

STATE OF TEXAS

[December 27, 2017](#)

COUNTY OF JOHNSON

COMMISSIONERS COURT

BE IT KNOWN that on the 27th day of December 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 9:01 A.M., with all members present, and following the Invocation led by County Attorney 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 December 22, 2017 at 9:12 A.M., were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATIONS

None.

V. PUBLIC PARTICIPATION

None.

VI. PRECEDING BUSINESS

1. CONSIDERATION OF MINUTES OF THE COMMISSIONERS COURT:

a. December 6, 2017 – Special Session

Comm. Stringer, seconded by Comm. Howell, made a motion to approve the Minutes of the Commissioners Court for December 6, 2017.

All voted aye; motion carried.

2. CONSIDERATION OF REQUEST TO PAY BILLS

Comm. Bailey, seconded by Comm. Howell, made a motion to approve 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 to the Commissioners Court.

4. CONSIDERATION OF **ORDER #2017-44** "APPROVING THE JOHNSON COUNTY TREASURER'S REPORT TO THE COMMISSIONERS COURT"

Comm. Stringer, seconded by Comm. Bailey made a motion to approve [Order #2017-44](#) "Approving the Johnson County Treasurer's Report to the Commissioners Court".

All voted aye; motion carried.

5. CONSIDERATION TO APPROVE PURCHASING AGENT TO ADVERTISE AND SEEK PROPOSALS FOR **RFP #2018-804** – “PEST CONTROL SERVICES”-PURCHASING DEPARTMENT

Comm. Woolley, seconded by Comm. Stringer, made a motion to approve the Purchasing Agent to advertise and seek proposals for [**RFP #2018-804**](#) – “Pest Control Services”-Purchasing Department.

All voted aye; motion carried.

6. CONSIDERATION OF THE CONVEYANCE OF A PORTION OF A PREVIOUSLY PLATTED LOT BY METES AND BOUNDS DESCRIPTION WITHOUT REVISING THE PLAT. THE OWNER OF LOT 17, BLOCK 2, PHASE THREE, **THE HOMESTEADS ADDITION**, WANTS TO CONVEY A PORTION OF LOT 17, A PREVIOUSLY PLATTED LOT, BY METES AND BOUNDS DESCRIPTION WITHOUT REVISING THE PLAT, LOCATED IN PRECINCT #3-PUBLIC WORKS DEPARTMENT

Comm. Stringer, seconded by Comm. Howell, made a motion to approve the conveyance of a portion of a previously platted lot by metes and bounds description without revising the plat. The owner of Lot 17, Block 2, Phase Three, [**The Homesteads Addition**](#), wants to convey a portion of Lot 17, a previously platted lot, by metes and bounds description without revising the plat, located in Precinct #3-Public Works Department.

All voted aye; motion carried.

7. CONSIDERATION OF VARIANCE APPROVAL FOR 132.66’ ROAD FRONTAGE FOR 9657 FM 2258, GRANDVIEW, LOCATED IN PRECINCT #4-PUBLIC WORKS DEPARTMENT

Comm. Woolley, seconded by Comm. Bailey, made a motion to approve a [**variance for 132.66’ road frontage for 9657 FM 2258**](#), Grandview, located in Precinct #4-Public Works Department.

All voted aye; motion carried.

8. CONSIDERATION TO GRANT A VARIANCE FOR TWO STRUCTURES (RESIDENCE AND BARN WITH RESTROOM) ON ONE SEPTIC SYSTEM, LOCATED AT 11340 CR 604, LOCATED IN PRECINCT #3-PUBLIC WORKS DEPARTMENT

Comm. Stringer, seconded by Comm. Howell, made a motion to approve a variance for two structures (residence and barn with restroom) on one septic system, located at [11340 CR 604, located in Precinct #3](#)-Public Works Department.

All voted aye; motion carried.

