

STATE OF TEXAS

June 12, 2017

COUNTY OF JOHNSON

COMMISSIONERS COURT

BE IT KNOWN that on the 12<sup>th</sup> day of June, 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 the Honorable Bill Moore, and the Pledge of Allegiance, the following items, having been lawfully posted and filed for record in the Office of the County Clerk on June 8, 2017 at 1:00 P.M., were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

V. PUBLIC PARTICIPATION

None.

VI. PRECEDING BUSINESS

1. CONSIDERATION OF MINUTES OF THE COMMISSIONERS COURT:

- a. April 24, 2017 – Regular Session
- b. May 8, 2017 – Regular Session

Comm. Stringer, seconded by Comm. Woolley, made a motion to approve the Commissioners Court Minutes for April 24, 2017 and May 8, 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 RENEWAL OF **RFQ #2015-514** – COMMERCIAL REAL ESTATE BROKERAGE SERVICES, FIRMS RANKED AS FOLLOWS: (1) AGENTS REALTY OF TEXAS, (2) PRIME TIME GROUP, INC., AND (3) TRANSWESTERN-PURCHASING DEPARTMENT

Comm. Bailey, seconded by Comm. Woolley, made a motion to approve the renewal of [RFQ #2015-514](#) – Commercial Real Estate Brokerage Services, firms ranked as follows: (1) Agents Realty of Texas, (2) Prime Time Group, Inc., and (3) Transwestern-Purchasing Department.

All voted aye; motion carried.

5. CONSIDERATION OF RENEWAL OF **RFQ #2016-603** – LAND SURVEYOR FOR JOHNSON COUNTY WITH TRANS TEXAS SURVEYING AND MAPPING, LLC.-PURCHASING DEPARTMENT

Comm. Woolley, seconded by Comm. Howell, made a motion to approve the renewal of [RFQ #2016-603](#) – Land Surveyor for Johnson County with Trans Texas Surveying and Mapping, LLC-Purchasing Department.

All voted aye; motion carried.

6. CONSIDERATION OF RENEWAL OF **RFP #2013-312** – PRINTING AND MAILING OF TAX STATEMENTS FOR TAX ASSESSOR COLLECTOR WITH LASER PRINTING AND MAILING SERVICES-PURCHASING DEPARTMENT

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the renewal of [RFP #2013-312](#) – Printing and Mailing of Tax Statements for Tax Assessor Collector with Laser Printing and Mailing Services-Purchasing Department.

All voted aye; motion carried.

7. CONSIDERATION OF VARIANCE FOR ROBINSON’S ACRE, LOT 1, BLOCK 1 (1452 CR 1107A) FOR 117 FEET OF ROAD FRONTAGE, LOCATED IN PRECINCT #1-PUBLIC WORKS DEPARTMENT

Comm. Bailey, seconded by Comm. Howell, made a motion to approve [a variance for Robinson’s Acre](#), Lot 1, Block 1 (1452 CR 1107A) for 117 feet of road frontage, located in Precinct #1-Public Works Department.

All voted aye; motion carried.

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

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [final plat of Wes Marti Addition](#), Lots 1-3, Block 1, located in Precinct #1-Public Works Department.

All voted aye; motion carried.

9. CONSIDERATION OF FINAL PLAT OF CINDY’S ADDITION, LOTS 1 AND 2, BLOCK 1, LOCATED IN PRECINCT #3-PUBLIC WORKS DEPARTMENT

Comm. Stringer, seconded by Comm. Woolley, made a motion to approve the [final plat of Cindy’s Addition](#), Lots 1 and 2, Block 1, 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

No Action.

#### VIII. NEW BUSINESS

1. CONSIDERATION TO ADVERTISE FOR BIDS/PROPOSALS

Comm. Bailey, seconded by Comm. Woolley, made a motion to approve to go out for RFPs for fencing and overhead doors and for RFQs for engineering, if required, for the property located at 3400 FM 1434, Cleburne, Texas.

All voted aye; motion carried.

