

MAY 25, 2021

WISE COUNTY COMMISSIONERS' COURT MEETING

On this the 25th day of May, 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 by Amanda Knox, Chief Deputy 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 of Allegiance
- 4) Community Forum:

Precinct No. 3 resident Audra Reynolds addressed the court about a drainage issues that bypass a culvert near her property at Spring Creek Farms (Riverside Addition). Reynolds presented emailed photos to Lambert to show the court. Lambert told the court that he'd emailed the developer for Riverside Addition and discussed the maintenance of the development roads. Lambert told Reynolds he will email the developer; and, that he and developer will get with Reynolds. Lambert commented that he would not accept the roads as they are until they're fixed.

- 5) County Correspondence: None
- 6) Precinct Cooperation/Coordination: None
- 7) Plats:

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Motion made by Burns seconded by Lambert and unanimously adopted by the Court to approve the Final Plat for Annie's Estates, Lots 1-3, Block 1 located in Precinct No. 2, as presented, granting a variance on a drainage plan study and including a letter of conformance from Wise County Development Services. (See attachment)

Motion made by Lambert seconded by Kennedy and unanimously adopted by the Court to approve the Final Plat for Butcher Acres, Lots 1-3, Block 1 located in Precinct No. 3, as presented, granting a variance on a drainage plan study and including a letter of conformance from Wise County Development Services. (See attachment)

Motion made by Lambert seconded by Hayes with Kennedy and Clark voting aye and Burns abstaining (family conflict of interest) to approve the Preliminary Plat for Kirk's Corner, Lots 1-4, Block 1 located in Precinct No. 3, granting a variance on a drainage plan study, with approval contingent upon receipt of an electric letter. (See attachment)

Motion made by Lambert seconded by Hayes with Kennedy and Clark voting aye and Burns abstaining (family conflict of interest) to approve the Final Plat for Kirk's Corner, Lots 1-4, Block 1 located in Precinct No. 3, granting a variance on a drainage plan study, with approval contingent upon receipt of an electric letter. (See attachment)

Motion made by Lambert seconded by Hughes and unanimously adopted by the Court to approve the Final Plat for Sherill Addition, Lot 3, Phase 2, located in Precinct No. 3, as presented, granting a drainage plan study and including a letter of conformance from Wise County Development Services. (See attachment)

Motion made by Kennedy seconded by Burns and unanimously adopted by the Court to approve the Final Plat for A Ray in the Wood, Lots 1 and 2, located in Precinct No. 4, as presented, granting variances for drainage plan study and road size, and including a letter of conformance from Wise County Development Services. (See attachment)

Kennedy stated the address is listed incorrectly for Oakwood Hills Estates on the letter of general conformance from Kimley-Horn and Associates. (See attachments)

Motion made by Kennedy seconded by Burns and unanimously adopted by the Court to approve the Final Acceptance for Oakwood Hills Estates, Lots 1-13, Block 1, located in Precinct No. 4 (intersection of CR 3591 and CR 3690) with a letter being provided at a future meeting to correct the record for the address.

8) Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to reappoint Brent Wilson (2 year term) to the Upper Trinity Groundwater Conservation District (UTGCD) Board of Directors to represent Wise County. Clark noted the other Wise County representative is Don Majka. UTGCD General Manager Doug Shaw stated the appointments are staggering two year terms. (No attachment)

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9) Upper Trinity Groundwater Conservation District (UTGCD) General Manager Doug Shaw provided a verbal report to the court about the district regarding current projects and plans.

The UTGCD services Montague, Wise, Parker and Hood Counties. Shaw noted the exponential growth in this part of Texas and told the court that in 2020 the UTGCD processed almost 1500 new applications (over 800 for Parker and over 400 for Wise). Shaw anticipates processing at least 200 well applications for the month of May 2021. Shaw stated that 90-95% of those are associated with new homes. Shaw discussed the elements that make this area so conducive to private water wells. Clark discussed that Parker and Wise Counties are largely unincorporated.

Shaw discussed exploratory wells and monitoring wells.