9. CONSIDERATION TO GRANT A VARIANCE FOR TWO COMMERCIAL BUILDINGS ON ONE SEPTIC SYSTEM, LOCATED AT 9115 E. US HWY 67 AND 9119 E. US HWY 67, ALVARADO, LOCATED IN PRECINCT #3-PUBLIC WORKS DEPARTMENT

Comm. Stringer, seconded by Comm. Howell, made a motion to approve a variance for two commercial buildings on one septic system, located at 9115 E. US Hwy 67 and 9119 E. US Hwy 67, Alvarado, located in [Precinct #3](#)-Public Works Department.

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

Motion carried.

10. CONSIDERATION OF FINAL PLAT FOR LATHAM'S LAND, LOTS 1 AND 2, BLOCK 1, LOCATED IN PRECINCT #3-PUBLIC WORKS DEPARTMENT

Comm. Stringer, seconded by Comm. Howell, made a motion to approve the [Final Plat for Latham's Land](#), Lots 1 and 2, Block 1, located in Precinct #3-Public Works Department.

All voted aye; motion carried.

11. CONSIDERATION OF FINAL PLAT FOR LOT 1 AND LOT 2, BLOCK 1 OF JOLYNN ACRES, LOCATED IN PRECINCT #4-PUBLIC WORKS DEPARTMENT

Comm. Woolley, seconded by Comm. Bailey, made a motion to approve the [Final Plat for Lot 1 and Lot 2, Block 1 of Jolynn Acres](#), 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

Discussion. No Action.

VIII. NEW BUSINESS

1. CONSIDERATION TO ADVERTISE FOR BIDS/PROPOSALS

No Action.

2. CONSIDERATION OF INTERLOCAL AGREEMENT FOR LOCAL MATCH FUNDING FOR SECTION 5311 PROGRAM BETWEEN THE CITY OF CLEBURNE, TEXAS AND JOHNSON COUNTY, TEXAS-COUNTY JUDGE'S OFFICE

Comm. Howell, seconded by Comm. Bailey, made a motion to approve the [Interlocal Agreement for Local Match Funding for Section 5311](#) Program between the City of Cleburne, Texas and Johnson County, Texas-County Judge's Office and to give the County Judge and County Attorney the authorization to sign.

All voted aye; motion carried.

3. CONSIDERATION AND APPROVAL OF SUPPLEMENT TO EQUIPMENT LEASE AGREEMENT WITH MITEL LEASING, INC. FOR ADDITIONAL MITEL PHONE EQUIPMENT (SUPPLEMENTING LEASE NO. 130357 WHICH WAS APPROVED BY JOHNSON COUNTY COMMISSIONERS COURT ON DECEMBER 27, 2016)-IT DEPARTMENT

Comm. Bailey, seconded by Comm. Woolley, made a motion to approve the [Supplement to Equipment Lease Agreement with Mitel Leasing, Inc.](#) for additional Mitel Phone Equipment (Supplementing Lease No. 130357 which was approved by Johnson County Commissioners Court on December 27, 2016)-IT Department and to give the County Judge the authorization to sign.

All voted aye; motion carried.

4. CONSIDERATION TO ALLOW PECAN VALLEY (MHMR) MCOT TEAM TO UTILIZE OFFICE SPACE AT THE JAIL TO ASSIST IN EVALUATION OF INMATES WITH MENTAL HEALTH DISORDERS-SHERIFF'S OFFICE

Comm. Bailey, seconded by Comm. Howell, made a motion to approve [Pecan Valley \(MHMR\) MCOT Team to utilize office space at the Jail](#) to assist in evaluation of inmates with mental health disorders-Sheriff'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. T201200094, LOT 5A, BLOCK 63, ORIGINAL TOWN, SANTA FE STREET, ALVARADO, TEXAS-COUNTY JUDGE'S OFFICE

Comm. Stringer, seconded by Comm. Bailey, 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. T201200094](#), Lot 5A, Block 63, Original Town, Santa Fe Street, Alvarado, Texas-County Judge's Office.

