

STATE OF TEXAS

September 23, 2013

COUNTY OF JOHNSON

COMMISSIONER'S COURT

BE IT KNOWN that on the 23rd day of September, 2013, the Honorable Commissioner's 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 9:01 A.M., with all members present, and following the Invocation led by Pastor Donna Ware, Wesley Memorial St. Marks Methodist Church, and the Pledge of Allegiance, the following items, having been lawfully posted and filed for record in the Office of the County Clerk on September 19, 2013 at 1:04 P.M., were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

1. ANNOUNCEMENT: DUE TO THE COUNTY JUDGE'S AND COMMISSIONER'S ANNUAL CONFERENCE, THE DEADLINE TO SUBMIT ITEMS FOR THE TUESDAY, OCTOBER 15, 2013 COMMISSIONER'S COURT AGENDA WILL BE FRIDAY, OCTOBER 4, 2013 AT NOON

County Judge Roger Harmon made an announcement that due to the County Judge's and Commissioner's Annual Conference, the deadline to submit items for the Tuesday, October 15, 2013 Commissioner's Court Agenda will be Friday, October 4, 2013 at noon.

2. PRESENTATION OF RETIREMENT PLAQUE TO TALANA DAVIDSON – JOHNSON COUNTY CLERK'S OFFICE

Commissioner's Court presented a retirement plaque to Talana Davidson, Johnson County Clerk's Office for her 15 years of service to the County.

3. PRESENTATION OF PROCLAMATION FOR NATIONAL DOMESTIC VIOLENCE AWARENESS MONTH

Commissioner's Court proclaimed October 2013 as [National Domestic Violence Awareness](#) Month.

V. PUBLIC HEARINGS

The Commissioner's Court opened a Public Hearing at 9:16 A.M. to discuss:

1. PUBLIC HEARING ON PROPOSED JOHNSON COUNTY BUDGET 2013-2014

Commissioner Beeson said this budget represents a lot of work that most citizens don't see and he thought the fact that they aren't present is a good sign because the citizens hope the Court did a good job and they have no complaints or comments about it. There being no one else present to speak, the hearing was closed at 9:17 A.M.

VI. PUBLIC PARTICIPATION

None.

VII. PRECEDING BUSINESS

1. CONSIDERATION TO ADOPT THE BUDGET FOR 2013-2014

Comm. Beeson, seconded by Comm. Stringer, made a motion to [adopt the Budget for 2013-2014](#) with the corrections to the budget books handed out in Court for the salaries of two (2) attorneys in the County Attorney's Office, Position #B03-002 and Position #B03-003. These two positions will be increased by \$6,000.00 each.

Comm. Kenny Howell	Aye
Comm. Jerry Stringer	Aye
Comm. Don Beeson	Aye
Comm. Rick Bailey	Nay
County Judge Roger Harmon	Nay

Motion carried.

2. CONSIDERATION TO ADOPT THE TAX RATE FOR 2013

Comm. Beeson, seconded by Comm. Howell, made a motion to adopt the Tax Rate for 2013 which is total M & O rate of .353332, total Debt rate of .017822 and FMLR rate of .049000 for a combined total tax rate of .420154 per \$100.00 assessed valuation.

Comm. Rick Bailey	Aye
Comm. Kenny Howell	Aye
Comm. Jerry Stringer	Aye
Comm. Don Beeson	Aye
County Judge Roger Harmon	Aye

Motion carried by unanimous hand vote.

3. CONSIDERATION TO RATIFY THE PROPERTY TAX INCREASE REFLECTED IN THE BUDGET FOR 2013-2014

Comm. Stringer, seconded by Comm. Beeson, made a motion to ratify the Property Tax Increase reflected in the Budget for 2013-2014.

All voted aye; motion carried.

4. CONSIDERATION OF **ORDER #2013-32**- “ORDER SETTING TAX RATE FOR THE COUNTY OF JOHNSON FOR THE 2013 TAX YEAR AND DIRECTING THE ASSESSMENT AND COLLECTION THEREOF”

Comm. Howell, seconded by Comm. Beeson, made a motion to approve [Order #2013-32](#), “Order Setting Tax Rate for the County of Johnson for the 2013 Tax Year and Directing the Assessment and Collection Thereof”, with the Property Tax Rate being as follows: total M & O rate of .353332, total Debt rate of .017822 and FMLR rate of .049000 for a combined total tax rate of .420154 per \$100.00 assessed valuation.

