



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

MEETING OF THE JOHNSON COUNTY COMMISSIONERS COURT REGULAR TERM

**JOHNSON COUNTY COURTHOUSE, RM. 201
2 N. MAIN ST. CLEBURNE, TEXAS 76033
MONDAY, OCTOBER 23, 2023 - 9:00 AM**

CALL TO ORDER

BE IT KNOWN that on the 23rd day of October 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 October 19, 2023, at 10:03 A.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. Bailey thanked Comm. Howell for his help on the Hamm Creek Park project.

Comm. Howell thanked the Pct. 2 crew for their hard work on the Hamm Creek Park project. He noted that the Members of the Court were wearing pink to support Breast Cancer Awareness month, as his mother is a 22-year breast cancer survivor.

Comm. Bailey made a tribute to Mary Ann Ross who is currently fighting breast cancer, and he hopes it is a success story as well.

Comm. White commented that his current project with ARPA funds is almost complete.

Comm. Woolley congratulated Johnson County's 4H members and their success at the State Fair and the Heart of Texas Fair.

- PA2.** Update on Status of the Construction/Renovation of County Buildings by Joshua Green, Facilities Management Director

Facilities Management Director Joshua Green gave a status update on the construction and renovation of county buildings.

Mr. Green stated that they are in the process of completely repairing the flagpole at the Historic Courthouse.

PUBLIC PARTICIPATION

NONE

CONSENT AGENDA

The following items are a part of the Consent Agenda and will be voted on 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 – Transfer from Dues, Conferences & Training to Postage-\$20.00
- CA2.** District Clerk – Transfers from Office Supplies & Furnishings and Equipment Non-Capital to Fees & Services-\$50,000.00

TRANSFERRING OF BUDGET SURPLUS FOR FY2024

- CA3.** County Court at Law No. 1 – Transfer from Dues, Conferences & Training to Jury Expenses-\$2,000.00
- CA4.** 413th District Court – Transfer from Fees & Services to Indigent Court Reporter Records-\$1,000.00
- CA5.** Sheriff Admin/Patrol – Transfers from Uniforms and Postage to Small Tools, Equipment & Supplies and Equipment Lease-\$15,500.00
- CA6.** Road & Bridge, Pct. 2 – Transfer from Operating Reserve to Dues, Conferences & Training, Fees & Services, and Janitorial Supplies-\$4,000.00
- CA7.** Constable, Pct. 1 – Transfer from Personnel Salaries to SO Stipend-\$6,800.00
- CA8.** Road & Bridge, Pct. 3 – Transfer from Operating Reserve to Transfers To-\$75,000.00

REQUEST TO PAY BILLS

- CA9.** Consider and Approve to Pay County Bills for Current Term

MINUTES OF THE COMMISSIONERS COURT

- CA10.** October 10, 2023 – Regular Session

APPOINTMENTS

- CA11.** James Camp, Grandview Fire Chief as Fire Marshal for the Big Ranch Promotions, LLC Event to be Held on November 26, 2023 at 5224 CR 417, Cleburne, Texas-County Judge's Office

TRAINING/SEMINARS

- CA12.** Request from the Honorable Adam King, Sheriff for Richard Hogan and Bret Baker to Attend "Armorer Certification Sig Sauer P320 Course"

