

**MINUTES OF THE COMMISSIONERS COURT  
SPECIAL SESSION  
February 21, 2012**

BE IT REMEMBERED, that on the 21<sup>st</sup> day of February, 2012 A.D. at 10:02 a.m. the Honorable Commissioners Court of Wichita County, Texas met in special session at the Courthouse in Wichita Falls, Texas pursuant to adjourning February 13, 2012, with the following members present:

Honorable Woodrow W. Gossom, Jr., County Judge  
Commissioner Ray Gonzalez, Precinct No. 1  
Commissioner Pat Norriss, Precinct No. 2  
Commissioner Barry Mahler, Precinct No. 3  
Commissioner Bill Presson, Precinct No. 4

Invocation by Chaplain John Ward

Pledge of Allegiance

Pledge to the Texas Flag

Motion made by Commissioner Presson and seconded by Commissioner Mahler to approve and authorize the following consent agenda items:

12.02.98 To approve and ratify the minutes for February 13, 2012 regular session.

12.02.99 To file application and certificate for payment #10 in amount of \$211,313.00 with County Auditor for payment processing to M & F Litteken for MFL Project #10211, HPA Project #05453-00, Courthouse Second Floor Renovations with payment from Permanent Improvement Fund.

12.02.100 To file Harper Perkins Architects invoice #11 in amount of \$7,451.33 with County Auditor for payment processing for architectural services and reimbursable items for Project No. 05454, Courthouse Second Floor Renovations with payment from Permanent Improvement Fund.

12.02.101 To file Wilbourn & McCabe Plumbing Co. Invoice #6475 in amount of \$2,036.30 with County Auditor for payment processing for water pump repair with payment from 100.511.4454.

12.02.102 To approve purchase of 25 Alcohol Blood Test Kits from Reprographics & Distribution Services at a cost of \$125.00 for the Sheriff's Office as per interlocal agreement between Wichita County and Texas Department of Public Safety. To be paid from 100.560.3511, Sheriff Drug Testing Supplies.

12.02.103 To approve the purchase of \$7,000.00 postage for the Courthouse postage machine and \$5,000.00 postage for the Annex postage machine.

12.02.104 To approve quote from Local Government Solutions (LGS) in the amount of \$976.00 for the purchase of one (1) Fujitsu fi-6130C Color Scanner for the office of JP1-1. To be paid by transfer from JP Technology Fund to the appropriate line as determined by the County Auditor.

12.02.105 To authorize County Judge to sign the Involuntary Acquisition Activity Approval Form related to the 30" wide and 600' long water line easement for 176.1 acres Blk 224 Waggoner Colony in Wichita County as part of the process required by the Texas Community Development Block Grant Program for the Electra water line project. A copy of the approval form is attached hereto as Exhibit "A".

12.02.106 To amend Court Order 12.01.05, January 3, 2012 to correct court order to read as follows:

To accept quote from American Detectors Distributors for two walk-through detectors at \$3,471.75 each, \$6,943.50 total delivered. The purchase will be paid from detail repair lines with a transfer from 236.900.1001, Transfers to General Fund. The transfer will be reflected in the 2012 budget.

12.02.107 To amend Court Order 12.01.20, January 9, 2012 to read as follows:

To amend 2012 Budget for Fund 238 to transfer up to \$3,200 from line 238.238.1290 to line 238.238.3153 for purchase of 2 each HSC2472 Cabinets with HAS24 shelf at \$275.42 each or as discounted by TXMAS pricing.

12.02.108 To append Court Order 11.11.617, "Motion made by Commissioner Mahler and seconded by Commissioner Presson to amend the Holiday Policy as shown in Exhibit "F"." by adding a clarification of funding for the new policy with a transfer from General Fund Non-Departmental Contingencies (100.409.4992) to the new holiday pay line in each affected department (xx.xxx.1231).

Motion carried unanimously.

12.02.109 Motion made by Commissioner Norriss and seconded by Commissioner Gonzalez to approve and authorize the County Treasurer to pay the emergency and regular bills. A copy of the bills is attached hereto as Exhibit "B".

Motion carried unanimously.

12.02.110 Motion made by Commissioner Mahler and seconded by Commissioner Gonzalez to approve and authorize the County Judge to sign the following:

- a) Resolution for the Economic Development Initiative (EDI) stating that the County recognizes that the City of Iowa Park 4B Corporation can spend money within the ETJ of Iowa Park.
- b) Resolution approving the North 287 Sector Redevelopment Plan.

A copy of the resolutions is attached hereto as Exhibit "C".

Motion carried unanimously.

12.02.111 Motion made by Commissioner Presson and seconded by Commissioner Norriss to approve Mobile Phone of Texas, Inc. quotes in the amount of \$2,621.40 to remove transmitter (voter) from the County Courthouse to the Wichita Falls Water Tower on Denver Street, and quote in the amount of \$1,500.00 to relocate transmitter (voter) from the Electra Police Department to the Electra Water Tower for the Emergency Management Office. To be paid by transfer from General Fund Contingency to the appropriate line as determined by the County Auditor.

Motion carried unanimously.

