JUNE 27, 2016

WISE COUNTY COMMISSIONERS' COURT MEETING

On this the 27th day of June, A.D., 2016 at 9:00 A.M. came on to be had a Special Meeting of the Commissioners' Court of Wise County, Texas held in the County Court at Law Jury Room (3rd) 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.

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.

2) Pledge of Allegiance

3) Moment of Silence

4) Community Forum: None

5) Correspondence: None

6) Precinct Coordination/Cooperation: None

7) Motion made by White seconded by Burns and unanimously adopted by the Court to approve the minutes of the meetings on June 13, 2016 (9:00 AM Regular Meeting) and June 13, 2016 (1:00 PM NCTCOG Thoroughfare Plan Workshop), as printed. (No attachments)

8) Wise County Historical Commission Chair Kerry Clower appeared before the court with Commission members Carla Womack, Patti Gillespie and Sally Andrews to accept the Texas Historical Commission "Distinguished Service Award" for 2015. (See attachment)

Clower stated that of the 254 counties in Texas only 90 received the award this year. Clower discussed historical marker projects in Wise County.

9) Motion made by Burns seconded by White and unanimously adopted by the Court to approve the Re-Plat of Silver Lakes Ranch, Lot 128R1R located in Precinct No. 2 with a letter of general conformance from Kimley-Horn and Associates, Inc. (See attachment)

10) Motion made by Burns seconded by White and unanimously adopted by the Court to approve the Re-Plat of Sunset Oaks Addition Two, Tract 45, Lots 1 and 2 located in Precinct No. 2 with a letter of general conformance from Kimley-Horn and Associates, Inc. and granting a variance of a drainage study. (See attachment)

11) Motion made by White seconded by Burns and unanimously adopted by the Court to approve the Final Plat of Hilltop Acres Section 2, Lots 1 & 2 located in Precinct No. 1 with a letter of general conformance from Kimley-Horn and Associates, Inc. (See attachment)

12) Burns stated he is working with staff on fire flow requirements as discussed at the June 13, 2016 meeting and does not have a definitive document at this time for presentation to the court. Burns stated that Commissioners Court Attorney Thomas Aaberg recommends the county hold a public hearing and that any other information may not be presented for a few more meetings.

Aaberg stated he is working with Fire Marshal/Emergency Management Coordinator Chuck Beard.

No action taken by the court at this time. (No attachments)

13) Bids:

Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to approve the following items: Proposed Bid List for FY17; Proposed Bid Extension List for FY17; Special Requests FY17 (list) with discretionary exemptions, as presented. (See attachments)

Asset Control Officer Diana Alexander told the Court that Sheriff Lane Akin wished to discuss the purchase of vehicles with the court. Alexander stated the PPV bid is still in place.

Akin stated the WCSO wishes to add two interceptor vehicles to the current fleet. Akin requested to purchase two interceptor vehicles at $25,642.00 each with $21,500.00 to outfit each vehicle.

Akin stated there are currently 91 vehicles in the fleet with 40 of those vehicles having over 100,000 miles. Akin anticipates 30 more vehicles to have over 100,000 miles in FY17 resulting in 70 vehicles over 100,000 miles. Akin told the court that he'd like to sell 12 of the 91 vehicles in the fleet. Akin presented an information sheet titled "WCSO 2016 Vehicle Budget" (See attachment)

Akin stated that the current Capital Expenditure balance is $120,404.00 and with the purchase of the two vehicles will leave a balance of approximately $26,120.00.

Motion made by Burns seconded by Lamance and unanimously adopted by the Court to approve the purchase of two (2) new interceptor vehicles for the WCSO under the existing bid, as presented. (No attachment)

Kennedy asked if the money from the sale of the twelve (12) vehicles goes into Capital Expenditures? County Auditor Ann McCuiston stated the money goes to General Fund and if the court wanted to give it to Akin to offset the purchase the court could do so.

