

STATE OF TEXAS

[January 25, 2016](#)

COUNTY OF JOHNSON

COMMISSIONERS COURT

BE IT KNOWN that on the 25<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 9:02 A.M., with all members present, and following the Invocation led by Pastor Greg Robinson, Bono Baptist Church, Bono, 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 21, 2016 at 2:21 P.M., were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

County Judge Roger Harmon announced to the Court that 3 individuals lost their lives in Johnson County over the weekend due to auto and tractor accidents. The Judge said there was a lot of pain in the County now and asked that we keep those families in our prayers.

V. PUBLIC PARTICIPATION

None.

VI. [PUBLIC HEARINGS](#)

The Commissioners Court opened a Public Hearing at 9:07 A.M. to discuss:

1. DESIGNATION AND INSTALLATION OF "NO FISHING FROM BRIDGE" SIGNS TO BE PLACED ON BRIDGE ON CR 105 (270 FEET WEST OF THE INTERSECTION OF CR 105 AND CR 204) IN JOHNSON COUNTY, TEXAS-PRECINCT #4

Commissioner Larry Woolley, Precinct #4, said this is a significant safety concern with people sitting in lawn chairs and fishing from the bridge. Also, the property owner in this area has had some issues with fish hooks being found in some of his show cattle. Commissioner Rick Bailey, Precinct #1, said he could understand the problems with this situation. There being no one else present to speak, the hearing was closed at 9:09 A.M.

## VII. PRECEDING BUSINESS

1. CONSIDERATION OF **ORDER #2016-05** – “DESIGNATION AND INSTALLATION OF “NO FISHING FROM BRIDGE” SIGNS TO BE PLACED ON BRIDGE ON CR 105 (270 FEET WEST OF THE INTERSECTION OF CR 105 AND CR 204) IN JOHNSON COUNTY, TEXAS- PRECINCT #4”

Comm. Woolley, seconded by Comm. Howell, made a motion to approve [Order #2016-05](#) – “Designation and Installation of “No Fishing from Bridge” Signs to be Placed on Bridge on CR 105 (270 Feet West of the Intersection of CR 105 and CR 204) in Johnson County, Texas-Precinct #4”, the signs will be enforced and have the fine amounts stated on the signs.

All voted aye; motion carried.

2. CONSIDERATION OF MINUTES OF THE COMMISSIONERS COURT:
  - a. December 14, 2015 – Regular Session
  - b. December 28, 2015 – Regular Session

Comm. Woolley, seconded by Comm. Stringer, made a motion to approve the Commissioners Court Minutes for December 14, 2015 and December 28, 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.

5. CONSIDERATION OF **ORDER #2016-04** - "APPROVING THE JOHNSON COUNTY TREASURER'S REPORT TO THE COMMISSIONERS COURT"

Comm. Stringer, seconded by Comm. Bailey, made a motion to approve [Order #2016-04](#) - "Approving the Johnson County [Treasurer's Report](#) to the Commissioners Court".

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

Discussion. 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.

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. Road & Bridge, Precinct #2-Equipment Capital-\$42,337.00
- b. Road & Bridge, Precinct #3-Road Materials-\$30,974.00
- c. Road & Bridge, Precinct #2-Road Repair Materials-\$52,572.00
- d. Road & Bridge, Precinct #1-Petroleum Products-\$10,000.00, Minor Bridge Culvert Repairs-\$48,507.00 – Total \$58,507.00
- e. Various-Workers Comp-\$125,000.00, Workers Comp-\$930.00, Unemployment-\$640.00, FICA-\$12,000.00, Medicare-\$2,800.00, Retirement-\$4,410.00, Part Time Temp Employee-\$24,000.00, FICA-\$2,635.00, Medicare-\$650.00, Retirement-\$2,500.00 – Total \$175,565.00