- CA13. Request from the Honorable Jeff Monk, Justice of the Peace, Pct. 2 for Himself to Attend “20 Hour Justice of the Peace Seminar-Lubbock”
- CA14. Request from STOP Commander, Special Crimes Unit for Investigator to Attend “Basic Narcotics Investigations”
- CA15. Request from the Honorable Christopher Boedeker, County Judge for Paula Reid and Rachel Sitler to Attend “2024 County Court Assistants Training Conference”
- CA16. Request from the Honorable April Long, County Clerk for Herself and Sarah George to Attend “2024 County & District Clerks Association Winter Conference”
- CA17. Request from the Honorable Scott Porter, Tax Assessor Collector for Himself to Attend “V.G. Young Institute School for County Tax Assessor-Collectors”
- CA18. Request from the Honorable Matt Wylie, Constable, Pct. 1 for Kathryn Keene, Randall Jacks, Sean Bagwell, Jimmy Johnson, and Michael Smith to Attend “North Texas Justices of the Peace and Constables Association Annual Business Meeting and Training”
- CA19. Request from the Honorable Rick Bailey, Commissioner, Pct. 1 for Brett Edmiston to Attend “2023 Texas Association of County Engineers & Road Administrators Conference”
- CA20. Request from Ralph McBroom, Purchasing Agent for Lance Anderson to Attend “Texas Public Purchasing Association Fall 2023 Conference & Annual Business Meeting”
- CA21. Request from the Honorable April Long, County Clerk for Herself, Sarah George, and Juliette Harborth to Attend “2023 DSHS Vital Statistics Conference”

MISCELLANEOUS ITEMS

- CA22. Consider and Approve **Order 2023-85** – “Order Approving the Johnson County Treasurer’s Report”
- CA23. Consider and Approve Interlocal Cooperation Agreement for Dispatching Services for Budget Year 2023-2024 for the City of Godley with Authorization for County Judge and Sheriff to Sign-Sheriff’s Office
- CA24. Consider and Approve Transfer of New Holland TS6.110 Tractor, Asset #16876 with Diamond Mower Attachment, Asset #16877, from Precinct 1 to Precinct 3 for the Amount of \$75,000.00-Precinct 3
- CA25. Consider and Approve Interlocal Cooperation Agreement for Housing City’s Class C Misdemeanor Prisoners for Budget Year 2023-2024 with the City of Godley with Authorization for County Judge and Sheriff to Sign-Sheriff’s Office
- CA26. Consider and Approve Amendment to Communications System Agreement Effective October 1, 2023 for the City of Alvarado with Authorization for County Judge to Sign-Radio Management
- CA27. Consider and Approve Amendment to Communications System Agreement Effective October 1, 2023 for the City of Godley with Authorization for County Judge to Sign-Radio Management
- CA28. Consider and Approve **Order 2023-87** – “Order Approving Plat” of **Tres Aguila Estates**, Lot 1-3, Block 1, in Precinct 1-Public Works Department
- CA29. Acknowledgement of the Texas Alcoholic Beverage Commission’s Notification of a Renewal Application for Cooter Browns Private Club, Inc. in Burleson, Texas-County Judge’s Office
- CA30. Consider and Approve the Following Juvenile Board Contracts with Authorization for County Judge to Sign-Juvenile Services:
 - A. Non-Residential Services Contract, Ezio Leite, LSOTP
 - B. Non-Residential Services Contract, Mark Rhodes, LPC

