

OCTOBER 12, 2015

WISE COUNTY COMMISSIONERS' COURT MEETING

On this the 12<sup>th</sup> day of October, 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 County Court at Law Jury Room (3<sup>rd</sup>) 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) County Correspondence: None

***Skip agenda item 6: Executive Session with County Legal Counsel, for private consultation allowed under Texas Government Code Section 551.071: discussion and legal updates of pending litigation.***

- 7) Precinct Coordination/Cooperation:

Kennedy told the court that he will be asphaltting tomorrow.

- 8) Motion made by Burns seconded by White and unanimously adopted by the Court to approve the minutes of the meetings September 28, 2015 and September 29, 2015, as printed. (No attachments)

9) Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to proclaim October 2015 as Domestic Abuse Prevention Month in Wise County, Texas. (See attachment)

Wise County Domestic Violence Task Force President Lynn Long and Wise Hope Shelter & Crisis Center Director Ronnie McIlroy both appeared before the court and thanked the court for its support. Clark asked McIlroy of any upcoming dates for domestic violence programs. McIlroy stated a candlelight vigil will be held in the future but doesn't have a set date at this time.

10) Motion made by White seconded by Burns and unanimously adopted by the Court to approve the Construction Plan Review for Highland Hills, Phase II located in Precinct No. 1 including a letter of general conformance from Kimley-Horn and Associates, Inc. with the understanding that no houses will be built until all roads are completed and have been accepted by the county.

11) Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to adopt the "Order to Remove Blockage From Sandy Creek on Approximately 208 Acres of Real Property Owned by Trinity Materials On/Near CR 1590 Pursuant to Texas Transportation Code 254.008", as presented. (See attached Order and Notice)

12) Motion made by Burns seconded by White and unanimously adopted by the Court to adopt the "Order to Remove Blockage From Sandy Creek on Approximately 297 Acres of Real Property Owned by Thomas Spain, Jr. On/Near CR 1590 Pursuant to Texas Transportation Code 254.008", as presented. (See attached Order and Notice)

13) Clark stated the Wise County Appraisal District (WCAD) Board of Directors nominations are due the WCAD by October 15, 2015. Clark stated the current nominations as of October 9, 2015 are: Chico ISD – Audie Morris; Poolville ISD – Randy Moss; City of Bridgeport – Ray Cook and Mike Hurd. Clark stated Moss, Cook and Hurd are currently on the board of directors. Clark stated current board members not nominated as of October 9, 2015 are Allen White and Bill Lewis. Clark stated Lewis indicated at the mobile meeting on September 29, 2015 that he is interested in serving.

Burns stated it is his opinion to fill up the nominations [now] and vote for who the county chooses at a later date.

Motion made by Burns seconded by White and unanimously adopted by the Court to nominate Allen White and Bill Lewis to the Wise County Appraisal District Board of Directors. (No attachment)

14) Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to adopt the "Resolution in Agreement with the Texas County Judges and Commissioners

Page Three, October 12, 2015 Mtg...

Association in Regards to Commissioners Court Budgetary Responsibility”, as presented. (See attachment)

15) Donations:

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

- \$500.00 from Alvord Cemetery Association for Fund 77
- \$200.00 from Decatur Rodeo Team for Emergency Medical Services (EMS).
- \$171.90 from Rick’s Auto for Animal Shelter (sale of aluminum cans)

16) Bids:

Motion made by Burns seconded by White and unanimously adopted by the Court to award Bid No. 16-600-016 for road repair to SPI Asphalt (Flower Mound, TX). (See attachment)

Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to rescind the following motion made on February 10, 2015: “**Motion made by Lamance seconded by Burns and unanimously adopted by the Court to approve the purchase by Lamance of a Roscoe broom from Buyboard for Precinct No. 3. (No attachment)**”

Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to authorize the purchase of a broom for Precinct No. 2 at the Ritchie Bros. Auctioneers auction in December 2015. (No attachment)

Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to authorize the sale of a broom, tractor and side mower from Precinct No. 2 at the December 2015 Ritchie Bros. Auctioneers auction. (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 purchase of a new roll-off truck for Public Works to be paid with capital expenditure funds. (No attachment)

Burns stated he has an old water truck that is used at the Wise County Fairgrounds and wishes to leave it at Public Works. Alexander asked about transferring the equipment from Precinct No. 2 to Public Works? Burns stated the equipment is driven down to Public Works every time there is an event. Alexander stated she can transfer equipment responsibility to Public Works if Burns wishes. Public Works Director Tom Goode stated they can talk to the City of Decatur regarding getting a meter on-site at the fairground. Burns stated it is a safety matter as far as keeping a truck and is not road safe and will work fine on the fairgrounds.

