

**SEPTEMBER 9, 2019**

**WISE COUNTY COMMISSIONERS' COURT MEETING**

On this the 9<sup>th</sup> day of September, 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:
  - Order No. 08-07-19-9b of the Wise County Emergency Services District #2 regarding the 2019 tax rate of \$.10/\$100 valuation for the appraised property within the boundaries of the district. (See attachment)
  - Texas A&M annual Interpretive event and lunch Monday, September 23, 2019 at the Wise County Agrilife Extension Service Office (See attachment)
- 6) Plats:

Clark presented letters of general conformance from Kimley-Horn and Associates, Inc. for the following:

- Ortman Acres Lots 1 and 2, Block 1, Final Plat Review Pct. 3 (See attachment)
- Pierce Estates, Lots 1-3, Final Plat Review Pct. 3 (See attachment)
- Weston Subdivision, Lot 1, Final Plat Review Pct. 3 (See attachment)

Motion made by Lamance seconded by Burns and unanimously adopted by the Court to approve the final plat of Weston Subdivision, Lot 1, Final Plat Review Precinct No. 3, as presented, granting a variance on a drainage plan, and including a letter of general conformance from Kimley-Horn and Associates, Inc.

No plats were presented for Ortman Acres or Pierce Estates.

7) Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to award the Tax Sale Bid for Suit #9831; Bridgeport ISD vs. United Educators Life Insurance to Debra Venable for \$1,600.00. (See attachment)

8) Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to change the speed limit on the following county maintained roads around Lake Bridgeport in Precinct No. 2 to 25 MPH: Cozy Cove Ct.; Pam Drive; El Lago; Betty Drive; CR 1736; CR 1742, CR 1743 (part); and CR 1744. (No attachment)

9) Motion made by Burns seconded by White and unanimously adopted by the Court to adopt a FY2020 Archive Fund fee and plan for the County Clerk said fee not to exceed \$10.00 per filing, as presented. (See attachment)

10) Motion made by Burns seconded by White and unanimously adopted by the Court to adopt a FY2020 Archive Fund fee and plan for the District Clerk said fee not to exceed \$10.00 per filing, as presented. (See attachment)

11) Motion made by Burns seconded by White and unanimously adopted by the Court to adopt the Wise County Sheriffs' and Constables' Fees in accordance with LGC 118.131 with said fees having an effective date of January 1, 2020. (See attachment)

12) Motion made by White seconded by Burns and unanimously adopted by the Court to approve the dates/times/locations for early voting period for the Tuesday, November 5, 2019 Constitutional Amendment and Joint Election, as presented. (See attachment for items 12-17)

13) Motion made by Burns seconded by White and unanimously adopted by the Court to approve the polling locations to be used on Election Day for the Tuesday, November 5, 2019 Constitution Amendment and Joint Election, as presented. (See attachment for items 12-17)

14) Motion made by Burns seconded by White and unanimously adopted by the Court to adopt a resolution to conduct joint elections on Tuesday, November 5, 2019 with all such governmental units as are eligible and desire to conduct a joint election. (See attachment for items 12-17)

15) Motion made by Burns seconded by White and unanimously adopted by the Court to appoint Sabra Srader, Elections Administrator as the Joint Early Voting Clerk for the Tuesday,

November 5, 2019 Constitutional Amendment and Joint Election. (See attachment for items 12-17)

16) Motion made by White seconded by Kennedy and unanimously adopted by the Court to appoint Sabra Srader, Elections Administrator as the Joint Elections Officer for the Tuesday, November 5, 2019 Constitutional Amendment and Joint Election. (See attachment for items 12-17)

17) Motion made by White seconded by Burns and unanimously adopted by the Court to approve the Wise County Elections Office to serve as the Main Early Voting Polling Place for the Tuesday, November 5, 2019 Constitutional Amendment and Joint Election. (See attachment for items 12-17)

