

FEBRUARY 25, 2019

WISE COUNTY COMMISSIONERS' COURT MEETING

On this the 25th day of February, A.D., 2019 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 Court Room (3rd) Floor in County Courthouse of said County in the town of Decatur with the following members present and presiding:

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|-----------------|------------------------------|
| 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
- 6) Precinct Coordination/Cooperation: The court discussed when the recently purchased paver will be delivered to the county.
- 7) Motion made by Burns seconded by White and unanimously adopted by the Court to approve the minutes of the meetings held on January 28, 2019; January 29, 2019 (Development Rules and Regulations Committee); and February 11, 2019, as presented. (See attachment)
- 8) Motion made by White seconded by Burns and unanimously adopted by the Court to approve the Final Plat Review of Davie Estates, Lots 1-3, Block 1, located in Precinct No. 1, as presented, including a letter of general conformance from Kimley-Horn and Associates, Inc., and granting a variance on a drainage study. (See attachment)

- 9) Motion made by White seconded by Burns and unanimously adopted by the Court to approve the Final Plat Review of Walnut Grove Estates, Phase 2A, located in Precinct No. 1, as presented, including a letter of general conformance from Kimley-Horn and Associates, Inc. (See attachment)
- 10) The court TABLED action regarding approval of the replat review of Southfork, Tracts 8R1, 8R2, and 8R3, located in Precinct No. 1, as no plat was presented for approval. (See attachment)
- 11) The court TABLED action regarding approval of the preliminary plat review of Deats Farm, located in Precinct No. 3, as no plat was presented for approval. (See attachment)
- 12) Motion made by Kennedy seconded by Burns and unanimously adopted by the Court to approve the Final Plat of Briar Meadows, Lots 1-15, Block 1 located in Precinct No. 4, as presented, including a letter of general conformance from Kimley-Horn and Associates, Inc. (See attachment)
- 13) Motion made by Kennedy seconded by Burns and unanimously adopted by the Court to approve the Final Plat of Chesterfields, Lots 1 and 2, located in Precinct No. 4, as presented, including a letter of general conformance from Kimley-Horn and Associates, Inc. (See attachment)
- 14) Motion made by Kennedy seconded by Lamance and unanimously adopted by the Court to approve the Preliminary Plat Review of Honeysuckle Ranch, 60 lots, located in Precinct No. 4, as presented, including a letter of general conformance from Kimley-Horn and Associates, Inc. (See attachment)
- 15) Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to grant a variance on the 2 acre minimum lot requirement on a piece of property being sold out of a family; it meets setback rules and is no fault of the landowners. (No attachment)
- 16) Kimley-Horn and Associates, Inc. Professional Engineer Kyle Welden commented that the only change to the proposed Development Rules and Regulations (DRR) since the last court meeting is to clarify the verbiage on the school district notification about developments from "Letter of Acceptance" to "Letter of Correspondence". Clark discussed with Commissioners Court Attorney Thomas Aaberg about running notice of public hearing in the newspaper for 30 days.

Burns told the court that outdoor lighting was briefly discussed during the committee meeting. Burns stated that there is no real authoritative language in the DRR about outdoor lighting; but, it cannot adversely affect the public. Burns stated this may be put in the DRR as best practices for the public to follow. The court commented about possible statute regarding public safety. Burns commented about the Wise County Impound Yard lighting brightness and direction. Kennedy commented about the change in technology from incandescent to LED lighting.

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Clark stated the county can move forward with the intent to add for roadway safety. Clark continued that it can be removed if there is some reason it cannot be done before adoption.

Motion made by Burns seconded by White and unanimously adopted by the Court to set a public hearing date of April 8, 2019 at 8:30 AM. (See attached updates to DRR list)

17) Donations: None

18) Bids:

Asset Control Officer Diana Allen stated for court record that the District Clerk cancelled the copier contract with Novacopy at the last meeting and will go off state contract with Kyocera.

