

AUGUST 10, 2015

WISE COUNTY COMMISSIONERS' COURT MEETING

On this the 10th day of August, 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 Conference Room of the Elections Administration Office (200 S Trinity Street, Decatur) 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 are present.
- 2) Pledge of Allegiance
- 3) Moment of Silence: Clark asked all present to remember the family of Shorty Moody who passed away this weekend. Moody was a seventeen year employee with the county working for Precinct No. 2.
- 4) Community Forum: None
- 5) Correspondence: None
- 6) Motion made by White seconded by Kennedy and unanimously adopted by the Court to approve the minutes of the meeting July 27, 2015, as printed. (No. attachment)
- 7) Burns stated the subdivision is in Precinct No. 2 but is in the extra-territorial jurisdiction (ETJ) of the City of Bridgeport. Burns stated the city requested the county to review it because of variance issues on drainage. Burns stated the city is the platting authority (ETJ) for the subdivision and the county won't sign the plat.

Burns requested to approve a variance for a drainage study as the surveyor has put elevations and will send it to City of Bridgeport with the county's approval on the drainage study.

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Motion made by Burns seconded by White and unanimously adopted by the Court to approve the final plat of Hidden Creek Addition 2, Lots 1-3, Block 1 with a drainage study variation and a letter of general conformance from Kimley-Horn and Associates, Inc. (See attachment)

8) Burns stated during the recent flooding and daily some county citizens use the LBJ Grasslands as a thoroughfare shortcut and the roads are in need of repair. Burns stated it would be easy for the county to blade the roads and requested to work out an agreement.

Burns proposed a motion to enter into agreement with the U.S. Forestry Service to blade roads in the LBJ Grasslands as the county has time and under no obligation.

White and the court discussed liability. Clark confirmed this is government land and the county can enter into an agreement with another government agency. Commissioners Court Attorney Thomas Aaberg discussed multi-year contracts.

Clark asked if this is something that will be done as the precinct has time and under no obligation?

Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to authorize Commissioners Court Attorney Thomas Aaberg to negotiate an agreement with the U.S. Forestry Service for Burns to blade roads in the LBJ Grasslands. (No attachment)

9) County Treasurer Katherine Hudson asked to hold the amendment to the Wise County Handbook regarding insurance until later in this meeting.

10) Tax Assessor/Collector Monte Shaw presented the 2015 Property Tax Rates in Wise County, Texas as follows (See attachment)

- current rate at \$0.3789/\$100 valuation
- 2016 effective tax rate \$0.0386259/\$100 valuation
This rate will raise the exact same amount of money as the current year based on this year's values.

11) Tax Assessor/Collector Monte Shaw presented the 2015 Property Tax Rates in Wise County College Branch Maintenance Tax as follows: (See attachment)

- Current rate \$0.46148/\$100 valuation
- Effective rate \$0.046867/\$100 valuation (if the county stays below this rate then no public hearings are required)

Clark addressed the court regarding the Wise County College Branch Maintenance Tax; what he intends to propose and why. Clark read the attached statement "County Judge J.D. Clark's Statement on Wise County College Tax Rate" (See attachment)

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Clark asked for any discussion after reading his statement?

12) Donations:

Motion made by White seconded by Burns and unanimously adopted by the Court to accept the following donations with the court's thanks:

- Scrap batteries for \$53.21 for Jail Industries
- \$200.00 from Chuck Oaks for Emergency Medical Services (EMS).

Back to agenda item 9: Consider and discuss amending the Wise County Employee handbook to reflect the percentage change of the County's contribution to insurance premiums for dependents. Take necessary action.

Hudson presented revisions to Page 6.1.1 of the Wise County Employee handbook and stated this is to change what the county pays on dependent coverage. Clark confirmed, if approved, this would be a new page in the county handbook to reflect the changes to the county insurance policies.

Aaberg stated the handbook used to state a percentage. Clark stated the new version states it will be changed by the county at time of county insurance renewal. Aaberg stated that way the handbook won't have to be revised in the future.

Kennedy asked Hudson about the employee plus family rate changes for FY2016? Hudson confirmed the amount is approximately \$160.00 more per paycheck than the current rate. Clark confirmed the straight renewal was going to be over \$500.00 per paycheck more than the current amount.

