

AUGUST 15, 2016

WISE COUNTY COMMISSIONERS' COURT MEETING

On this the 15th day of August, 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 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 (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 with the exception of Precinct No. 4 Commissioner Kennedy.
- 2) Pledge of Allegiance
- 3) Moment of Silence
- 4) Community Forum:

Pat Tinsley representing Austin Asphalt regarding his company's recent bid on road materials for the county and wished to advise the court of a new location being built in Bridgeport, TX and entertain any questions the court might have.

- 5) Correspondence:

Clark reminded the court of the annual interpretive luncheon held by the Ag Extension office at 11:15AM today, August 15, 2016.

- 6) Precinct Cooperation/Coordination: White stated there are several projects going on. Burns noted an Interlocal agreement with Tarrant Regional Water District for three roads.

7) United Way of Wise County Executive Director Martin Woodruff presented information to the Court regarding United Way. (See attachments)

Woodruff told the court United Way has initiated its 2016-2017 campaign. Woodruff noted the campaign has been the primary source for local funding in Wise County. Woodruff noted that County Treasurer Katherine Hudson will distribute information to county employees regarding the campaign. Woodruff stated all funds stay in Wise County; noted Clark's involvement on the United Way Committee and donor money doesn't go outside the county. Woodruff noted the county program is payroll deduction. Woodruff stated all funds go to the program and do not go to the organization's operating expenses or overhead. Woodruff noted donation amounts to organization as listed in the brochure provided.

8) Motion made by White seconded by Burns with Lamance voting aye to approve the minutes of the meeting July 25, 2016, as printed. (No attachment)

9) Motion made by Lamance seconded by White with Burns voting aye to approve the final plat of Lucas Addition, Lots 1-3 located in Precinct NO. 3 with a letter of general conformance from Kimley-Horn and Associates, Inc. and granting a variance on a drainage study. (See attachment)

10) White stated this is to accept improvements and roads into the county maintenance period. White noted the two year bond.

Motion made by White seconded by Burns with Lamance voting aye to accept the improvements into the maintenance period for two years for of Highland Hills Phase II, located in Precinct No. 1. (See attachments)

11) Public works Director Tom Goode presented the new dumpsite schedule and fee schedule. Goode stated all dumpsites hours will stay the same except Chico and Slidell. Goode stated effective October 1, 2016 the Chico and Slidell dumpsites will be open Thursday-Saturday 8:30A-5:30P.

Goode stated dumpsite fees haven't increased in about 14 years and presented new dumpsite fees effective October 1, 2016. (See attachment)

White asked about commercial trash? Goode explained that it is for hauling for commercial projects. Goode stated Wise County is permitted by TCEQ and is a citizen dumpsite station and are not a commercial dumpsite station.

White commented on the possibility of roadsides becoming dumpsites and encouraged citizens to not dump on the roadsides. Goode noted local transfer stations that are not in Wise County.

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Motion made by White seconded by Burns with Lamance voting aye to approve the proposed dumpsite hours and fees for Wise County dumpsites as presented. (See attachments)

12) Clark presented information regarding the Texas Association of Counties (TAC) Retiree medical program now that the county is part of the TAC Health Insurance Pool.

County Treasurer Katherine Hudson told the court that the program is only available to the retiree and does not include dependents. Hudson stated the plan is medical only or medical and prescription. Hudson stated the program does not offer prescription only. Hudson noted the following costs: medical only \$235.00/month and medical with prescription \$442.02/month. Hudson stated that rates change every January.

Clark told the court that the program picks up with Medicare doesn't cover and cited an example of hospital stay from 1-60 days. Clark stated that anything beyond a year is not covered by either Medicare or the retiree medical program.

White asked about using this program as a supplement if a retiree gets on a spouse's plan? Burns and Clark told White this is a supplement to Medicare. Lamance asked if this replaces the mandatory Medicare supplement? Hudson told Lamance that she is not aware of that mandatory supplement. Clark stated this is direct billed to the retired employee. Lamance asked the benefit? Clark stated this program picks up what Medicare doesn't pay in many instances.