2. CONSIDERATION OF BUDGET AMENDMENT PURSUANT TO THE LOCAL GOVERNMENT CODE SECTION 111.010 for:

- a. 413<sup>th</sup> District Court-County & District Courts Technology-Equipment Non-Capital \$9,000.00, Office Supplies \$500.00, and Non-Departmental-\$2,100.00 – Total \$11,600.00
- b. Indigent Health Care-Medical & Dental Care Prisoner-\$350,000.00
- c. Historical Commission-Johnson County Historical Projects-\$2,000.00

Comm. Woolley, seconded by Comm. Stringer, made a motion to approve, with the exception of Item b., the [Budget Amendment](#) pursuant to the Local Government Code Section 111.010 for 413<sup>th</sup> District Court-County & District Courts Technology-Equipment Non-Capital \$9,000.00, Office Supplies \$500.00, and Non-Departmental-\$2,100.00 – Total \$11,600.00 to provide funding for technological needs of courtrooms; and for Historical Commission-Johnson County Historical Projects-\$2,000.00 for handicap style ramp for the rear entry of the Historical Little Old House (Doty House).

All voted aye; motion carried.

3. CONSIDERATION OF A RESOLUTION OF JOHNSON COUNTY,  
APPROVING THE SALE OF CERTAIN REAL PROPERTY ACQUIRED AT A  
DELINQUENT TAX FORECLOSURE SALE, CAUSE NO. T201100206, 4910  
VILLAGE DRIVE, 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. T201100206, 4910 Village Drive](#), Rio Vista, Texas, 76093.

All voted aye; motion carried.

4. CONSIDERATION OF A RESOLUTION OF JOHNSON COUNTY,  
APPROVING THE SALE OF CERTAIN REAL PROPERTY ACQUIRED AT A  
DELINQUENT TAX FORECLOSURE SALE, CAUSE NO. T201100206, 4912  
VILLAGE DRIVE, 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. T201100206, 4912 Village Drive](#), Rio Vista, Texas, 76093.

All voted aye; motion carried.

6. CONSIDERATION OF ANNUAL ROAD REPORTS:

- a. Precinct #1

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [Annual Road Report for Precinct #1](#).

All voted aye; motion carried.

b. Precinct #2

Comm. Howell, seconded by Comm. Bailey, made a motion to approve the [Annual Road Report for Precinct #2](#).

All voted aye; motion carried.

c. Precinct #3

Comm. Stringer, seconded by Comm. Bailey, made a motion to approve the [Annual Road Report for Precinct #3](#).

All voted aye; motion carried.

d. Precinct #4

Comm. Woolley, seconded by Comm. Stringer, made a motion to approve the [Annual Road Report](#).

All voted aye; motion carried.

7. CONSIDERATION OF THE 2017-2018 BUDGET PLANNING CALENDAR-COUNTY ATTORNEY'S OFFICE

Comm. Woolley, seconded by Comm. Howell, made a motion to approve the [2017-2018 Budget Planning Calendar](#)-County Attorney's Office.

All voted aye; motion carried.

8. CONSIDERATION OF PURCHASE OR RENTAL OF TWO (2) 20 FOOT STORAGE CONTAINERS FROM STEELCONTAINERS.NET TO BE PLACED AT ADULT PROBATION (TEMPORARILY) FOR THE PURPOSE OF STORING COMMUNITY SERVICE EQUIPMENT-PUBLIC WORKS DEPARTMENT

Comm. Bailey, seconded by Comm. Woolley, made a motion to approve the purchase of [two \(2\) new 20 foot storage containers from SteelContainers.net](#) to be placed at Adult Probation (temporarily) for the purpose of storing Community Services equipment-Public Works Department.

All voted aye; motion carried.

X. WORKSHOP

The Commissioners Court convened into Workshop Session at 9:50 A.M. to discuss the Subdivision Rules and Regulations-Public Works Department.

The Commissioners Court recessed at 10:22 A.M and reconvened at 10:34 P.M. into Executive Session:

**BE IT KNOWN** that Commissioners Court met in Executive Session at 10:34 A.M. in accordance with Government Code: a. *Sec. 551.087*-Economic Development Negotiations; b. *Sec. 551.072*-Deliberations About Real Property 116 South Mill Street, Cleburne, Texas; c. *Sec. 551.071*-Consultation with Attorney, Pending Litigation - Cause No. DC-C201600236, Richard Fuller v. Johnson County, Texas.