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. T200800355, 369 TRANQUIL LN., LOTS 369, 370, 375, BLUE WATER OAKS, ALVARADO, TEXAS-COUNTY JUDGE'S OFFICE

Comm. Woolley, 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. T200800355](#), 369 Tranquil Ln., Lots 369, 370, 375, Blue Water Oaks, Alvarado, Texas-County Judge's Office.

All voted aye; motion carried.

7. CONSIDERATION OF A RESOLUTION OF JOHNSON COUNTY, APPROVING THE SALE OF CERTAIN REAL PROPERTY ACQUIRED AT A DELINQUENT TAX FORECLOSURE SALE, CAUSE NO. T201400233, 238 NOMAD CT., LOT 238, BLUE WATER OAKS, ALVARADO, TEXAS-COUNTY JUDGE'S OFFICE

Comm. Woolley, 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. T201400233](#), 238 Nomad Ct., Lot 238, Blue Water Oaks, Alvarado, Texas-County Judge's Office.

All voted aye; motion carried.

8. CONSIDERATION OF A RESOLUTION OF JOHNSON COUNTY, APPROVING THE SALE OF CERTAIN REAL PROPERTY ACQUIRED AT A DELINQUENT TAX FORECLOSURE SALE, CAUSE NO. T201300216, 391 FORTUNE RD., LOTS 391, 392, BLUE WATER OAKS, ALVARADO, TEXAS-COUNTY JUDGE'S OFFICE

Comm. Woolley, 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. T201300216](#), 391 Fortune Rd., Lot 391, 392, Blue Water Oaks, Alvarado, Texas-County Judge's Office.

All voted aye; motion carried.

9. CONSIDERATION OF LANGUAGE FOR PUBLIC HEARING AND SUBSEQUENT ADDITION TO THE "RULES OF JOHNSON COUNTY, TEXAS FOR PRIVATE SEWAGE FACILITIES", CHAPTER 5, SECTION 5.02, REQUIREMENTS, PARAGRAPH (9), ADDITION OF SUB-PARAGRAPH (c), TO WIT: "MULTIPLE COMMERCIAL BUILDINGS ON A SINGULAR OR CONTIGUOUS PROPERTIES OWNED BY A SINGLE OWNER, PARTNERSHIP, CORPORATION, OR OTHER BUSINESS ENTITY MAY SHARE THE USE OF A PRIVATE SEWAGE FACILITY, PROVIDED THAT THE DAILY USAGE RATE OF THE COMBINED BUILDINGS [AS DEFINED BY 30 TAC 285.91 (3) TABLE III WASTEWATER USAGE RATE] DO NOT EXCEED THE OPERATING CAPACITY OF THE PRIVATE SEWAGE FACILITY", OR AS MAY BE AMENDED-COMMISSIONER JERRY STRINGER, PRECINCT #3

Discussion. No Action.

10. CONSIDERATION OF PURCHASE OF A TASER AND ACCESSORIES FOR THE CONSTABLE FROM THE COURT SECURITY FUND-JUSTICE OF THE PEACE, PRECINCT #1

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [purchase of a Taser and accessories for the Constable from the Court Security Fund-Justice of the Peace, Precinct #1](#).

All voted aye; motion carried.

9. CONSIDERATION OF LANGUAGE FOR PUBLIC HEARING AND SUBSEQUENT ADDITION TO THE “RULES OF JOHNSON COUNTY, TEXAS FOR PRIVATE SEWAGE FACILITIES”, CHAPTER 5, SECTION 5.02, REQUIREMENTS, PARAGRAPH (9), ADDITION OF SUB-PARAGRAPH (c), TO WIT: “MULTIPLE COMMERCIAL BUILDINGS ON A SINGULAR OR CONTIGUOUS PROPERTIES OWNED BY A SINGLE OWNER, PARTNERSHIP, CORPORATION, OR OTHER BUSINESS ENTITY MAY SHARE THE USE OF A PRIVATE SEWAGE FACILITY, PROVIDED THAT THE DAILY USAGE RATE OF THE COMBINED BUILDINGS [AS DEFINED BY 30 TAC 285.91 (3) TABLE III WASTEWATER USAGE RATE] DO NOT EXCEED THE OPERATING CAPACITY OF THE PRIVATE SEWAGE FACILITY” , OR AS MAY BE AMENDED-COMMISSIONER JERRY STRINGER, PRECINCT #3

Additional Discussion. No Action.

