

STATE OF TEXAS

[December 14, 2015](#)

COUNTY OF JOHNSON

COMMISSIONERS COURT

BE IT KNOWN that on the 14<sup>th</sup> day of December, 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 9:02 A.M., with all members present, and following the Invocation led by Donald Bennett, 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 10, 2015 at 1:04 P.M., were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

1. ANNOUNCEMENT: DUE TO THE CHRISTMAS HOLIDAYS, THE DEADLINE TO SUBMIT ITEMS FOR THE DECEMBER 28, 2015 COMMISSIONERS COURT AGENDA WILL BE FRIDAY, DECEMBER 18, 2015 AT NOON

County Judge Roger Harmon made an announcement that due to the Christmas Holidays, the deadline to submit items for the December 28, 2015 Commissioners Court Agenda will be Friday, December 18, 2015 at noon.

2. RECOGNITION OF JAMIE MOORE, EMERGENCY MANAGEMENT COORDINATOR, AS THE CITY OF CLEBURNE'S MAN OF THE YEAR

Recognition of Jamie Moore, Emergency Management Coordinator, as the City of Cleburne's Man of the Year was made by Commissioners Court.

3. PRESENTATION BY LOCAL ADMINISTRATIVE JUDGE, WILLIAM “BILL” BOSWORTH AND COUNTY ATTORNEY, BILL MOORE OF STATISTICS ON WARRANTS ISSUED BY SENIOR DISTRICT JUDGE, C.C. “KIT” COOKE FROM AUGUST 1, 2009 TO SEPTEMBER 30, 2015

A presentation by Local Administrative Judge, William “Bill” Bosworth and County Attorney, Bill Moore of statistics on [warrants issued by Senior District Judge, C.C. “Kit” Cooke](#) from August 1, 2009 to September 30, 2015 was given to Commissioners Court.

4. PRESENTATION BY LARRY WOOLLEY, COMMISSIONER, PRECINCT #4, OF INFORMATION OBTAINED FROM THE NORTH TEXAS REAL ESTATE INFORMATION SYSTEM REGARDING HOUSING SALES DATA FOR JOHNSON COUNTY

A presentation by Larry Woolley, Commissioner, Precinct #4, of information obtained from the North Texas Real Estate Information System regarding [housing sales data for Johnson County](#) was given to Commissioners Court.

V. PUBLIC PARTICIPATION

None.

VI. [PUBLIC HEARINGS](#)

The Commissioners Court opened a Public Hearing at 9:26 A.M. to discuss:

1. INSTALLATION OF A SINGLE “STOP SIGN” ON CR 807 AT THE SOUTHEAST CORNER OF THE INTERSECTION OF CR 807 AND CR 704C IN JOHNSON COUNTY, TEXAS – PRECINCT #4

Larry Woolley, Commissioner Precinct #4, said this request came from the residents in the area. He said there is a “T” intersection here and he felt it would be beneficial to have a single stop sign here. Bob Alford, Sheriff said he agreed with Commissioner Woolley and said this was a dangerous intersection. There being no one else to speak, the hearing was closed at 9:30 A.M.

VII. PRECEDING BUSINESS

1. CONSIDERATION OF **ORDER #2015-45** – “INSTALLATION OF A SINGLE “STOP SIGN” ON CR 807 AT THE SOUTHEAST CORNER OF THE INTERSECTION OF CR 807 AND CR 704C IN JOHNSON COUNTY, TEXAS – PRECINCT #4”

Comm. Woolley, seconded by Comm. Bailey, made a motion to approve [Order #2015-45](#) – “Installation of a Single “Stop Sign” on CR 807 at the Southeast Corner of the Intersection of CR 807 and CR 704C in Johnson County, Texas – Precinct #4”.

All voted aye; motion carried.

2. CONSIDERATION OF REQUEST TO PAY BILLS

Comm. Bailey, seconded by Comm. Howell, made a motion to [pay bills as presented, with the addition](#) of A to Z Communications in the amount of \$350.00.

All voted aye; motion carried.

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 RENEWAL OF **RFP #2013-303** – “ARMORED VEHICLE SERVICE” WITH LASER SECURITY RESPONSE, INC.

Comm. Stringer, seconded by Comm. Woolley, made a motion to approve the [renewal of RFP #2013-303](#) – “Armored Vehicle Service” with Laser Security Response, Inc. at the same pricing.

All voted aye; motion carried.

5. CONSIDERATION OF RENEWAL OF **RFP #2015-503** – “PEST CONTROL SERVICES” WITH MID-CITIES PEST CONTROL

Comm. Stringer, seconded by Comm. Howell, made a motion to approve the [renewal of RFP #2015-503](#) – “Pest Control Services” with Mid-Cities Pest Control at the same pricing.

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

Motion carried.

6. CONSIDERATION OF RENEWAL OF **RFQ #2012-108** – “LAND SURVEYING SERVICES” WITH GORRONDONA & ASSOCIATES

Comm. Howell, seconded by Comm. Woolley, made a motion to approve the [renewal of RFQ #2012-108](#) – “Land Surveying Services” with Gorrondona & Associates at the same pricing.

