

STATE OF TEXAS

[April 27, 2015](#)

COUNTY OF JOHNSON

COMMISSIONERS COURT

BE IT KNOWN that on the 27<sup>th</sup> day of April, 2015, 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 9:24 A.M., with all members present, and 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 April 23, 2015 at 1:12 P.M., were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

County Judge Roger Harmon announced that the areas of Johnson County in Precinct #2 and Precinct #3 received storm damage on Saturday night and areas in Precinct #1 and Precinct #4 received storm damage on Sunday night. Commissioner Bailey, Precinct #1 said there was significant damage in his Precinct, but thankfully no serious injuries or loss of life has been reported. Commissioner Bailey also said many County roads sustained damage and road crews have been out all night. Commissioner Woolley, Precinct #4 said he had substantial damage in his precinct also; one bridge is out, road closures, trees to remove, all which will take time to repair. Commissioner Woolley also said fences are down and livestock are on the loose in the County. The Rio Vista Ag building was damaged in last night's storm and the school has been cancelled for the day in Rio Vista. Sheriff Alford said his department lost 1 patrol vehicle and 1 deputy sustained minor injuries.

1. **ANNOUNCEMENT: DUE TO THE SCHEDULING OF THE COMMISSIONERS COURT ASSISTANTS CONFERENCE, THE DEADLINE TO SUBMIT ITEMS FOR THE MONDAY, MAY 11, 2015 COMMISSIONERS COURT AGENDA WILL BE MONDAY, MAY 4, 2015 AT NOON**

County Judge Roger Harmon announced that due to the scheduling of the Commissioners Court Assistants Conference, the deadline to submit items for the Monday, May 11, 2015 Commissioners Court Agenda will be Monday, May 4, 2015 at noon.

2. **PRESENTATION OF PLAQUE TO JOHNSON COUNTY RETIRING EMPLOYEE, BARBARA GEORGE, SHERIFF'S OFFICE**

Commissioners Court and Sheriff Alford presented a plaque to Johnson County retiring employee, Barbara George, Sheriff's Office for 22 years of dedicated service to the County.

3. **PRESENTATION OF PLAQUE TO JOHNSON COUNTY RETIRING EMPLOYEE, ARTHUR KIRKPATRICK, PRECINCT #3**

Commissioners Court presented a plaque to Johnson County retiring employee, Arthur Kirkpatrick, Precinct #3 for 8 years of dedicated service to the County.

4. **PRESENTATION OF JOHNSON COUNTY TEXAS JUVENILE JUSTICE DEPARTMENT AUDIT YEAR ENDED 8-31-2014 FROM THE OUTSIDE AUDITORS OF KENNEMER, MASTERS & LUNSFORD LLP**

A presentation of Johnson County Texas [Juvenile Justice Department Audit](#) Year Ended 8-31-2014 from the outside auditors of Kennemer, Masters & Lunsford LLP was given to Commissioners Court by Lisa Tomlinson.

#### IX. **NEW BUSINESS**

4. **CONSIDERATION OF ORDER #2015-11 – "TAX ABATEMENT LA MODERNA"**

Comm. Bailey, seconded by Comm. Woolley, made a motion to approve [Order #2015-11](#) – "[Tax Abatement La Moderna](#)" for fifty percent (50%) tax abatement for a period of seven (7) years.

All voted aye; motion carried.

The Commissioners Court recessed at 10:04 A.M. and reconvened at 10:05 A.M. to consider the following:

VIII. UNFINISHED BUSINESS

4. CONSIDERATION OF JOHNSON COUNTY JAIL EXPANSION AND RENOVATION

a. [Presentation of Update on Jail Financing and Plan of Finance](#)

Discussion. No Action.

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

Comm. Stringer, seconded by Comm. Woolley, made a motion to approve parking blocks, one per space in the amount of \$1,500.00 for the Alvarado Sub-Courthouse Building.

All voted aye; motion carried.

