

STATE OF TEXAS

[March 27, 2017](#)

COUNTY OF JOHNSON

COMMISSIONERS COURT

BE IT KNOWN that on the 27<sup>th</sup> day of March, 2017, 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 Auditor, Kirk Kirkpatrick, and the Pledge of Allegiance, the following items, having been lawfully posted and filed for record in the Office of the County Clerk on March 23, 2017 at 1:10 P.M., were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

1. PRESENTATION OF PROCLAMATION FOR CHILD ABUSE PREVENTION MONTH

Commissioners Court proclaimed April 2017 as [Child Abuse Prevention Month](#).

2. PRESENTATION OF PROCLAMATION FOR ANTIQUE ALLEY

Commissioners Court proclaimed April 21-23, 2017 as [Antique Alley Weekend](#) in Johnson County, Texas.

V. [PUBLIC PARTICIPATION](#)

James Jessie with Educational Opportunity Center, a non-profit organization in Johnson County, spoke about trying to alleviate rural poverty in Johnson County through education access. Next to speak was Christine Boyd, the new Executive Director for Meals on Wheels. She

said their organization is celebrating 40 years of service this year. She told the Court she appreciated the help from some of the local officials who volunteered to deliver meals last week.

VI. PRECEDING BUSINESS

1. CONSIDERATION OF MINUTES OF THE COMMISSIONERS COURT:

- a. February 13, 2017 – Regular Session
- b. February 27, 2017 – Regular Session

Comm. Stringer, seconded by Comm. Howell, made a motion to approve the Commissioners Court Minutes for February 13, 2017 and February 27, 2017.

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 #2017-08**- “APPROVING THE JOHNSON COUNTY TREASURER’S REPORT TO THE COMMISSIONERS COURT”

Comm. Bailey, seconded by Comm. Howell, made a motion to approve [Order #2017-08](#)- “Approving the [Johnson County Treasurer’s Report](#) to the Commissioners Court”.

All voted aye; motion carried.

5. CONSIDERATION OF **RFB #2017-702** - MAINTENANCE AND REPAIR OF OFFICE EQUIPMENT-PURCHASING DEPARTMENT

Comm. Howell, seconded by Comm. Stringer, made a motion to [approve RFB #2017-702](#) - Maintenance and Repair of Office Equipment-Purchasing Department.

All voted aye; motion carried.

6. CONSIDERATION OF RENEWAL OF **RFP #2013-309** – NUISANCE ABATEMENT WITH LAWN WORKS-PURCHASING DEPARTMENT

Comm. Stringer, seconded by Comm. Woolley, made a motion to approve the [renewal of RFP #2013-309](#) – Nuisance Abatement with Lawn Works-Purchasing Department at the same pricing.

All voted aye; motion carried.

7. CONSIDERATION OF FINAL PLAT OF LOT 1, BLOCK 1, **BIVENS ADDITION**, LOCATED IN PRECINCT #4-PUBLIC WORKS DEPARTMENT

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

All voted aye; motion carried.

VII. UNFINISHED BUSINESS

1. 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 2016-2017** BUDGET AMENDMENT PURSUANT TO THE LOCAL GOVERNMENT CODE [\*SECTION 111.010\*](#) for:

- a. 413<sup>th</sup> District Court-County & District Courts Technology-\$22,892.00
- b. County Court at Law No. 1-Guardianship Fee Fund-\$10,000.00
- c. County Court at Law No. 2-Guardianship Fee Fund-\$10,000.00
- d. Sheriff Admin/Patrol-General Fund-\$39,697.00, and Equipment Purchase-\$12,441.00 – Total \$52,138.00

Comm. Bailey, seconded by Comm. Woolley, made a motion to approve **FY 2016-2017** Budget Amendment pursuant to the Local Government Code *Section 111.010* for 413<sup>th</sup> District Court-County & District Courts Technology-\$22,892.00 for the purchase of Projectors and Mounts for the Courts at the Guinn; County Court at Law No. 1-Guardianship Fee Fund-\$10,000.00 to set up budget for Guardianship Fee Fund; County Court at Law No. 2-Guardianship Fee Fund-\$10,000.00 to set up budget for Guardianship Fee Fund; and Sheriff Admin/Patrol-General Fund-\$39,697.00, and Equipment Purchase-\$12,441.00 – Total \$52,138.00 for 0100 - Holsters, mag pouches and weapon lights for additional and new weapons for Full Time and Reserve Deputies approved in CC 3-13-17 and 0750 - 29 additional weapons for Full Time and Reserve Deputies approved in CC 3-13-17.

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

All voted aye; motion carried.

4. CONSIDERATION OF USE OF TECH FUND MONEY TO PURCHASE VIDEO CONFERENCE EQUIPMENT FOR JAIL MAGISTRATIONS-JUSTICE OF THE PEACE, PRECINCT #1

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the use of Tech Fund money to [purchase video conference equipment for jail magistrations-](#) Justice of the Peace, Precinct #1, based on the needs determined by Judge McBroom, Justice of the Peace, Precinct #1 and Dan Milam, IT Director.