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.

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

Discussion. No Action.

3. CONSIDERATION OF TEXAS HISTORICAL COMMISSION PRESERVATION PROGRAM ROUND IX GRANT FOR RESTORATION OF THE COURTHOUSE STEPS

a. Consideration of Resolution for the Johnson County Historic Courthouse Preservation Program

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [Resolution for the Johnson County Historic Courthouse Preservation Program](#).

All voted aye; motion carried.

IX. NEW BUSINESS

1. CONSIDERATION TO ADVERTISE FOR BIDS/PROPOSALS

No Action.

2. ACKNOWLEDGEMENT OF STATEMENT OF FINANCIAL POSITION AUGUST 31, 2015 FOR JOHNSON AND SOMERVELL COUNTIES CSCD-ADULT PROBATION DEPARTMENT

The Commissioners Court acknowledged the [Statement of Financial Position](#) August 31, 2015 for Johnson and Somervell Counties CSCD-Adult Probation Department.

3. CONSIDERATION OF LEXISNEXIS LEXIS ADVANCE SUBSCRIPTION AMENDMENT FOR STATE/LOCAL GOVERNMENT – WITH LIBRARY PATRON ACCESS FOR THE JOHNSON COUNTY LAW LIBRARY

Comm. Stringer, seconded by Comm. Howell, made a motion to approve [the LexisNexis Lexis Advance Subscription Amendment](#) for State/Local Government – with Library Patron Access for the Johnson County Law Library and to give the County Judge the authorization to sign.

All voted aye; motion carried.

4. CONSIDERATION OF EQUITABLE SHARING AGREEMENT AND CERTIFICATION-S.T.O.P. SPECIAL CRIMES UNIT

Comm. Howell, seconded by Comm. Stringer, made a motion to approve the [Equitable Sharing Agreement and Certification](#)-S.T.O.P. Special Crimes Unit and to give the County Judge the authorization to sign.

All voted aye; motion carried.

5. CONSIDERATION OF OUT OF STATE TRAINING FOR ANDREW RIGGS OF THE S.T.O.P. SPECIAL TASK FORCE TO ATTEND “TECHNICAL INSTALLATIONS IN A HIGH VOLTAGE ENVIRONMENT 40 HOUR COURSE”-S.T.O.P. SPECIAL TASK FORCE

Comm. Bailey, seconded by Comm. Stringer, made a motion to [approve the out of state training for Andrew Riggs](#) of the S.T.O.P. Special Task Force to attend “Technical Installations in a High Voltage Environment 40 Hour Course”-S.T.O.P. Special Task Force.

All voted aye; motion carried.

6. CONSIDERATION OF **ORDER #2015-46** – “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 SERVICE AGREEMENT WITH YOUTH ADVOCATE PROGRAMS, INC. IS A SERVICE AGREEMENT THAT CAN BE OBTAINED FROM ONLY ONE SOURCE”

Comm. Woolley, seconded by Comm. Stringer, made a motion to approve [Order #2015-46](#) – “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 Service Agreement with Youth Advocate Programs, Inc. is a Service Agreement That Can Be Obtained From Only One Source”.

All voted aye; motion carried.

7. CONSIDERATION OF YOUTH ADVOCATE PROGRAMS, INC. SERVICE AGREEMENT AND EXHIBIT “A” JUVENILE CONTRACT TERMS ADDENDUM-JUVENILE SERVICES DEPARTMENT

Comm. Woolley, seconded by Comm. Stringer, made a motion to approve the [Youth Advocate Programs, Inc. Service Agreement](#) and Exhibit “A” Juvenile Contract Terms Addendum-Juvenile Services Department and to give the County Judge the authorization to sign.

All voted aye; motion carried.

8. CONSIDERATION OF THE CASE MANAGER PROGRAM-JUVENILE SERVICES DEPARTMENT

a. [Consideration of the Case Manager Position to be Posted](#)

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the Case Manager Position to be posted.

All voted aye; motion carried.

b. Consideration of the Case Manager Position to be Funded as a Full-Time Position and Paid for Out of the Case Manager Fund

Comm. Bailey, seconded by Comm. Stringer, made a motion to approve the Case Manager Position to be funded as a full-time position and paid for out of the Case Manager Fund.

All voted aye; motion carried.

9. CONSIDERATION OF COSTS AND REMOVAL OF THE BUILT IN WORKSTATION, PATCH OF CARPET, AND TOUCH UP PAINT FOR WALLS, IN ROOM 406 AT THE GUINN JUSTICE CENTER-COUNTY CLERK’S OFFICE

Comm. Bailey, seconded by Comm. Howell, made a motion to [approve of the costs and removal of the built in workstation, patch of carpet, and touch up paint](#) for walls, in room 406 at the Guinn Justice Center-County Clerk’s Office with an estimated cost of \$1,500.00.

All voted aye; motion carried.

