

DECEMBER 14, 2015

WISE COUNTY COMMISSIONERS' COURT MEETING

On this the 14th day of December, 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 (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) County Correspondence:
- 6) Commissioner Cooperation: None
- 7) Motion made by White seconded by Kennedy and unanimously adopted by the Court to approve the minutes of November 16, 2015 and December 8, 2015, as presented. (No attachments)
- 8) Motion made by Kennedy seconded by Burns and unanimously adopted by the Court to approve the final plat of Gilliland Estates, Lots 1 & 2, in Precinct No. 4; granting a variance on a drainage study, and including a letter of general conformance from Kimley-Horn and Associates, Inc. (See attachment)

9) Motion made by Kennedy seconded by White and unanimously adopted by the Court to approve the final plat of Beeson Ranch Phase 1, Lots 1-10, and 12 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 final plat of Caswell Addition, Lot 1 located in Precinct No. 2; granting a variance on a drainage study, and including a letter of general conformance from Kimley-Horn and Associates, Inc. (See attachment)

11) Motion made by Burns seconded by White and unanimously adopted by the Court to approve the final plat of Philippians 4:8 Farm, Lots 1 & 2 located in Precinct No. 2; granting a variance on a drainage study, and including a letter of general conformance from Kimley-Horn and Associates, Inc. (See attachment)

12) Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to authorize County Clerk Sherry Lemon to appoint and accept the deputation of Jennifer Johnson, Deputy County Clerk. (Original deputation filed in Official Bond and Oath Records by the County Clerk.)

Lemon stated Johnson's position is not a new position. Lemon continued that upon further research this is the last deputation to come before Commissioners as deputation no longer require Commissioners Court approval. Lemon stated the wording will be updated on future deputation forms to reflect this change.

13) Clark stated NCTCOG reached out to the county to see if it wants to participate in this pilot program. Clark briefly discussed the abuse of prescription drugs within the County. Clark stated NCTCOG will provide counties and other participants with pre-paid envelopes for the return of unused prescription medicine. Clark stated there is no financial responsibility on the part of the county. Clark stated the county's responsibility is distribution and tallying of envelopes for Wise County.

Clark requested permission to put Wise County in the "running" and requested a letter of support for consideration. Lamance asked who will distribute the envelopes? Clark stated his office staff will do this. Sheriff David Walker recommended Clark contact the pharmacies regarding placement of envelopes at local pharmacies.

Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to authorizes Clark to send a letter of willingness to NCTCOG for the drug take-back project pilot program. (No attachment)

14) Lamance stated the Harris family are the only residents on the private road and he has verified all of these changes with 9-1-1 Addressing.

Motion made by Lamance seconded by Burns and unanimously adopted by the Court to approve the naming of a private road "Harris Lane" in Precinct No. 3 off of CR 4765. (No attachment)

15) Donations: None

16) Bids:

Motion made by White seconded by Burns and unanimously adopted by the Court to approve the following transfers, as presented:

- Transfer from Precinct No. 1 to Precinct No. 2 a 2003 Mack truck (Wise County Asset Number 14570) with radio (Wise County Asset Number 15994)
- Transfer from Precinct No. 2 to Precinct No. 1 a Ford F800 with no radio (Wise County Asset Number 14613)
- Transfer from Jail to Precinct No. 1 a 2007 Sterling truck (Wise County Asset Number 14593)

(No attachments)

Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to approve the donation of furniture from Wise County to Voices Advocating for Children (Voices) being one wood desk; four (4) blue cloth guest chairs and one (1) blue cloth task chair. (See attachment)

Asset Control Officer Diana Alexander stated that Walker would like to discuss Bid Nos. 16-568-018 (Police Sedans) and 16-568-019 (PPV SUV Smaller) (See attachments). Walker told the court they prefer the all-wheel drive vehicles especially during inclement weather. Walker requested to go with Sam Pack Ford for the PPV Smaller SUV at \$25,642.00.

Walker stated they're not having the best of luck with the police sedans and requested to go with the all-wheel drive.

