

STATE OF TEXAS

[April 24, 2017](#)

COUNTY OF JOHNSON

COMMISSIONERS COURT

BE IT KNOWN that on the 24th day of April, 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 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 April 20, 2017 at 1:00 P.M., were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

1. PRESENTATION OF RETIREMENT PLAQUE TO ROSITA L. KNOX OF THE ADULT PROBATION DEPARTMENT

Bob Barnes, Adult Probation Department Director, presented a retirement plaque to Rosita L. Knox of the Adult Probation Department for her dedicated years of service to Johnson County.

2. PRESENTATION FOR RECOGNITION OF “NATIONAL VOLUNTEER WEEK”

A presentation regarding “[National Volunteer Week](#)” was given to Commissioners Court by Kristen Clark, County Extension Agent, 4-H by presenting a check representative of the value from 563 volunteers and their volunteer hours in the amount of \$449,006.48.

3. PRESENTATION OF THE COMPREHENSIVE ANNUAL FINANCIAL REPORT FOR FISCAL YEAR ENDING SEPTEMBER 30, 2016-AUDITOR’S OFFICE

Original, bound report is in the County Clerk Office

Kevin Cadenhead with Kennemer, Masters & Lunsford, presented the Comprehensive [Annual Financial Report](#) for Fiscal Year Ending September 30, 2016 to the Commissioners Court.

V. PUBLIC PARTICIPATION

None.

VI. PRECEDING BUSINESS

1. CONSIDERATION OF MINUTES OF THE COMMISSIONERS COURT:

- a. March 13, 2017 – Regular Session
- b. March 27, 2017 – Regular Session
- c. April 3, 2017 – Special Session

Comm. Stringer, seconded by Comm. Woolley, made a motion to approve the Commissioners Court Minutes for March 13, 2017, March 27, 2017 and April 3, 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 #2017-10** - “APPROVING THE JOHNSON COUNTY TREASURER’S REPORT TO THE COMMISSIONERS COURT”

Comm. Howell, seconded by Comm. Stringer, made a motion to approve [Order #2017-10](#) - “Approving the Johnson County [Treasurer’s Report](#) to the Commissioners Court”.

All voted aye; motion carried.

5. CONSIDERATION OF VARIANCE FOR LOT 27, BLOCK M, PHASE 5, THE HOMESTEADS (3008 SARA LANE, ALVARADO, TEXAS) FOR A 2ND MOBILE HOME TO BE PLACED ON A 1.94 ACRE LOT, LOCATED IN PRECINCT #3-PUBLIC WORKS DEPARTMENT

Comm. Stringer, seconded by Comm. Howell, made a motion to approve a [variance for Lot 27, Block M, Phase 5](#), The Homesteads (3008 Sara Lane, Alvarado, Texas) for a 2nd mobile home to be placed on a 1.94 acre lot, located in Precinct #3-Public Works Department.

All voted aye; motion carried.

7. CONSIDERATION OF FINAL PLAT OF LOT 1, BLOCK 1, LOYA'S LAND, LOCATED IN PRECINCT #4-PUBLIC WORKS DEPARTMENT

Comm. Woolley, seconded by Comm. Stringer, made a motion to approve the [final plat of Lot 1, Block 1, Loya's Land](#), located in Precinct #4-Public Works Department.

All voted aye; motion carried.

6. CONSIDERATION OF VARIANCE FOR LOT 27, BLOCK M, PHASE 5, THE HOMESTEADS (3008 SARA LANE, ALVARADO, TEXAS) FOR A 2ND SEPTIC SYSTEM TO BE PLACED ON A 1.94 ACRE LOT, LOCATED IN PRECINCT #3-PUBLIC WORKS DEPARTMENT

Comm. Stringer, seconded by Comm. Howell, made a motion to approve a [variance for Lot 27, Block M, Phase 5](#), The Homesteads (3008 Sara Lane, Alvarado, Texas) for a 2nd septic system to be placed on a 1.94 acre lot, located in Precinct #3-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

- a. Change Order Number 003, for Final Reconciliation of Total Cost of Work and Time Extensions Due to Weather Delays and Jail Commission, in the Amount of \$18,199,281.00

Comm. Stringer, seconded by Comm. Howell, made a motion to approve [Change Order Number 003](#), for Final Reconciliation of Total Cost of Work and Time Extensions Due to Weather Delays and Jail Commission, in the amount of \$18,199,281.00 and to give the County Judge the authorization to sign.