18) Motion made by Burns seconded by White and unanimously adopted by the Court to approve an order for the adoption of the budget of total revenues and expenditures, to include all salaries, wages, benefits and other associated county costs for Wise County's fiscal year 2020 being October 1, 2019 through September 30, 2020 with the following roll-call vote: (See attached budget coversheet, budget, and associated orders)

Commissioner, Precinct No. 1 – White: Aye  
Commissioner, Precinct No. 2 – Burns: Aye  
Commissioner, Precinct No. 3 – Lamance: Aye  
Commissioner, Precinct No. 4 – Kennedy: Aye  
County Judge – Clark: Aye

19) Motion made by White seconded by Lamance and unanimously adopted by the Court to approve an order for the adoption (levy) of the tax rate for Wise County for the Fiscal Year 2020 being a total \$0.35/\$100.00 valuation being \$0.3075/\$100.00 for General Fund and \$0.0425/\$100.00 for Farm-to-Market/Lateral Road (road and bridge) with the following roll-call vote: (See attachment)

Commissioner, Precinct No. 1 – White: Aye  
Commissioner, Precinct No. 2 – Burns: Aye  
Commissioner, Precinct No. 3 – Lamance: Aye  
Commissioner, Precinct No. 4 – Kennedy: Aye  
County Judge – Clark: Aye

20) Motion made by White seconded by Burns and unanimously adopted by the Court to approve an order for the adoption (levy) of the tax rate for the Weatherford College Wise County (WCWC) Branch Campus Maintenance Tax for the 2019-2020 school year being September 1, 2019 to August 31, 2020 at a rate of \$0.044/\$100.00 valuation with the following roll-call vote (See attached order and Weatherford College Wise County Campus budget for 2019-2020 school year):

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Commissioner, Precinct No. 1 – White: Aye  
Commissioner, Precinct No. 2 – Burns: Aye  
Commissioner, Precinct No. 3 – Lamance: Aye  
Commissioner, Precinct No. 4 – Kennedy: Aye  
County Judge – Clark: Aye

21) Motion made by Burns seconded by White and unanimously adopted by the Court to adopt Resolution FY20-01 for the assurance of timely payments for Wise County claims payment accountability. (See attachment)

22) Donations: None

23) Bids:

Motion made by Burns seconded by White and unanimously adopted by the Court to authorize Asset Control Officer Diana Allen to dispose of two items that were sold in the auction but not picked up via the dump and scrap metal.

Motion made by Burns seconded by White and unanimously adopted by the Court to award Bid No. 20-BID-012 for the purchase of metal culverts for all precincts to Wilson Culverts, Elkhart, Texas. (See attachment)

Motion made by Burns seconded by White and unanimously adopted by the Court to authorize Asset Control Officer Diana Allen to advertise for bids for alternative polypropylene materials for culverts.

Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to award Bid No. 20-BID-013 for uniform service for all precincts to Unifirst, Fort Worth, Texas. (See attachment)

Motion made by White seconded by Burns and unanimously adopted by the Court to authorize White to purchase of a tractor via Buyboard from McMaster for \$39,767.00 with capital expenditure funds. (No attachment)

24) Consent Agenda Item:

- a) Minutes: August 6, 2019 (Development Rules and Regulations Committee meeting); August 12, 2019 (Regular Meeting); August 26, 2019 (Public Hearing county tax rate; Public Hearing WCWC Branch Campus tax rate; Special Meeting); August 29, 2019 (Public Hearing county tax rate; Public Hearing WCWC Branch Campus tax rate) (No attachments)
- b) Department Head Reports:
  - County Clerk monthly activity report for August 2019 (See attachment)