- C. Non-Residential Services Contract, Linda Baley, LSOTP
- D. Non-Residential Services Contract, ReInspire
- E. Interlocal Cooperation Agreement Johnson County Juvenile Board and The Travis County Juvenile Probation Department Post-Adjudication Secure Correctional Facility Residential Treatment Services
- F. Taylor County Juvenile Justice Center Contract and Agreement
- G. Contract for Residential Services Juvenile Post Adjudication Facility John R. Roach Juvenile Detention Center Collin County Sex Offender Treatment Program
- H. Contract for Residential Services Juvenile Post Adjudication Facility John R. Roach Juvenile Detention Center Collin County Post-Adjudication Summit Program
- I. Contract for Detention Services Juvenile Pre-Adjudication Facility John R. Roach Juvenile Detention Center Collin County, Texas
- J. Interlocal Cooperation Agreement Johnson and The Van Zandt County Juvenile Probation Department Secure Pre-Adjudication Detention Facility Services
- K. Contract Agreements for Detention of Juvenile Offenders, Gregg County
- L. Interlocal Cooperation Agreement Juvenile Pre-Adjudication Facility, Denton County
- M. Denton County Juvenile Probation Service Contract for Post Adjudication Residential Services
- N. Contract and Agreement for Secure Short-Term Detention of Juvenile Offenders, Victoria County
- O. Contract and Agreement for Secure Long-Term Residential Service of Juvenile Offenders, Victoria County
- P. Contract and Agreement for Secure Long-Term and Short-Term Residential Service of Juvenile Offenders, Hays County
- Q. Contract for Residential Services, Pegasus Schools, Inc.
- R. Contract for Detention Services, Randall County
- S. Contract for Secure Residential Services, Randall County
- T. Interlocal Cooperation Agreement Johnson County Juvenile Probation Department and The Randall County Juvenile Probation Department Post-Adjudication Secure Correctional Facility Residential Treatment Services
- U. Contract and Agreement for Secure Long-Term Residential Service of Juvenile Offenders Youth Opportunity Investments, LLC Center for Success and Independence at Rockdale Academy Residential Services, Milam County
- V. Contract for Residential Juvenile Offender Services, Bell County
- W. Grayson County Juvenile Services Residential Services Agreement Post-Adjudication Secure Correctional Services & Pre-Adjudication Detention Services
- CA31.** Consider and Approve Award of **RFP 2023-342** for Transportation of Human Remains for Johnson County to Rosser Funeral Home for a One Year Contract with 4 Renewal Periods-Purchasing Department
- CA32.** Consider and Approve Department of State Health Services Contract No. HHS001311300008 Amendment No. 1, Increasing Grant Award Amount for Cities Readiness Initiative (CRI), with Authorization for County Judge to Sign-Emergency Management

- CA33.** Consider and Approve Amendment to Communications System Agreement Effective October 1, 2023 for the Department of Public Safety of the State of Texas with Authorization for County Judge to Sign-Radio Management
- CA34.** Consider and Approve Budgeted FY 23-24 Vehicle Purchases and Upfit Charges to be Paid Using American Rescue Plan Act (ARPA) Funding; which were Approved as Part of the Johnson County FY 23-24 Budget-Auditor's Office
- CA35.** Consider and Approve Texas Indigent Defense Commission (TIDC) FY 2024 Formula Grant Program Request for Applications (RFA) and Resolution with Authorization for County Judge to Sign-County Judge's Office
- CA36.** Consider and Approve the Quarterly Investment Report for the Time Period of July 1, 2023 to September 30, 2023 (4th Quarter FY2023)-Treasurer's Office
- CA37.** Consider and Approve Renewal of **RFB 2020-208** Road Materials with Austin Asphalt, Rattler Rock, Reynolds Asphalt and Construction, Simpson Crushed Stone, and Simpson Sand and Gravel at Current Pricing; Cemex Construction Materials (Formerly Arnold Crushed Stone), Texas Materials Group, and Vulcan Materials at Increased Pricing. This is the Last Renewal Option of Three Renewal Options with Johnson County, Texas-Purchasing Department

Judge Boedeker drew attention to item CA30, which is an approval of 20 contracts that have all been approved and signed by the Juvenile Board. He added that the Commissioner's Court has to approve them as well.

Comm. White pointed out (in regard to CA24) that he's doing a fairly large transfer early in the year for a tractor from Pct. 1. He explained how Pct. 1 got a good deal on a used tractor, which was better than the one they had. So Comm. White bought Comm. Bailey's because it was better than his tractor. Comm. White mentioned how this is an example of the Commissioners working together.

Comm. Woolley brought up CA34 and how they are reblessing the use of ARPA funds for our current-year funding for the vehicles for the Sheriff's Office.

Judge Boedeker added that it may not have been clear that they would use ARPA funds for the Upfit on those vehicles as well, and how this is cleaning that up.

MOTION by Comm. White, seconded by Comm. Woolley, to approve.

All voted aye; motion carried.

