

STATE OF TEXAS

[December 22, 2014](#)

COUNTY OF JOHNSON

COMMISSIONER'S COURT

BE IT KNOWN that on the 22nd day of December, 2014, 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 9:05 A.M., with all members present, and following the Invocation led by Pastor Kenny Rigoulot, United Presbyterian 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 December 18, 2014 at 1:04 P.M., were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

2. PRESENTATION OF PLAQUE TO JUDGE JERRY WEBBER, COUNTY COURT AT LAW NO. 2, FOR HIS DEDICATED SERVICE TO THE CITIZENS OF JOHNSON COUNTY

The Commissioner's Court presented a plaque to Judge Jerry Webber, County Court at Law No. 2, for his dedicated service to the citizens of Johnson County.

1. PRESENTATION OF PLAQUE TO COMMISSIONER DON BEESON, PRECINCT #4, FOR HIS DEDICATED SERVICE TO THE CITIZENS OF JOHNSON COUNTY

The Commissioner's Court presented a plaque to Commissioner Don Beeson, Precinct #4, for his dedicated service to the citizens of Johnson County.

V. RECEPTION HONORING COMMISSIONER DON BEESON, PRECINCT #4 AND JUDGE JERRY WEBBER, COUNTY COURT AT LAW NO. 2

The Commissioner's Court recessed at 9:29 A.M. and reconvened at 9:52 A.M. to consider the following:

VI. PUBLIC PARTICIPATION

None.

IX. NEW BUSINESS

6. CONSIDERATION OF PROFESSIONAL SERVICES AGREEMENT BETWEEN JOHNSON COUNTY, TEXAS AND RUTH BROWN FOR MAGISTRATE SERVICES AT THE JOHNSON COUNTY LAW ENFORCEMENT CENTER

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [Professional Services Agreement](#) between Johnson County, Texas and Ruth Brown for Magistrate Services at the Johnson County Law Enforcement Center and to give the County Judge the authorization to sign.

All voted aye; motion carried.

7. CONSIDERATION OF PROFESSIONAL SERVICES AGREEMENT BETWEEN JOHNSON COUNTY, TEXAS AND JUDY ANN DAVIS FOR MAGISTRATE SERVICES AT THE JOHNSON COUNTY LAW ENFORCEMENT CENTER

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [Professional Services Agreement](#) between Johnson County, Texas and Judy Ann Davis for Magistrate Services at the Johnson County Law Enforcement Center and to give the County Judge the authorization to sign.

All voted aye; motion carried.

4. CONSIDERATION OF INTERLOCAL AGREEMENT BETWEEN THE COUNTY OF JOHNSON AND THE CITY OF GRANDVIEW REGARDING PLAT APPROVAL JURISDICTION IN THE CITY'S ETJ

Comm. Beeson, seconded by Comm. Bailey, made a motion to approve the [Interlocal Agreement between the County of Johnson](#) and the City of Grandview Regarding Plat Approval Jurisdiction in the City's ETJ and to give the County Judge the authorization to sign.

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

Motion carried.

5. CONSIDERATION OF JOHNSON COUNTY AND THE CITY OF GRANDVIEW TO SELECT AN ARBITRATOR PURSUANT TO SECTION 242.0015, LOCAL GOVERNMENT CODE, TO ARBITRATE THE DISPUTED ISSUES BETWEEN JOHNSON COUNTY AND THE CITY OF GRANDVIEW CONCERNING THE INTERLOCAL AGREEMENT BETWEEN THE COUNTY OF JOHNSON AND THE CITY OF GRANDVIEW REGARDING PLAT APPROVAL JURISDICTION IN THE CITY'S ETJ

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

All voted aye; motion carried.

VII. PRECEDING BUSINESS

1. CONSIDERATION OF REQUEST TO PAY BILLS

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

All voted aye; motion carried.

2. 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.

3. CONSIDERATION OF **ORDER #2014-51** – “APPROVING THE JOHNSON COUNTY TREASURER’S REPORT TO THE COMMISSIONER’S COURT”

Comm. Stringer, seconded by Comm. Beeson, made a motion to approve [Order #2014-51](#) – “Approving the [Johnson County Treasurer’s Report](#) to the Commissioner’s Court”.

All voted aye; motion carried.

5. CONSIDERATION OF AWARD OF **RFP’s** AND **RFB’s**:

a. **RFB #2015-504** – Bridge Construction for Precinct #1

Comm. Bailey, seconded by Comm. Howell, made a motion to award [RFB #2015-504 – Bridge Construction for Precinct #1 to Harris Welding](#) & Construction in the amount of \$56,250.00.

All voted aye; motion carried.

b. **RFP #2015-502** – Consulting Services for Emergency Medical Services

Comm. Beeson, seconded by Comm. Stringer, made a motion to award [RFP #2015-502 – Consulting Services for Emergency Medical Services](#) to Medic Health in the amount of \$25,693.00.

