

STATE OF TEXAS

January 11, 2016

COUNTY OF JOHNSON

COMMISSIONERS COURT

BE IT KNOWN that on the 11<sup>th</sup> day of January, 2016, 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 9:01 A.M., with all members present, and following the Invocation led by Pastor Eddie Scheler, Ascension Lutheran Church, Cleburne, and the Pledge of Allegiance, the following items, having been lawfully posted and filed for record in the Office of the County Clerk on January 7, 2016 at 1:54 P.M., were considered:

Commissioner Jerry Stringer, Precinct #3, announced that Johnson County had 4 kids in the 4H Program that went to a National Meet in Denver, Colorado and won. He said all 4 kids ranked in the top 10 and that speaks to the quality of the kids we have in Johnson County as well as the quality of the programs we have in Johnson County. Commissioner Larry Woolley, Precinct #4 said that the County also had another big event on Saturday with the Junior Livestock Show. Commissioner Woolley said that 300 students went through the sale and it generated about \$520,000.00, which is a good size charity event. He said the success of the program goes to the youth leaders, the youth, the parents, local businesses and the people who participated in this event. He said that he feels lucky to live in Johnson County with that kind of support.

#### IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

##### 1. PRESENTATION OF LENGTH OF SERVICE PINS TO JOHNSON COUNTY EMPLOYEES

Employees of Johnson County were recognized for their service to Johnson County and employees were given [Service Pins, as attached to these Minutes](#).

Commissioner Rick Bailey, Precinct #1, said that Chris Bauer, an employee on his crew lost his battle with cancer on Saturday. Commissioner Bailey asked for prayers for his family and for a moment of silence.

County Judge Roger Harmon said that the Court spent some time this morning presenting length of service pins to employees. The Judge said that the people that surround you make you successful and the Court takes it seriously when the service pins are presented. The Judge said he looks at the employees of the County as a family and he thanked all employees for their service.

##### 2. PRESENTATION OF PLAQUE TO LYNN BATES, JR., OUTGOING MEMBER OF THE JOHNSON COUNTY ECONOMIC DEVELOPMENT BOARD

Commissioners Court and Diana Miller, Director of Johnson County Economic Development, presented a plaque to Lynn Bates, Jr., outgoing member of the Johnson County Economic Development Board. They also presented a plaque to April Stoll, City Administrator for the City of Venus to give to outgoing member Jeannie Prazak, who was not present, for her service on the Johnson County Economic Development Board.

##### 3. PRESENTATION OF PROCLAMATION FOR CRIME STOPPERS MONTH

Commissioners Court proclaimed January, 2016 as [Crime Stoppers Month](#).

##### 4. PRESENTATION OF RESULTS FROM TELECOMMUNICATIONS SERVICES INVOICE AUDIT BY THE SPYGLASS GROUP, LLC

Ralph McBroom, Purchasing Agent; Dan Milam, IT Director; and Kirk Kirkpatrick, Auditor presented the results from the Telecommunications Services Invoice Audit by the Spyglass Group, LLC.

5. PRESENTATION OF BEST OF AWARDS FROM THE BURLESON STAR GROUP TO COMMISSIONER PRECINCT #2, KENNY HOWELL AND CHIEF DEPUTY MIKE POWELL

Dan Taylor, Burleson Star Group presented the Best of Awards from the Burleson Star Group to Commissioner Precinct #2, Kenny Howell for Best Elected Official and Chief Mike Powell for Best Sheriff's Deputy.

The Commissioners Court recessed at 10:13 A.M. and reconvened at 10:29 A.M. to consider the following:

V. PUBLIC PARTICIPATION

None.

VI. PRECEDING BUSINESS

1. CONSIDERATION OF MINUTES OF THE COMMISSIONERS COURT:

- a. November 9, 2015 – Regular Session
- b. November 23, 2015 – Regular Session

Comm. Stringer, seconded by Comm. Howell, made a motion to approve the Commissioners Court Minutes for November 9, 2015 and November 23, 2015.

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.](#)

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 FINAL PLAT OF **HOLBROOK ADDITION**, LOT 1, BLOCK 1, LOCATED IN PRECINCT #1-PUBLIC WORKS DEPARTMENT

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

All voted aye; motion carried.

## VII. 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

Discussion. No Action.