Walker stated the cost of the vehicles will come from capital expenditure funds and estimated an additional \$20,400.00 per vehicle to outfit it for law enforcement (based on last year's CAT Fleet outfitting cost) for an estimated total of \$47,000.00 per vehicle. Walker stated capital expenditures has \$379,750.00 budgeted for Sheriff's Department vehicles and estimated seven (7) SUVs would cost \$329,000.00.

Walker discussed recently totaled vehicles from hail damage. Walker stated one was totaled at \$20,000.00 and another at \$16,000.00. (See attachment) Walker stated of the seven (7) SUVs five will be on patrol. Walker discussed previous court action to advertise for bids for pickups for transport.

Clark asked what vehicles will be replacing? Walker stated high mileage patrol vehicles. Clark asked the mileage? Walker stated he will provide that info. Walker stated one of the totaled vehicles was used by a school resource officer (SRO). Walker stated they don't usually put a SRO in a new vehicle; those will go to patrol. Kennedy asked Walker about purchasing the pickups if the smaller SUVs are what wanting to purchase? Walker stated that WCSO Chief Deputy Kevin Benton can discuss this with commissioners at the next meeting. Walker stated they'll take the high mileage out of patrol and rotate other vehicles around in the fleet. Lamance confirmed five small SUVs will be put on patrol? Walker told Lamance that they would replace high mileage vehicles. White asked Walker about the vehicle totaled by hail damage? Walker and the court discussed the totaled vehicle's value. White, Walker and Alexander discussed a vehicle buyback from the insurance company.

Clark asked how many vehicles were in the capital expenditure plan? Walker stated originally it was set up to do nine every year. Walker stated now they try to put enough in capital expenditures to account for inflation and get four to six on patrol every year and rotate them out. Walker discussed vehicles that have recently been replaced.

Clark confirmed the county is waiting for bids for two trucks and discussed the purchase of possibly seven vehicles. Walker discussed looking at the truck bids and use of insurance money for purchasing vehicles. Clark stated that seven vehicles (five small SUVs and two pickups) are a lot of vehicles for one purchase. The court discussed purchase from capital funds, use of insurance funds and purchase of SUVs for patrol and transport.

Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to award Bid No. 15-568-019 for PPV Smaller SUV to Sam Pack Ford (Carrollton, TX) for five SUVs for the Sheriff's Department at \$25,642.00 each. (See attachment)

Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to reject all bids for Bid No. 16-568-018 for the purchase of police sedans for the Sheriff's Department.

Burns stated he received permission at a previous court to shop for a broom, haul truck and dump truck at auction. Burns stated he received the dump truck from Precinct 1 and will continue to shop for a haul truck at auction. Burns requested to purchase a broom via Buyboard as the broom he was trading at auction was the best broom there and couldn't trade up. Burns requested to purchase a stump grinder via Buyboard.

Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to authorize Burns to purchase a front mount cab broom and stump grinder via Buyboard.

17) Consent Agenda Items:

a) Department Head Reports:

- Auditor Monthly Activity Report for November 2015 (See attachment)

- Asset Forfeiture Report FY2015 – Wise County Sheriff (See attachment)
- Asset Forfeiture Report FY2015 – Constable Pct. 1 (**NO Attachment**)
- Asset Forfeiture Report FY2015 – Constable Pct. 2 (See attachment)
- Asset Forfeiture Report FY2015 – Constable Pct. 3 (**NO Attachment**)
- Asset Forfeiture Report FY2015 – Constable Pct. 4 (See Attachment)
- County Clerk Monthly Activity Report for November 2015 (See attachment)
- Treasurer Report October 2015 (See attachment)

b) Budget Amendments: FY16-02 for various line item transfers; Sheriff's Department transfer of \$16,000.00 from Asset Forfeiture for certification pay to General Fund; and Denton Creek Watershed Wise County portion (5%) will come from Right-of-Way. County Auditor Ann McCuiston stated the total project cost is \$182,846.00 with Wise County's portion being \$9,143.00. McCuiston confirmed the county has only received \$80,000.00 so far.

Burns and Public Works Director Tom Goode discussed the Denton Creek Watershed project.