All voted aye; motion carried.

VIII. UNFINISHED BUSINESS

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

Discussion. No Action.

2. CONSIDERATION OF JOHNSON COUNTY PARTICIPATION IN THE COUNTY ROAD GRANT PROGRAM, FOR THE TEXAS TRANSPORTATION INFRASTRUCTURE FUND THROUGH THE TEXAS DEPARTMENT OF TRANSPORTATION

Discussion. No Action.

3. CONSIDERATION OF THE PERSONNEL SALARY SURVEY WITH SEGAL WATERS, INC.-PERSONNEL DEPARTMENT

Discussion. No Action.

4. CONSIDERATION OF JOHNSON COUNTY JAIL EXPANSION AND RENOVATION

- a. Consideration of Terms for Geotechnical Engineering Services Agreement and Johnson County Contract Terms Addendum to CMJ Engineering, Inc's. Terms for Geotechnical Engineering Services Agreement for Services Related to the Johnson County Jail Expansion and Renovation Project 2014-2015, in the amount of \$5,296.50

Comm. Stringer, seconded by Comm. Howell, made a motion to approve the [Terms for Geotechnical Engineering Services Agreement and Johnson County Contract Terms Addendum to CMJ Engineering, Inc's. Terms for Geotechnical Engineering Services Agreement for Services Related to the Johnson County Jail Expansion and Renovation Project 2014-2015, in the amount of \\$5,296.50](#) and to give the County Judge the authorization to sign.

All voted aye; motion carried.

- b. Consideration of Proposal for a Supplemental Topographical Survey for the Johnson County Corrections Center by Gorrondona & Associates, Inc., in the Amount of \$6,540.00

Comm. Beeson, seconded by Comm. Stringer, made a motion to approve the [Proposal for a Supplemental Topographical Survey for the Johnson County Corrections Center by Gorrondona & Associates, Inc., in the amount of \\$6,540.00.](#)

All voted aye; motion carried.

Commissioner Beeson exited the meeting at 11:36 A.M.

IX. NEW BUSINESS

1. CONSIDERATION TO ADVERTISE FOR BIDS/PROPOSALS

Pass.

2. CONSIDERATION OF FY 2014-2015 BUDGET AMENDMENT PURSUANT TO THE LOCAL GOVERNMENT CODE [SECTION 111.010](#) for:

- a. Justice Court Building Security-Equipment Non-Capital-\$1,056.00
- b. District Attorney, Forfeitures-Fees and Services-\$350.00

Comm. Howell, seconded by Comm. Stringer, made a motion to approve FY 2014-2015 Budget Amendment pursuant to the Local Government Code *Section 111.010* for Justice Court Building Security-Equipment Non-Capital-\$1,056.00 for cost to install panic buttons in the Justice of the Peace, #1 building as approved in Commissioner's Court on October 27, 2014; and District Attorney, Forfeitures-Fees and Services-\$350.00 for registration for Hostage Negotiators class.

All voted aye; motion carried.

Commissioner Beeson returned to the meeting at 11:38 A.M.

3. CONSIDERATION OF CONTINGENCY FEE CONTRACT OF REPRESENTATION WITH MCDONALD LAW FIRM, P.C. UPON COMMISSIONER'S COURT FINDING THAT THIS CONTRACT IS FOR A PROFESSIONAL SERVICE AND THE COMMISSIONER'S COURT GRANTS AN EXEMPTION UNDER SECTION 262.024, LOCAL GOVERNMENT CODE, FROM THE COMPETITIVE BIDDING REQUIREMENTS OF SECTION 262.023, LOCAL GOVERNMENT CODE

Comm. Bailey, seconded by Comm. Stringer, made a motion to approve that the Commissioner's Court find the [Contingency Fee Contract of Representation](#) with McDonald Law Firm, P.C. is for a professional service and that the Commissioner's Court grant an exemption under Section 262.024, Local Government Code, from the competitive bidding requirements of Section 262.023 Local Government Code, and enter an order to that

effect, and that the Commissioner's Court approve the Contingency Fee Contract of Representation with McDonald Law Firm, P. C. and to give the County Judge the authorization to sign.

All voted aye; motion carried.

8. CONSIDERATION OF SERVICE AGREEMENT NON-HAZARDOUS WASTES CONTRACT WITH WASTE MANAGEMENT OF TEXAS, INC. FOR DUMPSTER SERVICE FOR THE RON HARMON SUB-COURTHOUSE IN BURLESON, TEXAS-PUBLIC WORKS DEPARTMENT

Comm. Howell, seconded by Comm. Beeson, made a motion to approve the [Service Agreement Non-Hazardous Wastes Contract with Waste Management](#) of Texas, Inc. for Dumpster Service for the Ron Harmon Sub-Courthouse in Burleson, Texas-Public Works Department and to give the County Judge the authorization to sign.