The Commissioners Court Reconvened into Open Session at 11:53 A.M.

VIII. NEW BUSINESS

5. CONSIDERATION OF ORDER #2017-18 – “APPROVING THE APPLICATION FOR FUNDING THROUGH THE TEXAS DEPARTMENT OF AGRICULTURE TEXAS CAPITAL FUND INFRASTRUCTURE GRANT PROGRAM

Comm. Bailey, seconded by Comm. Howell, made a motion to approve [Order #2017-18](#) – “Approving the Application for Funding Through the Texas Department of Agriculture Texas Capital Fund Infrastructure Grant Program.

All voted aye; motion carried.

10. CONSIDERATION OF AUTHORIZING A REVIEW COMMITTEE, CONSISTING OF COUNTY JUDGE ROGER HARMON, JOHNSON COUNTY ECONOMIC DEVELOPMENT DIRECTOR DIANA MILLER, AND JOHNSON COUNTY PURCHASING AGENT RALPH MCBROOM, TO REVIEW SUBMISSIONS BY AREA GRANT SERVICES FIRMS IN RESPONSE TO THE REQUEST FOR PROPOSALS FOR GRANT ADMINISTRATION SERVICES OF TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS THROUGH THE CAPITAL FUND PROGRAM WITH THE STATE OF TEXAS FOR

ECONOMIC DEVELOPMENT IN JOHNSON COUNTY, TEXAS-PURCHASING  
DEPARTMENT

Comm. Howell, seconded by Comm. Stringer, made a motion to approve of [authorizing a Review Committee](#), consisting of County Judge Roger Harmon, Johnson County Economic Development Director Diana Miller, and Johnson County Purchasing Agent Ralph McBroom, to review submissions by area grant services firms in response to the request for proposals for grant administration services of Texas Community Development Block Grant (CDBG) Funds through the Capital Fund Program with the State of Texas for Economic Development in Johnson County, Texas-Purchasing Department.

All voted aye; motion carried.

11. CONSIDERATION TO ADVERTISE AND REQUEST PROPOSALS FOR GRANT ADMINISTRATION SERVICES OF TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS THROUGH THE CAPITAL FUND PROGRAM WITH THE STATE OF TEXAS FOR ECONOMIC DEVELOPMENT IN JOHNSON COUNTY, TEXAS-PURCHASING DEPARTMENT

Comm. Stringer, seconded by Comm. Bailey, made a motion to approve to [advertise and request proposals for grant administration services](#) of Texas Community Development Block Grant (CDBG) Funds through the Capital Fund Program with the State of Texas for Economic Development in Johnson County, Texas-Purchasing Department.

All voted aye; motion carried.

The Commissioners Court recessed at 11:57 A.M. and reconvened at 1:21 P.M. to consider the following:

VIII. NEW BUSINESS

9. CONSIDERATION OF THOMPSON PIPE GROUP TO PLACE AN UNDERGROUND PIPE SYSTEM IN COUNTY RIGHT OF WAY ON COUNTY ROAD 209 FOR A LENGTH OF APPROXIMATELY 1,100 FEET, LOCATED IN PRECINCT #4-PUBLIC WORKS DEPARTMENT



Comm. Woolley, seconded by Comm. Stringer, made a [motion to table](#) this item.

All voted aye; motion tabled.

12. CONSIDERATION OF AGREEMENT FOR PROFESSIONAL ENGINEERING SERVICES ON A DEFINED SCOPE OF SERVICES BASIS FOR THE PARKING LOT EXPANSION AT THE GUINN JUSTICE CENTER IN THE AMOUNT OF \$22,185.00 FOR DESIGN PHASE-PURCHASING DEPARTMENT

Comm. Bailey, seconded by Comm. Woolley, made a motion to approve the Agreement for Professional Engineering Services on a Defined Scope of Services Basis for the [parking lot expansion at the Guinn Justice Center](#) in the amount of \$22,185.00 for design phase-Purchasing Department.

