

MARCH 9, 2020

WISE COUNTY COMMISSIONERS' COURT MEETING

On this the 9th day of March, A.D., 2020 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 Court 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: None
- 6) Precinct Coordination/Cooperation: None
- 7) Plats:

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

- Hillcrest Meadows North Phase 1, Lots 1-4, Block 1, Lots 1-11, Block 2 and Lots 1-8, Block 3, Preliminary Plat, located in Precinct No. 1, as presented, including a letter of general conformance from Wise County Development Services. (See attachment)

- Las Brisas, Phase 2, 56 Lots, Construction Plans Acceptance located in Precinct No. 2, as presented, including a letter of general conformance from Kimley-Horn and Associates, Inc. (See attachment)
- Trinity Ridge, Estates Lots 1-17, Block 1, Preliminary Plat, located in Precinct No. 2, including a letter of general conformance from Wise County Development Services. (See attachment)
- Trinity Ridge, Estates, Lots 1-17, Block 1, Final Plat, located in Precinct No. 2, including a letter of general conformance from Wise County Development Services. (See attachment)
- Friendship Ranch, Lots 1-40, Preliminary Plat, located in Precinct No. 3, including a letter of general conformance from Kimley-Horn and Associates, Inc. (See attachment)
- West Pecan Creek Estates, Lots 1-19, Block 1, Final Plat/Maintenance Period Acceptance, located in Precinct No. 4, as presented with a change to the powerline easement, and a letter of general conformance from Kimley-Horn and Associates, Inc. (See attachment) (Waiting on change update before the plat is signed.)

8) Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to approve tax bid sale for Lots 8 & 9, Block 95, Original Town of Bridgeport, Wise County, Texas (Pct. 4) and award the bid to Steven L. Santos for \$800.00. (See attachment)

9) Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to approve tax bid sale for 1.10 acres, more or less, situated in the Thomas Denson Survey, Abstract 239, Wise County, Texas (Pct. 4) and award the bid to Steven L. Santos for \$1,250.00. (See attachment)

10) Motion made by White seconded by Burns and unanimously adopted by the Court to approve tax bid sale for Lot 2, 2B, and 3, Block 53, Lake Shore Addition, and addition on Lake Bridgeport, Wise County, Texas (Pct. 2) and award the bid to Alshanty Investments for \$200.00. (See attachment)

11) Motion made by White seconded by Burns and unanimously adopted by the Court to approve tax bid sale for Lot 32, Block 2, Runaway Bay (Pct. 4) and addition to Wise County, Texas (Pct. 4) and award the bid to Alshanty Investments, Inc for \$500.00. (See attachment)

12) Motion made by White seconded by Burns and unanimously adopted by the Court to approve tax bid sale for Lots 6 & 7, Block 95, Original Town of Bridgeport (Pct. 4), Wise County, Texas (Pct. 4) and award the bid to Alshanty Investments, Inc. for \$500.00. (See attachment)

13) Motion made by Burns seconded by White and unanimously adopted by the Court to approve tax bid sale for Lot 241, North Star Pointe, Section 2, Phase 1 (Pct. 2), an addition in Wise County, Texas (Pct. 4) and award the bid to Alshanty Investments, Inc. for \$1,500.00. (See attachment)

14) Motion made by Burns seconded by White and unanimously adopted by the Court to approve tax bid sale for Lot 173, Grand Harbor on Lake Bridgeport, Section 1, Phase 1 (Pct. 2), an addition to Wise County, Texas (Pct. 4) and award the bid to Alshanty Investments, Inc. for \$1,000.00. (See attachment)

15) Motion made by White seconded by Burns and unanimously adopted by the Court to approve tax bid sale for Lot 204, North Star Pointe, Section 2, Phase 1, an addition to Wise County, Texas (Pct. 2) and award the bid to Alshanty Investments, Inc. for \$1,000.00. (See attachment)

16) Motion made by White seconded by Burns and unanimously adopted by the Court to approve tax bid sale for Lot 276, North Star Pointe, Section 2, Phase 1, an addition to Wise County, Texas (Pct. 2) and award the bid to Alshanty Investments, Inc. for \$1,000.00. (See attachment)

17) Clark stated that the Texas Association of Counties (TAC) insurance increase for last year is 7.2% with an expected 10% to 15% projected for this year.

Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to approve the Texas Association of Counties (TAC) property insurance renewal, as presented. (No attachment)

18) County Engineer Chad Davis stated the landowner on CR 4838 (Pct. 3) wants to give the 30' right-of-way to the county as this is inherited property. Davis stated the County will have to get a surveyor to mark off the boundaries and the owner wants to give it to the county in the best interest of everyone.

Motion made by Lamance seconded by Burns and unanimously adopted by the Court to approve the dedication of right-of-way on CR 4838 and direct staff to do all steps needed to finalize the dedication of right-of-way.

19) Asset Control Officer Diana Allen told the court that Emergency Medical Services (EMS) certification licensing must be recertified by March 20, 2020 and Emergency Medical Services (EMS) Director Randall Preuninger has been working on this since January. Allen continued that the state agency over EMS certification has a new manager. Allen continued that the certificate of liability must have the language "Professional Liability" which has not been required in the past so the state has been rejecting the certificates.

Allen told the court that TAC does not provide Professional Liability insurance and instead calls it medical services and is under general liability. Allen stated the state won't accept it without the "Professional Liability" language. Allen continued that the county is trying to resolve this and TAC is communicating with the state to reach a resolution. Allen stated that other counties with Emergency Medical Services (EMS) services will be effected by this issue. Allen told the court that in the meantime the county needs to seek out professional liability insurance. Allen stated that Preuninger is working with Stephens, Bastian, & Cartwright for quotes for professional liability insurance.

Allen stated that in the meantime she requests approval to add professional liability to the county's broker's professional exemption; and, to allow the county to move forward to get a policy pending Commissioners Court Attorney Thomas Aaberg and Clark's approval.

Preuninger added that the licensing renewal deadline is May 31, 2020. Preuninger clarified that the March 20, 2020 date Allen referenced is regarding re-submissions for correction and the license is current. Preuninger continued that the "professional liability" has always been required but assumed that the general liability policy covers it. Preuninger stated that the new manager realized the TAC policy doesn't cover it. Preuninger stated it is a two year recertification staggered with counties. Clark stated that TAC is going to have to figure out how to include it in their policy. Allen stated that at this point it is mincing words.

Preuninger discussed exclusion of jail inmates on general liability. Clark asked Allen to confirm what action needs to be taken. Clark asked Preuninger for an estimate? Preuninger stated a policy estimate is \$10,000.00 to \$15,000.00.

Motion made by Burns seconded by White and unanimously adopted by the Court to approve staff to take all necessary action to get the county Professional Liability insurance and include this in the professional exemption for the insurance broker to find the policy.

20) Donations:

Motion made by Burns seconded by White and unanimously adopted by the Court to accept the following donations to the Wise County Sheriff's Department from the following:

- \$1,500.00 from Paul Belew for WCSO K-9 Unit.
- Body armor from M-PAK for WCSO
- Refrigerator from Sheriff Lane Akin for WCSO
- Row Machine from an anonymous donor to the WCSO.

21) Bids:

Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to approve the following transfers, trades, and disposition of items, as follows:

- Transfer of trailer from Public Works to Wise County Sheriff's Office.
- Trade in Cellebrite equipment at the WCSO
- WCSO dispose by donation explosives purchased via grant that are currently at the Impound Yard that have no value to the county. Donate explosives to Denton Bomb Squad. Aaberg confirmed there are no regulations under the grant to restrict disposition.
- Martin Eagle being bought out by U.S. Oil. Allen stated that the new company will honor the current bid. Allen stated that she is waiting on documentation. Allen and the court discussed the current fuel bid structure.

Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to approve Burns to purchase a trailer from Texas Trailer Sales less than \$25,000.00 for Precinct No. 2 if it the current budget year total purchase is under \$50,000.00 using capital expenditures or purchase via cooperative purchase if budget year total is over \$50,000.00.

