

**MARCH 8, 2021**

**WISE COUNTY COMMISSIONERS' COURT MEETING**

On this the 8<sup>th</sup> day of March, A.D., 2021 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
John "Biff" Hayes	Commissioner, Precinct No. 1
Kevin Burns	Commissioner, Precinct No. 2
Danny Lambert	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 Cooperation/Coordination: None
- 7) Plats:

Motion made by Burns seconded by Hayes and unanimously adopted by the Court to approve the following plats as presented:

- Trinity Ridge Estates, Lots 16R-1 and 16r-2, Block 1, Final/Replat, Pct. 2. (See attachment)
- Patches Acres, Lots 1 & 2, Block 1, Final/Replat, Pct. 3. (See attachment)

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8) Motion made by Kennedy seconded by Burns and unanimously adopted by the Court to authorize Election Administrator Sabra Srader to enter into a Joint Agreement and Contract for Election Services for the May 1, 2021 General and Special Election pursuant to Chapter 31 and 271 of the Texas Election Code with all political subdivisions eligible and desiring to contract for such services as stated on the list provided. (See attachment)

9) Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to adopt a resolution regarding the power outages during the winter storm emergency, as presented. (See attachment)

10) Motion made by Kennedy seconded by Burns and unanimously adopted by the Court to adopt a resolution reaffirming the Wise County Commissioners Court for the United States Constitution and the rights and liberties contained therein. (See attachment)

11) Donations:

Motion made by Kennedy seconded by Lambert and unanimously adopted by the Court to accept the following donations with the court's thanks:

- Lowes Home Center LLC generators at store cost to Wise County (See attachment)
- Lackland Holdings, LLC donation of construction material for CR 3690 (Pct. 3) project being: 30' of 24" corrugated metal pipe; two 24" 4:1 end treatments; two 24" culvert bonds; freight and delivery fee of \$45.00 (Total estimated value: \$2,089.24) (See attachment)

12) Bids:

Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to award Bid No. 21-BID-014 for depository contract to First Financial Bank in Decatur, TX, as presented. (See attachment)

Motion made by Hayes seconded by Kennedy and unanimously adopted by the Court to authorize the following for Precinct No. 1 via whatever legal way possible:

- Sell a bucket truck and two trailers via onsite online auction (Iron Planet or Ritchie Bros. Auctioneers) and purchase a new trailer (under \$50,000.00) via straight purchase or cooperative.
- Purchase a used roller with either the possibility of trade in the other one or sell the other via onsite online auction depending on the method of either bidding or purchasing via coop.

Motion made by Kennedy seconded by Burns and unanimously adopted by the Court to authorize Asset Control Officer Diana Allen to advertise for bids or purchase via cooperative purchase for a new heavy duty mower trailer and batwing mower.

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Motion made by Kennedy seconded by Lambert and unanimously adopted by the Court to approve the donation of five older sonogram units to the Wise Health System foundation from Wise County Emergency Medical Services (EMS) as the sonogram equipment has been upgraded.

Motion made by Lambert seconded by Kennedy and unanimously adopted by the Court to authorize the purchase with Emergency Medical Services (EMS) capital expenditure funds of a new ambulance via Mack Haik Dodge via cooperative for \$256,426.00.

Clark stated that Emergency Medical Services (EMS) director Randall Preuninger's capital expenditure account is set up to be able to replace one ambulance per year. Preuninger stated it usually takes eight months to one year to get a new ambulance.

Clark asked Preuninger if he's going to keep the current ambulance in reserve for four years. Preuninger stated the oldest ambulance will be rotated out.

Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to invoke professional exemption to hire an outside law firm (Patton Boggs) pending a lawsuit with the City of Paradise over the Wise County extra-territorial jurisdiction agreement. Commissioners Court Attorney/County Attorney Thomas Aaberg stated FX5 Construction sued the City of Paradise over the agreement who then in-turn sued the county.

13) Consent Agenda Item:

a) Minutes: February 8, 2021 and February 22, 2021. (No attachments)

b) Department Head Reports:

- Items submitted in Dropbox but not provided for court record. (No attachments)
- Clark and Emergency Management Coordinator Cody Powell discussed NOT renewing the COVID-19 emergency disaster declaration. Clark stated this does not affect vaccine allocation. Clark referenced Governor Abbott's executive order GA-34 removing the mask mandate and removing the business capacity effective March 10, 2021. Clark noted that Abbott's order strongly encourages the public to wear masks but it is not required after March 10, 2021.

