

STATE OF TEXAS

November 9, 2015

COUNTY OF JOHNSON

COMMISSIONERS COURT

BE IT KNOWN that on the 9<sup>th</sup> day of November, 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 9:00 A.M., with all members present, and following the Invocation led by Reverend Donna Ware, Wesley Memorial United 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 November 5, 2015 at 1:14 P.M., were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

County Judge Roger Harmon announced that from now on all Johnson County Commissioners Court meetings will be video recorded and posted on the County website for the public to view.

1. ANNOUNCEMENT: THERE WILL BE A SPECIAL CALLED COMMISSIONERS COURT MEETING HELD ON MONDAY, NOVEMBER 16, 2015 AT 9:00 AM TO CANVASS THE VOTES FROM THE NOVEMBER 3, 2015 CONSTITUTIONAL AMENDMENT ELECTION

County Judge Roger Harmon made an announcement that there will be a Special Called Commissioners Court Meeting held on Monday, November 16, 2015 at 9:00 AM to canvass the votes from the November 3, 2015 Constitutional Amendment Election.

2. PRESENTATION OF CERTIFICATE OF HONOR FOR MERITORIOUS SERVICE TO JERRY SANDERS, PRECINCT #4

Commissioners Court presented the [Certificate of Honor for Meritorious Service to Jerry Sanders, Precinct #4](#).

3. PRESENTATION OF CERTIFICATES TO DANNY WESTERMAN, CRAIG CLARK, THOMAS SWEANEY, SHANE HARRIS, JUSTIN HARRIS, AND RYAN MARKUM FOR THEIR PARTICIPATION IN SAVING RESIDENT CHRISTOPHER SHELTON FROM A BURNING MOBILE HOME ON OCTOBER 5, 2015

Johnson County Sheriff, Bob Alford, Chief Deputy, Mike Powell and the Commissioners Court presented Certificates to Danny Westerman, Craig Clark, Thomas Sweaney, Shane Harris, Justin Harris, and Ryan Markum for their participation in saving resident Christopher Shelton from a burning mobile home on October 5, 2015.

4. PRESENTATION OF PLAIN FOLK OF OLD SOUTH AND SWEET POTATOES BY RANDOLF GARDNER OF THE JOHNSON COUNTY HISTORICAL COMMISSION

A presentation of Plain Folk of Old South and Sweet Potatoes by Randolph Gardner of the Johnson County Historical Commission was given to Commissioners Court.

V. PUBLIC PARTICIPATION

None.

VI. [PUBLIC HEARINGS](#)

The Commissioners Court opened a Public Hearing at 9:25 A.M. to discuss:

1. INSTALLATION OF STOP SIGNS ON CR 1202 AT CR 1107A, CREATING AN ALL WAY STOP INTERSECTION. THIS INCLUDES THE ADDITION OF A STOP SIGN ON CR 1202 ON EACH SIDE OF THE INTERSECTION AT CR 1107A IN JOHNSON COUNTY, TEXAS-PRECINCT #1”

Jane Matthews, 5617 CR 1202, Cleburne, TX spoke against the installation of stops signs on CR 1202 at CR 1107A, creating an all way stop intersection. She said she didn't see a reason for additional stop signs because drivers ran the stop signs that are already there. She would like to see signs for "No Dumping" and this would include animals as well as trash. Joe Bratcher, 6040 CR 1202, Cleburne, TX spoke in opposition to the additional stop signs for the same reasons stated by Ms. Matthews. Stan McVey, 6441 CR 1202, Cleburne, TX also spoke in opposition for the additional stop signs. Mr. McVey said he thought this would just be a band aid on the problem. He said the trees in this area need to be trimmed back to have a clear vision of the intersection. Commissioner Rick Bailey, Precinct #1, spoke in favor of installing stop signs on CR 1202 at CR 1107A, creating an all way stop intersection. Comm. Bailey said he understood their frustration with the situation and he appreciated them taking the time to come to court and voice their opposition. Comm. Bailey said he feels that the additional stop signs will at least slow people down, with the intent of saving lives. Comm. Bailey said the County is limited in their ability to go on private land and trim trees. There being no one else present to speak, the hearing was closed at 9:40 A.M.

