

**JANUARY 12, 2015**

**WISE COUNTY COMMISSIONERS' COURT MEETING**

On this the 12<sup>th</sup> day of January, A.D., 2015 at 9:00 A.M. came on to be had a Regular Meeting of the Commissioners' Court of Wise County, Texas held in the County Court at Law Jury Room (3<sup>rd</sup>) Floor in County Courthouse of said County in the town of Decatur with the following members present and presiding:

J.D. Clark	County Judge
Danny White	Commissioner, Precinct No. 1
Kevin Burns	Commissioner, Precinct No. 2
Harry Lamance	Commissioner, Precinct No. 3
Gaylord Kennedy	Commissioner, Precinct No. 4

Sherry Lemon, County Clerk and Ex-Officio Clerk of Commissioners' Court when and where the following proceedings were had, to-wit:

All attachments referred to in the minutes of the Wise County Commissioners' Court are designated original or copy and are provided at the time of action by the Court unless otherwise indicated by provider.

Judge Clark votes aye on all agenda items unless otherwise indicated.

- 1) Clark called the meeting to order at 9:00 AM. All court members were present.
- 2) Pledge of Allegiance to the United States flag.
- 3) Moment of Silence.
- 4) Community Forum: None
- 5) Correspondence:

Wise County Historical Society Annual luncheon at 11:30 AM today, January 12, 2015.

Special Projects Manager Glenn Hughes reported about applications/ interview of the Systems Coordinator position. Hughes stated very good applicants have shown interest; interviews will be held from January 20-22, 2015 and that the committee hopes to have someone in place the second week in February.

Clark reminded the court that Wise County Legislative Days in Austin is February 16-17, 2015.

- 6) Motion made by Burns seconded by White and unanimously adopted by the Court to approve the minutes of the meetings on December 15, 2014 and January 5, 2015, as printed. (No attachment)

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7) Motion made by Kennedy seconded by Burns and unanimously adopted by the Court to approve the Western Surety Company Official Bond and Oath (Bond No. 70215022) for Clay N. Poynor as Justice of the Peace, Precinct No. 4. (Original Bond and Oath recorded in Official Bond and Oath Records by the Wise County Clerk.)

8) Motion made by Kennedy seconded by Burns and unanimously adopted by the Court to approve the Western Surety Company Official Bond and Oath (Bond No. 71175958) for Stephen J. Wren as County Court at Law No. 2 Judge. (Original Bond and Oath recorded in Official Bond and Oath Records by the Wise County Clerk.)

9) Emergency Medical Services (EMS) Director Charles Dillard discussed the write-off of bad debt for EMS. Dillard reminded the court that the same thing was done four years ago by the court and that the debt is for non-county resident billed patients with no activity between 2009 and 2012.

County Auditor Ann McCuiston stated that if the county collected anything on this the county would receive less than ten percent (10%) of the total debt. Dillard restated that these cases had no activity.

Motion made by Kennedy seconded by Lamance and unanimously adopted by the Court to write-off bad debt for Emergency Medical Services (EMS) from 2009-2012. (See attachment)

10) Motion made by Burns seconded by Lamance and unanimously adopted by the Court to reject all bids received on Bid No. 15-600-021 for the purchase of one or more new  $\frac{3}{4}$  ton trucks crew cab only; change the specifications to white in color with no specifications on interior color and no keyless entry (leave the carpet option in the bid) and to authorize Asset Control Officer Diana Alexander to re-advertise for bids for the purchase of said trucks. (See attachments)

Motion made by Burns seconded by White and unanimously adopted by the Court to reject all bids received on Bid No. 15-600-023 for the purchase of one or more new  $\frac{3}{4}$  ton trucks extended cab only; change the specifications to a work-truck with no specifications on interior color and no keyless entry and to authorize Asset Control Officer Diana Alexander to re-advertise for bids for the purchase of said trucks. (See attachments)

Motion made by Burns seconded by White and unanimously adopted by the Court to authorize Asset Control Officer Diana Alexander to advertise for bids for depository contract for Wise County financial funds. The current depository contract expires May 2015.

11) County Engineer Chad Davis stated the Advanced Funding Agreement (AFA) with TxDOT that were approved by resolutions on October 13, 2014 had signatures on the resolution. Davis continued that the resolutions were done first before the AFA and the signatures on the resolution were used on the AFA.