ACTION ITEMS

A1. Consider and Approve Bill Run for Court Appointed Attorneys' Fees

Comm. Bailey took control of the Court to consider ACTION ITEMS, A1, Consider and Approve Bill Run for Court Appointed Attorneys' Fees.

MOTION by Comm. White, seconded by Comm. Woolley, 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 A2.

A2. Consider and Authorize Purchasing Agent to Advertise for Bids/Proposals

NO ACTION

A3. Consider and Approve **Order 2023-88** – “Prohibition of Outdoor Burning”

NO ACTION

A8. Consider and Approve “Resolution of the Johnson County Commissioners Court Expressing Intent to Create the Office of the Johnson County Fire Marshal” and Authorize Jamie Moore to Submit Application to Texas Commission on Law Enforcement (TCOLE) with all Related Documentation-County Judge’s Office

Jamie Moore, Emergency Management Coordinator, presented. He commented that during the budget process, the Court approved and budgeted for the creation of a County Fire Marshall’s Office, but since starting the process with TCLOE, he has discovered some specific actions that the Court needed to take that they didn’t. Mr. Moore stated that the State needed a specific vote by the Court establishing the Fire Marshall’s Office, which was the order that is being presented today.

Judge Boedeker stated, for clarification, that today the Court is approving the Resolution expressing their intent to create that office, and that they will come back with an order that creates the office and makes the appointment of the Fire Marshal after the application is submitted.

Mr. Moore commented that there are also some additional pieces regarding his ability to submit the application. He stated that there are policies and procedures that have to be written and submitted and there is justification for the development of the agency that has to be submitted, so it is not a simple process to get through. Mr. Moore also noted that as soon as the Court completes this, he will need the minutes of this court and the minutes from the court approving today’s minutes, so it will be a couple of weeks before he can move forward and get everything submitted to TCOLE.

Comm. Bailey commented that he was for the creation of the office, but was concerned with all the different hats Mr. Moore would be wearing as he is already very busy.

Mr. Moore commented that there will be times where they will be more focused on the Fire Marshall side of things, but as he presented during budget, some of the things his office is already doing as an assumed role.

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

All voted aye; motion carried.

A9. Acknowledgement of Memorandum of Understanding (MOU) for Dispatching Services Between Johnson County Sheriff and Johnson County Fire Marshal; a Requirement for the Texas Commission on Law Enforcement (TCOLE)-Sheriff's Office

MOTION by Comm. Howell, seconded by Comm. White, to approve.

All voted aye; motion carried.

Judge Boedeker gave a formal copy of the Resolution to Jamie Moore on behalf of his office.

A4. Consider and Approve Beneficiary Agreement Amendment 1 for The Center for ASD Requesting an Extension from September 2024 to September 2025 with Authorization for County Judge to Sign-Presented by Lisa Boultinghouse, CEO/Founder of The Center for ASD

Lisa Boultinghouse, CEO/Founder of The Center for ASD presented.

MOTION by Comm. Howell, seconded by Comm. Bailey, to approve the extension of the ASD Center for September 2024 through September 2025.

All voted aye; motion carried.

A5. Consider and Approve Beneficiary Agreement Amendment 1 for The Bread Connection Extending the Final Deadline for Expenditure of All Funds from August 22, 2023 to November 22, 2023 and to Ratify the Use of Funds for The Purchase of An Electric Pallet Jack in the Amount of \$4,476.57 with Authorization for County Judge to Sign-Presented by Becky Hightower, Executive Director of The Bread Connection

Becky Hightower, Executive Director of The Bread Connection presented.

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

All voted aye; motion carried.

- A6.** Consider and Approve the Beneficiary Agreement Amendment 1 for Texas Health Huguley Hospital Extending the Final Deadline for Expenditure of All Funds from September 12, 2023 to September 30, 2024 with Authorization for County Judge to Sign-Presented by Russ Weaver, Regional Vice President of Texas Health Huguley Hospital

Regional Vice President of Texas Health Huguley Hospital Russ Weaver presented.