V. PUBLIC HEARINGS

The Commissioners Court opened a [Public Hearing at 10:51 A. M. to discuss:](#)

1. “DESIGNATION AND INSTALLATION OF NO THRU TRUCK SIGNS ON CR 1109D FROM S.H. 174 S. TO CR 1109B, JOHNSON COUNTY, TEXAS - PRECINCT #1”

Commissioner Rick Bailey, Precinct #1 spoke in reference to the designation and installation of No Thru Truck signs on CR 1109D from S.H. 174 S. to CR 1109B, Johnson County, Texas - Precinct #1. Comm. Bailey said a business moved in about 2 years ago and is parking their trucks in the neighborhood. Commissioner Bailey has received comments from unhappy residents in area and asked the company to be good neighbors. Commissioner Bailey

feels the installation of the signs is needed. There being no one else present to speak, the hearing was closed at 10:55 A.M.

VI. PUBLIC PARTICIPATION

None.

VII. PRECEDING BUSINESS

1. CONSIDERATION OF ORDER #2015-10- "DESIGNATION AND INSTALLATION OF NO THRU TRUCK SIGNS ON CR 1109D FROM S.H. 174 S. TO CR 1109B, JOHNSON COUNTY, TEXAS - PRECINCT #1"

Comm. Bailey, seconded by Comm. Howell, made a motion to approve [Order #2015-10](#)-“Designation and Installation of No Thru Truck Signs on CR 1109D from S.H. 174 S. to CR 1109B, Johnson County, Texas - Precinct #1”.

All voted aye; motion carried.

VIII. UNFINISHED BUSINESS

5. CONSIDERATION OF USE OF THE NEW ALVARADO SUB-COURTHOUSE AS AN EARLY VOTING LOCATION-ELECTIONS DEPARTMENT

Comm. Stringer, seconded by Comm. Howell, made a motion to deny the use of the new Alvarado Sub-Courthouse as an Early Voting Location-Elections Department.

All voted aye; motion carried.

IX. NEW BUSINESS

6. CONSIDERATION OF JAGUAR SOFTWARE DEVELOPMENT, INCORPORATED END-USER LICENSE AGREEMENT-TAX ASSESSOR COLLECTOR’S OFFICE

Comm. Stringer, seconded by Comm. Bailey, made a motion to approve the [Jaguar Software Development](#), Incorporated End-User License Agreement-Tax Assessor Collector’s Office and to give the County Judge the authorization to sign.

All voted aye; motion carried.

VII. PRECEDING BUSINESS

2. CONSIDERATION OF REQUEST TO PAY BILLS

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

All voted aye; motion carried.

The Commissioners Court recessed at 11:10 A.M. and reconvened at 11:21 A.M. to consider the following:

VIII. UNFINISHED BUSINESS

5. CONSIDERATION OF USE OF THE NEW ALVARADO SUB-COURTHOUSE AS AN EARLY VOTING LOCATION-ELECTIONS DEPARTMENT

Additional discussion only.

VII. PRECEDING BUSINESS

3. ACKNOWLEDGMENT OF RECEIPT OF THE COUNTY AUDITOR'S REPORTS TO THE COMMISSIONERS COURT

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

4. CONSIDERATION OF ORDER #2015-09 - "APPROVING THE JOHNSON COUNTY TREASURER'S REPORT TO THE COMMISSIONERS COURT"

Comm. Stringer, seconded by Comm. Howell, made a motion to approve [Order #2015-09](#) - "Approving the [Johnson County Treasurer's Report](#) to the Commissioners Court".

All voted aye; motion carried.

5. CONSIDERATION OF RFP's:

- a. RFP #2013-309 – Renewal of Nuisance Property Abatement with Lawn Works

Comm. Bailey, seconded by Comm. Howell, made a motion to approve **RFP #2013-309** – [Renewal of Nuisance Property Abatement with Lawn Works](#) at the same pricing.

All voted aye; motion carried.

- b. **RFP #2014-410** – Renewal of Lawn Maintenance with Lawn Tech, Inc.

