

MARCH 14, 2022

WISE COUNTY COMMISSIONERS' COURT MEETING

On this the 14th day of March, A.D., 2022 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 (Absent)	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 except Kennedy.
- 2) Invocation
- 3) Pledge of Allegiance
- 4) Community Forum: None
- 5) County Correspondence: None
- 6) Precinct Coordination/Cooperation:

Lambert told the court that his cousin who is developing Lucky Ridge off of FM 51 wants to donate some rap (recycled asphalt) to the county.

- 7) Plats:

Motion made by Burns seconded by Hayes with Lambert voting aye to approve the following plats, as presented:

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- Ranch Hills Estates, Preliminary Plat, Phase I and II, located in Precinct No. 1, as presented, contingent on party arrival to the meeting, and including a letter of general conformance from Kimley-Horn and Associates. (See attachment)
- The Iron Cactus, Final Plat, Lots 1-6, Block 1, as presented, including a letter of conformance from Wise County Development Services. (See attachment)
- McNeff Country Home Estates, Preliminary Plat, Lots 1-9, Block A, located in Precinct No. 1, as presented, granting a road frontage variance, and including a letter of conformance from Wise County Development Services. (See attachment)
- Robles Estates, Final Plat, Lots 1-13, Block 1, located in Precinct No. 2, granting a shared access driveway variance, and including a letter of conformance from Wise County Development Services. (See attachment)
- Miller Estates, Final Plat, Lots 1-4, Block 1, located in Precinct No. 2, as presented, including a letter of conformance from Wise County Development Services. (See attachment)
- Lackey Estates, Final Plat, Lots 1-4, Block 1, located in Precinct No. 2, as presented, granting variances for drainage plan and road frontage, and including a letter of conformance from Wise County Development Services. (See attachment)
- Thomas Estates, Preliminary Plat, Lots 1-11, Block 1, located in Precinct No. 4, as presented, granting a road frontage variance only, and including a letter of conformance from Wise County Development Services. (See attachment)

8) Motion made by Burns seconded by Hayes with Lambert voting aye to renew the Texas Association of Counties (TAC) property insurance, as presented. (No attachment)

9) Burns stated that Martin Marietta Materials has been doing some concrete work on CR 1536 in Precinct No. 2. Burns commented that Union Pacific Railroad (UP) has specifically granted Wise County access to work on the UP easement.

Motion made by Burns seconded by Hayes with Lambert voting aye to authorize staff to take all necessary action to create a document for Union Pacific Railroad stating that Martin Marietta Materials is granted access to the road on Wise County's behalf. (No attachment)

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Asset Control Officer Diana Allen stated the county will need a house bill document for this contract document. Allen stated she will get with Aaberg regarding the contract.

10) Clark provided the Wise County Radio Committee membership and brief history and stated the committee is here to present recommendations for Wise County public safety.

Sheriff Lane Akin stated this has been a lengthy process. Emergency Management Coordinator Cody Powell reiterated Akin's comments; presented an overview (See attachment); and, asked the court what it would like to know. Clark stated the committee recommends the county use American Communication Systems and introduced Kenneth Plows representing that company.

Plows stated the radio communication system will be a twenty (20) year system. Plows stated the project will begin with dispatch within 90 days. Plows continued discussion of the project timeline. Clark confirmed that the dispatch consoles will be upgraded immediately. Plows discussed the total amount anticipated allowing room for growth. Plows discussed additional tower sites and coverage. Clark outlined the presented proposal.

Powell stated the radios will be on the same frequency that the county uses now. Plows briefly outlined monitoring and maintenance. Powell stated the radios will be Kenwood radios. Plows stated the agencies that American Communication Systems has worked with within Wise County. Plows discussed interoperability with neighboring counties.

Powell outlined the overall costs on the summary handout with an approximate final cost of \$5,752,520.20. Powell discussed contingency costs on tower site upgrades. Plows stated that radio needs will be determined on a case-by-case basis with some equipment only needing upgrades.

Systems Administrator Steven Melton stated the payment breakdown of 25% initially; 25% secondarily, and 50% finally. Melton continued that American Communication Systems is on DIR contract via the State of Texas. Allen commented that American Communication Systems is already a vendor on contract.

Burns asked how much of this grant is reimbursable? Clark stated the radio project will be 100% funded by American Rescue Plan funds.

Public Works Director Joey Highfill asked if volunteer departments will have to purchase new equipment? Powell stated there are many factors impact that and it's hard to give a definite answer today. Powell continued that several departments have not purchased radios yet as they're waiting on county approval. Clark commented that Fire Marshal Jeff Doughty reached out to all fire chiefs.

Burns asked if there are grants available for individual departments through the American Rescue Plan? Clark commented that if departments have a hardship the county can assist with

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American Rescue Plan funds. Clark continued the county is banking some radios for this purpose and Doughty is evaluating what the departments have and what is upgradable.

Clark continued that most large departments have upgraded their radio equipment. Clark confirmed that from the point of approval there is a 30 day start with completion within one (1) year. Plows introduced JVC Kenwood CEO Duane Anderson. Anderson addressed the court briefly.

