

**APRIL 8, 2019**

**WISE COUNTY COMMISSIONERS' COURT MEETING**

On this the 8<sup>th</sup> day of April, A.D., 2019 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 (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:

Justice of the Peace, Precinct No. 1 Jan Morrow presented the county with an award from the United Way Annual Meeting as Wise County employee donations were recognized as Silver Level Donors.

Clark stated that he and County Engineer Chad Davis met with the TxDOT district director in Fort Worth and provided a list/map of current and future TxDOT projects for Wise County.

Clark briefly discussed the distribution of biosolids from Fort Worth in the Precinct No. 3 and 4 areas and concerns about said distribution. Clark discussed a meeting with Fort Worth Mayor Price's office. Clark stated he was told that a new facility will be built in approximately three years. Clark stated he is going to do a joint letter with Bridgeport Mayor Randy Singleton and Boyd Mayor Holmes to Mayor Price and the Trinity River Authority about some things Wise

County is asking for. Clark stated one item will be to request that stock-piled biosolids not be applied; notification to cities when before biosolids application. Clark stated that the City of Fort Worth's contract with RENDA is up in 2020 and Clark requests to submit ideas to RENDA. Clark stated that, depending on the response from that letter, Clark may request a resolution with the County and both city councils about biosolids distribution.

6) Precinct Cooperation/Coordination:

The commissioners commented about the laydown machine. White commented on hauling base. Kennedy commented about assisting White. Clark noted that the vendor will need to be notified that the payment of the laydown machine will have to come out of this Capital Expenditures fund series and not the new one if they intend to sell a laydown machine. County Auditor Ann McCuiston noted the cost of the laydown machine at \$302,000.00.

7) Clark stated this item was previously approved on March 26, 2019.

8) The court tabled action regarding approve of the Preliminary Plat Review of Caddo Creek Estates, Lots 1-13, Block 1, located in Precinct No. 1. (See attachment)

9) No action taken by the court regarding approval of the Construction Plan Acceptance of Rolling Hills Ranch, Phase 1, located in Precinct No. 2. (No attachment)

10) Motion made by Lamance seconded by Burns and unanimously adopted by the Court to approve the Final Plat with Construction Plans Review for Rolling Meadows, Lots 1-29 and Lot 1X, located in Precinct No. 3, as presented, including a letter of general conformance from Kimley-Horn and Associates, Inc. (See attachment)

11) Burns discussed through truck traffic on CR 3001 in Precinct No. 2 that are going to the Las Brisas subdivision construction site on Preskitt and Hlvaek Roads. Burns stated that CR 3001 resident Dana Cobb asked him to discuss this item with the court. Burns told the court this is putting a lot of pressure on the road as well as the fact that there are several homes with young children on the road. Burns stated that the residents on CR 3001 are requesting the truck traffic be rerouted to Preskitt road because of the 26' road width and the fact that it's designed for truck traffic.

Burns requested the court consider holding a public hearing prior to the next meeting to address this issue. The court discussed the fact that the county needs a reliever route over to US380 that is designed for construction traffic.

Commissioners Court Attorney Thomas Aaberg commented about the statutory requirement required to provide an alternate route for through truck traffic as well as public hearing requirements.

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Motion made by Burns seconded by White and unanimously adopted by the Court to schedule a public hearing on Monday, May 13, 2019 at 8:30 AM regarding truck traffic on CR 3001.

Cobb asked for explanation about the public hearing process and future court action about through truck traffic on that road? Clark explained.

12) Clark explained that the Decatur Housing Authority is a tax exempt entity that has historically made a "payment in lieu of taxes" (PILT) payment to the county, city of Decatur, and DISD. Clark stated he received a waiver request from the Decatur Housing Authority requesting the county (as well as city and school district) consider waiving future PILT payments due to the decrease of federal funding.

Clark stated that County Tax Assessor/Collector Monte Shaw advised that the PILT amount since 2012 has been between \$1,000 to \$1,200 per year to the county. Clark stated that the City of Decatur has waived the PILT and the school district is waiting to see what the county does. The court discussed reviewing this annually instead of waiving all future PILT payments from the Decatur Housing Authority.

Motion made by White seconded by Burns and unanimously adopted by the Court to waive the Decatur Housing Authority PILT payment for the current year.

13) Donations:

Motion made by Burns seconded by Lamance and unanimously adopted by the Court to accept the donations of \$1,000.00 from Targa and a double-sided kennel from Former Collin County Chief Deputy Kelley Stone both to the Wise County Sheriff's Office with the court's thanks. (No attachment)

***Back to agenda item 8: Caddo Creek Estates, Lots 1-13, Block 1, Precinct No. 1.***

Motion made by White seconded by Burns and unanimously adopted by the Court to approve the Preliminary Plat of Caddo Creek Estates, Lots 1-13, Block 1, located in Precinct No. 1, as presented, including a letter of general conformance from Kimley-Horn and Associates, Inc. (see attachment)

14) Bids:

Motion made by White seconded by Burns and unanimously adopted by the Court to award Bid No. 19-BID-020 for the purchase of one or more ¾ ton diesel truck to Jim Bass Ford for \$38,505.00 (price is good for four months). (See attachment)

Asset Control Officer Diana Allen stated several tire bids via cooperative contract have expired and requested the court consider award the purchase of tires from T&W Tire who has their own cooperative contract through Buyboard as an additional option.