11. CONSIDERATION OF THE MARCH 6, 2018 REPUBLICAN & DEMOCRAT PRIMARY EARLY VOTING LOCATIONS-ELECTIONS DEPARTMENT

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [March 6, 2018 Republican & Democrat Primary Early Voting Locations](#)-Elections Department with the addition Godley I.S.D. for a total of seven (7) Early Voting Locations.

All voted aye; motion carried.

12. CONSIDERATION OF THE MARCH 6, 2018 REPUBLICAN & DEMOCRAT PRIMARY EARLY VOTING HEAD CLERKS-ELECTIONS DEPARTMENT

Comm. Howell, seconded by Comm. Stringer, made a motion to approve the [March 6, 2018 Republican & Democrat Primary Early Voting Head Clerks](#)-Elections Department for a total of seven (7) Head Clerks.

All voted aye; motion carried.

13. CONSIDERATION OF THE MARCH 6, 2018 REPUBLICAN & DEMOCRAT
PRIMARY ELECTION DAY LOCATIONS-ELECTIONS DEPARTMENT

Comm. Stringer, seconded by Comm. Bailey, made a motion to approve the [March 6, 2018 Republican & Democrat Primary Election Day Locations](#)-Elections Department with the elimination of the Eastern Heights location and the addition of the Precinct #4 Maintenance Facility, for a total of twenty-four (24) locations.

All voted aye; motion carried.

14. CONSIDERATION OF THE MARCH 6, 2018 REPUBLICAN & DEMOCRAT
PRIMARY ELECTION DAY JUDGES-ELECTIONS DEPARTMENT

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [March 6, 2018 Republican & Democrat Primary Election Day Judges](#)-Elections Department as presented.

All voted aye; motion carried.

15. CONSIDERATION OF THE MARCH 6, 2018 & MAY 22, 2018 PRIMARY
AND PRIMARY RUN-OFF EARLY VOTING BALLOT BOARD-ELECTIONS
DEPARTMENT

Comm. Howell, seconded by Comm. Stringer, made a motion to approve the [March 6, 2018 & May 22, 2018 Primary and Primary Run-Off Early Voting Ballot Board](#)-Elections Department as presented.

All voted aye; motion carried.

16. CONSIDERATION OF THE MAY 22, 2018 REPUBLICAN & DEMOCRAT
PRIMARY RUN-OFF EARLY VOTING LOCATIONS-ELECTIONS
DEPARTMENT

Comm. Woolley, seconded by Comm. Bailey, made a motion to approve the [May 22, 2018 Republican & Democrat Primary Run-Off Early Voting Locations-Elections Department](#) as presented.

All voted aye; motion carried.

17. CONSIDERATION OF THE MAY 22, 2018 REPUBLICAN & DEMOCRAT
PRIMARY RUN-OFF EARLY VOTING HEAD CLERKS-ELECTIONS
DEPARTMENT

Comm. Howell, seconded by Comm. Woolley, made a motion to approve the [May 22, 2018 Republican & Democrat Primary Run-Off Early Voting Head Clerks-Elections Department](#) as presented.

All voted aye; motion carried.

18. CONSIDERATION OF THE MAY 22, 2018 REPUBLICAN & DEMOCRAT
PRIMARY ELECTION DAY RUN-OFF LOCATIONS-ELECTIONS
DEPARTMENT

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [May 22, 2018 Republican & Democrat Primary Election Day Run-Off Locations-Elections Department](#) as presented.