14) Consent Agenda Item:

a) Department Head Reports:

- County Engineer Chad Davis stated that he recently attended a Texas Association of County Engineers and Road Administrators (TACERA) meeting in Austin and was sitting in for a member on the newly formed State Technical Innovation Council. Davis stated that he was asked to be appointed to the council and requested the court's permission to do so.

- McCuiston updated the court under the Auditor's Report regarding Constable Precinct No. 3 Doug Parr. McCuiston stated that Parr came in last Friday to sign invoices and Parr has requested to reactivate his accounts. McCuiston stated that the light bar is still at the shop for installation (both were paid in September 2015) and has not been done yet; Parr is looking for the GPS unit and if he can't locate it he advised he will be paying for the unit; and, Parr has a camcorder/video recorder still in the box that needs to be seen by the Auditor and Asset Control.

McCuiston stated the Auditor's Office will no longer go to Parr's home to look at the guns in the vault. Clark asked McCuiston if the court is aware of what she is discussing regarding Parr's home? McCuiston told the court that Parr has a county-owned gun vault at his home storing county-owned guns. McCuiston stated Constable Precinct No. 4 Huffman has a county-owned gun vault that is located at the Precinct No. 4 Annex building. McCuiston stated that her staff doesn't feel comfortable inventorying at Parr's home anymore. Clark stated that he doesn't think we need to ask them to go to a home.

Lamance commented, "It doesn't sound right, somehow". McCuiston stated that at this point Parr is requesting his accounts be reactivated. Clark stated that Parr should bring everything into compliance with his inventory. White agreed with Clark and continued that there have been problems with deadlines with Parr. White stated, "I'd like to see these items taken care of before the court goes any further with this and see what Parr's thoughts are and actions can be on complying with what the court is asking." White continued that he is not comfortable with Parr having a county-owned gun safe in his home and it should be relocated to the Precinct No. 3 Annex building. Lamance asked why the constables need a vault?

Akin stated there are two (non-personal) vaults in his office for special weapons that are used for tactical purposes as well as some guns for normal inventory. Akin stated this is for sixty-two (62) commissioned officers as opposed to one officer. Clark stated that in years past there has been a fairly healthy weaponry budget for constables. McCuiston stated that Parr has three (3) handguns, two (2) rifles, and a taser. McCuiston stated that Constables Precinct No. 1 and 2 furnish their own weapons while Constables 3 and 4 weapons are furnished by the county. White commented that the court needs to look at how Parr addresses these other issues before the court moves forward with reinstating Parr's accounts. Clark commented that the light bar is still sitting at the shop the county bought it from waiting to be installed. Clark confirmed with McCuiston that the county has already paid for the bar and installation.

White asked about permanent markings on Parr's vehicle? McCuiston confirmed the county has purchased the markings. White asked if the vehicle was marked. McCuiston stated that Parr didn't bring the county-owned constable vehicle and drove his personal vehicle.

McCuiston told the court that she doesn't think Parr's constable vehicle is inspected at this time and the inspection went out in May 2016. Clark asked, "So it's not registered?"
County Treasurer Katherine Hudson stated that the county vehicle is registered, but Parr hasn't complied with the inspection. Hudson reminded the court of the new law that went into effect in 2015 regarding inspection and registration.

Burns told the court that the court should authorize reinstatement of Parr's accounts if Parr satisfies the Auditor's requirements. Clark stated he agrees with McCuiston that accounts should be on hold until compliance.

McCuiston stated, "I don't know if you all want to get someone to talk to him; that's up to you all." McCuiston stated that Parr told her he'd do it, but that she's heard that before. Clark stated he will talk to Parr about the decisions the court made today.

- Treasurer's Report May 2016 (See attachment)
- Indigent Health Care Program Services FY17 (See attachment)
- Indigent Health Care Request Nomination for Fraud and Fair Hearing Panel for Appeals & Fraud FY16-17 (See attachment)
- Indigent Health Care Optional Health Care Services Notification (See attachment)
- Asset Control Office Annual County-Wide Inventory List for items valued over $500.00 per Fixed Asset Policy (See attachment)

b) Budget Amendment:
BA FY16-18 for various line item transfers including capital expenditure for the Emergency Medical Services (EMS) building. (See attachment)

McCuiston stated that Projects Manager Glenn Hughes wishes to speak about the Emergency Medical Services (EMS) Capital Expenditures project.