All voted aye; motion carried.

5. CONSIDERATION OF MINUTES OF THE COMMISSIONER’S COURT:

a. August 12, 2013 – Regular Session

Comm. Howell, seconded by Comm. Beeson, made a motion to approve the Commissioner's Court Minutes for August 12, 2013.

All voted aye; motion carried.

6. CONSIDERATION OF REQUEST TO PAY BILLS

Comm. Stringer, seconded by Comm. Bailey, made a motion to [pay bills](#) as presented by the County Auditor.

All voted aye; motion carried.

7. ACKNOWLEDGMENT OF RECEIPT OF THE COUNTY AUDITOR'S REPORTS TO THE COMMISSIONER'S COURT

The Commissioner's Court acknowledged the receipt of the County Auditor's Reports.

8. CONSIDERATION OF **ORDER #2013-31**- "APPROVING THE JOHNSON COUNTY TREASURER'S REPORT TO THE COMMISSIONER'S COURT"

Comm. Beeson, seconded by Comm. Stringer, made a motion to approve [Order #2013-31](#), "Approving the Johnson County [Treasurer's Report](#) to the Commissioner's Court".

All voted aye; motion carried.

9. CONSIDERATION OF REVISED PLAT – LOTS 30 AND 31, BLOCK 74 IN **THE RETREAT**, PHASE 10 INTO LOT 31R, BLOCK 74 IN **THE RETREAT**, PHASE 10-PRECINCT #1

Comm. Bailey, seconded by Comm. Stringer, made a motion to approve the [revised plat, Lots 30 and 31, Block 74 in The Retreat, Phase 10](#) into Lot 31R, Block 74 in **The Retreat**, Phase 10 in Precinct #1.

All voted aye; motion carried.

10. CONSIDERATION OF FINAL PLAT – **THE RETREAT**, PHASE 11 GARDEN HOME ADDITION, PAD SITES 1-19, BLOCK 1, PAD SITES 20-33, BLOCK 2, AND PAD SITES 34-50, BLOCK 3-PRECINCT #1

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [final plat, The Retreat, Phase 11 Garden Home Addition](#), Pad Site 1-19, Block 1, Pad Site 20-33, Block 2, and Pad Sites 34-50, Block 3 in Precinct #1.

All voted aye; motion carried.

11. CONSIDERATION TO AWARD BIDS:

a. [RFB #2014-401](#) - ASPHALTS AND EMULSIFIED ASPHALTS

Comm. Beeson, seconded by Comm. Howell, made a motion to approve [RFB #2014-401](#), Asphalts and Emulsified Asphalts for all vendors with a correction of the name of Cleveland to Hartland Asphalt on the attached spreadsheet.

All voted aye; motion carried.

b. [RFB #2014-402](#) - ROAD MATERIALS

Comm. Bailey, seconded by Comm. Howell, made a motion to approve [RFB #2014-402](#), Road Materials for all vendors.

All voted aye; motion carried.

VIII. UNFINISHED BUSINESS

1. CONSIDERATION OF ARCHITECTURAL DESIGN, SPECIFICATION, FINANCIAL PROGRAM REQUIREMENTS, AND CONTRACTS FOR ADULT PROBATION BUILDING

a. Consideration of Change Orders:

(1) [Change Order #1 in the Amount of \\$108,116.27](#)

Comm. Beeson, seconded by Comm. Stringer made a motion to approve Change Order #1 for the Adult Probation Building in the amount of \$108,116.27.

All voted aye; motion carried.

(2) [Change Order #2 in the Amount of \\$45,604.24](#)

Comm. Howell, seconded by Comm. Stringer made a motion to approve Change Order #2 for the Adult Probation Building in the amount of \$45,604.24.

All voted aye; motion carried.

(3) [Change Order #3 in the Amount of \\$-326,946.57](#)

Comm. Stringer, seconded by Comm. Beeson made a motion to approve Change Order #3 for the Adult Probation Building in the amount of \$-326,946.57.

