

SEPTEMBER 12, 2016

WISE COUNTY COMMISSIONERS' COURT MEETING

On this the 12th day of September, 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	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:

Wise County Republican Party Chair Allen Williamson expressed support in keeping the Bridgeport Law Enforcement Center as an Early Voting Polling Location for the Tuesday, November 8, 2016 General and Special Election. Williamson stated there have been concerns about having this as a polling location and the party doesn't share those concerns and doesn't feel the location oppresses any voters.

- 5) County Correspondence:

Clark reminded the court of the September 11th ceremony to be held by the Wise County Veterans Group at the Wise County Veterans Park on North Trinity Street at 10:30 AM today.

- 6) Precinct Cooperation/Coordination:

Burns and White expressed thanks to other precincts for assistance in road projects.

7) Motion made by Lamance seconded by Burns and unanimously adopted by the Court to approve the final plat of Wilder Addition, Lot 1 located in Precinct No. 3 and grant a variance on a drainage study with a letter of general conformance from Kimley-Horn and Associates, Inc. (See attachment)

8) Motion made by Burns seconded by White and unanimously adopted by the Court to approve the final plat of North Star Pointe, Section Two, Phase 1, Lot 200-R located in Precinct No. 2 with a letter of general conformance from Kimley-Horn and Associates, Inc. (See attachment)

9) Motion made by Kennedy seconded by Lamance and unanimously adopted by the Court to approve the final plat of Spring Valley Crossing, Lots 1-10 located in Precinct No. 4 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 Fairview Estates East, Lots 1R, 2R and 3R, Block A located in Precinct No. 2 with a variance on the building setback and the drainage study (including a letter of general conformance from Kimley-Horn and Associates, Inc.). (See attachment)

11) Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to award the tax sale bid for Lot 1A, Bald Ridge Ranchetts, .66 acres Abstract 769, Paradise ISD (Tax Suit #9917 Paradise ISD v Charles D. Nation) to RKD Investments (Billy Delt, President) for \$1,500.00. (See attachment)

12) Motion made by Kennedy seconded by Burns and unanimously adopted by the Court to award the tax sale bid for 1.00 acre a part of the Northeast $\frac{1}{4}$ of section 6 Fall CSL, Abstract 293 and East $\frac{1}{2}$ of a 2 acre land, Alvord ISD (Tax Suit #TX10505 Alvord ISD v Helen Mooneyham) to J. Dwayne Enlow for \$1,500.00. (See attachment)

13) Motion made by Burns seconded by Lamance and unanimously adopted by the Court to award the tax sale bid for Lot 55, Block 3, Chisholm Hills, Phase III, Addition to the City of New Fairview (Tax Suit #TX10706; Decatur ISD v Johnson Country Oaks) to Cacharel Companies Inc for \$3,910.71. (See attachment)

14) Motion made by White seconded by Burns and unanimously adopted by the Court to award the tax sale bid for .84 acre Abstract 745, Decatur ISD (Tax Suit #7678; Decatur ISD v Edward L. Clem) to John P. Reeves for \$3,000.00. (See attachment)

15) Clark read the following statement regarding the FY2017 county budget:

“As required by Section 111.008 of the Texas Local Government Code, Wise County is providing the following statement on this cover page of its adopted budget for the 2017 fiscal year. This budget will raise less revenue from property taxes than last year’s budget by and amount of -\$5,006,035.00 which is an -18.55 percent decrease from last year’s budget. The

property tax revenue to be raised from new property added to the tax roll this year is \$400,117.16. (See attachment)

Motion made by Burns seconded by Lamance and unanimously adopted by the Court to approve an Order for the adoption of the budget of total revenues and expenditures, to include all salaries, wages, benefits and other associated county costs for Wise County's fiscal year 2017 (FY2017) being October 1, 2016 through September 30, 2017, as presented, with the following roll call vote:

Pct. 1 Commr. White – Aye
Pct. 2 Commr. Burns – Aye
Pct. 3 Commr. Lamance – Aye
Pct. 4 Commr. Kennedy – Aye
County Judge Clark – Aye

(See attached Budget coversheet; Order Adopting the Budget for FY2017; and budget certificate)

16) Clark read the following "Order Adopting the Tax Rate for Fiscal Year 2017":