Motion made by Kennedy seconded by Burns and unanimously adopted by the Court to approve the amendment to the Wise County Employee handbook to reflect the percentage change of the County's contribution to insurance premiums for dependents. (See attachment)

13) Bids:

Motion made by Burns seconded by White and unanimously adopted by the Court to approve the disposal at the county dump of mattresses at the two portable buildings from Fort Hood that are located at Public Works. (No attachment)

Motion made by Burns seconded by White and unanimously adopted by the Court to extend the County Clerk Xerox copier DIR State contract into FY2016. (No attachment)

Asset Control Officer Diana Alexander referenced the contract with the Texas Soil and Water Conservation District regarding Denton Watershed site 17 and requested to do the bid that pertains to the site.

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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 Denton Watershed Site 17 (Texas Soil and Water Conservation District).

Motion made by Burns seconded by White and unanimously adopted by the Court to authorize Asset Control Officer Diana Alexander to re-advertise for bids for the sale of hay from Animal Control as no bids were received on Bid No. 15-600-039. (See attachments)

Clark asked about donation of hay to a young farmers program or FFA program, with court approval, if no bids are received? Burns stated "possibly."

Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to co-award Bid No. 16-600-001 for asphalt road surfacing materials (due to availability) to Lane Construction (Roanoke, TX) (two bids received), Reynolds Asphalt (Euless, TX), APAC (Dallas, TX), and Austin Asphalt (Irving, TX) for all precincts. (See attachments)

The court discussed co-awarding Bid No. 16-600-002 for bridge building and construction and asked direction from Aaberg.

Motion made by Lamance seconded by White and unanimously adopted by the Court to TABLE action regarding Bid No. 16-600-002 for bridge building and construction for all precincts pending further information from Aaberg. (See attachments)

Motion made by Burns seconded by White and unanimously adopted by the Court to award Bid No. 16-600-003 for the purchase of bulk gasoline and diesel to Martin Eagle Oil (Denton, TX) for all precincts and Public Works. (See attachments)

Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to award Bid No. 16-600-004 for the purchase of metal culverts to Wilson Culverts (Elkhart, TX); concrete culverts to Hanson (Grand Prairie, TX) and authorize Asset Control Officer Diana Alexander to re-advertise for railroad cars for culverts for all precincts. (See attachments)

Motion made by Burns seconded by White with Clark and Lamance voting aye and Kennedy abstaining to award Bid No. 16-600-005 for hauling road materials to North Texas Compression (Bridgeport, TX) for all precincts. (See attachments)

Motion made by Burns seconded by Lamance and unanimously adopted by the Court to award Bid No. 16-600-006 for heating/air conditioning service/repair contract to BC Services (Decatur, TX) for all precincts and departments. (See attachments)

Sheriff David Walker discussed Bid No. 16-566-007 for inmate commissary. Walker stated the Jail Administrator went through both bids with one being higher than the other. Walker stated the commissary commission amounts. Walker stated Commissary Express is 32% and they are a

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bit cheaper. Walker discussed doing commissary twice a week and that cost being taken from the commission. Walker requested to stay with Commissary Express.

Motion made by White seconded by Lamance and unanimously adopted by the Court to award Bid No. 16-566-007 for inmate commissary to Commissary Express (Dallas, TX). (See attachments)

Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to award Bid No. 16-600-008 for the purchase of magnesium chloride for all precincts to Texas Sign and Road Supply (McKinney, TX). (See attachments)

Alexander presented the bid for pest control service (Bid No. 16-600-009) with Mid-Cities Pest Control being the lowest bidder. Burns asked Aaberg about law regarding local vendors getting 3%? Aaberg confirmed Burns' statement. Clark asked if termite service is separate? Alexander confirmed it is.

Walker stated there has been a pest issue at the jail that has been discussed with Project Manager Glenn Hughes. Walker stated Hughes discussed chemical percentages with the current vendor. Clark asked Hughes for comments? Hughes stated he asked the vendor about the poison ratio and was advised the vendor can go from a .5 to a .10 doubling the potency of the chemicals. Hughes stated the vendor will do a sign off on scheduled sprays. Hughes stated he has expressed disappointment in service to the vendor and the vendor stated they will do more to improve service. Burns commented that the county may go with a different vendor. Clark asked Hughes if he would like the court to hold off on bid award? Hughes commented about local vendors versus vendors out of the metroplex. Hughes requested to give the current vendor a bit more time. Alexander stated the bid is re-written with certain parameters for timelines.