All voted aye; motion carried.

13. 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. Stringer, seconded by Comm. Howell, 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.

14. CONSIDERATION OF MODIFICATION NO. 2 OF INTERGOVERNMENTAL AGREEMENT #77-15-0078 WITH THE U.S. DEPARTMENT OF JUSTICE UNITED STATES MARSHALS SERVICE-SHERIFF'S OFFICE

Comm. Howell, seconded by Comm. Stringer, made a motion to approve Modification No. 2 of Intergovernmental Agreement #77-15-0078 with the U.S. Department of Justice [United States Marshals Service](#) and to give the County Judge authorization to sign-Sheriff's Office.

All voted aye; motion carried.

15. CONSIDERATION OF NEW JCSO SRO POSITION NEEDED FOR A NEW FACILITY AT THE JOSHUA INDEPENDENT SCHOOL DISTRICT, TO BE FUNDED 100% BY THE JOSHUA I.S.D.-SHERIFF'S OFFICE

Comm. Woolley, seconded by Comm. Bailey, made a motion to approve a new [JCSO SRO position](#) needed for a new facility at the Joshua Independent School District, to be funded 100% by the Joshua I.S.D.-Sheriff's Office.

All voted aye; motion carried.

16. CONSIDERATION OF FUNDING TO COVER THE COST OF TWELVE (12) DEPUTIES ASSIGNED TO THE GUINN JUSTICE CENTER TO OBTAIN REQUIRED COURT SECURITY CERTIFICATIONS IN THE TOTAL AMOUNT OF \$4,788.00-SHERIFF'S OFFICE

Comm. Bailey, seconded by Comm. Stringer, made a motion to approve the funding to cover the cost of twelve (12) Deputies assigned to the Guinn Justice Center to obtain required [Court Security Certifications](#) in the total amount of \$4,788.00 to be paid out of the Courthouse Security Fund-Sheriff's Office.

All voted aye; motion carried.

17. CONSIDERATION OF OFFER TO SELL TWO (2) DODGE CHARGER VEHICLES OWNED BY JUVENILE SERVICES DEPARTMENT TO THE JOHNSON COUNTY SHERIFF'S OFFICE IN THE AMOUNT OF \$1,950.00 EACH-COUNTY JUDGE'S OFFICE

Comm. Stringer, seconded by Comm. Howell, made a motion to approve the offer to [sell two \(2\) Dodge Charger vehicles](#) owned by Juvenile Services Department to the Johnson County Sheriff's Office in the amount of \$1,950.00 each-County Judge's Office.

All voted aye; motion carried.

18. CONSIDERATION OF TEXAS COMMISSION ON ENVIRONMENTAL QUALITY (TCEQ) FY 2015 LOCAL INITIATIVE PROJECT (LIP) CONTRACT 582-14-40122 FUNDS LETTER-COUNTY JUDGE'S OFFICE

Comm. Stringer, seconded by Comm. Howell, made a motion to approve the [Texas Commissioner on Environmental Quality \(TCEQ\) FY 2015 Local Initiative Project \(LIP\) Contract 582-14-40122 Funds Letter](#) and to give the County Judge authorization to sign-County Judge's Office.

All voted aye; motion carried.

19. CONSIDERATION OF CONTRACT AMENDMENT TO THE INTERGOVERNMENTAL COOPERATIVE REIMBURSEMENT AGREEMENT BETWEEN THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY (TCEQ) AND JOHNSON COUNTY, AMENDMENT NUMBER 3, LOCAL INITIATIVE PROJECT (LIP), CONTRACT 582-14-40122, TO EXTEND THE EXPIRATION DATE OF THE AGREEMENT FROM AUGUST 31, 2017 TO JUNE 28, 2019-COUNTY JUDGE'S OFFICE

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the Contract Amendment to the Intergovernmental Cooperative Reimbursement Agreement between the Texas Commissioner on Environmental Quality (TCEQ) and Johnson County, [Amendment Number 3, Local Initiative Project \(LIP\), Contract 582-14-40122](#), to extend the expiration date of the agreement from August 31, 2017 to June 28, 2019 and to give the County Judge authorization to sign-County Judge's Office.