Motion made by Burns seconded by Lamance and unanimously adopted by the Court to ratify the Advanced Funding Agreements with TxDOT approved through resolutions on October 13, 2014.

12) Donations: None

13) Motion made by Burns seconded by White and unanimously adopted by the Court to accept the CY 2015-2016 nominations and appointments of Wise County Historical Commission members as presented from Historical Society Chairperson Mr. Kerry Clower. (See attachments)

14) Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to reappoint Dr. Jon W. Walker as Wise County Health Authority for a two year term effective January 1, 2015 to December 31, 2016 with said position and authority as being within the County's jurisdictional areas, and as provided under Chapter 121 of Vernon's Civil Statutes Health and Safety Code. (NO Attachment)

15) Motion made by Burns seconded by Lamance and unanimously adopted by the Court to accept the District Clerk deputations as follows: Janean Kerr, Billie Pittman, Loucrecia Biggerstaff, Mildred Lester, Kristi Polone, and Brooke Akins. (Original deputations are recorded in Official Bond and Oath Records by the Wise County Clerk.)

16) Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to accept the Country Clerk deputations as follows: Amanda Knox, Michele Fennell, Monica Bishop, Candi Blase, John Curry, Sarah Enochs, Vicky Gaona, Kim Griffith, Toni Grigsby, Morgan Gyger, Blanca Tuma, and Kiley Vian. (Original deputations are recorded in the Official Bond and Oath Records by the Wise County Clerk and are deposited at the District Clerk's office pursuant to Texas Local Government Code 82.001(d)).

17) Motion made by Burns seconded by Lamance and unanimously adopted by the Court to approve the proposed TxDOT Federal Railroad Signal Project (FSP) upgrade for CR 3250 at State Highway 114, as presented. (See attachment)

18) The following items were presented for the consent agenda item:

18a) Department Head Reports:

- FY2014 Chapter 59 Asset Forfeiture Report by Law Enforcement Agency (See attachment)
- Ag Extension monthly activity reports October-December 2014. (See attachments)
- Asset Control activity report for October 2014-December 31, 2014. (See attachment)
- Public Works monthly activity report December 2014 (See attachment)
- Treasurer's Report November 2014 (See attachment)

- County Clerk monthly activity report December 2014 (See attachment)
- Auditor's Report November 2014 (See attachment)  
-McCuiston requested that commissioners read the audit letters in the Auditor's report as the IT department was written up because they are not getting proper backups of the software systems.

18b) Budget Amendments:

McCuiston stated that an invoice from Prince Computing Consulting (Prince) totaling \$39,500.00 has been received by the auditor and exceeds the \$35,000.00 that was approved for the contract. McCuiston requested a budget amendment for this item.

Clark stated the county has used Prince a lot more than anticipated. Hughes stated that Prince was original hired as more of a county audit and to provide quick fixes to IT problems. Hughes stated that as the audit has continued Prince has come into several issues that were not in the original scope of work. Hughes continued that Prince advised that there were many hours of work the county wasn't billed for during a recent computer virus attack.

McCuiston presented Budget Amendment FY15-07 for various line items. McCuiston asked about capping out the total on Prince.

Commissioners Court Attorney Thomas Aaberg stated a contract amendment would need to be done to increase the cap amount from \$35,000.00 so the auditor can pay the invoice.

Hughes stated the contract ends as of January 31, 2015 and Prince will be used on an as-needed basis after that time.

Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to amend the contract with Prince Computing Consulting to change the cap from \$35,000.00 to \$45,000.00 and come back later as needed for anything over \$45,000.00. (No attachment)

18c) FY14 & FY15 – 3 year Capital Expenditure Plan: None

18d) Claims/Payroll:

- McCuiston stated that Tyler Technologies invoice is included in the claims but the percentage maintenance increase is not included. McCuiston stated that Clark, Aaberg and McCuiston met with Tyler Technologies and did not include the increase percentage in maintenance.

Clark stated that he doesn't feel the county should pay more for a faulty system that has not worked up to this point.

Sheriff David Walker addressed a \$6,020.00 license fee claim from Tyler Technologies (Tyler). Walker stated a SQL was bid and ordered and purchased via Tyler Technologies for the Sheriff's Department. Walker stated that since it is not on state contract the county returned it and purchased it from Dell. Walker stated that Tyler billed the county for a \$6,020.00 license fee for the SQL server because the county didn't purchase it from Tyler. Walker stated if the county had purchased the server through Tyler the license would have already been on the server. Walker commented about wanting to know this upfront.