Clark asked if the bid includes parameters in emergency services? Alexander stated the vendor has one hour to respond to an emergency situation and approximately 24 hours to respond on a callback. Alexander reminded the court of the 30-day out option.

Motion made by Burns seconded by White and unanimously adopted by the Court to TABLE action regarding award of Bid no. 16-600-009 for pest control services for the county pending further information. (See attachments)

Motion made by Burns seconded by Lamance and unanimously adopted by the Court to co-award Bid No. 16-600-010 for the purchase of road oils, asphalts, emulsions and liquids to Heartland (Hurst, TX), P2 Emulsions (Elm Mott, TX), Western Emulsions (Temple, TX), Professional Coating (Cedar Hill, TX), Wright Asphalt (Houston, TX) and Rooker Asphalt (Ft. Worth, TX). (See attachments)

Alexander stated no bids were received on Bid No. 16-600-011 for road repair. Alexander stated the feedback she has received is that the county is not utilizing the bid and confirmed the county hasn't used it over the last two years. Alexander asked about bringing this bid up as jobs arise?

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Alexander stated no bids were received for pre-coat rock on Bid No. 16-600-012 for the purchase of rock and base materials. Alexander stated this would need to be done by the job.

Motion made by White seconded by Kennedy and unanimously adopted by the Court to co-award to all vendors on Bid No. 16-600-012 for the purchase of rock and base materials to Chico Limestone (Bridgeport, TX), P&K Stone (Chico, TX), Hanson (Dallas, TX), Trinity Materials (Arlington, TX). (See attachments)

Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to award Bid No. 16-600-013 for the sale of scrap metal to Rick's Metal (Bridgeport, TX). (See attachments)

White asked if this is the same vendor the scrap metal sale was already awarded to that had to cancel part of the bid? Alexander stated the bid was awarded to Rick's Metal with the exception of aluminum. Alexander stated the aluminum bid was awarded to another vendor who had to cancel that portion of the bid and no one rebid for aluminum until this bid. Alexander stated the aluminum portion of this bid is effective now through FY2016 and the other part of this bid is effective starting FY2016. (See attachments)

Aaberg stated that hiring a financial advisor is a professional service and requested the court to grant a discretionary exemption under LGC 262.004(a) if the court wants to hire the George K. Bohm Company. Clark confirmed that Leon Johnson (formerly Sr. VP with Southwest Securities) is now with George K. Bohm Company and would like the county to stay with Johnson. Aaberg stated the county cancelled the contract with Southwest Securities 90 days ago.

Motion made by White seconded by Burns and unanimously adopted by the Court to invoke the professional services exemption under LGC 262.004(a) to hire a financial advisor. (No attachment)

14) Consent Agenda item:

a) Department Head Reports:

- Hughes reported that the courthouse elevator will be inspected and operational by Friday, August 21 2015.
- Hughes reported that some plumbing problems were found on the portable buildings from Fort Hood that are located at Public Works from damage during transport. Hughes stated it is going to cost more on the front-end of the project but he can take away in other areas and still come out under budget and on time.
- County Clerk monthly activity report July 2015 (See attachment)
- Treasurer's Report July 2015 (See attachment)

b) Budget Amendments: None

- c) FY14 & FY15 – 3 year Capital Expenditure Plan
- d) Claims/Payroll:
 - Claims Register dated 8-7-15 (See attachment)
 - Payroll Register dated 8-7-15 (See attachment)
 - County Auditor Ann McCuiston reported the claim amount for Castro Roofing is \$433,577.00 and asked where the project is at on this. Clark commented that they met with Castro last Thursday and substantial completion will be done by August 21. Walker anticipated they'll be done by the first week of September.
- e) Utility Permits/Right of Way: None
- f) Interlocal Agreements: None
- g) Contracts:
(Original Contracts are filed in the Asset Control Office by Diana Alexander.)

Alexander stated there should have been four janitorial contracts in drop box but there were only three. Alexander included the Janitorial Services Contract for JP4.