Comm. Howell, seconded by Comm. Bailey, made a motion to approve the Budget Amendment pursuant to the Local Government Code *Section 111.0106* for Road & Bridge, Precinct #2-Equipment Capital-\$42,337.00 for revenue generated from sale of equipment sold at auction with actual amount being \$42,337.70; Road & Bridge, Precinct #3-Road Materials-\$30,974.00 for cost reimbursed by TxDOT CERTZ grant; Road & Bridge, Precinct #2-Road Repair Materials-\$52,572.00 for cost reimbursed by TxDOT CERTZ grant; Road & Bridge, Precinct #1-Petroleum Products-\$10,000.00, Minor Bridge Culvert Repairs-\$48,507.00 – Total \$58,507.00 to reimburse cost of repairs with TxDOT CERTZ grant; and Various-Workers Comp-\$125,000.00, Workers Comp-\$930.00, Unemployment-\$640.00, FICA-\$12,000.00, Medicare-\$2,800.00, Retirement-\$4,410.00, Part Time Temp Employee-\$24,000.00, FICA-\$2,635.00, Medicare-\$650.00, Retirement-\$2,500.00 – Total \$175,565.00 to cover original budget shortfalls.

All voted aye; motion carried.

3. CONSIDERATION OF THE JOHNSON COUNTY EMERGENCY SERVICES DISTRICT #1 WRITTEN REPORT TO THE COMMISSIONERS COURT PURSUANT TO SECTION 775.036 OF THE HEALTH AND SAFETY CODE

Comm. Stringer, seconded by Comm. Woolley, made a motion to approve of the Johnson County [Emergency Services District #1 Written Report](#) to the Commissioners Court pursuant to *Section 775.036* of the Health and Safety Code.

All voted aye; motion carried.

4. CONSIDERATION OF AN INTERGOVERNMENTAL TRANSFER IN AN AMOUNT NOT TO EXCEED \$282,000.00 FOR THE SECOND PAYMENT OF DEMONSTRATION YEAR 4 OF THE MEDICAID WAIVER FOR THE BENEFIT OF TEXAS HEALTH HARRIS METHODIST CLEBURNE

Comm. Bailey, seconded by Comm. Howell, made a motion to approve of an Intergovernmental Transfer in an amount not to exceed \$282,000.00 for the second payment of Demonstration Year 4 of the Medicaid Waiver for the benefit of Texas Health Harris Methodist Cleburne with the actual amount to be paid being \$281,400.51.

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

Motion carried.

The Commissioners Court recessed at 9:42 A.M. and reconvened at 10:02 A.M. to consider the following:

5. CONSIDERATION OF WORDING FOR NOTICE ON COUNTY PROPERTY REGARDING FIREARMS ON THE PREMISES OF A POLLING PLACE ON THE DAY OF AN ELECTION OR WHILE EARLY VOTING IS IN PROGRESS

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [wording for notice on County property regarding firearms](#) on the premises of a polling place on the day of an election or while early voting is in progress, per the attached.

All voted aye; motion carried.

6. CONSIDERATION OF LEAVING THE ALVARADO SUB-COURTHOUSE BREAK ROOM HALLWAY DOOR UNLOCKED FOR THE EARLY VOTING AND ELECTION DAY CLERKS TO HAVE ACCESS TO THE FACILITY-ELECTIONS DEPARTMENT

Comm. Stringer, seconded by Comm. Bailey, made a motion to approve of [leaving the Alvarado Sub-Courthouse break room hallway door](#) unlocked for the Early Voting and Election Day Clerks to have access to the facility-Elections Department.

All voted aye; motion carried.

7. CONSIDERATION OF THE MARCH 1, 2016 AND THE MAY 24, 2016 EARLY VOTING BALLOT BOARD-ELECTIONS DEPARTMENT

Comm. Bailey, seconded by Comm. Howell, made a motion to approve of the March 1, 2016 and the May 24, 2016 [Early Voting Ballot Board](#)-Elections Department.

All voted aye; motion carried.