## VIII. NEW BUSINESS

1. CONSIDERATION TO ADVERTISE FOR BIDS/PROPOSALS

No Action.

2. ACKNOWLEDGEMENT OF:

- a. [Order of Justice of the Peace Precinct Number 1](#) of Johnson County, Texas Designating Offices Essential to the Operation of Its Court
- b. [Order of Justice of the Peace Precinct Number 2](#) of Johnson County, Texas Designating Offices essential to the Operation of Its Court
- c. [Order of Justice of the Peace Precinct Number 3](#) of Johnson County, Texas Designating Offices essential to the Operation of Its Court
- d. [Order of Justice of the Peace Precinct Number 4](#) of Johnson County, Texas Designating Offices essential to the Operation of Its Court
- e. [Designation of Premises of Governmental Court](#) and Offices Utilized by the Court and Essential to the Operation of the Court Guinn Justice Center
- f. [Designation of Premises of Offices Utilized](#) by the Court and Essential to the Operation of the Court Community Supervision and Corrections Department

Commissioners Court acknowledged the Order of the Justice of the Peace Precinct Number 1 of Johnson County, Texas Designating Offices Essential to the Operation of its Court, Order of the Justice of the Peace Precinct Number 2 of Johnson County, Texas Designating Offices Essential to the Operation of its Court, Order of the Justice of the Peace Precinct Number 3 of Johnson County, Texas Designating Offices Essential to the Operation of its Court, Order of the Justice of the Peace Precinct Number 4 of Johnson County, Texas Designating Offices Essential to the Operation of its Court, Designation of Premises of Governmental Court and Offices Utilized by the Court and Essential to the Operation of the Court Guinn Justice Center, and Designation of Premises of Offices Utilized by the Court and Essential to the Operation of the Court Community Supervision and Corrections Department.

3. CONSIDERATION OF SIGNS TO BE POSTED PROHIBITING FIREARMS AT:

- a. [The Commissioners Court Meetings](#)

Comm. Stringer, seconded by Comm. Bailey, made a motion to approve of not posting either sign (Penal Code Section 30.06 and Section 30.07) for the Commissioners Court Meetings.

All voted aye; motion carried.

- b. [The Burleson Sub-Courthouse, the Alvarado Sub-Courthouse, the Historic Johnson County Courthouse and County Judge's Office](#)

Comm. Stringer, seconded by Comm. Bailey, made a motion to approve of signs to be posted prohibiting firearms at the Burleson Sub-Courthouse, the Alvarado Sub-Courthouse, the Historic Johnson County Courthouse and the County Judge's Office as attached.

All voted aye; motion carried.

- c. [The Precinct Number 1 Justice of the Peace Building](#)

Comm. Bailey, seconded by Comm. Howell, made a motion to approve of signs to be posted prohibiting firearms at the Precinct Number 1 Justice of the Peace Building as attached.

All voted aye; motion carried.

4. CONSIDERATION OF **ORDER #2016-03** - "ORDER RESCINDING COMMISSIONERS COURT AUTHORIZATION TO CARRY HANDGUN"

Comm. Stringer, seconded by Comm. Howell, made a motion to approve [Order #2016-03](#) - "Order Rescinding Commissioners Court Authorization to Carry Handgun".

All voted aye; motion carried.

5. CONSIDERATION OF **ORDER #2016-01** – "COMMISSIONERS COURT ORDER PURSUANT TO SECTION 615.001, LOCAL GOVERNMENT CODE ESTABLISHING PARKING RESTRICTIONS ON THE PARKING LOT AT THE CORNER OF CADDO STREET AND CHAMBERS STREET REFERRED TO HEREIN AS THE "CADDO STREET PARKING LOT""

Comm. Woolley, seconded by Comm. Howell, made a motion to approve [Order #2016-01](#) – “Commissioners Court Order Pursuant to Section 615.001, Local Government Code Establishing Parking Restrictions on the Parking Lot at the Corner of Caddo Street and Chambers Street Referred to Herein as the “Caddo Street Parking Lot””.

All voted aye; motion carried.

6. CONSIDERATION OF POSTING SIGNS REGARDING EMPLOYEE PARKING IN THE JOHNSON COUNTY OWNED CADDO STREET PARKING LOT-PUBLIC WORKS DEPARTMENT

Comm. Howell, seconded by Comm. Woolley, made a motion to approve [posting signs regarding employee parking](#) in the Johnson County owned Caddo Street parking lot-Public Works Department as attached.