All voted aye; motion carried.

2. CONSIDERATION OF ARCHITECTURAL DESIGN, SPECIFICATION, FINANCIAL PROGRAM REQUIREMENT AND CONTRACTS FOR THE EMERGENCY OPERATIONS CENTER GRANT

Discussion. No Action.

3. CONSIDERATION OF ARCHITECTURAL DESIGN, SPECIFICATION, FINANCIAL PROGRAM REQUIREMENTS, AND CONTRACTS FOR THE ALVARADO SUB-COURTHOUSE BUILDING

Pass.

IX. NEW BUSINESS

1. CONSIDERATION TO ADVERTISE FOR BIDS/PROPOSALS

Pass.

2. CONSIDERATION OF PLAN OF FINANCE FOR COUNTY'S TAX NOTES, SERIES 2013 AND AUTHORIZATION FOR COUNTY AUDITOR TO PROCEED WITH ARRANGEMENTS FOR SALE OF TAX NOTES BY THE COMMISSIONER'S COURT AT A FUTURE MEETING

Comm. Bailey, seconded by Comm. Howell, made a motion to approve [Plan of Finance for County's Tax Notes, Series 2013](#) and authorization for County Auditor to proceed with arrangements for sale of Tax Notes by the Commissioner's Court at a future meeting.

All voted aye; motion carried.

3. RECORDING OF DISTRICT JUDGE'S ORDER ESTABLISHING SALARIES FOR COUNTY AUDITOR'S OFFICE AND COURT REPORTERS AND COUNTY AUDITOR'S BUDGET FOR FY2014

Comm. Beeson, seconded by Comm. Howell, made a motion to approve the [recording of District Judge's Order Establishing Salaries](#) for County Auditor's Office and Court Reporters and County Auditor's Budget for FY2014.

All voted aye; motion carried.

4. CONSIDERATION OF APPOINTMENT TO THE CITY OF CLEBURNE TIF #3

Comm. Stringer, seconded by Comm. Howell, made a motion to table this item.

All voted aye; motion carried.

5. CONSIDERATION OF INSTALLATION AND MONITORING OF A PANIC BUTTON FOR THE VETERAN'S SERVICE OFFICE

Comm. Beeson, seconded by Comm. Stringer, made a motion to table this item.

All voted aye; motion carried.

6. CONSIDERATION OF **ORDER #2013-30**- "RULES TO PROVIDE FOR THE DISPOSITION OF THE BODY OF A DECEASED PAUPER PURSUANT TO SECTION 694.002 OF THE HEALTH AND SAFETY CODE"

Comm. Stringer, seconded by Comm. Bailey, made a motion to approve [Order #2013-30](#), “Rules to Provide for the Disposition of the Body of a Deceased Pauper Pursuant to Section 694.002 of the Health and Safety Code”.

All voted aye; motion carried.

7. CONSIDERATION OF THE TEXAS HISTORICAL COMMISSION ANTIQUITIES PERMIT APPLICATION FOR HISTORIC BUILDINGS & STRUCTURES

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [Texas Historical Commission Antiquities Permit Application](#) for Historic Buildings & Structures and to give the County Judge the authorization to sign.

All voted aye; motion carried.

8. CONSIDERATION TO DECLARE FORTY (40) M-100 ELECTION MACHINES AS SURPLUS PROPERTY-PURCHASING

Comm. Bailey, seconded by Comm. Beeson, made a motion to approve to [declare forty \(40\) M-100 Election Machines as surplus](#) property.

All voted aye; motion carried.

9. CONSIDERATION OF SALE OF EIGHT (8) M-100 ELECTION MACHINES TO THE CITY OF BURLESON FOR \$500.00 EACH-PURCHASING

Comm. Howell, seconded by Comm. Stringer, made a motion to approve to [sale eight \(8\) M-100 Election Machines to the City of Burleson](#) for \$500.00 each.

All voted aye; motion carried.

10. CONSIDERATION OF BUYBACK OF THIRTY-TWO (32) M-100 ELECTION MACHINES BY ELECTION SYSTEMS & SOFTWARE (ES&S) FOR \$600.00 EACH-PURCHASING

Comm. Beeson, seconded by Comm. Howell, made a motion to approve the [buyback of thirty-two \(32\) M-100 Election Machines](#) by Election Systems & Software (ES&S) for \$600.00 each.