Clark stated the county can offer medical or medical and prescription but can't offer prescription only. Burns asked if the retiree has an option to choose? Clark told Burns that the retiree only has the option of whatever option the county chooses. Burns asked if the county can offer both medical and medical/prescription? Clark told Burns that the county has to choose between the two. White told the court he is in favor of offering medical and medical/prescription. Clark confirmed the person must be retired. Hudson confirmed the retired employee must be on Medicare Part A and B.

Motion made by Burns seconded by White with Lamance voting aye to offer the Texas Association of Counties SilverCare retiree medical program to retired employees. (See attachments)

13) Clark stated that it was requested at the budget workshop on the 9th to discuss the road mileage formula. Clark stated the proposed budget presented on August 9, 2016 as well as the proposed budget presented today are based on road mileage only.

Lamance requested to vote on the alternate formula based on ½ precinct road mileage and ½ precinct population. White requested the precinct totals for the alternate formula. County Auditor Ann McCuiston told White the following based on the budget at \$0.0325: Precinct No. 1: increase \$4,405.00; Precinct No. 2: decrease \$82,258.00; Precinct No. 3: increase \$55,610.00; Precinct No. 4: increase \$22,243.00.

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Lamance asked if this can be decided without Kennedy? Clark stated it cannot be tabled because the budget is based on the formula of 100% precinct road mileage.

Motion made by Lamance to base the FY2017 budget on the alternate formula ½ population and ½ precinct road mileage.

White asked Burns for the number of unpaved roads in Precinct #2? Burns stated 20 miles. Burn told White he hopes to not have any unpaved roads next year. White asked about voting on Lamance's motion? Clark stated it can die for lack of second. Clark asked for a second? No response from the court. Motion died for lack of second.

Motion made by Burns seconded by White with Lamance voting aye to stay with the current road mileage formula for FMLR tax rate being determined 100% by precinct road mileage.

14) Clark stated the court met last week with few suggestions and presented the following proposed balanced budget without tax increase. (See budget draft coversheet with draft filed in meeting file)

Clark stated that on the 9th Burns suggested changing the tax allocation between Road and Bridge and General Fund. McCuiston stated General Fund would be \$0.3464 and FMLR would be \$0.0325 totaling \$0.3789 which is the current tax rate. Clark asked McCuiston to explain to the court how it will affect the commissioner precincts. McCuiston stated the precincts will have the same amount of money and the difference was taken from reserve as was suggested. McCuiston stated the difference of the .0325 is coming from reserves. McCuiston noted the transfer from reserves to precinct budgets (\$1,532,500.00) is the same amount that was in the first draft.

Lamance asked if this is going to make next year's budget identical to this year's? Clark stated this will leave the bottom line the same. McCuiston stated the FY16 Precinct No. 3 reserve transfer of \$1,660,000.00 and FY17 at \$1,443,000.00. McCuiston noted Fund 25 noting the transfer meaning 1,979,300.00 (Page 68) is going to be transferred into each precinct budget as needed. McCuiston stated the county has received nearly \$300,000.00 in FEMA money. McCuiston cautioned the commissioners to watch their reserve budgets. County Engineer Chad Davis discussed TxDOT/CETRZ money.

Clark stated this change leaves \$1.8 million to find. Clark told the court that the debt payment in the FY17 budget is \$3.1 million dollars paid with sales tax funds. Clark suggested taking capital funding and reallocating it toward debt payment to alleviate some sales tax dollars. Clark proposed to remove it from areas specifically Fairgrounds Capital noting that upon completion of the Women's Building renovation the fairgrounds capital expenditure funds will have a balance of \$1.1 million. Clark recommended reallocating \$750,000.00 from Fairgrounds Capital to debt payment; \$450,000.00 from various buildings Capital to debt payment; and \$100,000.00 from Wise County Park Capital to debt payment for a total reallocation of \$1.3 million to debt payment freeing up sales tax dollars that would otherwise be needed to pay it. Clark stated that if it came down to it the court could access \$550,000.00 of reserve transfer funds for debt