Motion made by Burns seconded by White and unanimously adopted by the Court to award Bid No. 19-BID-18 for the purchase of one or more $\frac{3}{4}$ ton truck for animal control to Grapevine Dodge for \$25,391.00. (No attachment)

Motion made by Burns seconded by White and unanimously adopted by the Court to reject all bids for Bid No. 19-Bid-19 for the purchase of one or more $\frac{1}{2}$ ton trucks and purchase one or more $\frac{1}{2}$ ton truck via cooperative quote from Caldwell Country for \$26,175.00. (No attachment)

Motion made by White seconded by Kennedy and unanimously adopted by the Court to purchase two Chevrolet Tahoe large SUVs via cooperative bid from Caldwell Country for \$32,360.00 each.

Akin commented about the decrease in cost of Chevrolet Tahoes.

White asked Akin how many current vehicles will be sold? Akin told the court that the Wise County Sheriff's Office (WCSO) will be selling eight vehicles.

Motion made by White seconded by Burns and unanimously adopted by the Court to reject all bids received under Bid No. 19-Bid-17 for the purchase of two small SUV explorer vehicles and purchase one or more via cooperative purchase from Rockdale Country Ford for \$30,380.00.

Clark asked Akin if this closes out the current capital expenditure plan for the WCSO? Akin confirmed that this will leave \$30,000.00. Akin commented that some of the equipment can be transferred from current vehicles. Allen stated that the quoted vehicle price does not include additional equipment costs.

Motion made by White seconded by Burns and unanimously adopted by the Court to authorize Asset Control Officer Diana Allen to advertise for bid and search via cooperative bid for the purchase of a $\frac{3}{4}$ ton diesel truck for Precinct No. 1 as one of that department's vehicles was recently totaled.

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19) Consent Agenda Item:

a) Department Head Reports:

- Auditor Report for January 2019 (See attachment)

b) Budget Amendments: FY19-04 for various line items. (No attachment)

c) Capital Expenditures: None

d) Claims/Payroll: registers as presented in the Dropbox plus the addition of a 115 HP 4WD tractor for Precinct No. 2 for \$71,000.00.

e) Utility Requests: Blocker's Camp waterline permit located in Precinct No. 2 pending County Engineer Chad Davis's review.

f) Interlocal Agreements/Contracts:

(Original Interlocal Agreements and Contracts are filed in the Asset Control Office by Diana Allen.)

- Verbal from Allen re: TAC insurance documents for Precinct No. 1 pending County Attorney James Stainton's review.
- Fully Executed (list) for LexisNexis for the Law Library; and Komatsu Architecture AIA (See attachment)
- Renewal (List): Novacopy Copier for Community Development.

Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to approve all items listed under agenda item 19, as presented.

20) Project Agreement for Road Repair: None

21) Right-of-Way Improvement Requests:

Motion made by Burns seconded by Lamance and unanimously adopted by the Court to approve the following right-of-way improvement requests as follows:

- Jerry Stanfield property on CR 1650 or 1653 in Precinct No. 2 to clear trees.
- Reddick property on PR 3823 where it comes into Agnes Road in Precinct No. 4 as the right of way is not sufficient.

22) Burn Ban: None

23) Committee Reports: None

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24) Motion made by Kennedy seconded by Burns and unanimously adopted by the Court to recess the regular meeting at 9:36 AM and convene immediately into Executive Session with County Legal Counsel for private consultation allowed under Texas Government Code Section 551.071 for discussion and legal updates of pending litigation.

25) Motion made by Burns seconded by White and unanimously adopted by the Court to reconvene in Regular Session at 10:21 AM.

Motion made by Burns seconded by White and unanimously adopted by the Court to invoke a professional services exemption and enter into a letter of engagement with Eggleston King, LLP to represent Wise County involving repayment of taxes on heavy compressors. (No attachment)

26) Clark announced the next meeting as Monday, March 11, 2019.

27) Clark adjourned the meeting at 10:23 AM there being no further business to be had.

Minutes approved this 11th day of March, 2019, as printed.



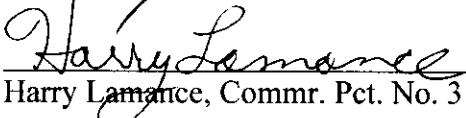
J.D. Clark, County Judge, Wise County



Danny White, Commr. Pct. No. 1

ABSENT

Kevin Burns, Commr. Pct. No. 2



Harry Lamance, Commr. Pct. No. 3



Gaylord Kennedy, Commr. Pct. No. 4

ATTEST:



County Clerk and Ex-Officio Clerk of Commissioners' Court,



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.