12.02.112 Motion made by Commissioner Norriss and seconded by Commissioner Gonzalez to authorize Mobile Phone of Texas to install an MDC Decoder in the Wichita Falls Communications Center at an amount not to exceed \$2,350.00 at the request of the Emergency Management Office. To be paid by transfer from General Fund Contingency to the appropriate line as determined by the County Auditor.

Motion carried unanimously.

12.02.113 Motion made by Commissioner Norriss and seconded by Commissioner Presson to approve quote from Washington Radio Reports in the amount of \$4,790.00 to coordinate Wichita County FCC licenses and frequencies as needed in accordance with the new 2 way radio narrowbanding requirement at the request of Emergency Management Office. To be paid by transfer from General Fund Contingency to the appropriate line as determined by the County Auditor.

Motion carried unanimously.

12.02.114 Motion made by Commissioner Mahler and seconded by Commissioner Gonzalez to file James Printing Company invoice in the amount of \$1,939.75 plus shipping, if necessary, with County Auditor for payment processing for Voter Registration and Statement of Residence cards for the County Clerk. To be paid from 100.491.3104, Printed Materials.

Motion carried unanimously.

12.02.115 Motion made by Commissioner Mahler and seconded by Commissioner Norriss to authorize County Judge to sign Scope of Work for District Attorney's County Case Pending Report to be prepared by LGS. A copy of the Scope of Work is attached hereto as Exhibit "D".

Motion carried unanimously.

General Business Item No. 8 – No action was taken on the Warren CAT invoice for repair of generator in IT Department pending further information.

12.02.116 Motion made by Commissioner Presson and seconded by Commissioner Mahler to approve furnishing and installing solid vinyl tile flooring, remove existing flooring and replace with plywood, if necessary, at a cost not to exceed \$1,750.00 for County Courthouse main elevators numbers 11 and 12. To be paid by transfer from Permanent Improvement Fund to the appropriate line as determined by the County Auditor.

Motion carried unanimously.

12.02.117 Motion made by Commissioner Presson and seconded by Commissioner Gonzalez to file J. Menasco Roofing Company Invoice in the amount of \$1,344.50 with County Auditor for payment processing for roof repairs at Sprague Facility. To be paid by transfer from Permanent Improvement Fund to the appropriate line as determined by the County Auditor.

Motion carried unanimously.

General Business Item No. 11 – No action was taken regarding filing of plat of lots 1-15 Antelope Creek Subdivision Section One out of the R.J. Scott Survey A-256 and the McKinny and Williams Survey A-238. This will be brought back to court in one week.

The Court went out of open session at 11:08 a.m. for the following closed session items:

1. Briefing and discussion with Wichita County District Attorney's Office and Wichita County Constable Mark Brewer regarding accident claim made by Diane Pelsue pursuant to Section 551.071 of the Texas Government Code (consultation with attorney).
2. Briefing and discussion with Wichita County District Attorney's Office regarding status of *Rhonda McKeown v. Wichita County Sheriff's Department*, Civil Action No. 7:11-CV-047-O pursuant to Texas Government Code, Sec. 551.071. (Consultation with Attorney)
3. Executive Session in accordance with Texas Government Code § 551.072, to deliberate the purchase, exchange, lease, or value of real property interests due to the fact that deliberation in an open meeting would have a detrimental effect on the position of the County in negotiations with a third party (including, but not limited to, purchase, exchange, lease, or value of property interests for water supply, museum, and health purposes).

The Court went into closed session at 11:10 a.m. and recessed from closed session at 11:38 a.m.  
The Court reconvened in open session at 11:40 a.m.

Commissioner Mahler left the meeting at 11:30 a.m.

The following action was taken:

12.02.118 Motion made by Commissioner Norriss and seconded by Commissioner Gonzalez to approve the Letter of Intent (LOI) in consideration of the sale of Wichita General Hospital/8<sup>th</sup> Street Campus and authorize County Judge to sign appropriate documentation. A copy of the LOI is attached hereto as Exhibit "E".

Motion carried unanimously.

Court recessed at 11:42 a.m. for lunch and reconvened into open session at 1:36 p.m. The Court went into closed session at 1:37 p.m. Court went out of closed session at 1:44 p.m. and reconvened in open session at 1:45 p.m. for the following action:

12.02.119 Motion made by Commissioner Presson and seconded by Commissioner Norriss to authorize payment in amount of \$1,757.26 to Diane Pelsue, upon execution of release, for repair of her vehicle damaged in accident with Constable Mark Brewer. To be paid by transfer from General Fund Contingency to the appropriate line as determined by the County Auditor.

Motion carried unanimously.

With no further action to be taken, the Commissioners Court adjourned at 1:47 p.m. to meet in special session on Monday, February 27, 2012 at 10:00 a.m. in the Commissioners Court Room.

ATTEST:

\_\_\_\_\_, Deputy  
LORI BOHANNON, COUNTY CLERK  
WICHITA COUNTY, TEXAS

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WOODROW W. GOSSOM, JR., COUNTY JUDGE  
WICHITA COUNTY, TEXAS