18e) Utility Permits/Right-of-Way Requests: None

18f) Interlocal Agreements:

(Original Interlocal Agreements are filed in the Asset Control Office by Diana Alexander.)

None

18g) Contracts:

(Original Contracts are filed in the Asset Control Office by Diana Alexander.)

Fully Executed:

- 1033 Application for Wise County Sheriff's Department (See attachment)
- AFA with TxDOT Bridge CR 1590 at Big Sandy Creek (See attachment)
- AFA with TxDOT Bridge CR 2327 at tributary to Black Creek (See attachment)

Renewals: (See list)

- Dustin Copiers – District Attorney, County Attorney, Sheriff Commissary, Public Works.
- Iplow – County Clerk
- LexisNexis Law Library – District Attorney

For Approval:

- North Central Texas Council of Governments (NCTCOG) CASA WX weather radar (See attachment)
- Amendment to Lease Agreement by and between All Representatives of the Zane Tyson Estate and the Rachel Tyson Estate and Wise County, Texas. (Devon Tower). (See attachment)

Motion made by White seconded by Burns and unanimously adopted by the Court to approve all items presented under agenda item 18 for court consent, as presented.

19) Project Agreements for Road Repair:

Kennedy asked about an agreement with the City of Springtown? Alexander clarified the municipality. Kennedy stated Paradise. Alexander confirmed the county has an agreement with the City of Paradise and it is not expired.

20) Right-of-Way Improvements: None

21) Burn Ban: None

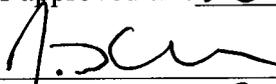
22) Committee Reports: None

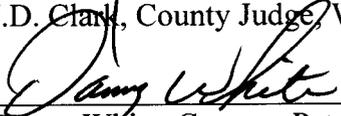
23) Clark announced the next county holiday as Monday, January 19, 2015 in observance of Martin Luther King, Jr.'s birthday.

24) Clark announced the next meetings as Monday, January 26, 2015; Tuesday, February 10, 2015; and Monday, February 23, 2015.

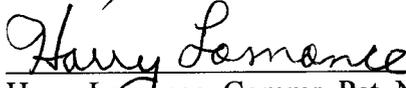
25) Clark adjourned the meeting at 9:30 AM, there being no further business to be had.

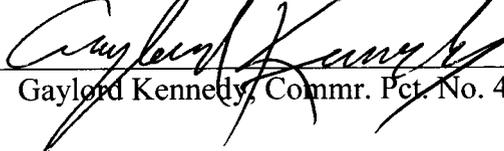
Minutes approved this 26 day of January, 2015, as printed.

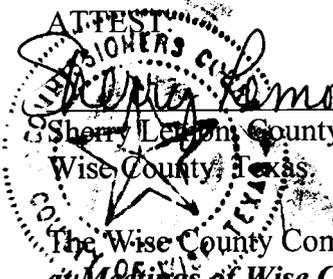
  
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J.D. Clark, County Judge, Wise County

  
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Danny White, Commr. Pct. No. 1

  
\_\_\_\_\_  
Kevin Burns, Commr. Pct. No. 2

  
\_\_\_\_\_  
Harry Lamance, Commr. Pct. No. 3

  
\_\_\_\_\_  
Gaylord Kennedy, Commr. Pct. No. 4



  
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Sherry Lemon, County Clerk and Ex-Officio Clerk of Commissioners' Court,  
Wise County, Texas

The Wise County Commissioners' Court adopted the *Rules of Procedures, Conduct & Decorum at Meetings of Wise County Commissioners' Court* on February 28, 1994 and the rules have not been revised.

Addendum:

The following abbreviations are used in reference to current Wise County projects.

- WCCAB – Wise County Courthouse Annex at Bridgeport
- SWA – Southwest Architects Inc.
- TxDOT/DPS - Texas Department of Transportation/Department of Public Safety
- TAC – Texas Association of Counties
- TFP – Wise County Thoroughfare Plan
- WHJ – Wiginton, Hooker and Jeffrey, P.C. (in relation to Wise County facilities Master Study Plan)
- WCWC – Weatherford College Wise County campus