All voted aye; motion carried.

6. CONSIDERATION OF RELOCATION OF CONSTABLE, PRECINCT #4 OFFICE TO THE COURTHOUSE BASEMENT ROOM B28-PRECINCT #4

Comm. Woolley, seconded by Comm. Bailey, made a motion to approve the [relocation of Constable, Precinct #4 Office](#) to the Courthouse basement room B28-Precinct #4.

All voted aye; motion carried.

7. CONSIDERATION OF THE JOHNSON COUNTY INVESTMENT POLICY AND EXHIBIT "A" AUTHORIZED BROKERS-TREASURER'S OFFICE

Comm. Stringer, seconded by Comm. Howell, made a motion to approve the [Johnson County Investment Policy and Exhibit "A"](#) Authorized Brokers-Treasurer's Office.

All voted aye; motion carried.

8. CONSIDERATION OF AGREEMENT TERMINATION LETTER FROM CAREFLITE

Comm. Woolley, seconded by Comm. Bailey, made a motion to approve the [Agreement Termination Letter from CareFlite](#) effective September 30, 2017.

All voted aye; motion carried.

1. CONSIDERATION TO ADVERTISE FOR BIDS/PROPOSALS

Comm. Bailey, seconded by Comm. Woolley, made a motion to approve to go out for proposals with RFP #2017-701 Paramedic and Ambulance Service.

All voted aye; motion carried.

The Commissioners Court recessed at 11:29 A.M. and reconvened at 11:42 A.M. to consider the following:

5. CONSIDERATION OF USE OF TECH FUND MONEY TO PURCHASE STALKER LIDAR FOR THE USE OF HIGHWAY PATROL TO WORK TRAFFIC ON I-35W-JUSTICE OF THE PEACE, PRECINCT #4

Comm. Woolley, seconded by Comm. Howell, made a motion to approve the use of [Tech Fund money to purchase Stalker Lidar](#) for the use of Highway Patrol to work traffic on I-35W-Justice of the Peace, Precinct #4 in the amount of \$2,312.50.

All voted aye; motion carried.

9. CONSIDERATION OF **ORDER #2017-09** – “ORDER AUTHORIZING SAN JACINTO DAY FIREWORKS SALES”

Comm. Woolley, seconded by Comm. Stringer, made a motion to deny **Order #2017-09** – “Order Authorizing San Jacinto Day Fireworks Sales”.

All voted aye; motion carried.

The Commissioners Court recessed at 12:06 P.M. and reconvened at 1:34 P.M. to consider the following:

10. CONSIDERATION OF MODIFICATION #1 OF INTERGOVERNMENTAL AGREEMENT NO. 77-15-0078 WITH THE U.S. DEPARTMENT OF JUSTICE UNITED STATES MARSHALS SERVICE-SHERIFF’S OFFICE

Comm. Woolley, seconded by Comm. Bailey, made a motion to approve Modification #1 of [Intergovernmental Agreement No. 77-15-0078](#) with the U.S. Department of Justice United States Marshals Service-Sheriff's Office and to give the County Judge the authorization to sign.

All voted aye; motion carried.

11. CONSIDERATION OF MASTER RENTAL AGREEMENT AND JOHNSON COUNTY CONTRACT TERMS ADDENDUM TO RENTAL CONTRACT WITH SUNBELT RENTALS, INC. AND SUNBELT'S RENTAL AGREEMENT FOR RENTAL OF EQUIPMENT-PURCHASING DEPARTMENT

Comm. Howell, seconded by Comm. Woolley, made a motion to approve the Master Rental Agreement and Johnson County [Contract Terms Addendum to Rental Contract with Sunbelt Rentals, Inc.](#) and Sunbelt's Rental Agreement for Rental of Equipment-Purchasing Department and to give the County Judge the authorization to sign.

All voted aye; motion carried.

12. CONSIDERATION OF MASTER RENTAL AGREEMENT AND JOHNSON COUNTY CONTRACT TERMS ADDENDUM TO RENTAL CONTRACT WITH STAR TRACTOR, LTD AND STAR TRACTOR'S RENTAL AGREEMENT FOR RENTAL OF EQUIPMENT-PURCHASING DEPARTMENT

Comm. Stringer, seconded by Comm. Howell, made a motion to approve the Master Rental Agreement and Johnson County [Contract Terms Addendum to Rental Contract with Star Tractor, LTD](#) and Star Tractor's Rental Agreement for Rental of Equipment-Purchasing Department and to give the County Judge the authorization to sign.

All voted aye; motion carried.

13. CONSIDERATION OF MASTER RENTAL AGREEMENT AND JOHNSON COUNTY CONTRACT TERMS ADDENDUM TO RENTAL CONTRACT WITH R.B. EVERETT & COMPANY AND R.B. EVERETT & COMPANY'S RENTAL AGREEMENT FOR RENTAL OF EQUIPMENT-PURCHASING DEPARTMENT

Comm. Howell, seconded by Comm. Stringer, made a motion to approve the Master Rental Agreement and Johnson County [Contract Terms Addendum to Rental Contract with R.B. Everett](#) & Company and R.B. Everett & Company's Rental Agreement for Rental of Equipment and to give the County Judge the authorization to sign.