MOTION by Comm. Howell, seconded by Comm. White, to approve this extension.

All voted aye; motion carried.

- A7.** Consider and Approve American Rescue Plan Act (ARPA) Program Subrecipient Agreement with Blue Water Oaks Property Owners Association, Sewer Supply and Water Service Corporation with Authorization for County Judge to Sign-Presented by David Preisner, Superintendent, Blue Water Oaks

Judge Boedeker stated that the Auditor's Office needed to tweak a few things in the contract and that there were concerns from the Auditor's Office of a conflict of interest.

David Preisner, Superintendent of Blue Water Oaks presented and addressed the concerns of the conflict of interest to the Court.

Comm. Bailey had some questions about the old facility and he had concerns about the cost and the deadline.

Judge Boedeker stated that a single audit would be required, and that Mr. Preisner would need to return to the Court a couple more times to present. The Judge added that if the bids are higher than expected, the Court needs to know right away.

Comm. White stepped out of the meeting at 10:04 A.M. and returned at 10:05 A.M.

NO ACTION

Comm. Howell expressed the importance of getting this updated so we don't have an environmental disaster if something were to happen to the old plant.

The Commissioners Court recessed at 10:06 A.M. and reconvened at 10:16 A.M. with all members present except for Comm. Bailey.

WORKSHOP

The Commissioners Court convened into Workshop Session at 10:16 A.M. to discuss WS2 and WS3.

- WS2.** Consideration of Partnering with the City of Cleburne to Create a Tax Increment Reinvestment Zone (Otherwise Known as a TIF District) for the County Seat / Cleburne Downtown Area Presented by Chris Fuller, Deputy City Manager and Jeremy Hutt, Public Works Director

Comm. Bailey returned to the meeting at 10:18 A.M.

- WS3.** Discussion of Potential Compensation for Use of Road & Bridge Building and Possible Renovation, Precinct 1
- WS6.** Reconvene into Open Session for Potential Action Resulting from Workshop Sessions

The Commissioners Court reconvened into Open Session at 11:15 A.M. to take action regarding WS3. Judge Boedeker stated that the Court was moving to Action Item A2.

ACTION ITEMS

- A2.** Consider and Authorize Purchasing Agent to Advertise for Bids/Proposals

Judge Boedeker noted that the Court did not previously take any action on Item A2, Consider and Authorize Purchasing Agent to Advertise for Bids/Proposals, and related to the Workshop, he would accept a motion on Item A2.

MOTION by Comm. Bailey, seconded by Comm. White, to approve to move forward on the bids and proposals.

Judge Boedeker stated, for clarification, that this is to allow the Purchasing Agent to go out for bids and proposals for remodel or refinishing out the Pct. 1 Barn as was discussed in Workshop.

All voted aye; motion carried.

Ralph McBroom, the Johnson County Purchasing Agent, commented that ARPA funds were discussed and he asked Judge Boedeker if they would utilize ARPA funds for this.

Judge Boedeker stated that was the intent and that the Court needed to vote on that so he called for a motion regarding the use of ARPA funds.

Comm Bailey stated, amended motion.

Comm. White stated, amended second.

Judge Boedeker stated he had a motion to utilize ARPA funds for that project from Comm. Bailey, as an amended motion, including the approval to move forward with bids on that project and a second by Comm. White.

All voted aye; motion carried.

- A10.** Consider and Approve **Order 2023-89** – “Commissioners Court Order Granting an Exemption Under *Section 262.024*, Local Government Code, from the Bidding Requirements of *Section 262.023*, Local Government Code, Upon the Commissioners Court Finding that the Medical Staffing Services Provided by Meda Health, LLC are Professional Services-Sheriff’s Office

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

All voted aye; motion carried.