Comm. Howell, seconded by Comm. Stringer, made a motion to approve **RFP #2014-410** – [Renewal of Lawn Maintenance with Lawn Tech, Inc.](#) at the same pricing.

All voted aye; motion carried.

- c. **RFP #2015-513** – Real Estate Appraiser for Johnson County

Comm. Woolley, seconded by Comm. Stringer, made a motion to [reject all bids for RFP #2015-513 – Real Estate Appraiser](#) for Johnson County.

All voted aye; motion carried.

#### VIII. UNFINISHED BUSINESS

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

No Action.

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

No Action.

#### IX. NEW BUSINESS

1. CONSIDERATION TO ADVERTISE FOR BIDS/PROPOSALS

No Action.

Commissioner Bailey exited the meeting at 11:30 A. M.

2. CONSIDERATION OF BUDGET AMENDMENT PURSUANT TO THE LOCAL GOVERNMENT CODE [SECTION 111.0106](#) for:

- a. Road & Bridge, Precinct #2 – Equipment Capital \$120,000.00 and Uniforms \$135.00 – Total \$120,135.00
- b. Sheriff – Personnel Salaries \$11,950.00, Health Insurance \$3,722.00, Unemployment \$37.00, FICA \$741.00, Medicare \$174.00, Retirement \$1,234.00, Workers Comp \$41.00 – Total \$17,899.00

Comm. Howell, seconded by Comm. Stringer, made a motion to approve the Budget Amendment pursuant to the Local Government Code *Section 111.0106* for Road & Bridge, Precinct #2 – Equipment Capital \$120,000.00 and Uniforms \$135.00 – Total \$120,135.00 proceeds from sale to purchase vehicles needed; and Sheriff – Personnel Salaries \$11,950.00, Health Insurance \$3,722.00, Unemployment \$37.00, FICA \$741.00, Medicare \$174.00, Retirement \$1,234.00, Workers Comp \$41.00 – Total \$17,899.00 for Commissary fund transfer.

All voted aye; motion carried.

Commissioner Bailey returned to the meeting at 11:31 A.M.

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

- a. Building Maintenance, Jail 5610 – Line Item 53520 - \$127,833.00

Comm. Stringer, seconded by Comm. Howell, made a motion to approve the FY 2014-2015 Budget Amendment pursuant to the Local Government Code Section 111.010 for Building Maintenance, Jail 5610 – Line Item 53520 - \$127,833.00 for jail repairs previously approved by Commissioners Court for ceiling in C-S building.

All voted aye; motion carried.

5. CONSIDERATION OF INTERGOVERNMENTAL TRANSFER UNDER THE MEDICAID SECTION 1115 WAIVER FOR THE 3<sup>rd</sup> AND 4<sup>th</sup> QUARTERS OF THE DEMONSTRATION YEAR 3 OF UNCOMPENSATED CARE PAYMENT FOR THE BENEFIT OF TEXAS HEALTH HARRIS METHODIST HOSPITAL CLEBURNE, AMOUNT NOT TO EXCEED \$800,000.00

No Action.

7. CONSIDERATION OF QUARTERLY REQUEST FOR COUNTY REIMBURSEMENT OF JUROR PAYMENTS-DISTRICT CLERK'S OFFICE

Comm. Stringer, seconded by Comm. Bailey, made a motion to approve the [Quarterly Request for County Reimbursement of Juror Payments](#)-District Clerk's Office and to give the County Judge the authorization to sign.

All voted aye; motion carried.

8. CONSIDERATION OF CONTRACT WITH THOMSON REUTERS WEST PUBLISHING CORPORATION FOR CLEAR SERVICES-COUNTY ATTORNEY'S OFFICE

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [contract with Thomson Reuters West Publishing Corporation for CLEAR Services](#)-County Attorney's Office and to give the County Judge the authorization to sign.

All voted aye; motion carried.

