

MARCH 14, 2016

WISE COUNTY COMMISSIONERS' COURT MEETING

On this the 14th day of March, A.D., 2016 at 9:00 A.M. came on to be had a Regular Meeting of the Commissioners' Court of Wise County, Texas held in the 271st Judicial District Courtroom (2nd) 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 (ABSENT)	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.

County 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 except Precinct No. 4. Commissioner Kennedy.
- 2) Pledge of Allegiance
- 3) Moment of Silence
- 4) Community Forum: None
- 5) Clark commended Sheriff J.W. Johnson for his service to the County. Clark received the resignation of Sheriff J.W. Johnson effective immediately. (See attachment)

Motion made by White seconded by Burns with Lamance voting aye to accept Johnson's resignation and adopt the Order to Fill the Vacancy in the Office of Wise County Sheriff with Wise County Sheriff Elect Lane Akin. (See attachment)

- 6) Clark administered the oath of office to Lane Akin as Wise County Sheriff. (No attachment)

Akin thanked those in attendance for their support. Akin recognized current and former Texas Rangers and noted that Montague, Wise and Denton Counties each have retired Texas Rangers as Sheriffs. Akin recognized Decatur Police Chief Rex Hoskins and thanked him for

representing law enforcement. Akin recognized the responsibility of the office of sheriff and promised that he will lead by example while standing on a cornerstone of integrity. Akin stated that cornerstone is based on Akin's belief in the risen Savior and his teachings. Akin continued that the Wise County Sheriff's Department will present to the public a professional sheriff's office of unparalleled service and unwavering protection. Akin thanked those present for being in attendance and wished God's blessing on Wise County, Texas.

WCSO Chief Deputy Kevin Benton presented Akin with his Sheriff's badge.

Clark recessed the meeting at 9:07 AM and reconvened at 9:17 AM.

7) Motion made by Lamance seconded by Burns with White voting aye to approve the Western Surety Company Official Bond and Oath (No. 71761074) for Lane Akin, Wise County Sheriff. (Original Bond and Oath recorded in Official Bond and Oath Records by the Wise County Clerk.)

8) Correspondence:

Clark presented a letter of commendation from Allen Williamson regarding Emergency Medical Services (EMS) and dispatch exemplary performance during a recent family medical emergency. (See attachment)

9) Precinct Coordination/Cooperation: None

10) Motion made by White seconded by Burns with Lamance voting aye to approve the minutes of the meeting on February 29, 2016, as printed. (No attachment)

11) Motion made by Lamance seconded by Burns with White voting aye to approve the final plat for Hall Estates, Lots 1-3, Block 1, located in Precinct No. 3 with a letter of general conformance from Kimley-Horn and Associates, Inc. and granting a variance on drainage study and road frontage, as stated. (See attachment)

12) Motion made by White seconded by Burns with Lamance voting aye to approve the final plat of Cedar Grove Addition, Lots 1 and 2, Block 1, located in Precinct No. 1 with a letter of general conformance from Kimley-Horn and Associates, Inc, as printed. (See attachment)

13) Motion made by Burns seconded Lamance with White voting aye to approve the change of spelling of Cowen Crossing in Precinct No. 2 to Cowan Crossing with an "a" at the family's request. (No attachment)

Burns stated this is of historical significance to the county.

14) Donations:

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Motion made by Burns seconded by White with Lamance voting aye to accept the following donations with the court's thanks:

- Simpson Boyd Powers & Williamson \$200 for the WCSO annual banquet (See attachment)
- Simpson Boyd & Powers Texas General Partnership \$400.00 for the WCSO annual banquet (See attachment)
- Annie Wood \$300.00 for Emergency Medical Services (EMS). (No attachment)

15) Bids:

Clark stated he received a request from County Court at Law No. 1 Judge Cude and 271st Judge Fostel to use Courthouse Security funds to replace the County Court at Law #1 bailiff vehicle. Clark stated the request includes advertising for bids for purchase of a full size SUV vehicle.

Motion made by Burns seconded by Lamance with White voting aye to authorize Asset Control Officer Diana Alexander to advertise for bids for the purchase of a new full-size SUV for the County Court at Law #1 bailiff. (No attachment)

Commissioners Court Attorney Thomas Aaberg stated that regarding the full-depth reclamation bid he has looked at getting a contract to further explain more quality of work and more in depth of what work is going to be done on the project. Aaberg stated the vendor has submitted a contract that adds more verbiage to what the county has which covers it all. Aaberg stated that County Engineer Chad Davis has added general notes that includes time frame, quality of work, Davis has final say and making sure that the vendor follows what Davis requires. Aaberg recommended the county goes with what is in the bid and not add any more information. No action taken by the court; informational only.