## VII. PRECEDING BUSINESS

1. CONSIDERATION OF ORDER #2015-42 – "INSTALLATION OF STOP SIGNS ON CR 1202 AT CR 1107A, CREATING AN ALL WAY STOP INTERSECTION. THIS INCLUDES THE ADDITION OF A STOP SIGN ON CR 1202 ON EACH SIDE OF THE INTERSECTION AT CR 1107A IN JOHNSON COUNTY, TEXAS-PRECINCT #1"

Comm. Bailey, seconded by Comm. Howell, made a motion to approve [Order #2015-42](#) – "Installation of Stop Signs on CR 1202 at CR 1107A, Creating an All Way Stop Intersection. This Includes the Addition of a Stop Sign on CR 1202 on Each Side of the Intersection at CR 1107A in Johnson County, Texas – Precinct #1".

All voted aye; motion carried.

2. CONSIDERATION OF MINUTES OF THE COMMISSIONERS COURT:

- a. September 28, 2015 – Regular Session
- b. October 13, 2015 – Regular Session

Comm. Stringer, seconded by Comm. Bailey, made a motion to approve the Commissioners Court Minutes for September 28, 2015 and October 13, 2015.

All voted aye; motion carried.

3. CONSIDERATION OF REQUEST TO PAY BILLS

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

All voted aye; motion carried.

4. 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.

VIII. UNFINISHED BUSINESS

2. CONSIDERATION OF ARCHITECTURAL DESIGN, SPECIFICATION, FINANCIAL PROGRAM REQUIREMENTS, AND CONTRACTS FOR THE JOHNSON COUNTY JAIL EXPANSION AND RENOVATION

- a. Consideration of All Matters Incident and Related to the Issuance of the County's Certificates of Obligation, Taxable Series 2015 to Fund the Renovation and Expansion of the County Jail, (ii) [Providing for the Sale of the Certificates](#), (iii) [Approving a Paying Agent Registrar/Agreement, Bond Purchase Agreement and Engagement Letter for Bond Counsel Services](#), (iv) [Approving an Official Statement](#) and (v) [Resolving other Matters in Connection Therewith](#)

<p>Certificates of Obligation Documents are split into 4 attachments above- #1 is docs 1-5, #2 doc 6 only, #3 is doc 7 only, #4 is docs 8-17. The original CD containing these documents is boxed with the original minutes.</p>
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Comm. Stringer, seconded by Comm. Howell, made a motion to approve all matters incident and related to the issuance of the County's Certificates of Obligation, Taxable Series 2015 to fund the renovation and expansion of the County Jail, (ii) Providing for the sale of the Certificates, (iii) approving a Paying Agent Registrar/Agreement, Bond Purchase Agreement and Engagement Letter for Bond Counsel Services, (iv) approving an Official Statement and (v) resolving other matters in connection therewith and to give the County Judge the authorization to sign.

All voted aye; motion carried.

- b. Consideration of **Order #2015-40** – “Authorizing the Issuance and Sale of County’s Certificates of Obligation, Taxable Series 2015” and Approving all Matters Incident Thereto

Comm. Howell, seconded by Comm. Woolley, made a motion to approve [Order #2015-40](#) – “Authorizing the Issuance and Sale of County’s Certificates of Obligation, Taxable Series 2015” and approving all matters incident thereto.

All voted aye; motion carried.

The Commissioners Court recessed at 10:05 A.M. and reconvened at 10:30 A.M. to consider the following:

## VII. PRECEDING BUSINESS

8. CONSIDERATION OF VARIANCE FOR 5113 PARK RD. 21, CLEBURNE, TEXAS, FOR RESIDENCE AND SHOP ON ONE SEPTIC SYSTEM, LOCATED IN PRECINCT #1, PUBLIC WORKS DEPARTMENT

Comm. Bailey, seconded by Comm. Howell, made a motion to approve a [variance for 5113 Park Rd. 21](#), Cleburne, Texas, for residence and shop on one septic system, located in Precinct #1-Public Works Department.