"On this the 12th day of September, 2016, came to be considered the Tax Rate for FY2017, and it appearing to the Commissioners Court that said Tax Rate has been duly calculated in accordance with law by the County Tax Assessor/Collector, and all required public notices fully filed and the said Tax Rate, having been duly considered by the court, on motion made, seconded carried, it is ordered by the Court that the said Tax Rate be and it is hereby, Approved and adopted as follows:

General Fund	.346400
Right/Way-FMLR	.005000
Road/Bridge-FMLR	.0275000

Total Tax Rate: .378900 per One Hundred Dollar Valuation"

Motion made by Burns seconded by White and unanimously adopted by the Court to adopt the tax rate for FY2017 for Wise County, Texas, as presented, with the following roll call vote:

Pct. 1 Commr. White – Aye
Pct. 2 Commr. Burns – Aye
Pct. 3 Commr. Lamance – Aye
Pct. 4 Commr. Kennedy – Aye
County Judge Clark – Aye

(See attached Order Adopting Tax Rate for FY2017 and Tax Rate and Percentage by Funds)

17) Clark read the following statement regarding the 2016-2017 Weatherford College Wise County budget:

“As required by Section 102.005(b) of the Texas Local Government Code, Wise County is providing the following statement on this cover page of its accepted budget for the 2017 fiscal year. This budget will raise less revenue from property taxes than last year’s budget by an amount of -\$609,087.00 which is a -17.93 percent decrease from last year’s budget. The property tax revenue to be raised from new property added to the tax roll this year is \$48,753.00.”

Motion made by Burns seconded by Lamance and unanimously adopted by the Court to approve the 2016-2017 School Year Budget as received from Weatherford College for the Weatherford College Wise County (WCWC) Branch Campus, as presented, with the following roll call vote:

Pct. 1 Commr. White – Aye
Pct. 2 Commr. Burns – Aye
Pct. 3 Commr. Lamance – Aye
Pct. 4 Commr. Kennedy – Aye
County Judge Clark – Aye

(See attached budget cover page; Weatherford College Wise County Budget for FY2016-17; Weatherford College Wise County Budget Fiscal Year 2016-2017; Order Adopting the Weatherford College Wise County Branch Campus Budget for “2016-2017 School Year” and budget certificate)

18) Clark read the following “Order Adopting the Tax Rate for Fiscal Year 2017”:

“On this the 12th day of September 2016 came to be considered the Tax Rate for FY2017, and it appearing to the Commissioners Court that said Tax Rate has been duly calculated in accordance with law by the County Tax Assessor/Collector, and all required public notices fully filed and the said Tax Rate, having been duly considered by The Court, on motion made, seconded carried, it is ordered by the Court that the said Tax Rate be and it is hereby, Approved and adopted as follows:

Weatherford College Wise County Branch Campus .046148”

Motion made by Burns seconded by White and unanimously adopted by the Court to approve the Order for Adoption (levy) of the tax rate for the Weatherford College Wise County (WCWC) Branch Campus Maintenance Tax for the 2016-2017 school year being September 1, 2016 through August 31, 2017, as presented, with the following roll call vote:

Pct. 1 Commr. White – Aye
Pct. 2 Commr. Burns – Aye
Pct. 3 Commr. Lamance – Aye
Pct. 4 Commr. Kennedy – Aye
County Judge Clark – Aye

(See attached Order Adopting the Tax Rate for Fiscal Year 2017)