Clark stated the Emergency Medical Services (EMS) capital projects plan has the department replacing an ambulance every year. Emergency Medical Services (EMS) Director Charles Dillard stated an ambulance has been placed in the capital project for each year. Dillard stated the one they are looking at replacing has 175,000 miles. Dillard stated the county has purchased previously via Buyboard and estimated the cost for a replacement ambulance as \$225,000.00. Lamance asked Dillard if there is a backup ambulance right now? Dillard stated they have one that can be sold or traded-in. Clark asked if the \$225,000.00 cost includes outfitting the new ambulance? Dillard told the court what will be transferred from the current ambulance and those items that will be new to the ambulance. Burns asked the brand that is being replaced? Dillard told Burns the county will be getting rid of a Chevrolet with a GMC chassis. Burns asked how long these usually last? Dillard discussed the current ambulance. Dillard stated the Ford that will be a backup is a 2012 model. Dillard discussed mechanical issues with a few current ambulances. Dillard stated the new ambulance will be a Dodge model and discussed maintenance on the current Dodge ambulances. Alexander asked about trade-in options.

Motion made by Burns seconded by White with Lamance voting aye to authorize Dillard to purchase an ambulance via Buyboard according to the capital expenditure plan. (No attachment)

White asked about the use of a vehicle by the County Court at Law #1 bailiff? Clark told White he didn't know the purpose of the vehicle. White stated he doesn't think he hauls prisoners. White stated the court is asking the Sheriff's Department to go from a full size to a small size SUV. Clark stated that would be a question for Fostel. Clark stated this is the same request presented by former Sheriff David Walker last year that was rejected.

White asked if the court needs to find out the nature of the use of the vehicle from Cude and Fostel?

Motion made by White seconded by Burns with Lamance voting aye to authorize Asset Control Officer Diana Alexander to advertise for the purchase of a smaller size SUV for the County Court at Law #1 bailiff. (No attachment)

16) Consent Agenda Item:

a) Department Head Reports:

- Auditor's Report February 2016 (See attachment)
Currently auditing Compensatory Time will give report in future. (No attachment)
- Treasurer's Report January 2016 (See attachment)
- County Clerk monthly activity report February 2016 (See attachment)
- CETRZ TxDOT grant funding: County Engineer Chad Davis reported that the county can apply for reimbursement monthly instead of waiting until the project is completed. Davis stated TxDOT requested an updated prioritized list of projects. Davis continued that this includes updated proposed start dates and noted the county has three years to complete a project from start date. Davis also stated there are a few projects on CR 1790 and CR 1797 and stated TxDOT requires Certification for #1 and #2 before any other projects begins. Davis stated TxDOT requested an environmental clearance form. Davis stated the total project list estimates at \$2.7 million.(See attachment for Prioritized Project List only.)

b) Budget Amendments:

- FY16-09 for various line item transfers including. (See attachment)

c) FY14 & FY15 and FY15 & FY16 – 3 Year Capital Expenditure Plan: None

d) Claims and Payroll:

- Claims Register, Walk to Court Register March 14, 2016 (See attachments)
- Payroll Register March 4, 2016 (See attachment)
- Lowe's for \$5,747.56. (No attachment)
- Cellbrite \$4,000.00 (Removed per County Auditor)

e) Utility Permits/Right of Way: None

f) Interlocal Agreements: None

g) Contracts:

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

- REMOVE Cellebrite for WCSO pending further review by Commissioners Court Attorney Thomas Aaberg. (No attachment)
- VistaCOM maintenance contract for Sheriff's Office (See attachment)
- Verbal: Regarding EIKON Contract. Clark stated EIKON repaired the WCSO roof and that he and Project Manager Glenn Hughes have met with EIKON representative Charlie Kearns to provide a proposal and agreement for remodel/upgrades work over the next year (as time and schedule permits) to the Women's Building at the Wise County Fairgrounds. Clark stated this agreement is for design and consulting services only and not the actual construction. Clark stated the plan is for EIKON to work with the county to develop a master plan for work on the facility and as Hughes has time will do portions of work as he can. Clark stated this is instead of doing the job turnkey and closing down the building for a certain amount of time.

Hughes stated he feels EIKON can give direction and the county can do the work. Clark stated the county doesn't want to piecemeal it together; have a plan and it will make Hughes' job easier to do portion of the works.

Clark noted the county will do a Professional Services Exemption for the work. Alexander confirmed the required house-bill form will be completed.

Clark stated the \$8,800.00 cost for design services will come from Fairgrounds Capital Expenditure Fund.

- Fully Executed Tarrant Regional Water District Interlocal (See attachment)
- Renewals:
 - LexisNexis Accurint – JP3
 - Dustin – County Judge; Sheriff (Jail); District Attorney; District Court (main copier) and District Court
 - TAC Property Insurance

Motion made by Burns seconded by White with Lamance voting aye to approve all items listed under item 16 with the changes, budget amendment, contract removed, and addition of EIKON design with an exemption for professional services, as presented.

