- CA26.** Consideration of **Order 2023-40** – “Order Approving Plat” of **Creekview Acres**, Lots 1-3, Block 1, in Precinct 4-Public Works Department
- CA27.** Consideration of the Johnson County Emergency Services District No. 1 Audit of the District’s 2022 Annual Financial Report-County Judge’s Office
- CA28.** Consideration of Interlocal Cooperation Contract Department of State Health Services Contract No. HHSREV100002924; Attachment A, HHS Data Use Agreement; Security and Privacy Inquiry (SPI); Attachment B, Contract Affirmations; and Attachment C, Statement of Work with Authorization for County Judge and County Clerk to Sign-County Clerk’s Office
- CA29.** Consideration of Volunteer in Park (VIP) Bond for Amanda Tuley, Hamm Creek Park-Precinct 1
- CA30.** Consideration of Continuation Certificate for Ralph McBroom, Purchasing Agent-County Judge’s Office
- CA31.** Acknowledgement of Application for Return of Deposit made Pursuant to Texas Transportation Code *Section 601.123* for Peter Wrench in the Amount of \$55,000.00 plus Accumulated Interest for a Total of \$56,334.91 to Withdraw from the Self-Insurance Financial Responsibility Program-County Judge’s Office
- CA32.** Consideration of Commissioner’s Annual Road Report-Precinct 1
- CA33.** Consideration to Pay for Construction Permit and All Fees Associated with the Permit in the Amount of \$34,711.33 for the 911 Call Center Building Located at 1100 East Kilpatrick, Cleburne, Texas 76031-Facilities Management
- CA34.** Consideration of **Order 2023-41** – “Order Approving Plat” of **Maak Estates**, Lots 1-4, Block 1, in Precinct 1-Public Works Department
- CA35.** Consideration of Texas Indigent Defense Commission Statement of Grant Award FY23 Formula Grant in the Amount of \$98,489.00-County Judge’s Office
- CA36.** Consideration of Nomination of Commissioner Nannette Samuelson to Serve as the Alternate Chairperson for Hood County for the Regional Transportation Council-Precinct 1
- CA37.** Consideration of Commissioner’s Annual Road Report-Precinct 3

**MOTION** by Comm. Woolley, seconded by Comm. White, to approve as presented.

All voted aye; motion carried.

## **ACTION ITEMS**

- A5.** Consideration to Award **RFP 2023-226** Road Construction on Johnson County Road 810 to Reynolds Asphalt and Construction in the Amount of \$690,000.00 using American Rescue Plan Act (ARPA) Funding-Purchasing Department

**MOTION** by Comm. Woolley, seconded by Comm. White, to approve as presented.

All voted aye; motion carried.

Comm. Woolley took control of the Court to consider ACTION ITEMS, A1, Consideration of Bill Run for Court Appointed Attorney's Fees.

- A1.** Consideration of Bill Run for Court Appointed Attorneys' Fees

**MOTION** by Comm. Bailey, seconded by Comm. Howell, to approve.

Comm. Bailey	aye
Comm. Howell	aye
Comm. White	aye
Comm. Woolley	aye
Judge Boedeker	abstained

Motion carried.

Judge Boedeker re-took control of the Court and moved to Item A2.

- A2.** Consideration to Advertise for Bids/Proposals

## **NO ACTION**

- A3.** Consideration of Inter-Local Agreement Cleburne ISD and County of Johnson SRO Deputies 2023-2024 School Year with Authorization for County Judge and Constable, Pct. 1 to Sign-Constable, Pct. 1

**MOTION** by Comm. Bailey, seconded by Comm. Howell, to approve as presented.

All voted aye; motion carried.

- A4.** Consideration to Authorize Purchasing Board to Appoint a Deputy Purchasing Agent; Establish Qualifications; Interview & Hire; Establish Annual Salary not to Exceed \$95,000.00, Depending on Experience & Qualifications; Funding Position with American Rescue Plan Act (ARPA) Funds for FY23 & FY24-County Judge's Office

**MOTION** by Comm. Bailey, seconded by Comm. Howell, to approve as presented.

All voted aye; motion carried.



- A6.** Consideration for the Purchasing Agent to Advertise and Request Qualifications for **RFQ 2023-338** Professional Architectural Services for Johnson County-Purchasing Department

**MOTION** by Comm. Woolley, seconded by Comm. White, to approve as presented.

All voted aye; motion carried.