17) Consent Agenda Item:

Department Head Reports:

- County Treasurer Katherine Hudson asked the court about the annual county Thanksgiving luncheon in November? Hudson will get with Goode regarding scheduling the Women's Building at the county fairgrounds.
  - Public Works monthly activity report September 2015 (See attachment)
  - Wise County Asset Control Report for July 1, 2015 to September 30, 2015. (See attachment)
  - County Clerk monthly activity report September 2015 (See attachment)
- a) Budget Amendments:
- FY15-25 – close out FY2015 (See attachment)
- b) FY14, FY15 and FY16- 3 Year Capital Expenditure Plan: none
- c) Claims/Payroll:
- Right-of-Way Walk to Court (See attachment)
  - Storm Damage Walk to Court (See attachment)
  - Capital Project Walk to Court (See attachment)
  - Claims Register (See attachment)
  - Wise County Accounts Payable to be Paid Beginning FY16 Approved by Commissioners Court 10.12.15 (See attachment)
  - Auditor's office closed Tuesday-Friday to close out the fiscal year.
  - (Verbal) Lowery Wholesale for an emergency culvert repair for CR 1596 in Precinct No. 2 for \$116.00. (See attachment)
- d) Utility Requests: None
- e) Interlocal Agreements:  
(Original Interlocal Agreements are filed in the Asset Control Office by Diana Alexander.)
- Lubbock County for Regional Public Defender for Capital Cases Program. (See attachment)
- f) Contracts:  
(Original Contracts are filed in the Asset Control Office by Diana Alexander.)
- (Verbal) Helen Farabee MHMR (not in dropbox) \$50,000.00 annual budget. (No attachment)
  - City of Rhome for fire hydrant meter at Pecan and Hickory (Precinct No. 1) (See attachment)

- Netdata Maintenance Agreement for Jury Selection (See attachment)
- Netdata Maintenance Agreement for Tax Collections (See attachment)
- Ritchie Bros Auctioneers, Inc. contract to auction (See attachment)
- Tyler Technologies – eNotice Software etc. (See attachment)
- Tyler Technologies - Judge Edition Software (See attachment)
- TargetSolutions for Emergency Medical Services (EMS) (See attachment)
- Agreement of Lease Cottondale Dump Station with Cottondale VFD (See attachment)
- Emergency Medical Services (EMS) First Responder Letter of Agreement Bridgeport VFD (See attachment)
  
- Renewals (List only)
  - Linebarger et al – collection of delinquent fines
  - NCCTRAC-EMFT Responder
  - Dustin Copier – Auditor
  
- Cancellations (List only)
  - City of Newark animal control (not renewing)
  
- Fully Executed (List) (See attachments for all items listed)
  - Fire Departments: Lake Bridgeport, Sand Flat, Salt Creek, Boonsville/Balsora, Decatur
  - Library: Alvord, Decatur
  - Animal Control: City of Runaway Bay
  - Texoma Area Paratransit System (TAPS)
  - Voices Advocating for Children
  - Alvord Medical Clinic PA for inmate medical services
  - Stryker for Emergency Medical Services (EMS) stretchers

Motion made by Burns seconded by White and unanimously adopted by the Court to approve all items, as listed/presented

18) Project Agreements for Road Repair: None

19) Right-of-Way Improvements:

Motion made by Kennedy seconded by Burns and unanimously adopted by the Court to approve the right-of-way improvement request to enter onto

- Terry Nichols property (CR 3657 north of Love Trail) in Precinct No. 4 to clean ditches.
- Dr. Nobles property (Rush Creek Community) by Precinct No. 2 for two low water crossings.

20) Burn Ban:

Page Six, October 12, 2015 Mtg...

Fire Marshal/Emergency Management Coordinator Chuck Beard stated that today is a Red Flag Day and there is extreme fire danger this week.

21) Committee Reports:

Hudson and Goode discussed possible dates for the County Thanksgiving luncheon as November 5<sup>th</sup> or 12<sup>th</sup>.

***Back to agenda item 6: Executive Session with County Legal Counsel, for private consultation allowed under Texas Government Code Section 551.071: discussion and legal updates of pending litigation.***

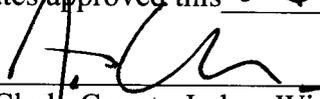
Motion made by Burns seconded by White and unanimously adopted by the Court to enter into executive session, as stated at 9:37 AM.

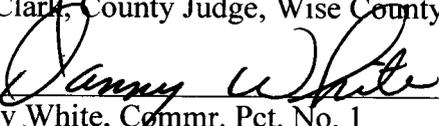
Clark reconvened regular session at 10:44 AM.

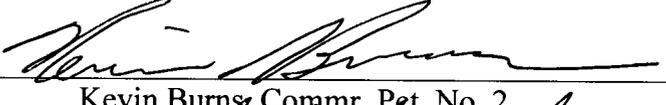
22) Clark announced the next regular meetings as Monday, October 26, 2015.

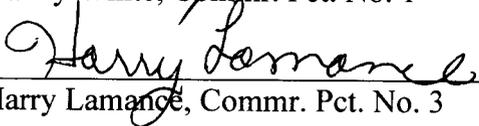
Clark adjourned the meeting at 10:45 AM there being no further business to be had.

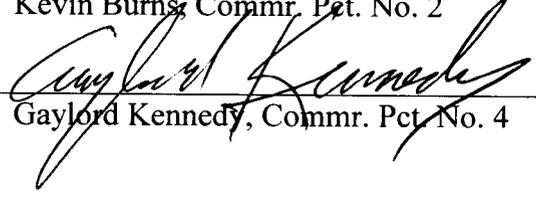
Minutes approved this 26 day of October, 2015, as printed.

  
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J.D. Clark, County Judge, Wise County

  
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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 Jeffry, P.C. (in relation to Wise County facilities Master Study Plan)
- WCWC – Weatherford College Wise County campus

