

STATE OF TEXAS

[July 25, 2016](#)

COUNTY OF JOHNSON

COMMISSIONERS COURT

BE IT KNOWN that on the 25th day of July, 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 9:00 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 July 21, 2016 at 1:01 P.M., were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

1. PRESENTATION OF RETIREMENT PLAQUE TO GARRY INGRAM, PRECINCT #2

Commissioners Court made a presentation of a retirement plaque to Garry Ingram, Precinct #2.

2. PRESENTATION OF PROCLAMATION FOR A.P.P.L.E.S. MONTH

Commissioners Court [proclaimed July, 2016 as A.P.P.L.E.S. Month](#) in Johnson County.

V. PUBLIC PARTICIPATION

None.

VI. PRECEDING BUSINESS

1. CONSIDERATION OF MINUTES OF THE COMMISSIONERS COURT:

a. June 27, 2016 – Regular Session

Comm. Stringer, seconded by Comm. Howell, made a motion to approve the Commissioners Court Minutes for June 27, 2016.

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 **ORDER #2016-23**- "APPROVING THE JOHNSON COUNTY TREASURER'S REPORT TO THE COMMISSIONERS COURT"

Comm. Bailey, seconded by Comm. Stringer, made a motion to approve [Order #2016-23](#)- "Approving the Johnson County [Treasurer's Report](#) to the Commissioners Court".

All voted aye; motion carried.

5. CONSIDERATION OF AWARD OF **RFQ #2016-608** – INSURANCE CONSULTANT TO HOLMES MURPHY-PURCHASING DEPARTMENT

Comm. Woolley, seconded by Comm. Stringer, made a motion to approve the [award of RFQ #2016-608](#) – Insurance Consultant to Holmes Murphy-Purchasing Department at the same price.

All voted aye; motion carried.

7. CONSIDERATION OF VARIANCE FOR A 2.742 ACRE TRACT OUT OF A 63.196 ACRE TRACT (PARCEL 126.0326.00475) ON **CR 1102** FOR 60.20 FEET OF ROAD FRONTAGE FOR A FUTURE PLAT, LOCATED IN PRECINCT #1-PUBLIC WORKS DEPARTMENT

Comm. Bailey, seconded by Comm. Howell, made a motion to [deny this item](#).

All voted aye; motion carried.

8. CONSIDERATION OF FINAL PLAT OF LOTS 1-3, BLOCK 1, **CONLEY ADDITION**, LOCATED IN PRECINCT #1-PUBLIC WORKS DEPARTMENT

Comm. Bailey, seconded by Comm. Woolley, made a motion to approve the [final plat of Lots 1-3, Block 1, Conley Addition](#), 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

Discussion. No Action.

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

No Action.

VIII. NEW BUSINESS

1. CONSIDERATION TO ADVERTISE FOR BIDS/PROPOSALS

No Action.

2. CONSIDERATION OF **FY 2015-2016** BUDGET AMENDMENT PURSUANT TO THE LOCAL GOVERNMENT CODE [SECTION 111.010](#) for:

a. Non-Departmental-Transfers to 57000-GG-\$5,000,000.00

Comm. Stringer, seconded by Comm. Woolley, made a motion to approve **FY 2015-2016** Budget Amendment pursuant to the Local Government Code *Section 111.010* for Non-Departmental-Transfers to 57000-GG-\$5,000,000.00 to provide funding for the cost of Phase 2 of the Jail construction project; for funding purposes, the remaining fund balance of the Mineral Reserve Fund will be included in this funding process.

All voted aye; motion carried.

3. CONSIDERATION OF ENGAGEMENT LETTER WITH KENNEMER, MASTERS & LUNDSFORD FOR COUNTY AUDIT OF FY2016-AUDITOR'S OFFICE

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [Engagement Letter with Kennemer, Masters & Lundsford](#) for County Audit of FY2016-Auditor's Office and to give the County Judge the authorization to sign.

All voted aye; motion carried.

