

AUGUST 24, 2015

WISE COUNTY COMMISSIONERS' COURT MEETING

On this the 24th day of August, A.D., 2015 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:

Wise County United Way Director Martin Woodruff presented the United Way of Wise County 2016 Campaign information to the court. (See attachments)

Woodruff gave a brief history of the United Way of Wise County program and stated that donations go 100% to programs with none going into overhead costs. Woodruff stated the program helps thirty Wise County agencies and the program has a goal of \$450,000.00 for the 2016 campaign.

Woodruff asked if there were any questions? None were made.

Burns requested that Clark place the following on a future agenda:

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- Speed limit change on El Lago Drive from 40 mph to 20 mph. Burns stated it would have to be scheduled for public hearing.

Clark asked if this can wait for a few meetings because there are several public hearings scheduled on September 14, 2015?

White asked to add closing a road to through-truck traffic and will provide the information at a later time.

6) No minutes were presented at this time for August 10, 2015 and August 17, 2015 for consideration of approval.

Motion made by White seconded by Burns and unanimously adopted by the Court to TABLE action regarding approval of the August 10, 2015 and August 17, 2015 minutes.

7) Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to appoint Elections Administrator Sabra Srader as the Joint Early Voting Clerk for the November 3, 2015 Constitutional Amendment Election. (No attachment)

8) Motion made by Burns seconded by White and unanimously adopted by the Court to appoint Elections Administrator Sabra Srader as the Joint Elections Officer for the November 3, 2015 Constitutional Amendment Election. (No attachment)

9) Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to approve the Elections Office to serve as the Main Early Voting/Polling Location for the November 3, 2015 Constitutional Amendment Election. (No attachment)

Skip to agenda item 11: Discuss and consider any potential changes to the proposed FY2016 Wise County Budget. Take necessary action.

Clark presented FY2016 Budget Draft #2 for the court to review and has the changes that were requested at the August 17, 2015 budget workshop. (See attachment)

Clark noted the precinct percentages in the budget are calculated based on road miles. Clark stated Draft # 2 has the same total bottom line as the proposed FY2016 budget.

Clark noted the DPS secretary position (Page 31) was put back as a full-time position. Clark stated that non-personnel changes were made in the DPS budget to keep the position full-time. Clark also noted that DPS support (formerly in three different funds) was combined into one account in the same office.

County Auditor Ann McCuiston noted that the DPS weigh station scale(s) maintenance expense is moved from DPS budget to County Engineer Chad Davis' budget as he oversees the maintenance of the scales.

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Clark asked for comments. Commissioners continued to review the budget draft.

Clark told the court that he, McCuiston and Sheriff David Walker (and staff) looked for a way to give a pay increase to sworn sheriff's deputies (page 141). Clark stated the "cleanest way" this could happen with some changes in the inmate work-crew program. Clark stated Draft #2 reflects precinct inmate work-crews changing from four crews to two crews that could be shared between the precincts. Two positions would be absorbed as jailer positions as openings are available. Walker confirmed there are two positions available now. Clark stated this would create approximately \$100,000.00 that would allow Walker to give an estimated \$1.00/hour pay increase to sworn law enforcement deputies.

Walker stated that he discussed with McCuiston about using non-personnel funds for the increase and was advised that is a risky move because you don't know if the funds are going to be there in the next fiscal year. Walker stated he'll work with whatever the court decides to do and will move forward with that decision.

Lamance asked where the funds would come from if inmate work-crew isn't changed? Clark stated, "That's a good question. Something's got to give somewhere."

Commissioners discussed changes in work-crews. White asked Walker if there is anyone at the jail that can "float around" if someone is sick or on vacation? Walker discussed the current jailer status at the jail.

Lamance stated he is for the sworn law enforcement officers in getting a raise. Lamance asked if the other commissioners wish to look somewhere else for the funds. Lamance asked Burns for comments? Burns stated that they'll have to use precinct employees to cut down trees and fill potholes but that they're currently doing that anyway.

Kennedy stated that he [Walker] is an elected official, he has his budget and if that's what he has to do then that's the way I think we should do it. Kennedy continued about use of inmate work crew between precincts.

Clark commented, "I don't think it should come at the expense of other departments that have already cut themselves to the bone." Kennedy commented that it will work and we'll have to tighten our belts.

Lamance asked if this is permanent? Clark stated that anything in a budget can change from year to year. Burns stated, "What we have to look at as philosophy is that if any money that comes in from oil-related that is volatile like that it needs to go into infrastructure rolling stock. It cannot go into salaries because when it changes you have to fire people. We've got to do it that way and we've been asleep at the switch and allowed a lot of this to money to go into salaries and it is really hard." Burns continued, "Be aware if it goes down more next year nobody's untouchable we will have to fire people and services will have to be suspended."