8. CONSIDERATION OF THE MARCH 1, 2016 REPUBLICAN AND DEMOCRAT PRIMARY EARLY VOTING LOCATIONS-ELECTIONS DEPARTMENT

Comm. Howell, seconded by Comm. Stringer, made a motion to approve of the March 1, 2016 Republican and Democrat Primary [Early Voting Locations](#)-Elections Department.

All voted aye; motion carried.

9. CONSIDERATION OF THE MARCH 1, 2016 REPUBLICAN AND DEMOCRAT PRIMARY EARLY VOTING HEAD CLERKS-ELECTIONS DEPARTMENT

Comm. Bailey, seconded by Comm. Howell, made a motion to approve of the March 1, 2016 Republican and Democrat Primary [Early Voting Head Clerks](#)-Elections Department.

All voted aye; motion carried.

10. CONSIDERATION OF THE MARCH 1, 2016 REPUBLICAN AND DEMOCRAT PRIMARY ELECTION DAY LOCATIONS-ELECTIONS DEPARTMENT

Comm. Howell, seconded by Comm. Stringer, made a motion to approve of the March 1, 2016 Republican and Democrat [Primary Election Day Locations](#)-Elections Department.

All voted aye; motion carried.

11. CONSIDERATION OF THE MARCH 1, 2016 REPUBLICAN AND DEMOCRAT PRIMARY ELECTION DAY JUDGES-ELECTIONS DEPARTMENT

Comm. Bailey, seconded by Comm. Howell, made a motion to approve of the March 1, 2016 Republican and Democrat [Primary Election Day Judges](#)-Elections Department.

All voted aye; motion carried.

8. CONSIDERATION OF THE MARCH 1, 2016 REPUBLICAN AND DEMOCRAT PRIMARY EARLY VOTING LOCATIONS-ELECTIONS DEPARTMENT

Additional discussion only.

12. CONSIDERATION OF THE MAY 24, 2016 REPUBLICAN AND DEMOCRAT PRIMARY RUN-OFF EARLY VOTING HEAD CLERKS-ELECTIONS DEPARTMENT

Comm. Woolley, seconded by Comm. Stringer, made a motion to approve of the May 24, 2016 Republican and Democrat Primary [Run-Off Early Voting Head Clerks](#)-Elections Department.

All voted aye; motion carried.

13. CONSIDERATION OF THE MAY 24, 2016 REPUBLICAN AND DEMOCRAT PRIMARY RUN-OFF EARLY VOTING LOCATIONS-ELECTIONS DEPARTMENT

Comm. Stringer, seconded by Comm. Howell, made a motion to approve of the May 24, 2016 Republican and Democrat Primary [Run-Off Early Voting Locations-Elections Department](#).

All voted aye; motion carried.

14. CONSIDERATION OF THE MAY 24, 2016 REPUBLICAN AND DEMOCRAT PRIMARY RUN-OFF ELECTION DAY JUDGES-ELECTIONS DEPARTMENT

Comm. Howell, seconded by Comm. Stringer, made a motion to approve of the May 24, 2016 Republican and Democrat Primary [Run-Off Election Day Judges-Elections Department](#).

All voted aye; motion carried.

15. CONSIDERATION OF THE MAY 24, 2016 REPUBLICAN AND DEMOCRAT PRIMARY RUN-OFF ELECTION DAY LOCATIONS-ELECTIONS DEPARTMENT

Comm. Howell, seconded by Comm. Stringer, made a motion to approve of the May 24, 2016 Republican and Democrat Primary [Run-Off Election Day Locations-Elections Department](#).

All voted aye; motion carried.

16. CONSIDERATION OF EQUIPMENT MAINTENANCE AGREEMENT WITH HEWLETT OFFICE SYSTEMS, LLC., FOR A CANON COPIER, SERIAL #HMU11448, FOR THE DISTRICT CLERK'S OFFICE-PURCHASING DEPARTMENT



Comm. Howell, seconded by Comm. Woolley, made a motion to approve the [Equipment Maintenance Agreement with Hewlett Office Systems](#), LLC., for a Canon copier, serial #HMU11448, for the District Clerk's Office-Purchasing Department and to give the County Judge the authorization to sign.