4. CONSIDERATION OF DELEGATION OF AUTHORITY FOR THE STORMWATER POLLUTION PREVENTION PLAN (SWPPP) FOR THE JOHNSON COUNTY JAIL EXPANSION AND RENOVATION PHASE I

Comm. Woolley, seconded by Comm. Stringer, made a motion to approve the [Delegation of Authority for the Stormwater Pollution Prevention Plan](#) (SWPPP) for the Johnson County Jail Expansion and Renovation Phase I and to give the County Judge the authorization to sign.

All voted aye; motion carried.

5. CONSIDERATION OF LAW ENFORCEMENT AGENCY (LEA) APPLICATION FOR PARTICIPATION AND STATE PLAN OF OPERATIONS BETWEEN THE STATE OF TEXAS AND THE JOHNSON COUNTY CONSTABLE'S OFFICE FOR THE 1033 PROGRAM-CONSTABLE, PRECINCT #4

Pass.

6. CONSIDERATION OF RENEWAL OF CONTRACT WITH WEST PUBLISHING CORP. FOR PROFLEX FOR WESTLAW PRO, SOFTWARE AND PRACTICE SOLUTIONS SUBSCRIBERS AND WEST/CLEAR PROFLEX ATTACHMENT FOR WESTLAW ONLINE LEGAL RESEARCH SERVICES-COUNTY ATTORNEY'S OFFICE

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [renewal of contract with West Publishing Corp.](#) for Proflex for Westlaw PRO, Software and Practice Solutions Subscribers and West/CLEAR PROFLEX Attachment for Westlaw Online Legal Research Services-County Attorney's Office and to give the County Judge the authorization to sign.

All voted aye; motion carried.

7. CONSIDERATION OF LETTER AND EXHIBIT "A" TO GRAVES, HUMPHRIES, STAHL, LTD. TO EXTEND CONTRACT FOR COLLECTION OF DELINQUENT FINES AND FEES FOR THE JUSTICE OF THE PEACE COURTS-IT DEPARTMENT

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [Letter and Exhibit "A" to Graves, Humphries, Stahl, Ltd.](#) to extend Contract for Collection of Delinquent Fines and Fees for the Justice of the Peace Courts-IT Department.

All voted aye; motion carried.

5. CONSIDERATION OF LAW ENFORCEMENT AGENCY (LEA) APPLICATION FOR PARTICIPATION AND STATE PLAN OF OPERATIONS BETWEEN THE STATE OF TEXAS AND THE JOHNSON COUNTY CONSTABLE'S OFFICE FOR THE 1033 PROGRAM-CONSTABLE, PRECINCT #4

Comm. Woolley, seconded by Comm. Bailey, made a motion to approve the Law Enforcement Agency (LEA) Application for Participation and State Plan of Operations between the State of Texas and the [Johnson County Constable's Office for the 1033 Program-Constable, Precinct #4](#) and to give the County Judge and Constable, Precinct #4 the authorization to sign.

All voted aye; motion carried.

8. CONSIDERATION OF INTERLOCAL COOPERATION AGREEMENT BETWEEN JOHNSON COUNTY AND THE CITY OF GODLEY FOR COLLECTION AND DISBURSEMENT OF AN OPTIONAL CHILD SAFETY FEE PERMITTED BY THE TEXAS TRANSPORTATION CODE

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [Interlocal Cooperation Agreement](#) between Johnson County and the City of Godley for Collection and Disbursement of an Optional Child Safety Fee permitted by the Texas Transportation Code and to give the County Judge the authorization to sign.

All voted aye; motion carried.

9. CONSIDERATION OF EASEMENT AND RIGHT OF WAY AGREEMENT, EXHIBIT "A", AND EXHIBIT "B" WITH ONCOR ELECTRIC DELIVERY COMPANY, LLC FOR THE JAIL-PURCHASING DEPARTMENT

Comm. Stringer, seconded by Comm. Howell, made a motion to approve the [Easement and Right of Way Agreement](#), Exhibit "A", and Exhibit "B" with Oncor Electric Delivery Company, LLC for the Jail-Purchasing Department and to give the County Judge the authorization to sign.

All voted aye; motion carried.