9. CONSIDERATION OF ADDENDUM TO CONTINGENCY FEE CONTRACT OF REPRESENTATION FROM THE MCDONALD LAW FIRM REGARDING CHESAPEAKE LAWSUIT

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [Addendum to Contingency Fee Contract of Representation from the McDonald Law](#) Firm regarding Chesapeake Lawsuit and to give the County Judge the authorization to sign.

All voted aye; motion carried.

10. CONSIDERATION OF APPOINTMENT OF AMANDA ODIORNE TO THE JOHNSON COUNTY CHILD WELFARE BOARD DUE TO THE RETIREMENT OF LINDA RUSSELL

Comm. Howell, seconded by Comm. Bailey, made a motion to approve the [appointment of Amanda Odiorne to the Johnson County Child Welfare Board](#) due to the retirement of Linda Russell.

All voted aye; motion carried.

11. CONSIDERATION OF COUNTY WIDE SHRED DAY TO BE HELD ON THURSDAY, MAY 14, 2015 AT THE ADULT PROBATION BUILDING PARKING LOT AND THE CLIFTON TAYLOR LAW ENFORCEMENT CENTER PARKING LOT-PURCHASING DEPARTMENT

Comm. Woolley, seconded by Comm. Howell, made a motion to [approve the County wide shred day](#) to be held on Thursday, May 28, 2015 at the Adult Probation Building parking lot and Wednesday, May 20, 2015 at the Clifton Taylor Law Enforcement Center parking lot-Purchasing Department.

All voted aye; motion carried.

12. CONSIDERATION OF INTERLOCAL CONTRACT – COUNTY BETWEEN HARRIS COUNTY DEPARTMENT OF EDUCATION AND JOHNSON COUNTY-PURCHASING DEPARTMENT

Comm. Howell, seconded by Comm. Stringer, made a motion to approve the [Interlocal Contract – County between Harris County Department of Education](#) and Johnson County-Purchasing Department and to give the County Judge the authorization to sign.

All voted aye; motion carried.

13. ACKNOWLEDGEMENT OF ICE AMENDMENT/MODIFICATION HSCEDM-15-F-IG034 NO. P00001 IN THE AMOUNT OF \$310,951.60-SHERIFF’S OFFICE

Commissioners Court acknowledged the ICE Amendment/Modification [HSCEDM-15-F-IG034 No. P00001](#) in the amount of \$310,951.60-Sheriff’s Office.

All voted aye; motion carried.

14. CONSIDERATION OF OUT OF STATE TRAINING FOR LARRY SPARKS AND KEN BARTLETT TO ATTEND “METH LAB SPECIAL OPERATIONS ANNUAL RE-CERTIFICATION”-S.T.O.P. SPECIAL CRIMES UNIT

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the out of state training for Larry Sparks and Ken Bartlett to [attend “Meth Lab Special Operations Annual Re-Certification”-S.T.O.P. Special Crimes Unit.](#)

All voted aye; motion carried.

15. CONSIDERATION OF COMPENSATION FOR POSITION #F08-004-COMMISSARY CLERK-PERSONNEL DEPARTMENT

Comm. Stringer, seconded by Comm. Howell, made a motion to [approve the compensation for Position #F08-004-Commissary Clerk](#)-Personnel Department with an annual salary of \$28,245.00 plus benefits and will be paid for out of commissary funds.

All voted aye; motion carried.

X. CONSENT AGENDA

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

All voted aye; motion carried.

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

Commissioner Woolley announced to the Court that the damage sustained to Precinct #4 office is more than he originally reported. He said all roll up doors in the shop are destroyed, all guard lights are damaged, broken windows in office, roof leak, screens off, electronic sign is out, and the telephones are out. Dan Milam, IT Director said a ticket has been created for the phone problems with AT&T. Commissioner Woolley said a list of damages is in the process and will be turned in for insurance purposes.

There being no further business before the Court concerning this agenda, Commissioners  
Court adjourned at 11:42 A.M.

Submitted by: \_\_\_\_\_  
County Clerk  
Becky Ivey

Approved by: \_\_\_\_\_  
County Judge  
Roger Harmon