- 19) Motion made by Burns seconded by Lamance and unanimously adopted by the Court to adopt Resolution FY17-01 being a resolution for the assurance of timely payments for Wise County Claims payment accountability, as presented. (See attachment)
- 20) Motion made by Burns seconded by Lamance and unanimously adopted by the Court to approve the FY2017 Archive Fund Fee for the District Clerk, said fee not to exceed ten dollars (\$10.00) per filing, as presented. (See attachment)
- 21) Motion made by Burns seconded by Lamance and unanimously adopted by the Court to approve the FY2017 Archive Fund Fee for the County Clerk, said fee not to exceed ten dollars (\$10.00) per filing, as presented. (See attachment)
- 22) Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to approve/adopt the 2017 Wise County Sheriffs' and Constables' Fees, as presented, in accordance with Local Government Code 118.131(d) with all said fees to have an effective date of January 1, 2017. (See attachments)
- 23) Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to appoint Sabra Srader, Elections Administrator, as the Early Voting Clerk for the Tuesday, November 8, 2016 General and Special Elections. (See attachment for items 23-25)
- 24) Motion made by Kennedy seconded by Burns and unanimously adopted by the Court to approve the Wise County Elections Office (200 S Trinity Street, Decatur, TX) to serve as the main early voting polling location for the Tuesday, November 8, 2016 General and Special Elections. (See attachment for items 23-25)
- 25) Motion made by Kennedy seconded by Burns and unanimously adopted by the Court to appoint Sabra Srader as Central Count Station Manager; Karen Valenzuela as Tabulation Supervisor; and, Luis Valdez as Assistant Tabulation Supervisor for the Tuesday, November 8, 2016 General and Special Elections. (See attachment for items 23-25)
- 26) No action required or taken regarding the Order of Appointment for Early Voting Ballot Board for the Tuesday, November 8, 2016 General and Special Elections as entered by the Wise County Election Board pursuant to Texas Election Code 87.002. This was noted for court record. (See attachment)
- 27) Srader stated the City of Alvord will be an early voting polling location for the Tuesday, November 8, 2016 General and Special Elections and future elections as will the City of Boyd Community Center. Srader requested to extend the last two days of early voting to twelve (12) hour days from 7:00A-7:00P.

Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to approve the dates/times/locations for early voting period for the Tuesday, November 8, 2016 General and Special Election, as presented. (See attachment)

28) Motion made by Kennedy seconded by Burns and unanimously adopted by the Court to designate the 10th day of the month or the first Monday following the 10th day of the month as the regular term meeting date of the Wise County Commissioners Court. (No attachment)

29) Motion made by White seconded by Burns and unanimously adopted by the Court to approve the FY2017 County Holiday schedule, as presented. (See attachment)

30) Donations:

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

- Zane Lassiter Wise County Youth Rodeo deposit donated back to the fairgrounds.
- Devon Energy Yukon for Wise County Sheriff's Department.

31) Bids:

Motion made by Kennedy seconded by Burns and unanimously adopted by the Court to declare a bannister bridge in Precinct No. 4 off of CR 2123 as salvage property.

Motion made by Kennedy seconded by Burns and unanimously adopted by the Court to authorize Asset Control Officer Diana Alexander to advertise for bids for removal and purchase (as is) of the bannister bridge on CR 2123 in Precinct No. 4. (No attachment)

Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to authorize Asset Control Officer Diana Alexander to advertise for bids for the four dam projects Denton Creek Site 16, Site 26, Site 23A and Site 23B. (No attachment)

Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to award Bid No. 17-600-011 for the purchase of railroad car culverts to the Railroad Yard (Stillwater, OK). (See attachment)

Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to approve the purchase via state contract the Pitney Bowes machines (that are up for renewal) for Justice of the Peace, Pct. 3; Justice of the Peace Pct. 4; and the Tax Office with the following costs per month: Tax Assessor: \$143.59/mo. or \$430.70/quarterly; JP3 and JP4 \$99.32/mo. or \$297.96/quarterly). (No attachments)

32) Consent Agenda Item:

A) Department Head Reports:

- County Clerk monthly activity report for August 2016 (See attachment)
- Public Works monthly activity report for August 2016 (See attachment)
- County Engineer Chad Davis (verbal) regarding email correspondence to Commissioners; list of sufficiency rating on bridges by TxDOT and need for specific bridges and locations for surplus beam submittal list. (No attachment)
- McCuiston updated the court on Constable Precinct No. 3 Doug Parr. McCuiston stated that Parr has turned in the personal viewer recorder to Asset Control; paid for the GPS unit (\$119); provided civil process log (3rd quarter and part of 4th quarter) and cell phone bill to the Auditor. McCuiston continued that he has had his vehicle inspected; signed a landline and iPad invoices; didn't sign the H3 oil company for the oil change and hasn't installed the light bar (scheduled for this week). McCuiston stated she wasn't sure the status of the vehicle graphics.

Clark asked McCuiston if Parr gave reason for refusing to sign the H3 Oil invoice? McCuiston stated, "No, all he said was he was checking something out on that." McCuiston confirmed with White that the court approved the invoice at last court.

Clark asked about light bar or marking installation? McCuiston told Clark it is scheduled for this week and we'll see by next court.