All voted aye; motion carried.

7. CONSIDERATION OF **ORDER #2016-02** – “COMMISSIONERS COURT ORDER PURSUANT TO SECTION 615.001, LOCAL GOVERNMENT CODE ESTABLISHING PARKING RESTRICTIONS ON THE PARKING LOT COMMONLY KNOWN AS AND REFERRED TO HEREIN AS THE “BANK PARKING LOT””

Comm. Howell, seconded by County Judge Roger Harmon, made a motion to approve [Order #2016-02](#) – “Commissioners Court Order Pursuant to Section 615.001, Local Government Code Establishing Parking Restrictions on the Parking Lot Commonly Known as and Referred to Herein as the “Bank Parking Lot””.

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

Motion carried.

8. CONSIDERATION OF POSTING SIGNS REGARDING PARKING IN THE JOHNSON COUNTY OWNED BANK PARKING LOT-PUBLIC WORKS DEPARTMENT

Comm. Howell, seconded by County Judge Roger Harmon, made a motion to [approve posting signs regarding parking](#) in the Johnson County owned Bank parking lot-Public Works Department as attached.

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

Motion carried.

9. CONSIDERATION OF PAYMENT TO CHILDRESS ENGINEERS IN THE AMOUNT OF \$23,600.00, TO GRANT WORKS IN THE AMOUNT OF \$19,250.00, TO JOHNSON COUNTY SUD IN THE AMOUNT OF \$64,100.00, AND TO TROPHY CONSTRUCTION SERVICES, LLC IN THE AMOUNT OF \$54,049.20 UPON RECEIPT OF GRANT FUNDS FROM THE TEXAS DEPARTMENT OF AGRICULTURE-AUDITOR'S OFFICE

Comm. Stringer, seconded by Comm. Woolley, made a motion to [approve the payment to Childress Engineers](#) in the amount of \$23,600.00, to Grant Works in the amount of \$19,250.00, to Johnson County SUD in the amount of \$64,100.00, and to Trophy Construction Services, LLC in the amount of \$54,049.20 upon receipt of grant funds from the Texas Department of Agriculture-Auditor's Office.

All voted aye; motion carried.

10. CONSIDERATION OF TEXAS ASSOCIATION OF REALTORS COMMERCIAL REAL ESTATE LISTING AGREEMENT EXCLUSIVE RIGHT TO SELL, INFORMATION ABOUT BROKERAGE SERVICES FORM, ADDENDUM FOR RESERVATION OF OIL, GAS, AND OTHER MINERALS, AND ADDENDUM FOR SELLER'S DISCLOSURE OF INFORMATION ON LEAD-BASED PAINT HAZARDS AS REQUIRED BY FEDERAL LAW FOR PROPERTY LOCATED AT 104 SOUTH MAIN STREET, CLEBURNE, TEXAS-PURCHASING DEPARTMENT



Comm. Bailey, seconded by County Judge Roger Harmon, made a motion to approve the Texas Association of Realtors [Commercial Real Estate Listing Agreement](#) Exclusive Right to Sell, Information about Brokerage Services Form, Addendum for Reservation of Oil, Gas, and Other Minerals, and Addendum for Seller's Disclosure of Information on Lead-Based Paint Hazards as Required by Federal Law for property located at 104 South Main Street, Cleburne, Texas-Purchasing Department, to list the property for \$99,900.00 and to give the County Judge the authorization to sign.

All voted aye; motion carried.

11. CONSIDERATION TO TEAR DOWN THE COUNTY OWNED BUILDING LOCATED IN THE BANK PARKING LOT AT 207 W. HENDERSON, AND ADJACENT TO THE CHAF-IN RESTAURANT, CLEBURNE, TEXAS-COUNTY JUDGE'S OFFICE

Comm. Bailey, seconded by Comm. Howell, made a motion to approve to [tear down the County owned building located](#) in the Bank parking lot at 207 W. Henderson, and adjacent to the Chaf-In Restaurant, Cleburne, Texas-County Judge's Office by doing the work in-house using Precinct #1 equipment and personnel with the budget dollars that are separate from the FMLR funds.

