

APRIL 26, 2021

WISE COUNTY COMMISSIONERS' COURT MEETING

On this the 26th day of April, 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 (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
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) Invocation
- 3) Pledge
- 4) Community Forum: None
- 5) Texas Association of Counties (TAC) Risk Control Consultant Isaac Garcia presented the TAC Safety Achievement Award to Wise County for 2020.

TAC Risk Management Consultant Todd Keisel and Cybersecurity Consultant David Sandoval were in attendance as well to introduce them to the court.

Skip to agenda item 7: Plats

- 7) Plats

The following plats were presented for court consideration of approval:

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- Quail Ridge Estates, Final Plat, located in Precinct No. 2. No letter of general conformance was provided by Kimley-Horn and Associates. A letter of Irrevocable Standby Letter of Credit was provided for court record. (See attachments)
- Oak Glen Final Plat/Replat, Lots 1-3, Block 1 located in Precinct No. 2 granting variances for drainage and road frontage, as presented, including a letter of conformance from Wise County Development. (See attachment)
- PF2 Ranch, Preliminary Plat, Lots 1-5, Block 1, located in Precinct No. 4, as presented, granting a private road variance, and including a letter conformance from Wise County Development Services. (See attachment)
- PF2 Ranch, Final Plat, Lots 1-5, Block 1, located in Precinct No. 4, as presented, granting a private road variance, and including a letter of conformance from Wise County Development Services. (See attachment)
- Saddleback Estates North, Preliminary Plat Review, as presented, located in Precinct No. 3 including a letter of general conformance from Kimley-Horn and Associates. (See attachment)

Skip to agenda item 9: Discuss presentation of upcoming redistricting process.

Bickerstaff Heath Delgado Acosta LLP (Bickerstaff) representatives David Mendez and Claudia Russell appeared before the court via Zoom and telephonically to present information to the court about redistricting 2021. (See attachment)

Mendez told the court that the US Census Bureau will provide redistricting data to the states by September 30, 2021. Mendez stated the data will be similar to what states received in 2011. Mendez stated this will impact the March 2022 primary dates. Mendez discussed impacts to local government entities as being the fact that the primary election schedule drives county redistricting; has a compressed redistricting timeline; and, legislatively bills have been filed to adjust the 2022 primary election dates.

Russell stated SB 1822 (Huffman) passed senate and is being presented to House redistricting to move primary election dates in Texas. Russell stated it is a bill that leadership has on its list to pass. Russell explained this will create a sliding scale for primary date timelines based on when legislature redraws congressional redistricting lines. Clark asked Russell if it is realistic for legislators to get this done before January 2022? Russell stated that Huffman expects a special session during the winter holiday.

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Mendez presented a timeline for redistricting steps and reviewed said steps with the court. Mendez asked if there are questions from the court regarding redistricting?

Clark told Mendez that only one court member (Burns) has been through redistricting before. Clark asked Mendez to explain how commissioner precincts are divided based on population? Mendez explained that through mapping Bickerstaff can determine the county population based on the 2020 US Census data. Mendez told the court the population is then divided by four and each commissioner precinct gets one fourth of the population.

Kennedy commented about the growth changes in the county. Kennedy commented about US 380 dividing Precincts 2 and 4. Hayes and Kennedy also commented on the private prison population in the county. The court discussed this further with Mendez.

Burns commented that the county will know more when the census numbers are released. Clark commented that nothing can be done proactively until census data is released. Mendez commented that he'll send out a request for data in August.

Back to agenda item 8: Donation of right-of-way in Precinct No. 3.

Lambert discussed a Rhome resident wishing to donate a 25' piece of property from an inheritance back to the county.

Commissioners Court Attorney Thomas Aaberg stated this was previously discussed and approved (ref. March 9, 2020 item 18) and the permission to survey the property on CR 4838 in Precinct No. 3 was given by the landowner. (No attachment)

Motion made by Lambert seconded by Burns and unanimously adopted by the Court to accept the donation of a 25' of property between Hwy 114 and US. 287 on CR 4838, as presented. Aaberg stated he will do a quitclaim deed for this transfer. (No attachment)

10) Clark TABLED action regarding consideration and action on the updated/additional resolution language related to Constitutional rights.

11) Kimley-Horn and Associates representative Kyle Welden reviewed the items in the Wise County Development Rules and Regulations Appendix Amendment No. 2. (See attachment)

Motion made by Burns seconded by Lambert and unanimously adopted by the Court to approve the Wise County Development Rules and Regulations Appendix Amendment No. 2, as presented. (See attachment)

12) Donations:

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

- Clark re: file cabinet purchased about 25 years ago by a Lamb County resident. Clark stated the owner was about to refinish the wood file cabinet and found blank Wise County government forms from around 1907 in the back of the drawers. Clark continued that the man contacted the Wise County Heritage Museum who put the man in contact with Clark. Clark purchased the file cabinet from the man and wishes to donate it back to the county inventory as original items not to leave the County Courthouse. Clark stated the piece was probably purchased via the Sheriff's Office sale when a roll top cabinet was sold.