Clark confirmed there will be a financial contract for George K Bohm Company to establish the relationship with financial advisor Leon Johnson. (No attachment)

The following contracts were presented for record:

- Appriss R-12 Service Agreement Renewal Notice for Wise County VINE Service. (See attachment)
- Stenograph for the 271st District Court software support (See attachment)
- Obermeyer Biomedical for AED inspection at Emergency Medical Services (EMS). (See attachment)
- Stenograph for Lori Lowe at County Court at Law #2 (See attachment)
- Stenograph for 271st District Court for protection plan (see attachment)
- Janitorial Contract for Bridgeport Adult Probation (See attachment)
- Janitorial Contract for Wise County Juvenile Probation Office (See attachment)
- Janitorial Contract for Wise County Boyd Annex (See attachment)
- MOU with NCTCOG for Area Agency on Aging (See attachment)

Fully Executed:

- DPS Interlocal Cooperation Contract (See attachment)
- Texas Soil and Water Conservation Board Cooperative Agreement (See attachment)
- Air Evac (See attachment)
- Net Data Cloud System Service (See attachment)

Cancellations: (List only)

- Fleeteyes – Emergency Medical Services (EMS) effective 10-1-15

Renewals (List only)

- Dustin Copier JP3, JP1, Emergency Medical Services (EMS)
- Copsync

a) Department Head Reports:

White asked Emergency Medical Services (EMS) Director Charles Dillard for an update on the missing generator? Dillard stated “we have not located it and that Walker has a search out in the pawnshops.” White asked if EMS employees have been interviewed about the missing equipment? Dillard stated the Sheriff’s Department interviewed about five employees who gave statements and two to three texts have gone out to employees requesting they let the department know if they have any information about the equipment. White asked Dillard how often the medicines on the ambulances are inventoried? Dillard stated inventories are performed weekly. Dillard stated a quick look-over is done on medicine levels daily. Dillard stated a sheet is turned into the supply department for additional medications.

Motion made by Burns seconded by White and unanimously adopted by the Court to approve all items listed under the consent agenda item with additional changes as presented.

15) Project Agreements for Road Repair:

Motion made by Kennedy seconded by Lamance and unanimously adopted by the Court to approve the project agreement for road repair between the City of Paradise and Precinct No. 4 for pot-holing and road repair. **(No attachment provided; no project number provided)**

16) Right-of-Way Improvements:

Motion made by Lamance seconded by Burns and unanimously adopted by the Court to approve the right-of-way improvement request by Lamance for Mark Starnes’ ¼ mile off FM 730 on CR 4756 being 1/8 of a mile of blading and no fence repair. (No attachments)

17) Burn Ban: None

Fire Marshal/Emergency Management Coordinator Chuck Beard commented that grassfires are picking up with there being seventeen grassfires last week.

18) Committee Reports: None

19) Clark announced the next meetings as Monday, August 10, 2015 and Monday, August 24, 2015.

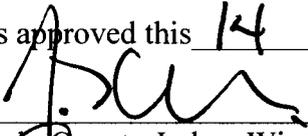
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20) Clark announced the scheduled budget workshop as being Monday, August 17, 2015 and stated the proposed budget was submitted to the County Clerk's office on July 31, 2015 for posting on the county website (pursuant to LGC 111.006). (See attachment)

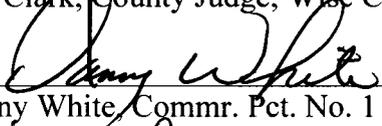
Clark stated a public hearing will be held on August 24, 2015 and budget/tax rate adoption September 14, 2015.

21) Clark adjourned the meeting at 9:53 AM there being no further business to be had.

Minutes approved this 14 day of September, 2015, as printed.



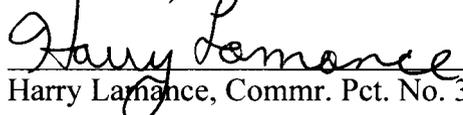
J.D. Clark, County Judge, Wise County



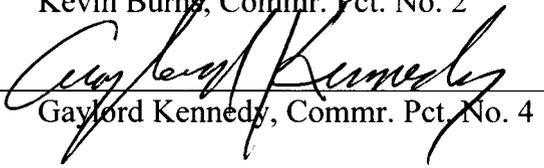
Danny White, Commr. Pct. No. 1



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

WCWC – Weatherford College Wise County campus