payment if funds didn't come in as expected. Clark told Lamance that the reserves are General Fund reserves and removal of the \$550,000.00 would still leave 16% of general fund balance in reserves. Clark told Lamance that enough would remain in various building reserves to take care of building needs. Burns told Lamance the various buildings capital expenditure monies were initially for the purchase of land for a courthouse annex building but that is not feasible right now. Projects Manager Glenn Hughes commented about Fairgrounds projects. Clark commented that about the sizable amount of debt payment that was in the budget. Clark stated that they don't want to take Sheriff or EMS capital because that is used for vehicles. Lamance expressed concern about budget forecast for next year. White commented that the county is making all the cuts it can possibly make this year. McCuiston commented about Reserve Fund use this year and having to replenish it next year. Burns stated that next year there could be more significant cuts.

Clark discussed cell phone allowance issues from a human resources perspective stating that elected officials can easily opt out of the cell phone allowance if they choose to in writing to McCuiston or Hudson. Clark continued that from a human resources perspective it is difficult to tell employees that "we're pulling their cellphone allowances when we require them to have a cellphone on them for us to contact them." Clark also noted that he doesn't want to pull EMS, Sheriff's Deputy or Fire Marshal cell phones. Clark proposed allowing elected officials and possibly department heads to opt out of having a cell phone allowance and noted that he doesn't feel comfortable asking employees to give up their cellphone allowance as they're required to have a cellphone. Clark used election employees at remote polling locations as an example of employees needing cellphones. Clark asked the court's thoughts on this proposed idea? Burns agreed; Lamance told Clark that it will be fine. Commissioners Court Attorney Thomas Aaberg and Hudson noted that elected officials giving up any benefit would be a donation back to the county. McCuiston noted that all cellphone allowances are in the proposed budget. Clark asked if the court is agreeable? Burns confirmed.

Clark restated for clarification that elected officials can opt out of the cell phone allowance but that the county is not requiring employees to give up the cellphone allowance when the employee is required to have a cellphone.

Lamance asked if what Clark has come up with balances the budget? Clark affirmed it does. Lamance commended Clark and the Court for balancing the budget. McCuiston noted the precincts have Precinct Capital to purchase vehicles.

Clark reminded the court that the court has to review the List of Elected Officials Salaries for FY2017 as Hudson has to publish the information. (See attachment) Clark stated that salaries didn't increase but longevity did increase. Hudson and Clark both noted the list does include the cellphone allowance as Hudson doesn't know who is going to give up their allowance until she receives it in writing. Clark discussed opting out of the allowance. Burns requested that his allowance be removed before the list is published. Hudson requested something in writing from Burns and noted it as a donation back to the county. Hudson stated it is in the budget for FY2017 and explained the payment of the allowance. Burns explained that at this time it is not

part of his salary and explained that he shouldn't have to go through this process. Burns asked Hudson when the list has to be published? Hudson confirmed the list will be published later this week and will have to have a response from elected officials soon if the cellphone allowance is not to reflect in the list.

McCuiston asked about reallocation of cellphone allowance if elected officials don't wish to take it? Clark confirmed the money is included in the budget and will stay in the budget. Burns requested that the cellphone allowance be removed from his budget completely. Burns commented about Kennedy not wanting the cellphone allowance. Burns and the court discussed cell allowance in the budget and stated he'll opt out and donate it back. Clark talked about streamlining the cellphone allowance for elected officials and expressed concerns about zeroing it out for all elected officials without it being optional. Clark asked Hudson about adding an asterisk to the list of elected officials that opted out of the cellphone allowance being sure to give every official the opportunity? Burns and Clark agreed that the cell allowance on the List of Elected Officials appears as if the officials gave themselves a raise. Clark asked if there are more questions about the budget or any other ideas on the budget?