10. CONSIDERATION OF SAVNS MAINTENANCE GRANT CONTRACT BETWEEN THE OFFICE OF THE ATTORNEY GENERAL AND JOHNSON COUNTY, OAG CONTRACT NO. 1660018, EXHIBIT A AND EXHIBIT B SPECIAL CONDITIONS-COUNTY JUDGE'S OFFICE

Comm. Howell, seconded by Comm. Stringer, made a motion to approve the [SAVNS Maintenance Grant Contract between the Office of the Attorney General](#) and Johnson County, OAG Contract No. 1660018, Exhibit A and Exhibit B Special Conditions-County Judges' Office.

All voted aye; motion carried.

11. CONSIDERATION OF CONTINUATION CERTIFICATE FOR PATRICIA BOURGEOIS, ELECTIONS ADMINISTRATOR

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [Continuation Certificate for Patricia Bourgeois](#), Elections Administrator.

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.

The Commissioners Court recessed at 10:05 A.M. and reconvened at 10:20 A.M.

**BE IT KNOWN** that Commissioners Court met in Executive Session at 10:22 A.M. in accordance with Government Code: a. *Sec. 551.074*-Personnel Matters (1) Position #A50-001 – James Roller, Supervisor-Precinct #1 and (2) Position #A50-004 – Dwayne Morton, Supervisor-Precinct #4; b. *Sec. 551.072*-Deliberations About Real Property – 118 S. Friou, Alvarado, Texas; and c. *Sec. 551.071*-Consultation with Attorney, Pending Litigation – Johnson County, Texas v. Chesapeake Operating, Inc., Chesapeake Operating, L.L.C., Chesapeake Exploration, L.L.C. as Successor by Merger to Chesapeake Exploration, L.P., Chesapeake Energy Corporation, Chesapeake Energy Marketing, Inc., Aubrey McClendon, and Total E&P USA, Inc.; Cause No. DC-C201500013, 413<sup>th</sup> District Court, Johnson County, Texas.

The Commissioners Court reconvened into Open Session at 11:03 A.M. to consider the following:

XII. EXECUTIVE SESSION

1. Government Code:
  - a. *Sec. 551.074*-Personnel Matters

- (1) Position #A50-001 – James Roller, Supervisor-Precinct #1

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the payment of 10 hours of overtime pay to Position #A50-0001- James Roller, Supervisor-Precinct #1 in the amount of \$119.75.

All voted aye; motion carried.

- (2) Position #A50-004 – Dwayne Morton, Supervisor-Precinct #4

Comm. Woolley, seconded by Comm. Stringer, made a motion to approve the payment of 14.75 hours of overtime pay to Position A#50-004 – Dwayne Morton, Supervisor-Precinct #4 in the amount of \$439.49.

All voted aye; motion carried.

- b. **Sec. 551.072**-Deliberations About Real Property – 118 S. Friou, Alvarado, Texas

No Action.

- c. **Sec. 551.071**- Consultation with Attorney, Pending Litigation – Johnson County, Texas v. Chesapeake Operating, Inc., Chesapeake Operating, L.L.C., Chesapeake Exploration, L.L.C. as Successor by Merger to Chesapeake Exploration, L.P., Chesapeake Energy Corporation, Chesapeake Energy Marketing, Inc., Aubrey McClendon, and Total E&P USA, Inc.; Cause No. DC-C201500013, 413<sup>th</sup> District Court, Johnson County, Texas

Comm. Bailey, seconded by Comm. Howell, made a motion to approve to [authorize the County Judge, Roger Harmon to sign the pending litigation offer](#) in Cause No. DC-C201500013, 413<sup>th</sup> District Court, Johnson County, Texas.

All voted aye; motion carried.

#### XI. WORKSHOP

The Commissioners Court convened into Workshop Session at 11:07 A.M. to discuss Floodwater Crossings at County Roads.

The Commissioners Court recessed at 12:10 P.M. and reconvened at 1:31 P.M.

The Commissioners Court reconvened into Open Session at 1:31 P.M. to discuss the following:

#### XII. EXECUTIVE SESSION

- b. **Sec. 551.072**-Deliberations About Real Property – 118 S. Friou, Alvarado, Texas

Comm. Stringer, seconded by Comm. Howell, made a motion to approve the verbal agreement with the potential buyer of the property located at 118 S. Friou, Alvarado, Texas with the following conditions: leave the price as originally stated; the County will not furnish any building plans; the County will not furnish a survey; move the option period to 5 o'clock this Friday, December 18, 2015; the closing on the property will be December 28, 2015; the County will retain the mineral rights to the property and to give the County Judge the authorization to sign.

All voted aye; motion carried.

IX. NEW BUSINESS

12. CONSIDERATION OF STRATEGIES REGARDING UPGRADES TO FLOODWATER CROSSINGS AT COUNTY ROADS

Comm. Stringer, seconded by Comm. Bailey, made a motion to approve to authorize the Public Works Director, David Disheroon, to arrange to have a couple of hydrology companies come to Commissioners Court for a presentation the first meeting in January 2016 in regards to upgrades to floodwater crossings at County roads.

All voted aye; motion carried.

There being no further business before the Court concerning this agenda, Commissioners Court adjourned at 1:35 P.M.

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

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