All voted aye; motion carried.

14. CONSIDERATION OF MASTER RENTAL AGREEMENT AND JOHNSON COUNTY CONTRACT TERMS ADDENDUM TO RENTAL CONTRACT WITH BANE MACHINERY FT. WORTH LP AND BANE MACHINERY'S RENTAL CONTRACT AND GENERAL CONDITIONS FOR RENTAL OF EQUIPMENT-PURCHASING DEPARTMENT

Comm. Woolley, seconded by Comm. Stringer, made a motion to approve the Master Rental Agreement and Johnson County [Contract Terms Addendum to Rental Contract with Bane Machinery](#) Ft. Worth LP and Bane Machinery's Rental Contract and General Conditions for Rental of Equipment-Purchasing Department and to give the County Judge the authorization to sign.

All voted aye; motion carried.

15. CONSIDERATION OF REMOVAL OF A WALK-IN FREEZER AND A WALK-IN REFRIGERATOR AS CAPITAL ASSETS FROM INVENTORY THAT WERE DESTROYED BY MISTAKE DURING THE RENOVATION PROCESS AT THE JAIL-PURCHASING DEPARTMENT

Comm. Woolley, seconded by Comm. Stringer, made a motion to approve the [removal of a walk-in freezer and a walk-in refrigerator](#) as capital assets from inventory that were destroyed by mistake during the renovation process at the Jail-Purchasing Department.

All voted aye; motion carried.

16. CONSIDERATION OF REMOVING TWO (2) ELECTRIC SAWS LISTED ON ATTACHMENT "A", PAGE 2 AS SURPLUS AND TRANSFERRING THEM TO THE JOHNSON COUNTY SHERIFF'S OFFICE FOR USE WITH THE CREEK CREW-PURCHASING DEPARTMENT



Comm. Stringer, seconded by Comm. Howell, made a motion to approve [removing two \(2\) electric saws listed on Attachment "A"](#), page 2 as surplus and transferring them to the Johnson County Sheriff's Office for use with the Creek Crew-Purchasing Department.

All voted aye; motion carried.

17. CONSIDERATION TO DECLARE MISCELLANEOUS ITEMS AS SURPLUS PURSUANT TO LOCAL GOVERNMENT CODE SECTION 263.152 (a)(1) AND PLACE ON RENE BATES AUCTION FOR SALE-PURCHASING DEPARTMENT

Comm. Woolley, seconded by Comm. Bailey, made a motion to approve to [declare miscellaneous items as surplus](#) pursuant to Local Government Code Section 263.152 (a)(1) and place on Rene Bates Auction for sale-Purchasing Department.

All voted aye; motion carried.

18. CONSIDERATION OF PARTICIPATION IN THE 2020 CENSUS LOCAL UPDATE OF CENSUS ADDRESSES OPERATION VOLUNTARY PROGRAM-COUNTY JUDGE'S OFFICE

Comm. Stringer, seconded by Comm. Howell, made a motion to [approve the participation in the 2020 Census Local Update of Census Addresses](#) Operation Voluntary Program-County Judge's Office and will be assigned to the IT Department and 911 Addressing.

All voted aye; motion carried.

19. CONSIDERATION OF APPOINTMENT OF MICHAEL SMITH OF CLEBURNE, TEXAS TO THE JOHNSON COUNTY HISTORICAL COMMISSION

Comm. Woolley, seconded by Comm. Bailey, made a motion to approve the appointment of Michael Smith of Cleburne, Texas to the Johnson County Historical Commission.

All voted aye; motion carried.

20. CONSIDERATION OF OFFICIAL BOND AND OATH FOR KEVIN G. JONES, DEPUTY CONSTABLE, PRECINCT #4

Comm. Woolley, seconded by Comm. Stringer, made a motion to approve the [Official Bond and Oath for Kevin G. Jones](#), Deputy Constable, Precinct #4.

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 1:50 P.M. to discuss a Location to House Equipment for the Adult Probation Department.

**BE IT KNOWN** that Commissioners Court met in Executive Session at 2:17 P.M. in accordance with Government Code: a. *Sec. 551.072-Deliberations About Real Property*: (1) 116 South Mill Street, Cleburne Texas; (2) 3400 FM 1434, Cleburne, Texas.

The Commissioners Court reconvened into Open Session at 2:38 P.M.

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. Howell, made a motion to approve to authorize the County Judge to initial two changes to the amendment for the contract regarding 116 South Mill Street, Cleburne, Texas, which are: 1) extending the feasibility period until 11:59 P.M. on April 14, 2017 and 2) initial the effective date to today's date, March 27, 2017.

All voted aye; motion carried.

(2) 3400 FM 1434, Cleburne, Texas

No Action.

There being no further business before the Court concerning this agenda, Commissioners Court adjourned at 2:40 P.M.

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

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