Motion made to White seconded by Burns with Lamance voting aye to approve all items under agenda item 14, as presented. (See Budget Draft #2 coversheet *original budget draft on view in meeting file* and List of Elected Officials Salaries for FY2017)

White thanked Clark and McCuiston for their hard work on the FY2017 budget.

Motion made by White seconded by Burns with Lamance voting aye to propose the 0.3464/\$100.00 for General Fund and \$0.0325 for FMLR for a total proposed tax rate of \$0.3789/\$100.00 valuation being the same as the current total tax rate. (No attachment)

15) Clark recommended leaving the proposed Wise County Weatherford College Branch Maintenance Tax rate flat. McCuiston stated the current WCWC Branch Maintenance Tax Rate is \$0.046148/\$100.00 valuation. White asked WCWC Branch Campus Assistant Dean Matt Joiner if the college has any issue with the recommended tax rate? Clark stated the county has the same concerns it had last year; "We are thrilled to work with Joiner and hope to make forward progress with Joiner. Clark told the court he doesn't feel the county needs to give the college more money when the county is not in agreement with how the current money is allocated.

Motion made by White seconded by Burn with Lamance voting aye to propose the 2017 property tax rate in Wise County for the Wise County Weatherford College Branch Maintenance Tax to stay flat at \$0.046148/\$100.00. (No attachment)

16) Clark confirmed with Shaw that public hearings aren't required if the tax rate doesn't exceed the effective rate. Clark told the court that he'd like to hold public hearings for tax rate and budget to give the public an opportunity to comment on the tax rate and budget. Clark stated there could be a hearing on August 29, 2016 prior to the Special meeting. Clark discussed

holding a second public hearing possibly in conjunction with a Commissioners Court Mobile Meeting on the Road on Tuesday, September 6, 2016. Clark stated the next regular court meeting is September 12, 2016 and the court could adopt tax rate and budget at that time. Shaw stated the public hearings must be held in the county seat. Clark confirmed that because they're courtesy public hearings and not required then he thinks they'll be okay. Lamance stated that the City of Newark has expressed concerns of wanting to be involved in the community. Srader confirmed elections are held at the Newark fire station.

Clark recommended an 8:30AM public hearing on Monday, August 29, 2016; a 7:00PM mobile meeting on Tuesday, September 6, 2016 in Newark offering a forum for the public to address the tax rate/budget. Clark confirmed the county is not required to hold public hearings because it is not increasing the tax rate. Clark recommended adoption of FY17 tax rate and budget on Monday, September 12, 2016. Clark confirmed Shaw's deadline for publication of proposed rates, dates and times as September 1, 2016.

Motion made by White seconded by Burns with Lam to set the future planning calendar for tax information announcements and publications associated budget adoption and tax levy meeting, as presented.

18) Donations:

- \$19,952.00 from Crimestoppers for Watchguard wearable cameras for the Sheriff's Department.
- \$500.00 Alvord Cemetery for mowing to public works
- \$75.00 to Sheriff's Department from Bob Smith in memory of a close friend who died.

Motion made by White seconded by Burns with Lam voting aye to accept donations with the Court's thanks.

19) Bids:

Motion made by Burns seconded by Lamance with White voting aye to approve the transfer of a 2005 Ford F150 from the WCSO to DIR as a DIR vehicle is out of commission and the vehicle is capital asset. (No attachment)

Akin stated there was a WCSO vehicle damaged by hail (totaled) and the insurance company authorized \$16,300.00-\$16,500.00 for the vehicle less the \$1,000.00 county deductible leaving a balance of \$15,300.00. Akin requested to take \$11,000.00 from the final capital expenditure balance that has a balance of approximately \$26,000.00. Akin requested to add the \$11,000.00 to the \$15,300.00 and use the same process for obtaining an administrative vehicle. Akin told the court that the new vehicle will be a new administrative vehicle and move the Tahoe to patrol. Akin and Alexander discussed vehicle color and bid specifications with the court.