17) Project Agreements/Road Repair:

McCuiston presented the previously approved (February 10, 2016) Agreement #1007 for City of Decatur for Collins Street and the Airport Parking Lot in Precinct No. 1. No action necessary. (See attachment)

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Motion made by Burns seconded by Lamance with White voting aye to approve Burns' project agreement request with the City of Alvord in Precinct No. 2, as presented. (No attachment)

18) Right-of-Way Improvement:

Lamance requested to enter the property of Sue and Lanny Gill at 357 CR 4680 in Precinct No. 3 to repair some ruts in the pasture due to Sheriff's Department emergency vehicles having to drive in the pasture. Lamance stated the property owner was told it was to be fixed. Benton stated this was due to a Sheriff's investigation and happened after a rain. Benton stated he has spoken with the District Attorney and was advised to keep track of any hours/equipment required for this investigation so the county may collect restitution if the defendant ever pays restitution on the case.

Aaberg stated the county is knocking down the liability by repairing this property.

Motion made by Lamance seconded by Burns with White voting aye to approve Lamance's request to enter onto the Gill property, stated above, as presented. (No attachment)

19) Burn Ban:

Motion made by Burns seconded by White with Lamance voting aye to approve an order prohibiting outdoor burning for 90 days based on National Weather Service red-flag days. (See attachment)

20) Committee Reports:

Clark reported to the court about the Texoma Area Paratransit Systems (TAPS). Clark stated the TAPS board of directors awarded a bid last Monday to TransDev for public/private partnership. Clark stated TransDev has received a contract from TAPS to provide transit management and operation. Clark stated the TAPS board still exists; is still a 501C3 board; is still the conduit for TxDOT and other funding; will continue to set all policies regarding public transit; schedules, routes, fares, etc. and will contract with TransDev for those services. Clark stated TransDev is a nationwide company. Clark continued that part of the agreement is that TransDev will manage TAPS's debt to IRS, vendors, and back payroll. Clark stated this will take over on April 4, 2016.

Back to agenda item 16B: Budget Amendments:

Clark stated Emergency Medical Services (EMS) has an opportunity for a \$2,500.00 grant from Wal-Mart's community giving program that must be used for public educational materials and is a non-matching grant.

Motion made by Burns seconded by White with Lamance voting aye to authorize Emergency Medical Services (EMS) to pursue the Wal-Mart Community Giving Program grant. (No attachment)

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21) Clark announced the next meetings as Monday, March 28, 2016 and April 11, 2016.

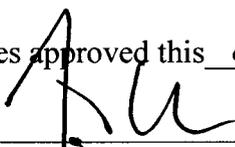
Burns asked about moving the March 28, 2016 meeting to March 29, 2016. Burns stated that he and Public Works Director Tom Goode will be attending the Texas Association of Watershed Sponsors annual meeting. Clark stated this can tentatively be changed to the 29th.

Clark announced the Wise County Commissioners Court Transportation Workshop as being Monday, April 11, 2016 from 1:00 PM to 3:00 PM at the Elections Administration Building, 200 S. Trinity Street, Decatur, TX.

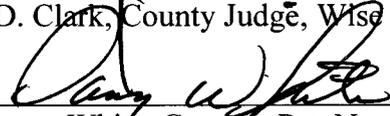
Clark announced the next county holiday as Friday, March 25, 2016 (Good Friday)

Clark adjourned the meeting at 9:51 AM, there being no further business to be had.

Minutes approved this 29 day of MARCH, 2016, as printed.



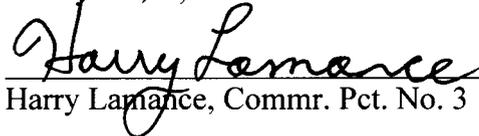
J.D. Clark, County Judge, Wise County



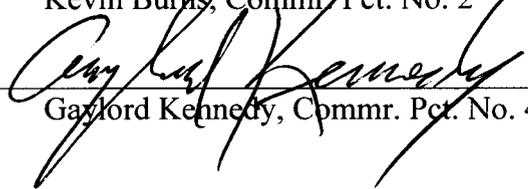
Danny White, Commr. Pct. No. 1



Kevin Burns, Commr. Pct. No. 2

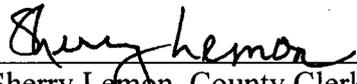


Harry Lamance, Commr. Pct. No. 3

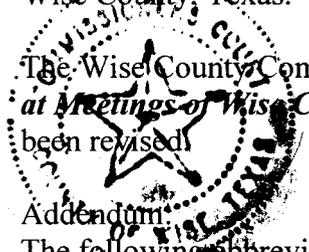


Gaylord Kennedy, Commr. Pct. No. 4

ATTEST:



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 Jeffry, P.C. (in relation to Wise County facilities Master Study Plan)

WCWC – Weatherford College Wise County campus