- A7.** Consideration of Interlocal Agreement Between Hockley County, Texas and Johnson County, Texas for Hockley County to use Johnson County Facilities to Conduct a Trial at the Guinn Justice Center and for Johnson County to House the Inmate During the Trial with Authorization for County Judge and County Attorney to Sign-County Attorney's Office

**MOTION** by Comm. Woolley, seconded by Comm. Bailey, to approve as presented.

All voted aye; motion carried.

- A8.** Consideration of Proposed Change Request from AUI in the Amount of \$145,807.14 to be Paid from the Construction Funds for the Sheriff's Office Remodel Project Phase 4 Corridor Above Ceiling with Authorization for County Judge to Sign-Facilities Management

**MOTION** by Comm. Bailey, seconded by Comm. Howell, to approve as presented.

All voted aye; motion carried.

- A9.** Consideration of Variance to Waive the Turning Lane Requirements for **Gill's Crossing Phase III** Subdivision, in Precinct 3-Public Works Department

Developer Representative, Erik Dumas from Topographic presented additional information to the Court.

Comm. White stated for Court Record, the other roads in the subdivision are not County maintained at this time.

Comm. Woolley questioned if it will end up on a non-County maintained road.

Comm. White replied, Juniper Trail will be extended and is not County maintained

**MOTION** by Comm. White, seconded by Comm. Bailey, to approve as presented.

All voted aye; motion carried.

**A10.** Consideration of Variance to Allow Permitting of a Second Residence and OSSF on 1.86 Acre Lot in Precinct 3-Public Works Department

Comm. White stated for Court Record that it will be public water, not water wells.

**MOTION** by Comm. White, seconded by Comm. Howell, to approve as presented.

All voted aye; motion carried.

**A11.** Consideration of **Order 2023-42** – “Commissioners Court Order Adopting the Joint Airport Zoning Board’s Airport Zoning Regulations as Set Forth in the City of Cleburne’s Ordinance No. OR06-2023-39”-Public Works Department

### **NO ACTION**

**A12.** Discussion of the Johnson County Records Management Program; Consideration and Approval of Program Updates and Forms as Presented-County Clerk’s Office

**MOTION** by Comm. Woolley, seconded by Comm. Bailey, to approve as presented including program updates and forms.

All voted aye; motion carried.

The Commissioners Court convened into Closed Executive Session at 9:59 A.M. to discuss ES1, ES2, and ES3:

### **EXECUTIVE SESSION**

**ES1.** Government Code: *Sec. 551.072* – Deliberation About Real Property, Lot 1R1, Blk 2, Marti-Bentley Subdivision, 411 Marti Drive, Cleburne, Texas 76033

**ES2.** Government Code: *Sec. 551.071* – Consultation with Attorney, Contemplated Litigation, Regarding Bio Solids being Placed on Property Adjacent to CR 204 and CR 102 in Johnson County, Texas, Precinct 4

**ES3.** Government Code: *Sec. 551.072* – Deliberation Regarding Real Property, Lot 2, Block 3, J.W. Addition, Cleburne, Texas

**ES4.** Reconvene into Open Session for Potential Action Resulting from Executive Sessions

The Commissioners Court reconvened into Open Session at 10:57 A.M. and moved to take action on ES1.



**ES1.** Government Code: *Sec. 551.072* – Deliberation About Real Property, Lot 1R1, Blk 2, Marti-Bentley Subdivision, 411 Marti Drive, Cleburne, Texas 76033

**MOTION** by Comm. Woolley, seconded by Comm. White to approve a four-part motion in regards to ES1 as follows: Part A, approve the purchasing sale agreement with Total Energies EMP Barnett USA, LLC with the purchase of Lot 1R1, Blk 2, of the minor plat lots 2R, 1R1 and 1R2, Blk 2, of the Marti Bentley Subdivision and authorize the County Judge to sign; Part B, authorize the County Treasurer to draft a check in the amount of \$25,000.00, payable to Fidelity National Agency The Baker Firm, LLC at 4451 Belaire Dr., South Suite 101, Fort Worth, Texas 76109 and noting that the \$25,000.00 is not ARPA funds; Part C, authorize the County Judge to sign all closing documents associated with the purchase of this subject property; and Part D, authorize the County Treasurer to provide ARPA funds as necessary for payment for the property at the time of closing.