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Motion made by Burns seconded by White with Lamance voting aye to authorize Asset Control Officer Diana Alexander to see what is available under the current bid and cooperative of the same price. (No attachment)

Motion made by Burns seconded by White with Lamance voting aye to co-award Bid No. 17-600-001 for asphalt road surfacing materials for all precincts to Austin Asphalt (Irving, TX); Reynolds Asphalt (Euless, TX); APAC (Dallas, TX). (See attachments)

Motion made by Burns seconded by White with Lamance voting aye to award Bid No. 17-600-002 for bridge building and construction for all precincts to Horton Bridge and Piling (Springtown, TX). (See attachments)

Alexander discussed Bid No. 17-600-003 for bulk gasoline and diesel. Alexander stated that Martin Eagle Oil was lowest on diesel; Petroleum Traders was lowest for gasoline. Alexander stated the only department that still uses gasoline is Public Works. Burns asked about splitting up the bid award? Alexander stated the bid could be split but asked the court to consider the monitor charges. Alexander stated the county currently has monitors and told the court that no monitor information was provided by Petroleum Traders. Goode stated Public Works doesn't use much gasoline; mostly for equipment. Goode stated they purchase premium fuel so it lasts longer.

Motion made by Burns seconded by Lamance with White voting aye to award Bid No. 17-600-003 for the purchase of bulk gasoline and diesel for all precincts and Public Works to Martin Eagle Oil (Denton, TX) for all products. (See attachments)

Motion made by White seconded by Burns with Lamance voting aye to authorize Asset Control Officer to readvertise for bids for railroad cars for culverts as no bids were received for this item on Bid No. 17-600-004 culverts. (See attachments)

Motion made by Burns seconded by Lamance with White voting aye to award Bid No. 17-600-004 for metal culverts for all precincts to Wilson Culverts (Elkhart, TX). (See attachments)

Motion made by Burns seconded by Lamance with White voting aye to award Bid No. 17-600-004 for concrete culverts for all precincts to Forterra (Grand Prairie, TX). (See attachments)

Alexander confirmed that Forterra is the same company the county awarded the FY16 bid to and the only difference is a name change.

Motion made by Burns seconded by Lamance with White voting aye to award Bid No. 17-600-005 for haul road materials for all precincts to North Texas Compression (Bridgeport, TX). (See attachments)

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Motion made by Burns seconded by White with Lamance voting aye to award Bid No. 17-600-006 for the purchase of magnesium chloride for all precincts to Texas Road and Sign Supply (McKinney, TX). (See attachments)

Motion made by Burns seconded by Lamance with White voting aye to co-award Bid No. 17-600-007 for road oils, asphalts, emulsions and liquids for all precincts to Prime Eco Group (Wharton, TX); Rooker Asphalt (Fort Worth, TX); Wright Asphalt (Houston, TX); Western Emulsions (Temple, TX); Professional Coating (Cedar Hill, TX); Heartland Asphalt (Hurst, TX); and P2 Emulsions (Elm Mott, TX) (See attachments)

Motion made by Burns seconded by Lamance with White voting aye to award Bid No. 17-600-008 for road repair for all precincts to SPI Asphalt (Flower Mound, TX). (See attachments)

Alexander stated none of the vendors that bid on rock and base materials bid on pre-coat rock. Alexander explained that this is something that has to be bid specifically and is stock-piled for specific jobs.

Motion made by Burns seconded by Lamance with White voting aye to co-award Bid No. 17-600-009 for rock and base materials for all precincts to Martin Marietta (Dallas, TX); P&K Stone (Chico, TX); Hanson (Irving, TX); and, Trinity Materials (Arlington, TX). (See attachments)

Alexander stated that neither vendor on Bid No. 17-600-010 for scrap metal sale bid on aluminum products. Goode discussed collection and delivery of aluminum products.