All voted aye; motion carried.

9. CONSIDERATION OF FINAL PLAT OF LOT 1, BLOCK A, JALAPA ADDITION, LOCATED IN PRECINCT #1-PUBLIC WORKS DEPARTMENT

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [final plat of Lot 1, Block A, Jalapa Addition](#), located in Precinct #1-Public Works Department.

All voted aye; motion carried.

10. CONSIDERATION OF CONVEYANCE OF A PORTION OF A PREVIOUSLY PLATTED LOT – LOT 45, BLOCK 2 IN THE HOMESTEADS, PHASE FOUR, INTO LOTS 45A AND 45B BY METES AND BOUNDS DESCRIPTION PURSUANT TO SECTION 232.010 OF THE LOCAL GOVERNMENT CODE, LOCATED IN PRECINCT #3-PUBLIC WORKS DEPARTMENT

Comm. Stringer, seconded by Comm. Beeson, made a motion to approve the conveyance of a portion of a previously platted lot – [Lot 45, Block 2 in the Homesteads](#), Phase Four, into Lots 45A and 45B by metes and bounds description pursuant to Section 232.010 of the Local Government Code, located in Precinct #3-Public Works Department.

All voted aye; motion carried.

11. CONSIDERATION OF A VARIANCE FOR LOT 3, SMILING HILLS (4507 CR 805F) FOR A 2nd SEPTIC SYSTEM ON LOT, LOCATED IN PRECINCT #4-PUBLIC WORKS DEPARTMENT

Comm. Beeson, seconded by Comm. Stringer, made a motion to approve of a [variance for Lot 3, Smiling Hills \(4507 CR 805F\) for a 2nd septic system on lot](#), located in Precinct #4-Public Works Department.

All voted aye; motion carried.

12. CONSIDERATION OF A VARIANCE FOR INSTALLATION OF A SEPTIC SYSTEM ON A LOT SIZE LESS THAN ONE (1) ACRE, 11024 CR 528, LOCATED IN PRECINCT #3-PUBLIC WORKS DEPARTMENT

Comm. Stringer, seconded by Comm. Bailey, made a motion to approve of a [variance for installation of a septic system on a lot size less than one](#) (1) acre, 11024 CR 528, located in Precinct #3-Public Works Department.

All voted aye; motion carried.

13. CONSIDERATION OF APPOINTMENTS TO JOHNSON COUNTY BOARDS:

a. [Johnson County Emergency Services District #1 Board:](#)

- (1) Precinct #2 – Gerald Miller (Re-Appointment)
- (2) Precinct #3 – Keith Kelly (Re-Appointment)

Comm. Stringer, seconded by Comm. Howell, made a motion to approve the Appointments to Johnson County Boards: a. Johnson County Emergency Services District #1 Board: (1) Precinct #2 – Gerald Miller (Re-Appointment) and (2) Precinct #3 – Keith Kelly (Re-Appointment).

All voted aye; motion carried.

b. Johnson County Economic Development Commission Board:

- (1) County Judge – Al Archer, Jr. (Re-Appointment)
- (2) Precinct #1 – Tom Griffin (Re-Appointment)
- (3) Precinct #2 – Joe Hollarn (New Appointment)
- (4) Precinct #3 – Kenneth Estes, Ed.D. (New Appointment)

Comm. Bailey, seconded by Comm. Stringer, made a motion to approve the Appointments to Johnson County Boards: b. Johnson County Economic Development Commission Board: (1) County Judge – Al Archer, Jr. (Re-Appointment), (2) Precinct #1 – Tom Griffin (Re-Appointment), (3) Precinct #2 – Joe Hollarn (New Appointment), and Precinct #3 – Kenneth Estes, Ed.D. (New Appointment).

All voted aye; motion carried.

X. CONSENT AGENDA

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

All voted aye; motion carried.

XI. WORKSHOP

The Commissioner's Court convened into Workshop Session at 11:49 A.M. to discuss the Veterans Services Department Workload.

The Commissioner's Court reconvened into Open Session at 12:30 P.M.

BE IT KNOWN that Commissioner's Court met in Executive Session at 12:30 P.M. in accordance with Government Code: a. *Sec. 551.074*-Personnel (1) Dan Milam – IT Director.

The Commissioner's Court reconvened into Open Session at 12:53P.M. to consider the following:

XII. EXECUTIVE SESSION

1. Government Code:

a. *Sec. 551.074*- Personnel

(1) Dan Milam – IT Director

No Action.

There being no further business before the Court concerning this agenda, Commissioner's Court adjourned at 12:54 P.M.

Submitted by: _____
County Clerk
Becky Ivey

Approved by: _____
County Judge
Roger Harmon