10. CONSIDERATION OF TEMPORARILY ASSIGNING ONE (1) MOTOROLA XTS1500 PORTABLE RADIO SERIAL NUMBER 687CMZ0870 INCLUDING CHARGER AND REMOTE MICROPHONE TO THE NEW TEXAS GAME WARDEN ASSIGNED TO JOHNSON COUNTY-SHERIFF'S OFFICE

Comm. Stringer, seconded by Comm. Howell, made a motion to approve of [temporarily assigning one \(1\) Motorola XTS1500 portable radio](#) serial number 687CMZ0870 including charger and remote microphone to the new Texas Game Warden assigned to Johnson County-Sheriff's Office.

All voted aye; motion carried.

11. CONSIDERATION OF REQUEST TO USE COUNTY OWNED BUILDING LOCATED AT 121 W. CHAMBERS IN CLEBURNE FOR ACTIVE SHOOTER TRAINING CONDUCTED BY IN HOUSE CERTIFIED ALERT INSTRUCTORS FOR THE FOLLOWING DATES: JULY 26th -29th, AUGUST 1st -5th, AUGUST 8th -12th AND AUGUST 15th -19th DURING THE HOURS OF 7:00 AM THROUGH 7:00 PM-SHERIFF'S OFFICE

Comm. Stringer, seconded by Comm. Woolley, made a motion to approve the [request to use County owned building located at 121 W. Chambers](#) in Cleburne for Active Shooter Training conducted by in house Certified ALERT Instructors for the following dates: August 1st -5th, August 8th -12th and August 15th -19th during the hours of 7:00 AM through 7:00 PM-Sheriff's Office, with an addition to the dates to include August 22nd -26th.

All voted aye, motion carried.

The Commissioners Court recessed at 10:18 A.M. and reconvened at 10:40 A.M. to consider the following:

12. CONSIDERATION OF COMPOSITION, DRAWING AND APPOINTMENT OF A SALARY GRIEVANCE COMMITTEE PURSUANT TO THE LOCAL GOVERNMENT CODE, CHAPTER 152-COUNTY JUDGE'S OFFICE

Comm. Stringer, seconded by Comm. Bailey, made a motion to approve the composition, drawing and appointment of a Salary Grievance Committee pursuant to the Local Government Code, Chapter 152-County Judge's Office and will consist of the County Sheriff, Tax Assessor-Collector, Treasurer, County Clerk, District Clerk, County Attorney, and three (3) public members.

All voted aye; motion carried.

Comm. Woolley, seconded by Comm. Howell, made a motion to approve six public members for the Salary Grievance Committee drawn by County Judge Roger Harmon, which are as follows: Dawn Bennett, Grandview, Texas; Jorge Navarette, Cleburne, Texas; Blaine Williams, Burleson, Texas as the 3 public members and Ronnie Galbreath, Joshua, Texas; John Hopps, Keene, Texas; and Dan Boutwell, Burleson, Texas as the 3 alternate, public members.

All voted aye; motion carried.

13. CONSIDERATION OF TXCDBG CONTRACT AMENDMENT/MODIFICATION REQUEST FORM A1101, PERFORMANCE STATEMENT MODIFICATION NO. 2 EXHIBIT A PERFORMANCE STATEMENT CONTRACT NO. 7214241-COUNTY JUDGE'S OFFICE

Comm. Howell, seconded by Comm. Woolley, made a motion to approve the [TxCDBG Contract Amendment/Modification](#) Request Form A1101, Performance Statement Modification No. 2 Exhibit A Performance Statement Contract No. 7214241-County Judge's Office and to give the County Judge the authorization to sign.

All voted aye; motion carried.

14. CONSIDERATION OF FISCAL YEAR 2017 LOW INCOME VEHICLE REPAIR ASSISTANCE, RETROFIT, AND ACCELERATED VEHICLE RETIREMENT PROGRAM (LIRAP) COUNTY FUNDING FROM THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY (TCEQ)-COUNTY JUDGE'S OFFICE

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [Fiscal Year 2017 Low Income Vehicle Repair Assistance](#), Retrofit, and Accelerated Vehicle Retirement Program (LIRAP) County Funding from the Texas Commission on Environmental Quality (TCEQ)-County Judge's Office and to give the County Judge the authorization to sign.