Hughes stated there were drainage issues at the Emergency Medical Services (EMS) building as it was originally planned so they turned the construction to facing the street which requires an approach. Hughes stated this was an oversight on his part. Hughes state the building renovations/construction cost $48,000.00 from capital expenditures and $13,000.00 for the approach. Hughes stated the project has gone over the $48,000 by adding the approach. McCuiston stated the county can pay the $48,000.00 for the building but the approach added $13,425.00 to the cost going over the $50,000.00 mark. McCuiston stated that in the future if there's a problem with going over $50,000.00 Hughes will come to the court because of bidding requirements to bid over $50,000.00 or more.

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

d) Claims/Payroll:

- Claims and Walk to Court Registers dated 6-24-16 (See attachment)
- Payroll Register dated 6-24-16. (See attachment)

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

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

Aaberg discussed a Memorandum of Understanding (MOU) with the USDA Forest Service and Wise County Sheriff's Office that he has been working on with Akin and the Forest Service. Aaberg stated he received the final copy this morning and requested approval upon Aaberg's review and to authorize Clark to sign the MOU once approved.

Akin stated this is an agreement that is signed every five (5) years. Akin stated the last one that was signed in 2010 and confirmed with the Forest Service that this is an agreement done nation-wide encouraging cooperation between the two agencies. Akin commented that there has never been an issue with the USDA Forest Service making sure that proper law enforcement is provided in the Caddo/LBJ National Grasslands.

g) Contracts:

- Emergency Medical Services (EMS) Director Charles Dillard told the court about the Letter of Agreement required to be entered into for local VFD's to be first responders. Dillard stated that Alvord VFD requests to be first responders.

- Airgas USA LLC for Pct 1. (See attachment)
- Airgas USA LLC for Public Works (See attachment)
- Collin County Community College for Wise County Sheriff's Department (See attachment)

- Wise County EMS First Responder Letter of Agreement with Alvord VFD (See attachment)
- Esri renewal quotation for Public Works (See attachment)
- Weatherford College Instructional Partnership Agreement with WCSO (See attachment)

Fully Executed:

- Dam Maintenance Agreement and Funding (See attachment)
- DSHS Vital Statistics Agreement (See attachment)
- City of Bridgeport Surplus Property (See attachment)
- Bid 16-600-028 Real Estate Broker Agreement (See attachment)

Cancellations (List only):

- Experience Works (No attachment)

Motion made by Burns seconded by White and unanimously adopted by the Court to approval all items listed under agenda item #14 with changes noted. (See attachments as necessary)

15) Project Agreement for Road Repair:

Motion made by Kennedy seconded by Lamance and unanimously adopted by the Court to approve the Project Agreement **(no number assigned)** for Paradise ISD pothole repair at the school parking lot in Precinct No. 4. **(No attachment)**

16) Right-of-Way Improvements: None

17) Burn Ban: None

18) Committee Reports:

Clark presented information from the Texas State Soil & Water Conservation Board regarding approval of use of construction funds for Operation and Maintenance under contract number FCSR 2015-50011 totaling $26,331.45 for Operation and Maintenance and $,1316.57 for administration. Clark stated these funds are available until July 31, 2017. (See attachment)

19) Clark announced the "Commissioners Court on the Road" meeting as being Tuesday, June 28, 2016 at 7:00 PM at Chico City Hall Community Room.

20) Clark announced the next meetings as Monday, July 11, 2016 and Monday, July 25, 2016.

Clark announced the next county holiday as Monday, July 4, 2016 (Independence Day)

Clark adjourned the meeting at 9:28 AM there being no further business to be had.

Minutes approved this 11 day of July, 2016, as printed.

J.D. Clark, County Judge, Wise County

Danny White, Commr. Pct. No. 1

Kevin Burns, Commr. Pct. No. 2

Harry Lanance, 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