Shaw told the court that at the end of 2020 the UTGCD issued a grant to Parker County for water harvesting (rainwater harvesting) using 60,000 gallon storage tanks at the Parker County Sheriffs' Posse. Shaw told the court there are funds in the UTGCD budget to fund projects with a stipulation that educational signage.

Clark asked Shaw if he anticipates any rule changes that will affect the Wise County Development Rules and Regulations. Shaw told Clark that he doesn't anticipate any rule changes any time soon.

Burns commented to Shaw and the Court about looking decades down the road regarding water waste. Burns stated this is due to decades of water overuse. Burns stated counties need help and direction to shift the burden from groundwater to surface water. Shaw stated preliminary studies are needed. Burns asked if a formal request is required?

Shaw discussed the water focus in the counties in the Amarillo/Lubbock area. Shaw discussed comparing surface water to a checking account and groundwater to a savings account and how to expand surface water long term.

Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to formally request that the Upper Trinity Groundwater Conservation District (UTGCD) start studies to help provide water for decades for Wise County residents.

10) Constables Precinct 1 (Hoskins), Precinct 3 (Applewhite) and Precinct 4 (Huffman) appeared before the court to request additions to the reserve deputy constable program.

Clark explained the Reserve Deputy Constable Program to Hayes and Lambert who are new to the court. Clark explained the program was started in February 2017 to provide reserve deputy constables that are covered under a blanket county bond. Clark explained there are times/situations where the constable needs assistance in service. Clark stated the constables are required to run the reserve officer names through court for approve after a criminal history background check is complete.

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Clark stated that Hoskins would request up to five (5) reserve deputy constables. Clark stated that Applewhite and Huffman request to increase from five (5) reserve deputy constables to eight (8) reserve deputy constables.

Applewhite and Huffman discussed their current departmental needs, service and anticipated increases. Clark asked Sheriff Lane Akin if this program is helpful to the Wise County Sheriff's Office? Akin responded that it is and all constables are doing a great job.

Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to approve up to five (5) reserve deputy constables for Constable Precinct No. 1; and, an increase from five (5) to eight (8) reserve deputy constables for Precincts Nos. 3 and 4 with the names stated on the proposed list, as presented. (See attachment)

11) Donations:

Motion made by Burns seconded by Hayes and unanimously adopted by the Court to accept the donation of \$800-\$1,000.00 value of pig tracheas and lungs from Fischer's Meat Market to Emergency Medical Services (EMS) for training purposes. (No attachment)

Motion made by Burns seconded by Hayes and unanimously adopted by the Court to approve the individual donation of an autism sensory kit valued at \$300.00 to Wise County Emergency Medical Services (EMS) for the Bridgeport ambulance. (No attachment)

12) Bids:

Motion made by Lambert seconded by Burns and unanimously adopted by the Court to sell a truck for Precinct No. 3 via onsite/online auction via Buy Board. (No attachment)

Asset Control Officer Diana Allen told the court of a request from Akin to purchase five (5) Chevrolet Tahoes with equipment via cooperative purchase for approximately \$348,752.00 using the Wise County Sheriff's Office vehicle capital expenditure funds.

Akin commented that five (5) patrol Tahoe vehicles are \$69,000 to \$70,000 each fully outfitted. Akin stated this cost will leave almost \$1,000,000.00 in the Wise County Sheriff's Office capital expenditure fund.

County Auditor Ann McCuiston told the court that Akin has spent the FY2020 vehicle capital expenditure funds but is having a hard time finding vehicles.

Motion made by Burns seconded by Kennedy and unanimously adopted by the Court to approve Akin's purchase request via cooperative for five (5) Chevrolet Tahoe vehicles with equipment for approximately \$348,752.00 using Wise County Sheriff's Office vehicle capital expenditure funds.