Motion made by Burns seconded by White with Lamance voting aye to award Bid No. 17-600-010 for scrap metal sale to Bridgeport Iron & Metal (Bridgeport, TX). (See attachments)

20) Consent Agenda Item:

a) Department Head Reports:

- County Clerk Monthly Activity Report July 2016 (See attachment)
- Treasurer's Report July 2016 (See attachment)
- Auditor's Report July 2016 (See attachment)
- FEMA \$294,748.00 reimbursement. (No attachment)

Clark asked McCuiston about noting the Sheriff's Department \$11,000.00 capital expenditure transfer under item 20c? McCuiston stated it can be addressed there or as a budget amendment at the next meeting.

b) Budget Amendments:

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- FY16-21 – adjust revenue and expense for Sheriff's Office bullet proof vests for FY2016 budget. (See attachment)
 - FY16-22 for additional certified revenue and various line item transfers for FY2016 budget. (See attachment)
- c) FY14 & FY15 and FY15 & FY16 – 3 Year Capital Expenditure Plan: None
- d) Claims & Payroll:
- Claims Register dated 8-12-2016 (See attachment)
 - Walk to Court register dated 8-12-2016 (See attachment)
 - Additional Walk to Court list dated 8-15-2016 (See attachment)

McCuiston stated there were three mailboxes on the Walk to Court register.

McCuiston made the court aware of an invoice on the walk to court list from H3 Oil (Boyd, TX) for an oil change and inspection by Constable Precinct No. 3 Doug Parr. McCuiston stated the account has not been suspended and the county didn't call every single vendor. McCuiston stated she discussed this with Judge Clark and because Parr got the vehicle inspected they agreed the invoice should be paid.

White asked if Parr's tags are current? Hudson stated, "Parr hasn't brought the inspection yet so that we can go to the Tax Office and get the registration." White confirmed that Parr hasn't brought Hudson the inspection. McCuiston stated she hasn't heard from Parr since the end of June. Hudson told White that it is the law that the inspection be provided before registration. White asked if Parr has been told that he has to bring the inspection to Hudson's office? Hudson told White that one of her staff has called him multiple times on his cellphone. Clark stated "Parr hasn't been into the Ann's office (Auditor's Office) since late June." Alexander told the court that she hasn't seen the lightbar either. Hudson told White that she has to contact him about his cellphone so she'll remind him when she calls him.

White told the court that this seems to be an on-going problem. White continued that he's not trying to blow it out of proportion. White stated there's a vehicle running around with expired tags and that isn't right. McCuiston told White the fuel has been suspended and they're not receiving any fuel tickets. White told McCuiston that if he isn't buying fuel he shouldn't need his oil changed. McCuiston told the court that this is the second oil change in just a few months. McCuiston stated she doesn't know why the oil was changed when the mileage shows it was within 300 miles of when it was changed before. McCuiston confirmed it does have an inspection on it. Lamance asked McCuiston if she thinks H3 would have changed the oil on a different vehicle? McCuiston stated that it was Parr's ID and they did it in good-faith. Lamance said, "It's a pretty sad story is what I say." White asked if anyone has talked to him [Parr] and ask him to come in and visit with anybody? McCuiston told White that Clark had contact with him. Clark told White that he hasn't heard from Parr since late June. Clark told White that Parr has been told to come in monthly as he has been told by the Auditor's office to take care of

invoices so we can pay vendors. Clark continued that Parr was told that his truck needed to be registered and that the auditors don't want to go to his house to inventory. Clark told White that Parr was also told that his vehicle needs to be marked and the lightbar installed because those items have already been purchased by the county and sit at the shops awaiting installation. Clark stated that Parr hasn't scheduled those [installations] with the shops to Clark's knowledge.

White asked if the county can legally request a mandatory meeting with him on all of this? Aaberg and Clark stated Parr is an elected official. White told the court he understands that Parr is an elected official. Aaberg stated that McCuiston through the budget process has some "power". McCuiston stated the only way she knows Parr can be addressed as an elected official is through the budget. Clark stated, "But yes, it is a problem." Lamance asked if the vehicle can be "repo'd". White stated he doesn't understand why the county can't sit down, "He's given us an answer that he would do these things but obviously I guess he doesn't have tags on his vehicle; I don't guess a lightbar has been put on or the markings. It's really ridiculous to have a constable running around whenever all of his cards have been cancelled." Clark told White, "I don't know if that truck is running the roads or not because we haven't paid gas since June. We cut off the accounts until he brought everything up." Lamance asked about the vehicle getting two oil changes? Clark confirmed the oil changes were within 300 miles of each other.