Walker discussed salary studies performed in local counties and municipalities. Burns stated TAC does it yearly. White stated the reason why this [proposed pay increase] is even being discussed is to try and keep employees and save on training costs. White stated he will want to see next year if this has benefited the county in any way. Burns stated Wise County cannot compete with a more diverse and robust economy and the Metroplex is always going to be there and will always pay more.

Fire Marshal/Emergency Management Coordinator Chuck Beard discussed, at Clark's request, the changes in the fire department phone policies. Beard stated the departments are currently provided a cellphone and a monthly stipend. Beard stated of the seventeen fire departments in the county only seven have cellphones. Beard continued that of the seven only five utilize the cellphones. Beard stated this is creating more work for the Auditor's office when some of the departments are going over their allotted times. Beard stated better utilization of the funds would be to use a secondary dispatch item that can be in there for the same money and would encompass all departments as a backup dispatch system over the internet. Beard stated that the five that use the phones is a not a high percentage of business; a lot personal. Beard stated the money wouldn't change at all and this is just a recommendation at this point. Clark stated this is something for the court to be aware of as contracts come up.

Srader discussed Election Administration contractual workers with the court. Srader stated she is going to get a copy of Lubbock County's RFP as well as a contract with a temp agency that will allow Wise County to use election poll workers as part-time staff during the general election next year and hire them through a temp agency rather than through the county and will take the positions out of county payroll and are truly independent contractors. Srader stated this would get around the IRS issue of whether they get a 1099 or not. Srader stated Lubbock County is happy to allow Wise County to use their RFP and contract forms for Wise County. Clark confirmed the contractors will have to complete training. Srader stated that the contractor will sign up through the temp agency and will be paid through the temp agency.

Kennedy asked the start date for these changes? Clark stated the fire department contracts will be signed before October 1, 2015. Asset Control Officer Diana Alexander commented that she will discuss this further under the contracts agenda item.

Clark asked if there was anything else the court wanted to discuss about FY2016 budget draft #2 and asked Commissioners Court Attorney Thomas Aaberg if a motion needed to be made to approve Draft #2? Aaberg stated the court isn't adopting the budget yet so it is the court's choice.

Motion made by White seconded by Lamance and unanimously adopted by the Court to move forward with Draft #2 of the proposed FY2016 budget.

12) Clark stated the Wise County FY2016 budget will be adopted during the regular scheduled meeting on Monday, September 14, 2015.

13) Donations:

County Treasurer Katherine Hudson presented the following donations to the court:

- Roping chute donated by Zane Lasiter (\$1,900.00) to the Wise County Fairgrounds. (No attachment)
- \$500.00 from WC Charities for Emergency Medical Services (EMS). (No attachment)
- TxDOT Rider 43 Program donated 1,600 pieces of guardrails
White commented that the final count was 453 pieces. White and Davis discussed TxDOT allotment of bridge building beams. Burns stated there is no monetary change of hands. Davis stated the only monetary value is what TxDOT calculates to determine county allotment. August 31st is the end of TxDOT's fiscal year and they want to get rid of the allotment.
- 800 cubic yards of rap from TxDOT for all precincts. Kennedy discussed hauling the material.

Motion made by White seconded by Burns and unanimously adopted by the Court to accept the donations, as presented, with the county's thanks. (No attachments)

14) Bids:

Alexander stated that Horton Bridge and Piling was the lowest cost bidder but didn't meet the required specifications on Bid No. 16-600-002 for Bridge Building and Construction that was previously tabled because they didn't provide all necessary materials as requested.

Motion made by Burns seconded by Lamance and unanimously adopted by the Court to award Bid No. 16-600-002 for Bridge Building and Construction for all precincts to Harris Welding (Springtown, Texas). (See attachment)

Alexander stated that Project Manager Glenn Hughes has done some research on Bid No. 16-600-009 for pest control services for all county buildings.

Hughes recommended staying with Wise Chem/Safe Pest Control being the local vendor and said they have the termite bid. Alexander noted this pest control bid doesn't include termite services. Clark commented that Wise Chem/Safe Pest Control is not the lowest bidder. Hughes commented that bidding pest control is hard to bid because of the differences between bids. Burns asked if the local vendor is within 3%? Burns asked if Mid Cities Pest has been a previous vendor? Alexander stated the county hasn't done business with Mid Cities Pest before.

Alexander stated the totals are for monthly spraying and doesn't include re-treatment. Burns stated it is 10%. Clark confirmed there is a 30-day "out" and the county can cancel with 30-day notice.