13) Bids:

- Precinct No. 4 equipment (pickup, chassis, bobtail pups) for sale at the May 2021 Ritchie Bros Auctioneers auction pending Aaberg's review and approval.

Burns asked if this includes a sheepsfoot roller? Kennedy stated it doesn't and agreed that the county needs to sell and purchase another sheepsfoot roller. Asset Control Officer Diana Allen confirmed with Kennedy and Burns that they do NOT want to include a sheepsfoot roller in this auction sale.

Motion made by Kennedy seconded by Burns and unanimously adopted by the Court to approve the sale at auction of the items listed above by Precinct No. 4.

Emergency Management Coordinator (EMC) Cody Powell discussed the Wise County Unmanned Ariel Systems (UAS) Program with the court. (See attachment)

Powell discussed current equipment; future equipment needs; uses for the UAS program (emergency and non-emergency); and pilot licensing.

Powell requested \$37,000.00 (maximum) for a \$33,437.37 estimated cost for three (3) Mavic 2 Enterprise Advanced UAS with smart controllers (\$22,197.67); \$11,240.00 for software needs (listed in presentation).

Powell outlined the funding sources on page 7 of the presentation.

Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to authorize staff to take necessary action to make the purchases and approve any contracts pending Commissioners Court Attorney Thomas Aaberg's review/approval, as presented.

Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to authorize the purchase of a sheepsfoot roller through bid or cooperative purchase, as stated. (No attachment)

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- 14) Consent Agenda item:
- a) Minutes: April 12, 2021, as presented. (No attachment)
 - b) Department Head Reports:
 - Items submitted in Dropbox but not provided for court record. (No attachments)
 - Treasurer's Report for March 2021 (See attachment)
 - Wise County Investment Report for January 1, 2021 to March 31, 2021 (See attachment)
 - c) Budget Amendment: FY21-09 for various line items (No attachment)
 - d) Capital Expenditures: none other than discussed about UAS program above.
 - e) Claims/Payroll: registers presented in Dropbox (No attachment)
 - f) Utility Requests: None
 - g) Contracts/Interlocal Agreements:
(Original Contracts and Interlocal Agreements are filed in the Asset Control Office by Diana Allen)
 - Memorandum of Understanding U.S. Immigration/Homeland Security and Wise County Sheriff (No attachment)
 - Fully Executed:
 - GL Seaman & Company – Courts Building Furniture (See attachment)
 - Southwest Solutions Group – Courts Building Furniture (See attachment)
 - First Financial Bank Depository and Collateral Security Agreements (See attachments)
 - City of Alvord Mass Communication (See attachment)
 - Regional Public Defender Officer (Formerly Lubbock County Public Defender) (See attachment)

Motion made by Burns seconded by Hayes and unanimously adopted by the Court to approve all items listed under item 14, as presented.

- 15) Project Agreements for Road Repair: None

Back to agenda item 6: Precinct Coordination/Cooperation:

Burns thanked the offer of help for a paving project but are holding off because of the weather.

16) Right-of-Way Improvements:

Motion made by Burns seconded by Lambert and unanimously adopted by the Court to approve the request to enter onto the Alice Sessions property (CR2395) in Precinct No. 2. (No attachment)

17) Burn Ban:

Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to renew the current burn ban for a 90-day time period based on National Weather Service red-flag day warnings. (See attachment)

18) Committee Reports: None

19) Clark announced the next meeting as Monday, May 10, 2021.

20) Clark adjourned the meeting at 10:05 AM, there being no further business to be had by the court.

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Minutes approved this 25th day of May, 2021, as printed.



J.D. Clark, County Judge, Wise County



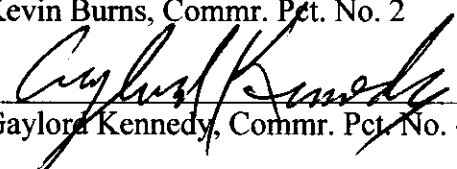
John "Biff" Hayes, Commr. Pct. No. 1



Kevin Burns, Commr. Pct. No. 2

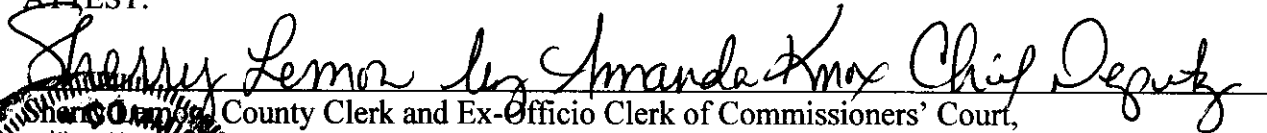


Danny Lambert, Commr. Pct. No. 3

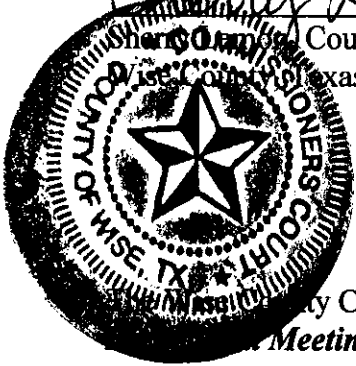


Gaylord Kennedy, Commr. Pct. No. 4

ATTEST:



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



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