All voted aye; motion carried.

IX. NEW BUSINESS

5. CONSIDERATION OF TEXAS ASSOCIATION OF REALTORS  
COMMERCIAL REAL ESTATE LISTING AGREEMENT EXCLUSIVE  
RIGHT TO SELL AND INFORMATION REGARDING BROKERAGE  
SERVICES FORM FOR PROPERTY LOCATED AT 102 SOUTH MAIN  
STREET, CLEBURNE, TEXAS-PURCHASING DEPARTMENT

Comm. Woolley, seconded by Comm. Bailey, made a motion to approve of Texas Association of Realtors Commercial Real Estate Listing Agreement Exclusive Right to Sell and Information Regarding [Brokerage Services Form for property located at 102 South Main Street, Cleburne, Texas-Purchasing Department](#) and to give the County Judge the authorization to sign.

All voted aye; motion carried.

6. CONSIDERATION OF TEXAS ASSOCIATION OF REALTORS  
COMMERCIAL REAL ESTATE LISTING AGREEMENT EXCLUSIVE  
RIGHT TO SELL AND INFORMATION REGARDING BROKERAGE  
SERVICES FORM FOR PROPERTY LOCATED AT 116 SOUTH MILL  
STREET, CLEBURNE, TEXAS-PURCHASING DEPARTMENT

Comm. Woolley, seconded by Comm. Bailey, made a motion to approve of Texas Association of Realtors Commercial Real Estate Listing Agreement Exclusive Right to Sell and Information Regarding [Brokerage Services Form for property located at 116 South Mill Street, Cleburne, Texas-Purchasing Department](#) and to give the County Judge the authorization to sign.

All voted aye; motion carried.

7. CONSIDERATION OF TEXAS ASSOCIATION OF REALTORS  
COMMERCIAL REAL ESTATE LISTING AGREEMENT EXCLUSIVE  
RIGHT TO SELL AND INFORMATION REGARDING BROKERAGE  
SERVICES FORM FOR PROPERTY LOCATED AT 118 SOUTH FRIOU  
STREET, ALVARADO, TEXAS-PURCHASING DEPARTMENT

Comm. Stringer, seconded by Comm. Howell, made a motion to approve of Texas Association of Realtors Commercial Real Estate Listing Agreement Exclusive Right to Sell and Information Regarding [Brokerage Services Form for property located at 118 South Friou Street, Alvarado, Texas](#)-Purchasing Department and to give the County Judge the authorization to sign.

All voted aye; motion carried.

VII. PRECEDING BUSINESS

5. CONSIDERATION OF FINAL PLAT OF COOLEY GREENFIELD ESTATES, LOT 1, BLOCK 1, LOCATED IN PRECINCT #4-PUBLIC WORKS DEPARTMENT

Comm. Woolley, seconded by Comm. Stringer, made a motion to approve the [final plat of Cooley Greenfield Estates](#), Lot 1, Block 1, located in Precinct #4-Public Works Department.

All voted aye; motion carried.

6. CONSIDERATION OF VARIANCE FOR 2552 CHEYENNE LANE, CROWLEY, TEXAS, FOR A RESIDENCE AND GARAGE WITH BATH ON ONE SEPTIC SYSTEM, LOCATED IN PRECINCT #2-PUBLIC WORKS DEPARTMENT

Comm. Howell, seconded by Comm. Bailey, made a motion to approve a [variance for 2552 Cheyenne Lane](#), Crowley, Texas, for a residence and garage with bath on one septic system, located in Precinct #2-Public Works Department.

All voted aye; motion carried.