Powell commented that this estimate does NOT include installation cost. Powell discussed the subsequent maintenance cost and scheduling. Burns asked Anderson and Plows when they can begin? Anderson stated they can begin tomorrow.

Motion made by Burns seconded by Hayes with Lambert voting aye to authorize staff to take all necessary steps (including but not limited to purchase, trade-in of existing equipment, warranty; additional tower sites, etc.) to carry out this proposed radio project with Wise County American Rescue Plan Funding. (No attachment)

Clark thanked the radio committee for their hard work. Powell clarified for the record about the trade in of equipment. Allen stated she will send an email after the meeting discussing this. Clark stated that is part of "all necessary steps" stated in the motion.

11) Motion made by Burns seconded by Lambert with Hayes voting aye to set a hearing prior to the next court meeting at 8:45 AM regarding a traffic study to consider potential speed limit change on Miller Creek Lake Road; and, Niki Road in Precinct No. 4. (No attachment)

12) Donations: None

13) Bids:

Motion made by Burns seconded by Hayes with Lambert voting aye to retire the Wise County Sheriff's Office canine officer, Flip, to his handler and thanking him for his service. (No attachment)

14) Consent Agenda Item:

a) Minutes: February 28, 2022 (No attachment)

b) Department Head Reports:

- Items submitted in Dropbox but not provided for court record. (No attachments)
- Auditor Report for February 2022 (See attachment)
- County Clerk monthly activity report February 2022 (See attachment)

c) Budget Amendments: FY22-08 (No attachment)

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d) Capital Expenditure: None

e) Claims/Payroll:

- Registers as presented (No attachment)
- Radio project totaling \$5,952,520.20 less the trade in of \$200,000.00 for a total of \$5,752,520.20 and the 25% down around \$1,438,130 all paid from American Rescue Plan Funds. (No attachment)

f) Utility Requests / Right-of-Way: None

g) Contracts and Interlocal Agreements:

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

- Verbal from Allen re: Ameriprise previously approved in court will not be finalized. (No attachment)
- Fully Executed: Trinity IDP Agreement (See attachment)
- Renewals: Devon Tower Lease; RLJ Tower Lease; Lexisnexis Accurint JP3 (No attachments; list only)
- Texas Association of Counties Cybersecurity Course Enrollment (See attachment)
- Texas County and District Retirement System agreement (See attachment)
- OpenGov Amendment #2 (No attachment)
- Lexisnexis Law Library (No attachment)

Motion made by Lambert seconded by White with Burns voting aye to approve all items listed under agenda item 14, as presented, and with changes noted.

15) Project Agreement for Road Repair:

Motion made by Hayes seconded by Burns with Lambert voting aye to approve the project agreement for City of New Fairview in Precinct No. 1 for Crusher Lane. (No attachment)

Motion made by Burns seconded by Hayes with Lambert voting aye to approve the project agreement for City of Lake Bridgeport for a short roadway for East Bay Estates. (No attachment)

16) Hazard Mitigation Plan: None

17) Right-of-Way Improvement Requests: None

18) Burn Ban:

Doughty stated weather conditions are not improving and requested the 90-day burn ban continue. Doughty discussed a firefighter training live burn that will take place over the weekend and is exempt from statute.

19) Committee Reports:

County Engineer Chad Davis reported that the Development Rules and Regulations Committee met and will set up an additional meeting that will include TCEQ regarding breach inundations.

20) Clark recessed the regular meeting at 9:42 AM. The commissioners and Clark entered into Executive Session at 9:42 AM with County Legal Counsel for private consultation allowed under Texas Government Code Section 551.071.

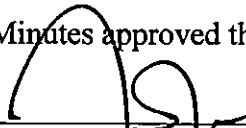
21) Clark reconvened the meeting at 10:12 AM.

Motion made by Burns seconded by Hayes with Lambert voting aye to authorize staff to complete the Letter of Intent with Wise County Water Control and Improvement District board for equipment noted to the Wise County Watershed Department. (No attachment)

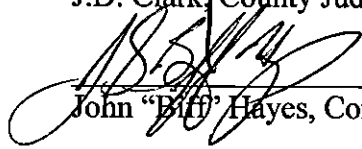
22) Clark announced the next meeting date as Monday, March 28, 2022.

23) Clark adjourned the meeting at 10:40 AM, there being no further business to be had by the court.

Minutes approved this 11th day of April, 2022, as printed.



J.D. Clark, County Judge, Wise County



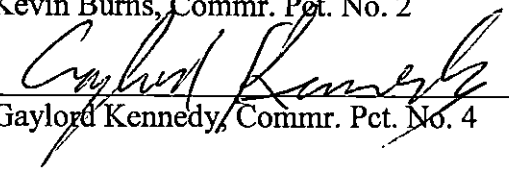
John "Biff" Hayes, Commr. Pct. No. 1



Kevin Burns, Commr. Pct. No. 2



Danny Lambert, Commr. Pct. No. 3



Gaylord Kennedy, Commr. Pct. No. 4

ATTEST:



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



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