All voted aye; motion carried.

VIII. NEW BUSINESS

1. CONSIDERATION TO ADVERTISE FOR BIDS/PROPOSALS

Discussion. No Action.

4. CONSIDERATION OF TRANSFER OF \$91,000.00 FROM THE GENERAL FUND TO JAIL PROJECT PHASE 2 TO MEET COMPLIANCE REQUIREMENT OF BOND ISSUE-AUDITOR'S OFFICE

Comm. Howell, seconded by Comm. Woolley, made a motion to approve the transfer of \$91,000.00 from the General Fund to Jail Project Phase 2 to meet compliance requirement of bond issue-Auditor's Office.

All voted aye; motion carried.

2. CONSIDERATION OF ALL MATTERS INCIDENT AND RELATED TO THE ISSUANCE AND SALE OF THE JOHNSON COUNTY, TEXAS GENERAL OBLIGATION REFUNDING BOND, SERIES 2017, INCLUDING THE ADOPTION OF AN ORDER AUTHORIZING THE ISSUANCE OF SUCH BOND, OBLIGATING THE LEVY OF AD VALOREM TAXES TO PAY THE BOND, CALLING OUTSTANDING BONDS FOR REDEMPTION PRIOR TO MATURITY, APPROVING A PAYING AGENT/REGISTRAR AGREEMENT, OLD PAYING AGENT DEPOSIT AGREEMENT AND AN ENGAGEMENT LETTER OF BOND COUNSEL

Comm. Woolley, seconded by Comm. Howell, made a motion to approve all matters incident and related to the [Issuance and Sale of the Johnson County](#), Texas General Obligation Refunding Bond, Series 2017, including the adoption of an Order Authorizing the Issuance of Such Bond, Obligating the Levy of Ad Valorem Taxes to Pay the Bond, Calling Outstanding Bonds for Redemption Prior to Maturity, Approving a Paying Agent/Registrar Agreement, Old Paying Agent Deposit Agreement and an Engagement Letter of Bond Counsel and to give the County Judge the authorization to sign all related documents.

All voted aye; motion carried.

The Commissioners Court recessed at 9:53 A.M. and reconvened at 10:19 A.M. to consider the following:

3. CONSIDERATION OF DEBT PAYMENT, TAX NOTES, SERIES 2013, DUE 05/15/2017, IN THE AMOUNT OF \$26,299.00-AUDITOR'S OFFICE

Comm. Howell, seconded by Comm. Stringer, made a motion to approve the [Debt Payment, Tax Notes, Series 2013](#), due 05/15/2017, in the amount of \$26,299.00-Auditor's Office.

All voted aye; motion carried.

5. CONSIDERATION OF A RESOLUTION OF JOHNSON COUNTY, APPROVING THE SALE OF CERTAIN REAL PROPERTY ACQUIRED AT A DELINQUENT TAX FORECLOSURE SALE, CAUSE NO. T201000023, 111 W. PURDOM AVENUE, ALVARADO, TEXAS, 76009

Comm. Stringer, seconded by Comm. Howell, made a motion to approve the Resolution of Johnson County, Approving the Sale of Certain Real Property Acquired at a [Delinquent Tax Foreclosure Sale, Cause No. T201000023](#), 111 W. Purdom Avenue, Alvarado, Texas, 76009, with a bid of \$3,900.00.

All voted aye; motion carried.