Clark told the court, "I don't know what else from his and McCuiston's aspect we can do with just us." White told the court that he's willing to talk to him and find out what his intentions are, "It's not anything against Doug Parr I just want to know what his intentions are. He's been requested to do these things, "Why are you refusing to do them?"

Clark asked White if White wants Clark to have White come to court? White told Clark he'd rather not have it in court. Clark asked how that'd be anything different than he and McCuiston asking Parr to see them? White told the court that he wishes this issue could be resolved. Clark told White that he wishes he could tell the court something different when the court requests an update. Clark told White that McCuiston would like to pay vendors and have accounts open. Clark told the court that he will reiterate to Parr that the court has concern. White told Clark that he would be willing to meet with Parr. Lamance told the court that he doesn't want to meet with Parr because he doesn't understand the "why". Clark told White that he will reach out to Parr again.

e) Utility Permits/Right-of-Way:

County Engineer Chad Davis stated that Zayo Group LLC presented a utility request/right-of-way permit for CR 4668 in Precinct No. 3 utility agreement project will be moved to the north side of the road. Davis stated that they sent him a change in the planning profile sheets and he cannot print it due to size (11x17). Davis stated that Zayo has done everything the county wished on this agreement. (See attachment)

f) Interlocal Agreements:

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

Aaberg expressed concern on signing invoices and presented the invoice for Telquest. Aaberg stated the invoice has terms/conditions that he would never agree to and that it's a contract. Aaberg stated the vendor already has their money and he would not have agreed to the terms/conditions. Aaberg requested that with new rules and house bills 1295 that if there's any kind of language that indicates "invoice" to remember that the county is signing a contract. Aaberg told the court that he and Alexander need to review all terms and conditions on invoices and contracts to make sure they don't get "us in trouble."

Aaberg told the court that under the terms of this invoice the county would have to pay all attorneys fees and go to New Jersey and it is under New Jersey Law. Burns told Aaberg that only the commissioners court can approve contracts so the invoice is invalid. Aaberg stated, "It makes it a fight that we have to give; we've already paid it and are using the product." Aaberg confirmed with Alexander that the invoice was approved by the court on April 25, 2016. Alexander confirmed that it was presented as an invoice and didn't go to her office for review as a contract until after that. Alexander stated that she and McCuiston have put some procedures in place where the Auditor's office is watching for those. Alexander stated this was presented about the time the house bill requirement was just starting and that all annual invoices/contracts go to her office and Aaberg's office for review before payment. Aaberg and Burns discussed liability because the county already has the product.

McCuiston told the court this came through the IT department and doesn't think he [Melton] was aware. Alexander told the court this is an issue now because of the house bill requirements. (See attachment)

Clark asked Aaberg about submission to the court of the road and bridge reports or whether those just go to the grand jury? Aaberg and Clark agreed that they're just sent on to the grand jury.

- Interlocal Cooperation Agreement Between Wise County, Texas and Northwest Independent School District for a School Resource Officer. (See attachment)
- Interlocal Agreement between Wise County Emergency Medical Services (EMS) and the City of Decatur Fire Department for first responder training (See attachment)

g) Contracts:

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

- TAC Automobile Physical Proof of Loss (\$15,375.00) 2009 Chevrolet Tahoe (See attachment)
- Health Benefits Continuation Coverage Services Agreement Between Wise County and Blue Cross and Blue Shield of Texas (Attachment as hardcopy file)
- Department of State Health Services Contract 2016-001108 for Cities Readiness Initiative (CRI) (See attachment)
- CovertTrack Group, Inc. for Wise County Sheriff's Department (See attachment)