Clark stated he met with Powell and Preuninger about masks/face coverings in light of Abbott's order. Clark presented a county statement regarding masks and face coverings. (See attachment)

- Treasurer's monthly report for January 2021 (See attachment)
- Auditor's monthly report for January 2021 (See attachment)
- Auditor's monthly report for February 2021 (See attachment)

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- Snow, Garrett, Williams CPA annual outside audit of Wise County CSCD for the year ending August 31, 2020 (See attachment)
  - Snow, Garrett, Williams CPA annual outside audit for Wise County Texas Juvenile Justice Grant Funds for Jack and Wise Counties for the year ending August 31, 2020. (See attachment)
  - Wise County Emergency Management Winter Weather February 2021 After Action Review/Improvement Plan (See attachment)
  - Powell and Clark discussed the Civic Ready Communication renewed push. Clark stated this allows the county to push notification to resident's cell phones. Clark reviewed this with the court continuing that municipalities that participate can send out notifications in the same method as well. Powell discussed the previously approved Civil Ready agreement with the City of Decatur. (No attachment)
- c) Budget Amendments: FY 21-06 for various line item transfers (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.)
- OpenGov Wise County – Order Form BancRep (No attachment)
  - OpenGov Statement of Work – Wise County Banc Record for Hours (No attachment)
  - LexisNexis LNUS Amendment SLG Lexis Patron Access (No attachment)
  - Renewals (List only): Ad Valorem Tax Collection for City of Alvord; Clearcreek Watershed; Wise County Water Improvement District No. 1; Lexisnexis Accurint for JP3. (No attachment except list)
  - Kologik, LLC for campus safety. (See attachment)
  - Contract for legal services from Aaberg's professional exemption request made under item 12. (No attachment)

Motion made by Kennedy seconded by Burns and unanimously adopted by the Court to approve all items listed under item number 13, as presented.

14) Project Agreements for Road Repair:

Motion made by Kennedy seconded by Burns to approve the project agreement for road repair for the City of Paradise for rebasing and asphaltting approximately 3/10<sup>th</sup> of Honeysuckle Road in Precinct No. 4. (No attachment)

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- 15) Right-of-Way Improvements: None
- 16) Burn Ban: None
- 17) Committee Reports:

County Engineer Chad Davis stated there will be a Development Rules and Regulations Committee Meeting on Wednesday, March 10, 2021 at 9:00 AM in the Election Administration conference room.

- 18) Clark announced the next meeting as Monday, March 22, 2021.

Burns requested a future agenda item of a reduction in speed on Old Decatur Road in Precinct No. 2.

Clark stated the court will need to discuss a redistricting contract at the next meeting.

Commissioners Court Attorney Thomas Aaberg and County Auditor Ann McCuiston stated that donations of road material will need to include a release of liability to the donor.

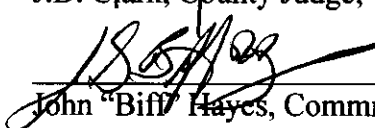
***Back to agenda item #5 County Correspondence:***

Burns thanked Clark from members of the Urban Counties of Texas committee for Clark's role in the broadband bill.

- 19) Clark adjourned the meeting at 9:46 AM there being no further business to be had by the court.

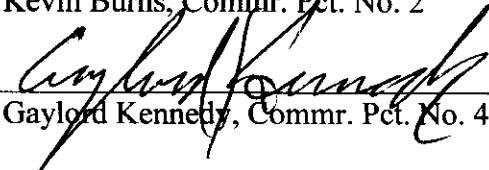
Minutes approved this 12<sup>th</sup> day of April, 2021, as printed.

  
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J.D. Clark, County Judge, Wise County


  
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John "Biff" Hayes, Commr. Pct. No. 1

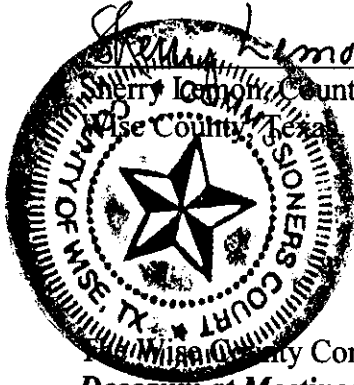
  
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Kevin Burns, Commr. Pct. No. 2

  
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Danny Lambert, Commr. Pct. No. 3

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

ATTEST:

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



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