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Kennedy commented that all of his items previously requested to sell sold at Ritchie Bros. Auctioneers. (No attachment)

13) Consent Agenda Item:

a) Minutes: April 26, 2021 Public Hearing; April 26, 2021 Special Meeting; and May 10, 2021. (No attachments)

b) Department Head Reports:

- Items submitted in Dropbox but not provided for court record. (No attachments)
- Auditor verbal re: Texas Health and Human Services 2021 tobacco settlement proceeds \$67,308.06 to be deposited in the health fund. (See attachment)
- Treasurer's Report for April 2021. (See attachment)
- County Clerk monthly activity report for April 2021. (See attachment)
- Clark re: Wise County Weatherford College bond refinance (See attachment)

McCuiston re: savings to the county for the bond refinance. (verbal only)

- Clark re: American Rescue Plan Funding. Clark stated the U.S. Department of Treasury wired Wise County one half of the county's allocation. Clark stated these funds have been placed in their own designated fund. Clark commented the county expects final guidance by July 2021.

County Treasurer Katherine Hudson commented that a woman called yesterday whom she referred to Clark regarding said funding. Clark discussed National Association of Counties (NACo)

c) Budget Amendments: FY21-10 for various line item transfers. (No attachment)

d) Capital Expenditures: None other than requested under Bids item.

e) Claims/Payroll: registers provided to court in Dropbox. (No attachment)

- McCuiston told the court about the restrictive funds that were held for the WCWC bond restructure that the county paid out.

f) Utility Requests: None

g) Interlocal Agreements/Contracts:

- The Productivity Center TCLEDDS for Constable Precinct No. 1 Rex Hoskins (See attachment)
- Obermeyer Biomedical for Emergency Medical Services (EMS) (See attachment)
- Defense Logistics Agency (1033 Program) 2021 TXLESO Application for Heinrich Downes at the Wise County Sheriff's Office (No attachment)
- The Productivity Center TCLEDDS for Constable Precinct No. 3 Charles Applewhite (See attachment)
- The Productivity Center TCLEDDS for Constable Precinct No. 4 Kevin Huffman (See attachment)
- IDEMIA Identity and Security (See attachment)
- Fully Executed (list):

-Squire Patton Boggs (See attachment)

-Ranger College Emergency Medical Services (EMS) Agreement (See attachment)

-Tarrant County Interlocal – Everman (See attachment)

-Ritchie Brothers Precinct No. 4 Auction (See attachment)

-Weatherford College Lease First Amendment (See attachment)

Motion made by Lambert seconded by Hayes and unanimously adopted by the Court to approve all items listed under agenda item 13, as presented.

14) Project Agreement for Road Repair: None

15) Emergency Management Coordinator Cody Powell discussed the Wise County Hazard Mitigation Plan with the court including grant award matching. Powell requested to contact UTGCD General Manager Doug Shaw.

No action taken or required by the court.

16) Right-of-Way Improvement Requests: None

17) Burn Ban: None

18) Committee Reports: None

19) Clark announced the next county holiday as Monday, May 31, 2021 (Memorial Day). Clark noted the following Memorial Day programs: Saturday, May 29, 2021 11:00 AM Rhome Veterans Group; and, Monday, May 31, 2021 11:00 AM Wise County Veteran group.

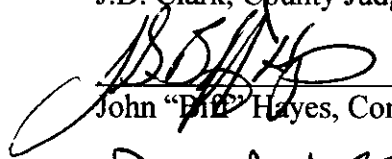
20) Clark announced the next meeting as Monday, June 14, 2021.

21) Clark adjourned the meeting at 9:56 AM.

Minutes approved this 14th day of June, 2021, as printed.



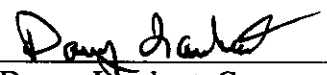
J.D. Clark, County Judge, Wise County



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



Kevin Burns, Commr. Pct. No. 2

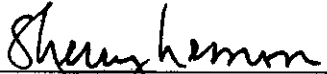


Danny Lambert, Commr. Pct. No. 3

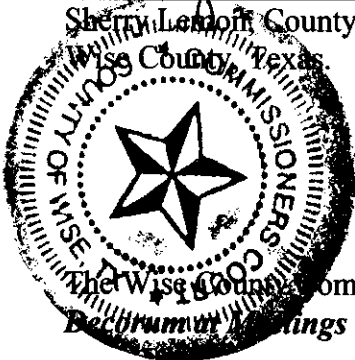


Gaylord Kenney, Commr. Pct. No. 4

ATTEST:



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



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