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Motion made by Lamance seconded by Burns and unanimously adopted by the Court to award Bid No. 16-600-009 for pest control services for all county buildings to Mid Cities Pest (Hurst, TX). (See attachment)

White requested to purchase a chip spreader for use by Precincts 1, 2 and 4 from R.B. Everett for \$239,600.00 via Buyboard with capital expenditure funds.

Motion made by White seconded by Lamance and unanimously adopted by the Court to authorize the purchase of a chip spreader for use by Precincts No. 1, 2, and 4 from R.B. Everett for \$239,600.00 via Buyboard with capital expenditure funds.

10) Motion made by Burns seconded by White and unanimously adopted by the Court to TABLE discussion or action on the existing ordinance of Salvage and/or Junk Yards until a later meeting.

15) Consent Agenda Item:

a) Department Head Reports:

- Auditor's Report July 2015 (See attachment)
- Walker stated there are issues with the medical provider at the jail and has given the company a "last ditch effort". Walker will get with Aaberg to submit a cancellation notice. Walker clarified with Aaberg that it is not the medical services provider but the pharmaceutical provider. Alexander confirmed the company name as Contract Pharmacy.

b) Budget Amendments:

- FY15-22 for additional certified revenue; capital projects purchase of equipment for Precincts 1, 2, and 4; decrease Soil and Water Conservation Dam Maintenance out of Public Works into Right-of-Way; and various line item transfers. (See attachment)

c) FY14 & F15 – 3 year Capital Expenditure Plan: None

d) Claims/Payroll:

- Disaster Walk to Court dated August 24, 2015 (See attachment)
- Walk to Court dated August 24, 2015 (See attachment)
- Claims Register dated August 20, 2015 (See attachment)
 - Wal-Mart \$1,798.28 (not in register)
 - ADP for a time clock county time/payroll for \$4,327.15 (not in register)
 - McCuiston noted that until she can get Constable #3 to sign his invoices they will be presented as walk-to-court items.
- Payroll Register dated 8/20/2015 (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.)

- FY2016 Interlocal Agreement renewal list (See attachment)
- Includes Fire Department Interlocal Agreements and changes Commissioners Court Attorney Thomas Aaberg is going to make to those agreements.
- NCTCOG two year Interlocal Agreement for 9-1-1 provisions (See attachment)

g) Contracts:

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

- Amendment No. 1 to Contract # FCSR 2015-50003 between Texas State Soil and Water Conservation Board and Wise County (See attachment)
- Dustin Office Machines for copier at 271st Judicial CSCD Department (Adult Probation) (See attachment)
- Dustin Office Machines for second copier at 271st Judicial CSCD Department (Adult Probation) (See attachment)
- SAFRAN Maintenance Agreement Addendum for Wise County Court. (See attachment)
- Stryker for Emergency Medical Services (EMS). (See attachment)
- Diversified Power Systems, Inc. maintenance agreement for Wise County Law Enforcement/Jail Facility generator (See attachment)
- FY2016 Contract Renewals list (See attachment)
- Fully Executed: NCTCOG MOU on Area Agency on Aging; Kathy Boswell Janitorial Services for Bridgeport Annex; Texas Parks and Wildlife Department for County Boat Agent Agreement (See attachments)

Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to approve all items listed under the consent agenda item, as presented.

16) Project Agreements for Road Repair:

McCuiston presented Project Agreement #4022 for City of Bridgeport for Davies Street. Kennedy requested to cancel this item. No others.

17) Right-of-Way Improvements: None

18) Burn Ban: None

19) Committee Reports:

20) Clark announced the next meetings as Monday, September 14, 2015 and Monday, September 28, 2015.

Clark announced the following Public Hearings:

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- Public Hearing on the proposed Wise County Budget for Fiscal Year 2016 as being Monday, September 14, 2015 (8:45).
- Public Hearing and adoption of Technology Fund/Archive Fund for District Clerk (8:15 AM) and County Clerk (8:30 AM) as part of the budget as being Monday, September 14, 2015.

Clark announced the next county holiday as Monday, September 7, 2015 (Labor Day).

Clark noted the previously discussed NCTCOG workshop for the thoroughfare plan will be rescheduled for a later date.

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

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

J.D. Clark
J.D. Clark, County Judge, Wise County

Danny White
Danny White, Commr. Pct. No. 1

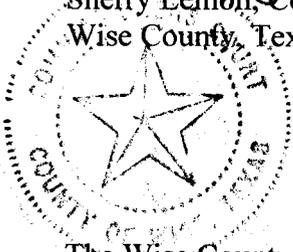
Kevin Burns
Kevin Burns, Commr. Pct. No. 2

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

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

ATTEST:

Sherry Lemon
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