Motion made by Burns seconded by White and unanimously adopted by the Court to authorize the purchase of a hydraulic thumb for a backhoe from Holt CAT for approximately \$7,000.00 for Precinct No. 2 either outright or via cooperative purchase using Precinct No. 2 funds.

Motion made by Burns seconded by Lamance and unanimously adopted by the Court to amend previous wording on the donation of the explosives and declare said explosives in inventory as worthless to Wise County.

22) Consent Agenda Item:

a) Minutes:

- February 19, 2020 Wise County Local Emergency Planning Committee (No attachment)
- February 24, 2020 Wise County Commissioners Court Special Meeting (No attachment)

b) Department Head Reports:

- Treasurer's Report for January 2020 (See attachment)
- Reserve Deputies list for Sheriff's Office, Constables Precincts No. 3 and 4 for bond renewal. (See attachments)
- Auditor's Report for January 2020 (See attachment)
- County Clerk Monthly Activity Report for February 2020 (See attachment)

c) Budget Amendments: FY2020-07 for various line items. (No attachment)

d) Capital Expenditures: None

e) Claims/Payroll: Registers provided in Dropbox (No attachments)

f) Utility Requests: None

g) Interlocal Agreements/Contracts:

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

- TAC Cybersecurity Enrollment Form for Counties (See attachment)
- Texas Health & Human Services Commission (CRI Amendment #4) (No attachment)
- NCTCOG Invoice for annual membership (See attachment)
- AllData renewal for Wise County Sheriff's Office Vehicle Maintenance (See attachment)
- Texas Indigent Defense Commission formula grant award \$59,763.00. (See attachment)
- Fully Executed (list): Lexisnexis Law Library (See attachment)
- Renewals (list): Ad Valorem – City Alvord, Clearcreek Watershed Authority, Wise County Water Improvement District No. 1; Lexisnexis Accurint– JP3. (See attached list)
- Verbal from Allen re: name change of software company for Financial Office from STW to OpenGov. (No attachment)
- Verbal from Clark re: hazardous materials services for Emergency Medical Services (EMS) from Stericycle for \$150.00/month.

23) Project Agreements for Road Repair: None

24) Right-of-Way Improvements:

Motion made by White seconded by Lamance and unanimously adopted by the Court to approve the right-of-way improvement request to enter onto the Hayes property on CR 4004 in Precinct No. 1 with the owner removing the fence; the county pushing down the trees; the owner moving the trees on approximately 150 yards of property. (No attachment)

Motion made by Burns seconded by White and unanimously adopted by the Court to enter onto Randy Bounds' and William (Karl) Klose's property in Indian Trails Subdivision to work on a creek channel to correct drainage on a bridge to be built on Mary L. Wolf Road in Precinct No. 2. (No attachment)

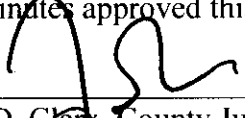
25) Motion made by Burns seconded by White and unanimously adopted by the Court to renew the current burn ban for a 90-day period, as presented. (See attachment)

26) Committee Reports: Davis requested to schedule a Development Rules and Regulations Committee Meeting. Clark asked Davis to get with committee members to determine a date.

27) Clark announced the next meeting as Monday, March 23, 2020.

28) Clark adjourned the meeting at 9:32 AM, there being no further business to be had by the court.

Minutes approved this 23rd day of March, 2020, as printed.



J.D. Clark, County Judge, Wise County



Danny White, Commr. Pct. No. 1



Kevin Burns, Commr. Pct. No. 2

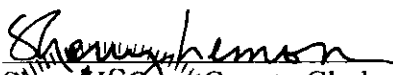
Absent

Harry Lamance, Commr. Pct. No. 3

Absent

Gaylord Kennedy, Commr. Pct. No. 4

ATTEST:



Sherry Letton, County Clerk and Ex-Officio Clerk of Commissioners' Court,
Wise County, Texas.



The Wise County Commissioners' Court adopted revised **Rules of Procedures, Conduct & Decorum at Meetings of Wise County Commissioners' Court** on March 25, 2019.