7. CONSIDERATION OF VARIANCE FOR 3912 CR 307, GRANDVIEW, TEXAS, FOR A RESIDENCE AND A SHOP ON ONE SEPTIC SYSTEM, LOCATED IN PRECINCT #4-PUBLIC WORKS DEPARTMENT

Comm. Woolley, seconded by Comm. Stringer, made a motion to approve a [variance for 3912 CR 307](#), Grandview, Texas, for a residence and a shop on one septic system, located in Precinct #4-Public Works Department.

All voted aye; motion carried.

9. CONSIDERATION OF RENEWAL OF RFP #2014-420 – CULVERTS WITH MULTIPLE VENDORS-PURCHASING DEPARTMENT

Comm. Stringer, seconded by Comm. Howell, made a motion to approve the [renewal of RFP #2014-420 – Culverts](#) with Multiple Vendors-Purchasing Department.

All voted aye; motion carried.

10. CONSIDERATION OF AWARD OF RFP #2016-601 – HVAC SERVICES AND REPAIR TO ENVIROMATIC SYSTEMS, INC.-PURCHASING DEPARTMENT

Comm. Howell, seconded by Comm. Stringer, made a motion to approve the [award of RFP #2016-601 – HVAC](#) Services and Repair to Enviromatic Systems, Inc.-Purchasing Department.

All voted aye; motion carried.

VIII. UNFINISHED BUSINESS

1. 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 RESOLUTION AUTHORIZING COUNTY GRANT FOR THE TEXAS DEPARTMENT OF AGRICULTURE HOME-DELIVERED MEAL GRANT PROGRAM

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [Resolution Authorizing County Grant](#) for the Texas Department of Agriculture Home-Delivered Meal Grant Program.

All voted aye; motion carried.

4. CONSIDERATION OF ORDER #2015-39 –“COMMISSIONERS COURT 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 HIRING OF ARCHITEXAS-ARCHITECTURE, PLANNING AND HISTORIC PRESERVATION, INC. IS FOR A PROFESSIONAL SERVICE”

Comm. Woolley, seconded by Comm. Bailey, made a motion to approve [Order #2015-39](#) – “Commissioners Court 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 Hiring of ArchiTexas-Architecture, Planning and Historic Preservation, Inc. is for a Professional Service”.

All voted aye; motion carried.

#### IX. NEW BUSINESS

1. CONSIDERATION TO ADVERTISE FOR BIDS/PROPOSALS

No Action.

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

- a. Equipment Capital-Insurance Claims

Comm. Bailey, seconded by Comm. Howell, made a motion to approve a Budget Amendment pursuant to the Local Government Code *Section 111.0106* for Equipment Capital-Insurance Claims for the replacement of patrol unit 635 in the amount of \$16,025.00.

All voted aye; motion carried.

3. CONSIDERATION OF **ORDER #2015-43** – “APPROVING THE JOHNSON COUNTY FRAUD PREVENTION AND DETECTION POLICY”

Comm. Howell, seconded by Comm. Woolley, made a motion to approve [Order #2015-43](#) – “Approving the [Johnson County Fraud Prevention](#) and Detection Policy”.

All voted aye; motion carried.

4. CONSIDERATION OF THE JOHNSON COUNTY MEDICAL EXAMINER DISTRICT AGREEMENT FISCAL YEAR 2016 AND **ORDER #2015-41** – “APPROVING THE JOHNSON COUNTY MEDICAL EXAMINER DISTRICT AGREEMENT FISCAL YEAR 2016”

Comm. Stringer, seconded by Comm. Howell, made a motion to approve the Johnson County Medical Examiner District Agreement Fiscal Year 2016 and [Order #2015-41](#) – “Approving the Johnson County Medical Examiner District Agreement Fiscal Year 2016”.

All voted aye; motion carried.