B) Budget Amendments:

- FY16-24 for additional certified revenues for interest and taxes; transfer from General Fund to grant for the Sheriff's Office (previously approved) for software for \$55,400.00. McCuiston stated the software is going to cost the county \$165,400.00 so the county is going to take \$110,000.00 from Capital Expenditure next year and transfer \$55,400.00. (See attachment)

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

D) Claims/Payroll:

- Claims Register with Walk to Court dated 9-12-16 (See attachment)
- Payroll Register dated 8-31-16 (See attachment)

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 (Verbal) told the court that at the last meeting she said Employee Benefits would have a month carry-over with one month fees. Alexander stated the county's broker contacted them and the contract has been cancelled as of the end of the fiscal year with no additional fees.
- Wise County Emergency Medical Services (EMS) First Responder Letter of Agreement East Wise Fire Department (See attachment)
- AFIX Technologies, Inc. for Wise County Sheriff's Department (See attachment)
- ProCare Stryker for Emergency Medical Services (EMS) stretchers (See attachment)
- Marathon Engineering Corp for WCSO Jail safety padding repair (See attachment)
- Court Appointed Special Advocates (CASA) agreement (See attachment)
- APPRISS for automated victim notification for WCSO (See attachment)
- CAREFLITE Group Membership Agreement Extension (See attachment)
- Wise Hope Shelter and Crisis Center Agreement (See attachment)
- Wise County Council on Alcohol and Drug Abuse Agreement (See attachment)
- Contract Number Wise-EWP-FED-59041 Cooperative Agreement for Denton Watershed Site 16, 26, 23A and 23B (See attachment)
- Renewals: Weatherford College Lease; Intermedix; Tyler Technology Odyssey Software, Judge's Edition Software and ENotices Software; Decatur Propane; Rick Woods Aggregate Storage Precinct No. 3 (See attached list only)
- Fully Executed: Texas State Soil and Water Conservation Board Wise EWP-ST-50023; VSP; Weatherford College Training Agreement; Crafton First Responder; and CopSync Amendment (See attachments)

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

33) Project Agreement for Road Repair: None

34) Right-of-Way Improvements:

Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to approve the right-of-way improvement request for Burns to request to enter on to the property of Phil Haynes (CR3250 in Precinct No. 2) to clear the right-of-way and trim brush. (No attachment)

White asked about trash removal on private roads? White told the court he received a report from the Wise County Sheriff's Office regarding trash dumping on Coyote Trail being a private road. White asked the county's responsibility to clean up trash on a private road? White told the court the county doesn't maintain private roads. Clark told White that he doesn't think it is the county's responsibility. Clark and White discussed dumpsite services. Goode commented that dumping on county and private roads isn't something new. Clark reiterated to White that it is not the county's responsibility; it is a private road.

35) Burn Ban:

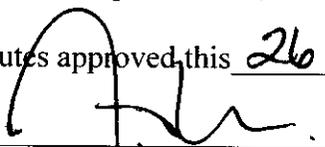
Page Nine, September 12, 2016 Mtg...

Motion made by Burns seconded by Lamance and unanimously adopted by the Court to renew/reinstate the 90 day burn ban based on National Weather Service red-flag days. (See attachment)

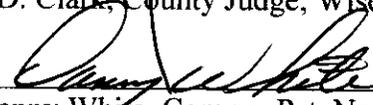
- 36) Committee Reports: None
- 37) Clark announced the next meeting as Monday, September 26, 2016.
- 38) Clark adjourned the meeting at 9:35 AM there being no further business to be had.

Page Ten, September 12, 2016 Mtg...

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



J.D. Clark, County Judge, Wise County



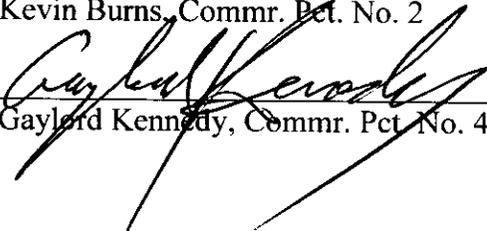
Danny White, Commr. Pct. No. 1



Kevin Burns, Commr. Pct. No. 2

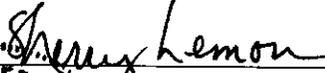


Harry Lamance, Commr. Pct. No. 3



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 in 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