All voted aye; motion carried.

17. ACKNOWLEDGEMENT OF HSCEDM-15-F-IG034, P00007, AMENDMENT TO THE ICE CONTRACT-SHERIFF'S OFFICE

Commissioners Court acknowledged [HSCEDM-15-F-IG034, P00007](#), Amendment to the ICE Contract-Sheriff's Office.

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

Comm. Howell, seconded by Comm. Stringer, 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.

19. CONSIDERATION OF ONSITE SERVICES AGREEMENT WITH CATAPULT HEALTH, LLC., FOR ON-SITE PREVENTATIVE HEALTH SCREENINGS-PERSONNEL DEPARTMENT

Comm. Howell, seconded by Comm. Stringer, made a motion to approve the [Onsite Services Agreement with Catapult Health, LLC.](#), for on-site preventative health screenings-Personnel Department and to give the County Judge the authorization to sign.

All voted aye; motion carried.

20. CONSIDERATION OF PAYMENT TO SMITH PUMP COMPANY IN THE AMOUNT OF \$7,747.50 FOR EMERGENCY REPAIR AND PUMPING OF LIFT STATION PUMPS-SHERIFF'S OFFICE

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [payment to Smith Pump Company](#) in the amount of \$7,747.50 for emergency repair and pumping of lift station pumps-Sheriff's Office, minus the sales tax on the invoice.

All voted aye; motion carried.

21. CONSIDERATION OF LETTER TO GRAVES, HUMPHRIES, STAHL, LTD. TO TERMINATE SERVICES FOR COLLECTION OF DELINQUENT FINES AND FEES FOR THE JUSTICE OF THE PEACE COURTS, EFFECTIVE MARCH 31, 2016-COUNTY ATTORNEY'S OFFICE

Comm. Woolley, seconded by Comm. Bailey, made a motion to approve the letter to Graves, Humphries, Stahl, Ltd. to terminate services for collection of delinquent fines and fees for the Justice of the Peace Courts, effective March 31, 2016-County Attorney's Office and to give the County Judge the authorization to sign.

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.

**BE IT KNOWN** that Commissioners Court met in Executive Session at 10:43 A.M. in accordance with Government Code: a. *Sec. 551.072-Deliberations About Real Property*: (1) 116 South Mill Street, Cleburne Texas and (2) 102, 104, and 110 South Main Street, Cleburne, Texas.

The Commissioners Court reconvened into Open Session at 11:26 A.M. to discuss the following:

## XI. EXECUTIVE SESSION

### 1. Government Code:

#### a. *Sec. 551.072*-Deliberations About Real Property:

##### (1) 116 South Mill Street, Cleburne Texas

Comm. Woolley, seconded by Comm. Stringer, made a motion to accept the offer from Axiom Works Inc. on the property located at 116 South Mill Street, Cleburne, Texas, as presented with the following changes to the contract: paragraph 7b, change 21 days Feasibility Study to 13 days Feasibility Study; paragraph 12, delete the language about tax break from the County; paragraph 7c2, delete the portion about the seller at seller's expense will turn on all utilities for buyer's inspection; give the County Judge the authorization to sign the offer and any and all closing documents concerning this property; and a new contract will be provided to the County from Rick Cumins, Cumins Realty with all the necessary changes made.

All voted aye; motion carried.

##### (2) 102, 104, and 110 South Main Street, Cleburne, Texas

Comm. Woolley, seconded by Comm. Stringer, made a motion to accept the offer for the properties located at 102 and 104 South Main, Street, Cleburne, Texas as presented with the following changes to the contract: paragraph 7b, change 21 days Feasibility Study to 13 days Feasibility Study; give the County Judge the authorization to sign the offer and any and all closing documents concerning these properties; and a new contract will be provided to the County from Rick Cumins, Cumins Realty with all the necessary changes made.

All voted aye; motion carried.

There being no further business before the Court concerning this agenda, Commissioners  
Court adjourned at 11:34 A.M.

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

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