8. CONSIDERATION OF COUNTY CHOICE SILVER RETIREE MEDICAL PROGRAM WITH TEXAS ASSOCIATION OF COUNTIES, WITH UNITEDHEALTHCARE BEING THE RETIREE MEDICAL SUPPLEMENT PLAN PROVIDER-PERSONNEL DEPARTMENT

Comm. Howell, seconded by Comm. Bailey, made a motion to approve [County Choice Silver Retiree Medical Program](#) with Texas Association of Counties, with UnitedHealthcare being the Retiree Medical Supplement Plan Provider-Personnel Department and to give the County Judge the authorization to sign.

All voted aye; motion carried.

9. CONSIDERATION OF CLEBURNE INDEPENDENT SCHOOL DISTRICT FACILITIES RENTAL CONTRACT TO HOLD THE JOHNSON COUNTY EMPLOYEE CHRISTMAS PARTY IN THE CLEBURNE HIGH SCHOOL CAFETERIA-PERSONNEL DEPARTMENT

Comm. Howell, seconded by Comm. Woolley, made a motion to approve the [Clebune Independent School District Facilities Rental Contract](#) to hold the Johnson County Employee Christmas Party in the Cleburne High School Cafeteria-Personnel Department and to give the County Judge the authorization to sign.

All voted aye; motion carried.

10. CONSIDERATION OF FY 2015 CHAPTER 59 ASSET FORFEITURE REPORT BY LAW ENFORCEMENT AGENCY-SHERIFF'S OFFICE

The Commissioners Court acknowledged the [receipt of the FY 2015 Chapter 59 Asset Forfeiture Report by Law Enforcement Agency-Sheriff's Office](#).

11. CONSIDERATION OF RE-APPOINTMENT OF R.C. MCFALL TO THE EMERGENCY SERVICES DISTRICT #1 BOARD-COUNTY JUDGE'S OFFICE

Comm. Woolley, seconded by Comm. Bailey, made a motion to approve the re-appointment of R.C. McFall to the Emergency Services District #1 Board-County Judge's Office.

All voted aye; motion carried.

12. CONSIDERATION OF BOND FOR JEFFERY SCOTT PORTER, TAX ASSESSOR AND COLLECTOR

Comm. Stringer, seconded by Comm. Woolley, made a motion to approve the [Bond for Jeffery Scott Porter](#), Tax Assessor and Collector.

All voted aye; motion carried.

13. CONSIDERATION OF DOCUMENTS REGARDING THE COMMUNITY DEVELOPMENT BLOCK GRANT PROJECT #7214241

- a. [TxCDBG Acquisition Report Form A601 and Administrative Settlement William Taylor](#)

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the documents regarding the Community Development Block Grant Project #7214241 and to give the County Judge the authorization to sign all related documents.

All voted aye; motion carried.

- b. [TxCDBG Contract Amendment/Modification Request – Form A1101 and Exhibit A Performance Statement County of Johnson](#)

Comm. Howell, seconded by Comm. Woolley, made a motion to approve the TxCDBG Contract Amendment/Modification Request – Form A1101 and Exhibit A Performance Statement County of Johnson.

All voted aye; motion carried.

- c. [Certification of Pre-Construction Approvals – Form A401](#)

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the Certification of Pre-Construction Approvals – Form A401.

All voted aye; motion carried.

X. [CONSENT AGENDA](#)

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

All voted aye; motion carried.

The Commissioners Court recessed at 11:08 A.M. and reconvened at 11:42 A.M. to consider the following:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

5. PRESENTATION OF MULTI-BANK SECURITIES, INC. AND FIRST FINANCIAL BROKERAGE SERVICES FOR PURCHASING BROKER CERTIFICATES OF DEPOSIT

[A presentation regarding Multi-Bank Securities, Inc. and First Financial Brokerage Services](#)

for purchasing Broker Certificates of Deposit was given to Commissioners Court by Fernando J. Pulido, Multi-Bank Securities, Inc., Senior Vice President and Eddie R. Yancey, First Financial Brokerage Services, Investment Executive.

There being no further business before the Court concerning this agenda, Commissioners Court adjourned at 1:00 P.M.

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

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