All voted aye; motion carried.

19. CONSIDERATION OF APPROVAL FOR USE OF THE POLL BOOKS BY REPUBLICANS ON ELECTION DAY FOR THE MARCH 6, 2018 PRIMARY ELECTION-ELECTIONS DEPARTMENT

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the use of the [Poll Books by Republicans on Election Day for the March 6, 2018 Primary Election-Elections Department](#).

All voted aye; motion carried.

20. CONSIDERATION OF OFFICIAL BOND AND OATH FOR KATHY BLACKWELL, JOHNSON COUNTY TREASURER-COUNTY JUDGE'S OFFICE

Comm. Woolley, seconded by Comm. Stringer, made a motion to approve the [Official Bond and Oath for Kathy Blackwell, Johnson County Treasurer](#)-County Judge's Office.

All voted aye; motion carried.

21. CONSIDERATION OF APPOINTMENT OF COUNTY JUDGE ROGER HARMON TO THE JOHNSON COUNTY BAIL BOND BOARD AND OF CARLA HESTER AS HIS DESIGNEE TO THE BAIL BOND BOARD, PURSUANT TO SECTION 1704.053, OCCUPATIONS CODE-BAIL BOND BOARD COMPOSITION-SHERIFF'S OFFICE

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [appointment of County Judge Roger Harmon to the Johnson County Bail Bond Board and of Carla Hester as his Designee to the Bail Bond Board](#), Pursuant to Section 1704.053, Occupations Code-Bail Bond Board Composition-Sheriff's Office.

All voted aye; motion carried.

22. CONSIDERATION OF APPOINTMENT TO THE JOHNSON COUNTY RADIO ADVISORY BOARD:

- a. Kristi Kleine, Representing Johnson County ESD #1

Comm. Woolley, seconded by Howell, made a motion to approve the appointment of Kristi Kleine to the Johnson County Radio Advisory Board.

All voted aye; motion carried.

23. CONSIDERATION OF APPOINTMENTS AND RE-APPOINTMENTS TO THE JOHNSON COUNTY ECONOMIC DEVELOPMENT BOARD FOR A TWO YEAR TERM:

- a. Re-Appointment of Dan Boutwell, County Judge

County Judge Roger Harmon, seconded by Comm. Bailey, made a motion to approve the [re-appointment of Dan Boutwell](#) to the Johnson County Economic Development Board for a two year term.

All voted aye; motion carried.

- b. Re-Appointment of Don Diamond, Precinct #1

Comm. Bailey, seconded by Comm. Howell, made a motion to approve the [re-appointment of Don Diamond](#) to the Johnson County Economic Development Board for a two year term.

All voted aye; motion carried.

- c. Re-Appointment of Michael Langford, Precinct #2

Comm. Howell, seconded by Comm. Stringer, made a motion to approve the [re-appointment of Michael Langford](#) to the Johnson County Economic Development Board for a two year term.

All voted aye; motion carried.

- d. Appointment of Jeannie Prazak, Precinct #3

Comm. Stringer, seconded by Comm. Woolley, made a motion to approve the [appointment of Jeannie Prazak](#) to the Johnson Count Economic Development Board for a two year term.

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 10:24 A.M. in accordance with Government Code: a. *Sec. 551.072-Deliberations About Real Property: (1) 2744 W. FM 4, Cleburne, Texas 76033.*

The Commissioners Court reconvened into Regular Session at 10:52 A.M.

X. EXECUTIVE SESSION

1. Government Code:

- a. *Sec. 551.072-Deliberations About Real Property:*
(1) 2744 W. FM 4, Cleburne, Texas 76033

No Action.

There being no further business before the Court concerning this agenda, Commissioners Court adjourned at 10:52 A.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 December 27, 2017.



FILED & RECORDED
January 22, 2018
Commissioner Court Minutes

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