- c) Budget Amendment: FY19-13 for various line item transfers. (No attachment)
- d) Capital Expenditures: County Auditor Ann McCuiston stated there is about \$1,500.00 in old capital expenditure funds that will be expended to close out the account.
- e) Claims/Payroll:
  - Registers presented in Dropbox (no attachment)
  - Walk to Court: Note county did receive unclaimed property capital credits from the State Comptroller to be divided between the public libraries (6) and children's programs (County Child Welfare Board; CASA, Wise Hope, and the Children's Advocacy Center) with each entity receiving \$17,640.00 each.
  - The division of tax Calculations for right-of-way and Precincts were incorrect for FY19, ROW was getting estimated 2% more than it should have; therefore, the percentage was calculated on how it should have been and corrected between the four precincts by road miles and paid to their funds.
- f) Utility Requests: None
- g) Interlocal Agreements/Contracts:  
(Original Interlocal Agreements and Contracts are filed in the Asset Control Office by Diana Allen.)
  - Renewals list (Lisa Boswell cleaning JP3 and JP4); Hired Hands; Weatherford College lease. (See attachment)
  - Fully Executed list (Animal Control: Alvord; Boyd; Paradise); LexisNexis County and District Attorney; Employee Benefits Corporation (See attachments)
  - Kimley-Horn and Associates, Inc. 2019-2020 renewal (See attachment)
  - Alvord Medical Clinic Agreement for Medical Services (Wise County Jail) (See attachment)
  - NCTCOG Regional Emergency Preparedness Program membership (See attachment)
  - Asset Works renewal for Asset Control Office. (See attachment)
  - Celebrite Inc for Wise County Sheriff's Office (See attachment)
  - NCT 9-1-1 Communication Agreement for Wise County Sheriff's Office (No attachment)
  - NCT 9-1-1 GIS Agreement for 911 Addressing. (No attachment)

Motion made by Burns seconded by White and unanimously adopted by the Court to approve all items listed under agenda item 24, as presented, with changes noted.

- 25) Project Agreements for Road Repair: None
- 26) Right-of-Way Improvements:

Motion made by Kennedy seconded by Burns and unanimously adopted by the Court to approve the following requests to enter onto private property:

- Bill Lewis on CR 3381 in Precinct No. 4 to take care of a culvert that is washing out.
- Kelly Hill on CR 3340 in Precinct No. 4 to take care of a culvert that is washing out with no expected fence repair.

***Back to agenda item 24(b) Consent Agenda Item > Department Head Reports:*** White commented about having to close CR 2112 in Precinct No. 1 indefinitely because of a head-wall failure. White told the court that there is a void underneath the headwall and he doesn't feel it is safe. White told the court he is going to contact the bridge builder to determine when this can be repaired.

27) Burn Ban:

Motion made by Burns seconded by White and unanimously adopted by the Court to renew the 90-day burn ban as it is currently written. (See attachment)

28) Committee Reports: None

29) Court recessed at 9:28 AM and entered into Executive Session with county legal counsel for private consultation under Texas Government Code Section 551.071 for discussion and legal updates of pending litigation.

30) Court reconvened from Executive Session at 10:52 AM. No action was taken by the court.

31) Clark announced the next meeting as being Monday, September 23, 2019.

32) Clark adjourned the meeting at 10:53 AM, there being no further business to be had by the court.

Minutes approved this 23<sup>rd</sup> day of September, 2019, as printed.

J.D. Clark  
J.D. Clark, County Judge, Wise County

Danny White  
Danny White, Commr. Pct. No. 1

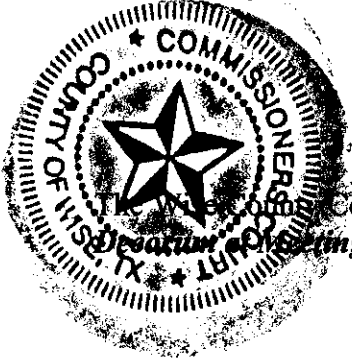
Kevin Burns  
Kevin Burns, Commr. Pct. No. 2

Harry Lamance  
Harry Lamance, Commr. Pct. No. 3

Gaylord Kennedy  
Gaylord Kennedy, Commr. Pct. No. 4

ATTEST:

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



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