All voted aye; motion carried.

20. CONSIDERATION OF CONTRACT AMENDMENT TO THE INTERGOVERNMENTAL COOPERATIVE REIMBURSEMENT AGREEMENT BETWEEN THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY (TCEQ) AND JOHNSON COUNTY, AMENDMENT NUMBER 3, CONTRACT 582-12-20277 TO EXTEND THE EXPIRATION DATE OF THE AGREEMENT FROM AUGUST 31, 2017 TO JUNE 28, 2019-COUNTY JUDGE'S OFFICE

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the Contract Amendment to the Intergovernmental Cooperative Reimbursement Agreement between the Texas Commissioner on Environmental Quality (TCEQ) and Johnson County, [Amendment Number 3, Contract 582-12-20277](#) to extend the expiration date of the agreement from

August 31, 2017 to June 28, 2019 and to give the County Judge authorization to sign-County Judge's Office.

All voted aye; motion carried.

21. CONSIDERATION OF CONTINUATION CERTIFICATE FOR DAN H. TAYLOR, HAMM CREEK PARK SUPERVISOR

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [Continuation Certificate for Dan H. Taylor, Hamm Creek Park Supervisor](#).

All voted aye; motion carried.

22. CONSIDERATION OF CONTINUATION CERTIFICATE FOR STEVE WILLIAMS, DEPUTY CONSTABLE, PRECINCT #3

Comm. Stringer, seconded by Comm. Bailey, made a motion to approve the [Continuation Certificate for Steve Williams, Deputy Constable, and Precinct #3](#).

All voted aye; motion carried.

23. CONSIDERATION OF DISHONESTY BOND FOR K'SEE S. CLARK, HAMM CREEK PARK

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [Dishonesty Bond for K'See S. Clark, Hamm Creek Park](#).

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.

X. WORKSHOP

The Commissioners Court convened into Workshop Session at 2:27 P.M. to discuss the Demolition of Existing Structure, Located at 205 W. Harrell, Cleburne, Texas-Public

Works Department; Fees for Misdemeanor Inmates and Dispatch-County Judge's Office; and to revisit [Subdivision Rules and Regulations](#)-Public Works Department.

The Commissioners Court reconvened into Open Session at 3:53 P.M.

#### VIII. NEW BUSINESS

24. CONSIDERATION OF PROCEEDING WITH DEMOLITION OF EXISTING STRUCTURE, LOCATED AT 205 W. HARRELL, CLEBURNE, TEXAS-PUBLIC WORKS DEPARTMENT

No Action.

13. 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-PURCHASINGDEPARTMENT

Comm. Bailey, seconded by Comm. Howell, made a new motion to add the property, located at 205 W. Harrell, Cleburne, Texas, to the Rene Bates Auction for sale.

All voted aye; motion carried.

#### XI. EXECUTIVE SESSION

1. Government Code:

b. *Sec. 551.072*-Deliberations About Real Property 116 South Mill Street, Cleburne, Texas.

Comm. Woolley, seconded by Comm. Bailey, made a motion to approve to authorize the County Judge to execute the amendment extending the closing date on the property located at [116 South Mill Street, Cleburne, Texas](#) until June 26, 2017.

All voted aye; motion carried.

c. *Sec. 551.071*-Consultation with Attorney, Pending Litigation - Cause  
No. DC-C201600236, Richard Fuller v. Johnson County, Texas

No Action.

a. *Sec. 551.087*-Economic Development Negotiations

No Action.

There being no further business before the Court concerning this agenda, Commissioners  
Court adjourned at 4:01 P.M.

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

STATE OF TEXAS           §  
COUNTY OF JOHNSON   §

I, Becky Ivey, Johnson County Clerk, attest that the foregoing is a true and accurate  
accounting of the Commissioners Court's authorized proceedings for June 12, 2017.



**FILED & RECORDED**  
**July 24, 2017**  
**Commissioner Court Minutes**

\_\_\_\_\_  
**Becky Ivey, County Clerk**  
**Clerk of Commissioner's Court**  
**Johnson County, Texas**