All voted aye; motion carried.

11. CONSIDERATION OF CONTRACT EXTENSION FOR CURRENT COUNTY CLERK PLAT SYSTEM (RFP #2008-173) UNTIL RECORD MANAGEMENT SYSTEM IMPLEMENTATION-PURCHASING

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [contract extension for current County Clerk Plat System \(RFP #2008-173\)](#) until Record Management System implementation and to give the County Judge the authorization to sign.

All voted aye; motion carried.

12. CONSIDERATION OF CONTRACT RENEWAL WITH MID CITIES PEST CONTROL FOR PEST CONTROL SERVICES FOR JOHNSON COUNTY (RFB #2012-100) – PURCHASING

Comm. Stringer, seconded by Comm. Howell, made a motion to approve the [contract renewal with Mid Cities Pest Control](#) for pest control services for Johnson County (RFB #2012-100) at the same pricing.

All voted aye; motion carried.

13. CONSIDERATION OF AGREEMENT FOR INFORMATION TECHNOLOGY PRODUCTS AND SERVICES WITH ACS FOR LAND AND VITAL RECORD SYSTEM (RFP #2013-304)-PURCHASING

Comm. Howell, seconded by Comm. Bailey, made a motion to approve the [Agreement for Information Technology Products and Services with ACS](#) for Land and Vital Record System (RFP #2013-304) and to give the County Judge the authorization to sign.

Original bid packages received for RFP 2013 304 are boxed separately from Minutes.

All voted aye; motion carried.

12. CONSIDERATION OF CONTRACT RENEWAL WITH MID CITIES PEST CONTROL FOR PEST CONTROL SERVICES FOR JOHNSON COUNTY (RFB #2012-100) – PURCHASING

Additional discussion to clarify previous motion.

14. CONSIDERATION OF VOTING MACHINE LEASE AGREEMENT BETWEEN JOHNSON COUNTY AND KEENE ISD-ELECTIONS

Comm. Beeson, seconded by Comm. Stringer, made a motion to approve the [Voting Machine Lease Agreement between Johnson County and Keene ISD](#) and to give the County Judge the authorization to sign.

All voted aye; motion carried.

The Commissioner's Court recessed at 10:25 A.M. and reconvened at 10:47 A.M. to consider the following:

15. CONSIDERATION OF CHANGE FUND FOR THE ELECTIONS OFFICE

Comm. Beeson, seconded by Comm. Bailey, made a motion to approve a [change fund for the Elections Office in the amount of \\$100.00](#).

All voted aye; motion carried.

16. CONSIDERATION OF DISPOSAL OF SURPLUS EQUIPMENT-IT DEPARTMENT

Comm. Stringer, seconded by Comm. Howell, made a motion to approve the [disposal of surplus equipment for the IT Department](#) per the attached list.

All voted aye; motion carried.

17. CONSIDERATION OF RENEWAL OF CISCO SUPPORT FOR 2014-IT DEPARTMENT

Comm. Stringer, seconded by Comm. Beeson, made a motion to approve the [Renewal of Cisco Support for 2014](#).

All voted aye; motion carried.

18. CONSIDERATION OF PURCHASE OF ESET ANTIVIRUS PROTECTION FOR JOHNSON COUNTY-IT DEPARTMENT

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [purchase of ESET Antivirus Protection for Johnson County](#).

All voted aye; motion carried.

19. CONSIDERATION OF PURCHASE OF MAILROUTE FOR EMAIL SPAM PROTECTION FOR JOHNSON COUNTY-IT DEPARTMENT

Comm. Howell, seconded by Comm. Stringer, made a motion to approve the [purchase of MailRoute for Email SPAM protection for Johnson County](#).

All voted aye; motion carried.

20. CONSIDERATION TO PURCHASE EDISCOVERY MODULE FROM NET DATA FOR \$2,500.00 PER PROSECUTOR AS MANDATED BY JANUARY 2014-IT DEPARTMENT

Comm. Stringer, seconded by Comm. Beeson, made a motion to approve to [purchase eDiscovery Module from Net Data](#) for \$2,500.00 per prosecutor as mandated by January 2014.