All voted aye; motion carried.

12. CONSIDERATION OF TIDAL BASIN TASK ORDER JC2015-2 FEMA REIMBURSEMENT CONSULTING-EMERGENCY MANAGEMENT DEPARTMENT

Comm. Bailey, seconded by Comm. Woolley, made a motion to approve the [Tidal Basin Task Order JC2015-2](#) FEMA Reimbursement Consulting-Emergency Management Department.

All voted aye; motion carried.

The Commissioners Court recessed at 12:05 P.M. and reconvened at 1:34 P.M. to consider the following:

X. WORKSHOP

The Commissioners Court convened into Workshop Session at 1:34 P.M. to discuss [Requirements and Options for Flood Studies and Environmental Issues](#) and Bond Requirement from the Joshua Independent School District for Construction of New Middle School Road Used as a Bus Drive.

The Commissioners Court reconvened into Open Session at 2:47 P.M.

**BE IT KNOWN** that Commissioners Court met in Executive Session at 2:47 P.M. in accordance with Government Code: a. *Sec. 551.072*-Deliberations About Real Property – 102, 104, and 110 South Main Street and 109 West Chambers, Cleburne, Texas.

The Commissioners Court reconvened into Open Session at 3:30 P.M. to discuss the following:

XI. EXECUTIVE SESSION

1. Government Code:
  - a. *Sec. 551.072*-Deliberations About Real Property – 102, 104, and 110 South Main Street and 109 West Chambers, Cleburne, Texas

[No Action.](#)

VIII. NEW BUSINESS

13. CONSIDERATION OF OBTAINING AN ACCESSIBILITY INSPECTION OF THE HISTORIC COURTHOUSE AS REQUIRED BY THE TEXAS ARCHITECTURAL BARRIERS ACT-PUBLIC WORKS DEPARTMENT

Comm. Bailey, seconded by Comm. Howell, made a motion to approve of obtaining an [Accessibility Inspection of the Historic Courthouse](#) as required by the Texas Architectural Barriers Act-Public Works Department with the fee to be paid out of Fees and Services and to give the County Judge the authorization to sign.

All voted aye; motion carried.

14. CONSIDERATION OF 9-1-1 ADDRESS COORDINATOR CONTRACT

Comm. Howell, seconded by Comm. Bailey, made a motion to approve the [9-1-1 Address Coordinator Contract](#) and to give the County Judge the authorization to sign.

Comm. Rick Bailey	Aye
Comm. Kenny Howell	Aye
County Judge Roger Harmon	Aye
Comm. Jerry Stringer	Abstained
Comm. Woolley	Abstained

Motion carried.

15. CONSIDERATION OF CONTINUATION CERTIFICATE FOR JEFFREY RUNNELS, DEPUTY CONSTABLE, PRECINCT #1

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [Continuation Certificate for Jeffrey Runnels](#), Deputy Constable, Precinct #1.

All voted aye; motion carried.

16. CONSIDERATION OF COUNTY POLICY REGARDING PAYMENTS FOR INDIGENT HEALTH CARE FOR NON-US CITIZENS

Comm. Stringer, seconded by Comm. Bailey, made a motion to approve the County Policy Regarding Payments for Indigent Health Care for Non-US Citizens with the policy to be to deny payments for indigent health care for Non-US citizens.

All voted aye; motion carried.

17. CONSIDERATION OF BOND REQUIREMENTS FROM THE JOSHUA INDEPENDENT SCHOOL DISTRICT FOR CONSTRUCTION OF NEW MIDDLE SCHOOL ROAD USED AS A BUS DRIVE ON CR 711A STARTING AT FM 731, A CONCRETE ROAD THAT IS LESS THAN A QUARTER OF A MILE-PUBLIC WORKS DEPARTMENT

Comm. Woolley, seconded by Comm. Howell, made a motion to approve the bond requirements from the Joshua Independent School District for construction of new middle school road used as a bus drive on CR 711A starting at FM 731, a concrete road that is less than a quarter of a mile-Public Works Department by requiring a bond from the school district for the construction of said road.

All voted aye; motion carried.

IX. CONSENT AGENDA

Comm. Stringer, seconded by Comm. Woolley, 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, Commissioners Court adjourned at 3:50 P.M.

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

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