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Motion made by White seconded by Burns and unanimously adopted by the Court to approve the purchase of tires from T&W Tire via Buyboard pending the receipt of the housebill document.

Allen stated that from this point forward all radios must be purchased via cooperative as the WCSO purchased over \$50,000.00 in radios.

Motion made by Burns seconded by White and unanimously adopted by the Court to approve the purchase of all future radios via HGAC cooperative.

Allen stated that several years ago the USDA Forest Service had a truck that the county purchased some equipment (leaf springs with the truck) for and the truck has since been sold.

Motion made by Burns seconded by White and unanimously adopted by the Court to declare the leaf springs that were purchased for the USDA Forest Service truck as salvage property to be sold with the truck that was already sold.

15) Consent Agenda Item:

a) Department Head Reports:

- Auditor Report for March 2019 (See attachment)
- Asset Control Report for January 2019-March 2019 (See attachment)
- Treasurer's Report for February 2019 (See attachment)
- County Clerk Monthly Activity Report for March 2019 (See attachment)
- McCuiston verbal re: \$44,125.01 tobacco settlement monies to be used by Indigent Health Care. (No attachment)

b) Budget Amendment:

- FY19-06 for various line item transfers (No attachment)

c) Capital Expenditures:

- Public Works Director Joey Highfill requested to purchase the following using capital expenditure funds: air compressor for shop for \$2,000.00; four roll-off containers (two 30 yard and two 40 yard containers) for \$20,744.00; tire changer \$8,500.00; tire cutter \$12,000.00 to \$15,000.00. Highfill stated the total cost of these items is \$46,244.00 to be paid from Public Works Capital Expenditure Funds.
- Clark discussed replacing the flooring at Public Works for \$2,500.00 to be paid from building and ground capital expenditure funds. Highfill briefly discussed the flooring needs.

d) Claims/Payroll:

- Claims and Payroll registers provided in Dropbox.
- Brite for \$23,035.50 for the Wise County Sheriff's Office.

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- Intermedix re: Ambulance supplemental payment program. Emergency Medical Services (EMS) director Charles Dillard briefly explained the program. Dillard stated that 2017 run reports totaled \$131,000.00. Dillard stated he sent the information for the next program year to EESO (the current biller).

e) Utility Requests: None

f) Interlocal Agreements/Contracts:

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

- Verbal: LexisNexis/ Accurint for the Wise County Sheriff's Office pending the receipt of the housebill document. (See attachment)
- Elections Administration re: the election administration laptop computers used to maintain the voter list are sixteen (16) years old. Srader stated that the latest software update will not work on the old equipment. Srader stated the current vendor is sending 25 tablets at no charge. Allen stated this will be an addendum to the software contract that has been reviewed by Aaberg.  
Tally amendment to Software License and Service Agreement with the Elections Administrator (See attachment)
- First Financial Depository Contract amendment (See attachment)
- Fully Executed (list and documents)
- Slidell ISD Trash Disposal (See attachment)
- NCTCOG 911 Service Interlocal Agreement (See attachment)
- Ad Valorem for the following: Cities of Aurora, Boyd, Bridgeport, Chico, Decatur, Newark, Paradise, Rhome and Runaway Bay; ISDs of Alvord, Boyd, Bridgeport, Chico, Decatur, Paradise, Slidell (See attachments)
- Renewals (list only): LexisNexis Accurint Emergency Medical Services (EMS), District Attorney (See attachment)

Motion made by Burns seconded by White and unanimously adopted by the Court to approve the items listed under the Consent Agenda Item, as presented, including any changes noted. (See attachments as noted)

16) Project Agreements for Road Repair:

Motion made by Burns seconded by White and unanimously adopted by the Court to approve the project agreement (no number) for the City of Lake Bridgeport to have Precinct No. 2 haul recycled asphalt from Bridgeport to the City of Lake Bridgeport. (No attachment)

17) Right-of-Way Improvements: None

18) Burn Ban: None

19) Committee Reports:

Clark presented a letter of resignation from Emergency Medical Services (EMS) Director Charles Dillard effective April 30, 2019. (See attachment)

Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to appoint the following: Clark, Burns, Fire Marshal Jeff Doughty, and Emergency Management Coordinator Cody Powell to a committee for the purpose of advertising for, interviewing and recommending the position of Emergency Medical Services (EMS) director.

Dillard thanked the court for its support and appreciated everyone's help through his time with the County.

20) Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to enter into Executive Session for deliberations about real property allowed under Texas Government Code 551.072 at 9:53 AM.