All voted aye; motion carried.

15. CONSIDERATION OF TEXAS DEPARTMENT OF MOTOR VEHICLES FOR IMPOSITION OF OPTIONAL FEES CALENDAR YEAR 2017, PURSUANT TO CHAPTER 502 OF THE TRANSPORTATION CODE-COUNTY JUDGE'S OFFICE

Comm. Bailey, seconded by Comm. Woolley, made a motion to approve the [Texas Department of Motor Vehicles for Imposition of Optional Fees](#) Calendar Year 2017, pursuant to Chapter 502 of the Transportation Code-County Judge's Office.

All voted aye; motion carried.

16. CONSIDERATION OF REAPPOINTMENT OF CAROLYN MYRES AND RAY CRASS TO THE PECAN VALLEY CENTERS BOARD OF TRUSTEES FOR TWO YEAR TERMS-COUNTY JUDGE'S OFFICE

Comm. Woolley, seconded by Comm. Howell, made a motion to approve the [reappointment of Carolyn Myres and Ray Crass](#) to the Pecan Valley Centers Board of Trustees for two year terms-County Judge's Office.

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.

X. WORKSHOP

The Commissioners Court convened into Workshop Session at 11:03 A.M. to discuss the Payroll and Human Resource Software from Kronos, Incorporated.

The Commissioners Court recessed at 12:16 P.M. and reconvened at 1:32 P.M.

The Commissioners Court reconvened into Open Session at 1:32 P.M.

BE IT KNOWN that Commissioners Court met in Executive Session at 1:33 P.M. in accordance with Government Code: a. *Sec. 551.074*-Personnel (1) Denise Nix-Position #F09-001-Chief Court Clerk/Court Administrator - Justice of the Peace, Precinct #2 and (2) Dwayne Morton-Position #A50-004-Supervisor - Precinct #4.

The Commissioners Court reconvened into Open Session at 2:00 P.M.

XI. EXECUTIVE SESSION

1. Government Code:

a. *Sec. 551.074*-Personnel

- (1) Denise Nix-Position #F09-001-Chief Court Clerk/Court Administrator - Justice of the Peace, Precinct #2

Comm. Howell, seconded by Comm. Stringer, made a motion to approve to pay \$206.67 of comp time to Denise Nix and will be paid out of the Personnel line item or another line item if enough funds are not available.

All voted aye; motion carried.

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

Comm. Woolley, seconded by Comm. Bailey, made a motion to approve to pay \$53.51 of comp time to Dwayne Morton out of the Personnel line item for Precinct #4.

All voted aye; motion carried.

X. WORKSHOP

The Commissioners Court convened into Workshop Session at 2:02 P.M. to discuss the Budget.

The Commissioners Court reconvened into Open Session at 2:02 P.M.

VIII. PRECEDING BUSINESS

6. CONSIDERATION OF RFP #2016-604 – PAYROLL AND HUMAN RESOURCE SOFTWARE-PURCHASING DEPARTMENT

Comm. Stringer, seconded by Comm. Bailey, made a motion to approve the [award of RFP #2016-604 – Payroll and Human Resource Software](#)-Purchasing Department to Kronos Incorporated.

All voted aye; motion carried.

X. WORKSHOP

The Commissioners Court convened into Workshop Session at 2:11 P.M. to discuss the Budget.

The Commissioners Court recessed at 2:40 P.M. and reconvened at 2:46 P.M.

The Commissioners Court recessed at 4:57 P.M. and reconvened on July 26, 2016 at 9:05 A.M. to discuss the Budget.

The Commissioners Court recessed at 10:47 A.M. and reconvened at 11:11 A.M.

The Commissioners Court recessed at 11:39 A.M. and reconvened at 1:30 P.M.

The Commissioners Court recessed at 3:35 P.M. and reconvened at 3:52 P.M.

There being no further business before the Court concerning this agenda, Commissioners Court adjourned at 4:56 P.M.

[Submitted by:](#) _____
County Clerk
Becky Ivey

Approved by: _____
County Judge
Roger Harmon