Public Works Director Tom Goode discussed projects and improvements at the Wise County Fairgrounds to the Women's Building including door repair, internet/cell service, and repairs to the Quonset hut on the fairgrounds. McCuiston stated the improvements will be up to \$15,000.00 and be paid from fairground capital expenditures.

c) FY14-FY15 and FY15-FY16 – 3 Year Capital Expenditure Plan: None

d) Claims/Payroll:

- Walk to Court 12/14/15 (See attachment)
- Disaster Walk to Court and Claims Register (See attachments)
- Payroll Register (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.)

- Tarrant Regional Transportation Coalition (See attachment)
- NACo membership dues (See attachment)
- NCTCOG Regional Emergency Preparedness membership dues (See attachment)
- NovaCopy Equipment Rental and Service Agreement for Wise Co. County Attorney (See attachment)

Fully Executed:

- Hood County Interlocal Purchasing Agreement (See attachment)

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- Lubbock County Public Defender Agreement (See attachment)
- OAG SAVNS (VINES program) (NO attachment)

Renewals:

- Dustin Copier Extension Office (No attachment)
- Tyler Technologies Court Payments Agreement (No attachment)

Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to approve all items listed under agenda item 17 including additions, as noted.

18) Project Agreements for Road Repair:

Motion made by Lamance seconded by Burns and unanimously adopted by the Court to approve the following project agreement as presented:

- #3018 for City of Aurora (Pct. 3) for pothole repair on various roads. (No attachment)

19) Right-of-Way Improvements:

White stated the court previously discussed entering onto an oilfield lease road and applying base material. Goode commented this will be in the Oliver Creek Estates in Precinct No. 1. White commented the culverts at the bridge need to be replaced and recent flooding of the roadway. White requested court approval to apply base before the bridge work will be done. White stated this project may wait until spring and expressed concern about the culverts.

White requested permission to enter onto the oilfield lease road for the length of time to get the bridge replaced. Burns asked if the court needs a temporary easement across the landowner's property. White commented the landowner told White the county can use it. Burns stated something needs to be documented to protect the landowner. White stated the landowner is willing to sign anything.

Clark asked Commissioners Court Attorney Thomas Aaberg his opinion. Aaberg requested to research it.

White requested permission to do this with the condition that the easement is signed first.

Motion made by White seconded by Burns and unanimously adopted by the Court to authorize White's entry onto lease road in Oliver Creek area pending the signed landowner easement.

20) Burn Ban:

Motion made by Burns seconded by Lamance and unanimously adopted by the Court to approve renewal of a 90-day burn ban based on National Weather Service red flag days, as printed. (See attachment)

21) Committee Reports:

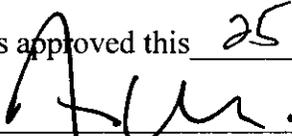
Burns reported to the court about a recent visit to Washington D.C. for the National Watershed Coalition. Burns stated that a lobbyist would be cost prohibitive. Burns discussed funding requests for new dams in the county.

Clark discussed recent meetings with Texoma Area Paratransit Systems (TAPS). Clark stated Collin County is no longer part of TAPS and briefly discussed the purpose of TAPS.

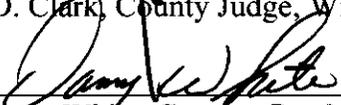
22) Clark announced the next meeting as January 11, 2016 and January 18, 2016. Clark stated the court needs to hold a special meeting later this week to discuss appointment of an Interim Sheriff as Walker is leaving on 12/31/2015. Clark stated the filing deadline is later today. Clark discussed a possible meeting on Thursday, December 17, 2015 at 3:30 PM.

Clark adjourned the meeting at 9:58 AM there being no further business to be had.

Minutes approved this 25 day of January, 2016, as printed.



J.D. Clark, County Judge, Wise County



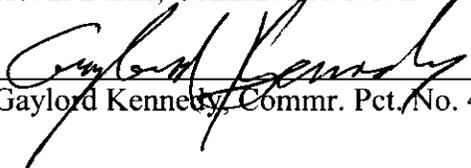
Danny White, Commr. Pct. No. 1



Kevin Burns, Commr. Pct. No. 2

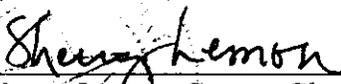


Harry Lamance, Commr. Pct. No. 3



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 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