- A11.** Consider and Approve Agreement for Professional Medical Services for Johnson County, Texas and Meda Health, LLC to Provide Medical Staffing Services to Johnson County Corrections Center Inmates; Acknowledgement of Letter from TLC Travel Staff Agreeing that Contract for Medical Staffing Services is not Exclusive; with Authorization for County Judge to Sign-Sheriff’s Office

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

All voted aye; motion carried.

Judge Boedeker stated, for clarity, that Item A11 carries unanimously.

- A12.** Consider and Approve Variance to Allow Permitting of a Second OSSF System on a 1.86 Acre Lot, in Precinct 1-Public Works Department

MOTION by Comm. Bailey, seconded by Comm. White, to approve both affidavits to be signed to allow this variance.

Judge Boedeker stated he has a motion to approve Item A12 contingent on the signing of two affidavits as mentioned by Mrs. VanderLaan.

All voted aye; motion carried.

- A13.** ***PUBLIC HEARING*** - Consideration of **Order 2023-84** – “Order Approving Revision of Plat Pursuant to *Section 232.009 (c)* of the Texas Local Government Code” of **Fisherman’s Paradise** Lot 22 & A Portion of Recreation Area, Block A to Create Lot 22R, Block A, in Precinct 1-Public Works Department

Public Works Director Jennifer VanderLaan presented.

Judge Boedeker opened the Public Hearing at 11:25 A.M.

There being no one to speak, the Public Hearing was closed at 11:25 A.M.

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

All voted aye; motion carried.

A14. ***PUBLIC HEARING*** - Consideration of **Order 2023-86** – “Order Approving Revision of Plat Pursuant to *Section 232.009 (c)* of the Texas Local Government Code” of **The Retreat, Phase 1** Lots 14 and 15, Block 15 to Create Lot 14-R, Block 15, in Precinct 1-Public Works Department

Public Works Director Jennifer VanderLaan presented.

Judge Boedeker opened the Public Hearing at 11:27 A.M.

There being no one to speak, the Public Hearing was closed at 11:28 A.M.

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

All voted aye; motion carried.

WORKSHOP

The Commissioners Court convened into Workshop Session at 11:28 A.M. to discuss WS1, WS4, and WS5.

WS1. Discussion of Proposals and Projects for the American Rescue Plan Act (ARPA) Funding, with Possible Consultation with GrantWorks

WS4. Discussion of Second Amended Ordinance Licensing Junkyards and Automotive Wrecking and Salvage Yards Located in Unincorporated Areas of Johnson County, Texas-Public Works Department

Comm. Bailey stepped out of the meeting at 11:37 A.M. and returned at 11:39 A.M.

WS5. Discussion and Consideration to Update Public Works Fees

Comm. Woolley stepped out of the meeting at 11:45 A.M. and returned at 11:46 A.M.

WS6. Reconvene into Open Session for Potential Action Resulting from Workshop Sessions

The Commissioners Court reconvened into Open Session at 11:48 A.M. to take action on item WS5.

WS5. Discussion and Consideration to Update Public Works Fees

MOTION by Comm. Woolley, seconded by Comm. White, to approve the proposed fees, list number two, effective October 23rd, today, as presented.

All voted aye; motion carried.

EXECUTIVE SESSION

The Commissioners Court convened into Closed Executive Session at 11:49 A.M. to discuss ES1.

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

ES2. Reconvene into Open Session for Potential Action Resulting from Executive Sessions

The Commissioners Court reconvened into Open Session at 11:55 A.M. Judge Boedeker stated there would be no 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

NO ACTION

ADJOURN

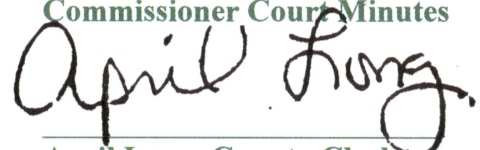
There being no further business, the Commissioners Court adjourned at 11:55 A.M.

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 October 23, 2023.



FILED & RECORDED
November 13, 2023
Commissioner Court Minutes

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

April 2007