All voted aye; motion carried.

21. CONSIDERATION OF GYM EQUIPMENT SERVICES COMPANY AGREEMENT WITH G.E.S.C.O.-PERSONNEL DEPARTMENT

Comm. Beeson, seconded by Comm. Howell, made a motion to approve the [Gym Equipment Services Company Agreement](#) with G.E.S.C.O. and to give the County Judge the authorization to sign.

All voted aye; motion carried.

22. CONSIDERATION OF FLU SHOTS FOR JOHNSON COUNTY EMPLOYEES PROVIDED BY WALGREEN'S-PERSONNEL DEPARTMENT

Comm. Howell, seconded by Comm. Beeson, made a motion to approve [flu shots for Johnson County Employees provided by Walgreen's](#), to include all employees (full time, part time, and temporary), all costs will be billed directly to United Healthcare, flu shots to be scheduled the first part of October, 2013, and will be paid for out of Fund 510, Fees and Services.

All voted aye; motion carried.

23. CONSIDERATION TO AMEND THE JOHNSON COUNTY OVERTIME POLICY-PERSONNEL DEPARTMENT

Comm. Stringer, seconded by Comm. Beeson, made a motion to approve to leave the Johnson County Overtime Policy as it is, with the exception of making sure that Emergency Personnel such as Dispatchers are included with the Sheriff's Office.

All voted aye; motion carried.

24. CONSIDERATION OF FISCAL YEAR 2014 LOW INCOME VEHICLE REPAIR ASSISTANCE, RETROFIT AND ACCELERATED VEHICLE RETIREMENT PROGRAM (LIRAP) COUNTY FUNDING IN THE AMOUNT OF \$54,757.00

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [Fiscal Year 2014 Low Income Vehicle Repair Assistance, Retrofit and Accelerated Vehicle Retirement Program \(LIRAP\) County funding in the amount of \\$54,757.00](#) and to give the County Judge the authorization to sign. This was previously approved in Commissioner's Court on September 9, 2013 for \$60,896.00, which was the wrong amount.

All voted aye; motion carried.

25. CONSIDERATION OF COMMUNICATIONS SYSTEM AGREEMENT WITH HILL COUNTY TEXAS

Comm. Bailey, seconded by Comm. Stringer, made a motion to approve the [Communications System Agreement with Hill County Texas](#), change the amount of the radio fee from \$11.90 per radio to \$27.00 per radio and to give the County Judge the authorization to sign.

All voted aye; motion carried.

26. CONSIDERATION OF SAVNS MAINTENANCE GRANT CONTRACT BETWEEN THE OFFICE OF THE ATTORNEY GENERAL AND JOHNSON COUNTY OAG CONTRACT NO. 1445881 AND EXHIBIT R-10 MAINTENANCE RENEWAL AUTOMATED VICTIM NOTIFICATION SERVICES FOR JOHNSON COUNTY IN THE AMOUNT OF \$27,715.32-SHERIFF'S OFFICE

Comm. Beeson, seconded by Comm. Bailey, made a motion to approve the [SAVNS Maintenance Grant Contract](#) between the Office of the Attorney General and Johnson County OAG Contract No. 1445881 and Exhibit R-10 Maintenance Renewal Automated Victim Notification Services for Johnson County in the amount of \$27,715.32 and to give the County Judge the authorization to sign.

All voted aye; motion carried.

27. CONSIDERATION OF CONTINUATION CERTIFICATE FOR SEAN BLANKS, DEPUTY CONSTABLE PRECINCT #2

Comm. Howell, seconded by Comm. Stringer, made a motion to approve the [Continuation Certificate for Sean Blanks](#), Deputy Constable Precinct #2.

All voted aye; motion carried.

X. CONSENT AGENDA

Comm. Stringer, seconded by Comm. Beeson, made a motion to approve all items on the [Consent Agenda](#).

All voted aye; motion carried.

There being no further business before the Court concerning this agenda, Commissioner's Court adjourned at 11:40 A.M.

Submitted by: _____
County Clerk
Becky Williams

Approved by: _____
County Judge
Roger Harmon