21) Court reconvened in regular session at 10:35 AM. Clark told the court about the long-term space concerns especially in the courts/justice system of the county. Clark stated the county has the opportunity to purchase the former First National Bank building west of the courthouse square. Clark stated there will be renovation of the building to house the following departments: County Court at Law #1; County Attorney; County Clerk Court Department; Justice of the Peace, Precinct No. 1; utilize the old vault as a server location with one IT personnel on-site; office space for the Constables for Precinct Nos. 1 and 2.

Clark stated the existing space at the County Clerk Court Department will be utilized as storage space for that department; the Fire Marshal and Emergency Management Coordinator will utilize the current JP1 space. Clark commented that the parking space at the bank building will free up parking space at the County Clerk's office as well as around the courthouse.

Clark stated the building will be purchased for \$825,000.00 and consists of 10,744 square feet of space. Clark discussed that the location of the property is ideal and feels it will be a win-win for the county.

Clark stated the total purchase and renovation cost is \$2.5 million and will pave the way to do restoration of the historic Wise County courthouse.

Motion made by Kennedy seconded by White and unanimously adopted by the Court to authorize the purchase of the former First National Bank building for \$825,000.00.

22) George K. Baum consultant Leon Johnson commented about the amazing opportunity to acquire the bank building for the courts. Johnson commented that the county can accomplish the five year plan and add this item and still have a \$.05 tax rate equivalent.

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Clark commented to McCuiston that this new five-year capital expenditure plan and purchasing the building with renovation will still have the county at \$1,000,000.00 less in debt payment per year.

George K. Baum consultant walked the court through the process regarding the 2019 series capital expenditure plan.

Justice of the Peace, Precinct No.1 Jan Morrow thanked the court for the opportunity this building purchase will allow. White commented that this is not a 20 year cure and makes a feasible step for a few years to come. Clark stated the county will never need less space.

Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to adopt the resolution to publish Notice of Intent to Issue Certificates of Obligation Series 2019. (No attachments)

23) Clark explained that the new five-year capital plan is paid via sales tax as the current one is now. Gobles explained that the order before the court is for the 5-year capital projects plan series 2019. Gobles explained this is tax exempt and explained the steps required to complete the process. Johnson presented the maturity schedule regarding the 2019 Capital Expenditure Plan series. McCuiston confirmed that Johnson provided the 15 year schedule.

Clark confirmed with Johnson that in May 2019 departments can start utilizing the new capital fund series.

Motion made by White seconded by Burns and unanimously adopted by the Court to approve the Order Authorizing the Issuance of Wise County, Texas, Tax Notes, Series 2019, levying an ad valorem tax in support of the notes; approving a payment agent/registrar agreement and official statement and authorizing other matters relating to the notes. (See attachments)

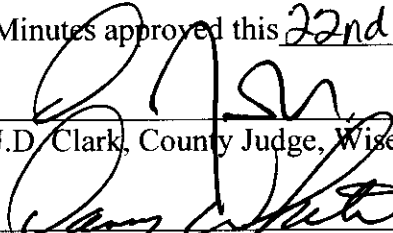
24) Clark announced the next holiday as Friday, April 19, 2019 for the Good Friday holiday.

25) Clark announced the next meeting as Monday, April 22, 2019.

Clark asked if Rolling Hills Ranch plat ever came in? The court confirmed it did not.

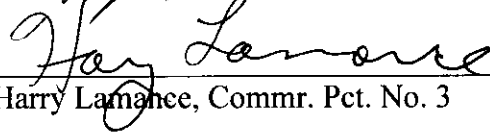
26) Clark adjourned at 10:56 AM, there being no further business to be had by the court.

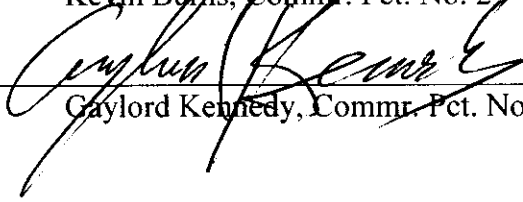
Minutes approved this 22nd day of April, 2019, as printed.

  
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J.D. Clark, County Judge, Wise County

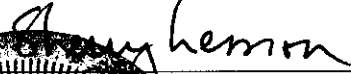
  
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Danny White, Commr. Pct. No. 1

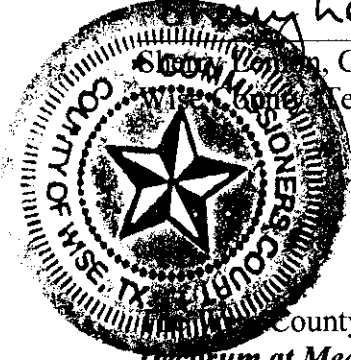
  
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Keyin Burns, Commr. Pct. No. 2

  
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Harry Lamance, Commr. Pct. No. 3

  
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Gaylord Kennedy, Commr. Pct. No. 4

ATTEST:

  
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Sheri Lamm, County Clerk and Ex-Officio Clerk of Commissioners' Court,  
Wise County, Texas.



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