6. CONSIDERATION OF A RESOLUTION OF JOHNSON COUNTY, APPROVING THE SALE OF CERTAIN REAL PROPERTY ACQUIRED AT A DELINQUENT TAX FORECLOSURE SALE, CAUSE NO. T201100046, 102 S. HUGHES STREET, RIO VISTA, TEXAS, 76093

Comm. Bailey, seconded by Comm. Woolley, made a motion to approve the Resolution of Johnson County, Approving the Sale of Certain Real Property Acquired at a [Delinquent Tax Foreclosure Sale, Cause No. T201100046](#), 102 S. Hughes Street, Rio Vista, Texas, 76093, with a bid of \$5,000.00.

All voted aye; motion carried.

7. CONSIDERATION OF TCEQ LOCAL EMERGENCY PLANNING COMMITTEE GRANT-EMERGENCY MANAGEMENT DEPARTMENT

Comm. Bailey, seconded by Comm. Woolley, made a motion to approve the [TCEQ Local Emergency Planning Committee Grant](#)-Emergency Management Department and to give the County Judge the authorization to sign.

All voted aye; motion carried.

8. CONSIDERATION OF HEWLETT OFFICE SYSTEMS MAINTENANCE AGREEMENT AND SCHEDULE A FOR MAINTENANCE OF A CANON IMAGERUNNER ADVANCE 8105 MULTIFUNCTION COPY MACHINE-DISTRICT CLERK'S OFFICE

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the Hewlett Office Systems Maintenance Agreement and Schedule A for Maintenance of a [Canon imageRunner Advance 8105 Multifunction Copy Machine](#)-District Clerk's Office, provided the District Clerk has enough funds to pay for this and to give the County Judge the authorization to sign.

All voted aye; motion carried.

9. CONSIDERATION OF QUARTERLY REQUEST FOR COUNTY REIMBURSEMENT OF JURY PAYMENTS-DISTRICT CLERK'S OFFICE

Comm. Howell, seconded by Comm. Stringer, made a motion to approve the [Quarterly Request for County Reimbursement of Jury Payments](#)-District Clerk's Office and to give the County Judge the authorization to sign.

All voted aye; motion carried.

10. CONSIDERATION TO REQUEST UNCLAIMED PROPERTY CAPITAL CREDITS FROM THE TEXAS COMPTROLLER OF PUBLIC ACCOUNTS-COUNTY JUDGE'S OFFICE

Comm. Stringer, seconded by Comm. Howell, made a motion to approve to request [Unclaimed Property Capital Credits](#) from the Texas Comptroller of Public Accounts-County Judge's Office and to give the County Judge the authorization to sign.

All voted aye; motion carried.

11. CONSIDERATION OF APPOINTMENTS TO THE CLEBURNE TIF #2 BOARD FOR TWO YEAR TERMS:

a. Reappointment of Roger Harmon, County Judge

Comm. Bailey, seconded by Comm. Howell, made a motion to approve to [reappoint Roger Harmon, County Judge](#) to the Cleburne TIF #2 Board for a two year term.

All voted aye; motion carried.

b. Reappointment of Larry Woolley, Commissioner, Precinct #4

Comm. Stringer, seconded by Comm. Bailey, made a motion to approve to [reappoint Larry Woolley, Commissioner, Precinct #4](#) to the Cleburne TIF #2 Board for a two year term.

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

Motion carried.

12. CONSIDERATION OF OFFICIAL BOND AND OATH AND RIDER FOR BRIAN PETERSON, RESERVE DEPUTY CONSTABLE, PRECINCT #4

Comm. Woolley, seconded by Comm. Stringer, made a motion to approve the Official Bond and Oath and Rider for Brian Peterson, Reserve Deputy Constable, Precinct #4.

No vote taken.

Comm. Woolley, seconded by Comm. Howell, made a motion to table this item.

All voted aye; motion carried.

IX. 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 11:00 A.M. (the County Judge stated the time as 11:03 A.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 11:11 A.M.

X. EXECUTIVE SESSION

1. Government Code:

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

(1) 116 South Mill Street, Cleburne, Texas

No Action.

(2) 3400 FM 1434, Cleburne, Texas

No Action.

There being no further business before the Court concerning this agenda, Commissioners Court adjourned at 11:13 A.M.

Submitted by: _____
County Clerk
Becky Ivey

Approved by: _____
County Judge
Roger Harmon