All voted aye; motion carried.

Judge Boedeker stated that there was a request to recall item CA33 back onto the floor and Mr. Green had a brief presentation for the item.

### **CONSENT AGENDA**

**CA33.** Consideration to Pay for Construction Permit and All Fees Associated with the Permit in the Amount of \$34,711.33 for the 911 Call Center Building Located at 1100 East Kilpatrick, Cleburne, Texas 76031-Facilities Management

Facilities Management Director, Josh Green gave a brief presentation to the Court.

**MOTION** by Comm. Bailey, seconded by Comm. Howell, to authorize the Treasurer to issue a live check to pay the item associated with item CA33.

All voted aye; motion carried.

### **PUBLIC ANNOUNCEMENTS**

**PA2.** Fiscal Half-Year Update by Jennifer VanderLaan, Public Works Director

Jennifer VanderLaan presented the Fiscal Half Year Update slideshow to the Court.

### **WORKSHOP**

The Commissioners Court convened into Workshop Session at 11:12 A.M. to discuss:

**WS1.** Consultation with GrantWorks Regarding Proposals and Projects for the American Rescue Plan Act (ARPA) Funding

**WS2.** Presentation and Discussion of Results Received from **RFP 2023-223** Employee Benefits – Johnson County, Submitted by Employee Health Insurance Vendors; Select Preferred Vendor for Medical Insurance-Personnel Department

**WS3.** Reconvene into Open Session for Potential Action Resulting from Workshop Sessions

Comm. Bailey asked the Court to reconsider item CA36.

Although not officially stated, the Court came out of Workshop Session and convened directly into Regular Session to reconsider CA36.

### **CONSENT AGENDA**

**CA36.** Consideration of Nomination of Commissioner Nannette Samuelson to Serve as the Alternate Chairperson for Hood County for the Regional Transportation Council-Precinct 1

Judge Boedeker asked County Attorney, Bill Moore the best way to proceed with this reconsideration.

Comm. Bailey stated he would like a specific motion to show the Courts vote to send to RTC.

County Attorney, Bill Moore replied that he agreed.

**MOTION** by Comm. Bailey to approve the nomination of Nannette Samuelson to serve as the Alternate Chairperson for Hood County for Regional Transportation.

No second, no vote.

Judge Boedeker stated there would need to be two votes, one for the motion to reconsider and then the full motion and vote.

**MOTION** to reconsider by Comm. Bailey, seconded by Comm. Howell.

All voted aye; motion carried.

**MOTION** by Comm. Bailey, seconded by Comm. Howell, to approve the nomination of Commissioner Nannette Samuelson to serve as the Alternate Chairperson for Hood County for the Regional Transportation Board.

All voted aye; motion carried.

The Commissioners Court recessed at 11:29 A.M. and reconvened at 1:00 P.M. directly into Workshop, with all Members present.

### **WORKSHOP**

**WS2.** Presentation and Discussion of Results Received from **RFP 2023-223** Employee Benefits – Johnson County, Submitted by Employee Health Insurance Vendors; Select Preferred Vendor for Medical Insurance-Personnel Department

Employee Benefits Consultant, Julie Rickman with Holmes Murphy presented.

Comm. Bailey stepped out of the Meeting at 1:13 P.M. and returned at 1:15 P.M.



Comm. White stepped out of the Meeting at 1:41 P.M. and returned at 1:42 P.M.

Comm. Bailey stepped out of the Meeting at 2:03 P.M. and returned at 2:04 P.M.

The Commissioners Court reconvened into Open Session at 2:23 P.M. to take action on WS2.

**WORKSHOP**

**WS2.** Presentation and Discussion of Results Received from **RFP 2023-223** Employee Benefits – Johnson County, Submitted by Employee Health Insurance Vendors; Select Preferred Vendor for Medical Insurance-Personnel Department.

**WS3.** Reconvene into Open Session for Potential Action Resulting from Workshop Sessions

**MOTION** by Comm. Bailey, seconded by Comm. White, to approve as presented.

All voted aye; motion carried.

**ADJOURN**

The Commissioners Court adjourned at 2:24 P.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 June 12, 2023.



**FILED & RECORDED**  
**July 24, 2023**  
**Commissioner Court Minutes**

  
April Long, County Clerk  
Clerk of Commissioners Court  
Johnson County, Texas