- North Central Texas Trauma Regional Advisory Council (NCTTRAC) for Emergency Medical Services (EMS). (See attachment)
- Sterling Solutions, Inc. for Veterans Services Office (See attachment)
- Correctional Dental Services Agreement for Inmate Dental Services (See attachment)
- Emergency Watershed Protection Program Operation and Maintenance Agreement (See attachment)
- Bentley Systems, Inc. for County Engineer (See attachment)
- Janitorial Contract for Wise County Juvenile Probation Office with Brandi Bronniman (See attachment)
- Law Enforcement Agency (LEA) Application for Participation (See attachment)
- IBM for Wise County District Attorney (See attachment)
- SAVNS Maintenance Grant Contract for the Office of the Attorney General and Wise County (See attachment)
- TAC Retiree Medical Program UnitedHealthCare Supplemental Plan (Silver Choice). (See attachment)
- Renewals (List Only): Buyboard; HGAC; TCPN; TIPS; NASPO; LexisNexis Accurint – Fire Marshal; Coast to Coast (See attachment)
- Fully Executed (List) (See attachment)
- Collin County Community College Training (See attachment)
- Texas Association of Counties Health Insurance Pool Interlocal (See attachment)
- NCTCOG Tower Equipment Agreement (See attachment)

Motion made by Burns seconded by White with Lamance voting aye to approve all items under the consent agenda item, as presented. (See attachments)

21) Project Agreements for Road Repair:

Motion made by Burns seconded by White with Lamance voting aye to approve the following project agreements, as presented.

- #2016 Precinct No. 2 for Tarrant Regional Water District (Fire Lane A) (See attachment)
- #2017 Precinct No. 2 for Tarrant Regional Water District (Fire Lane B) (See attachment)
- #2018 Precinct No. 2 for Tarrant Regional Water District (Fire Lane C) (See attachment)

22) Right-of-Way Improvements:

Motion made by Lamance seconded by White with Burns voting aye to authorize Lamance to enter onto, if needed, the right-of-way on the Richardson property east of the CR 4668 bridge to clear right of way and for work if needed (Precinct No. 3). (No attachment)

23) Burn Ban: None

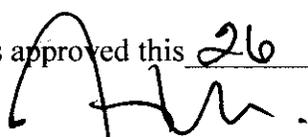
24) Committee Reports: None

25) Clark announced the next meetings as Monday, August 29, 2016. Clark announced the Thursday, August 18, 2016 for Development Rules and Regulations committee meeting at the Election Administration office. Burns stated that Burns, Lamance, Aaberg and Davis are members. Clark announced the Ag Extension interpretive luncheon immediately following this meeting. Clark announced the NCTCOG Thoroughfare Workshop to be held at 1:00 PM today at the Election Administration Office.

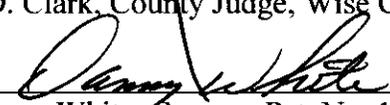
Clark announced the next county holiday as Labor Day on Monday, September 5, 2016.

Clark adjourned the meeting at 10:47 AM there being no further business to be had.

Minutes approved this 26 day of September, 2016, as printed.



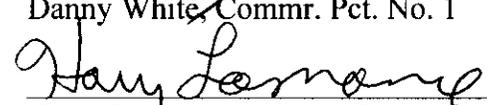
J.D. Clark, County Judge, Wise County



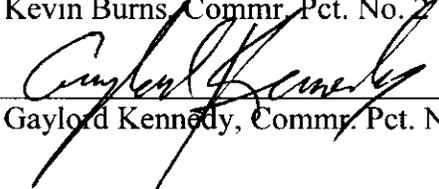
Danny White, Commr. Pct. No. 1



Kevin Burns, Commr. Pct. No. 2

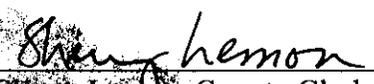


Harry Larnance, Commr. Pct. No. 3



Gaylord Kennedy, Commr. Pct. No. 4

ATTEST:



Sheri Lemo, 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.

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

