

MINUTES OF THE COMMISSIONERS COURT
REGULAR SESSION
March 12, 2012

BE IT REMEMBERED, that on the 12th day of March, 2012 A.D. at 10:10 a.m. the Honorable Commissioners Court of Wichita County, Texas met in regular session at the Courthouse in Wichita Falls, Texas pursuant to adjourning March 5, 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 Commissioner Barry Mahler

Pledge of Allegiance

Pledge to the Texas Flag

Presentation of Absolutely Incredible Kid Day Proclamation for Camp Fire USA.

Motion made by Commissioner Presson and seconded by Commissioner Mahler to approve and authorize the following consent agenda items, 12.03.162 through 12.03.174:

12.03.162 To approve and ratify the minutes for March 5, 2012 special session.

12.03.163 To file the certificate awarded by V.G. Young Institute of County Government to County Clerk Lori Bohannon upon completion of 16.0 hours of educational training during the School for County and District Clerks.

12.03.164 To file the certificate awarded by V.G. Young Institute of County Government to District Clerk Patti Flores upon completion of 16.0 hours of educational training during the School for County and District Clerks.

12.03.165 To authorize County Judge to sign the resolution supporting the Wichita County teen justice project. A copy of the resolution is attached hereto as Exhibit "A".

12.03.166 To file Harper Perkins Architects, Inc. invoice no. 12 in the amount of \$18,664.91 with the County Auditor for payment processing for architectural services and expenses for project no. 05453.00, Courthouse Second Floor Renovations, with payment from Permanent Improvement Fund.

12.03.167 To file application and certificate for payment no. 11 in the amount of \$119,821.00 with the County Auditor for payment processing to M & F Litteken Company for MFL project no. 10211, HPA project no. 05453-00, Courthouse Second Floor Renovations, with payment from Permanent Improvement Fund.

12.03.168 To file Wilbourn & McCabe Plumbing Co. invoice no. 6330 in the amount of \$4,184.50 with the County Auditor for payment processing for fire sprinkler water supply pipe replacement at Sprague Annex with payment from 100.512.4454, Repair and Maintenance Building Equipment.

12.03.169 To file Wilbourn & McCabe Plumbing Co. invoice no. 6632 in the amount of \$1,218.09 with the County Auditor for payment processing with payment from 100.511.4454, Repair and Maintenance Building Equipment.

12.03.170 To authorize County Judge to sign Memorandum of Understanding with Texas Forest Service for sponsorship to make purchases directly from GSA as a Cooperator with Texas Forest Service. A copy of the Memorandum is attached hereto as Exhibit "B".

12.03.171 To authorize County Judge to sign Memorandum of Understanding with the Supreme Court of Texas for Support of Continuity of Court Operations in the Event of an Emergency. A copy of the Memorandum is attached hereto as Exhibit "C".

12.03.172 To transfer funds as needed for the 2011 year end payroll and workers compensation accruals required by GASB 34. Funds will be transferred in the following order:

- 1) From within the departmental budget's Salaries and Benefits Major Category.
- 2) Then from the department's Supplies and Operations Major Category.
- 3) If there are not sufficient funds remaining in the departmental budget, transfer from General Fund Non-Departmental Workers' Compensation Insurance.

All departments have sufficient funds within the Salaries and Benefits Major Category except for the following departments which did not have enough left to cover the Workers Compensation Premium allocation due to the higher rates for law enforcement personnel and precinct workers:

- Dept. 428 – Drug Enforcement Division will transfer funds from 428 Supplies & Operations
- Dept. 550 – Constable #1 will transfer funds from 550 Supplies & Operations
- Dept. 240 – Precinct #4 will transfer funds from 240 Supplies & Operations
- Dept. 560 – Sheriff will transfer funds from 100.409.2112 Non Dept. Workers Comp Insurance
- Dept. 561 – Jail will transfer funds from 100.409.2112 Non Dept. Workers Comp Insurance
- Dept. 5620 – Security will transfer funds from 100.409.2112 Non Dept. Workers Comp Insurance

12.03.173 To approve the purchase of \$7,000.00 postage for the Annex postage machine.

12.03.174 To approve acceptance and filing of Department of Justice notice of preclearance for Wichita County Redistricting 2010 from Allison-Bass.

Motion carried unanimously.

12.03.175 Motion made by Commissioner Norriss and seconded by Commissioner Gonzalez to approve the emergency and regular bills for payment. A copy of the bills is attached hereto as Exhibit "D".

Motion carried unanimously.

12.03.176 Motion made by Commissioner Presson and seconded by Commissioner Norriss to approve replacing the high speed printers in the Auditor and Treasurer Offices with new high speed printers, at a cost not to exceed \$7,000.00 each, including freight and installation to be funded from 100.411.5001, Capital Expenditures, by transfer if required.

Motion carried unanimously.

12.03.177 Motion made by Commissioner Presson and seconded by Commissioner Norriss to approve quote from SKC Communication Products, Inc. for Polycom HDX 7000 Video Conferencing equipment, TV mount, camera shelf, and mounting accessories in the amount of \$13,995.00 each for JP1-1 and JP1-2 for a total of \$27,984.32, plus shipping. To be paid by transfer from JP Technology Fund to the appropriate line as determined by the County Auditor.

Motion carried unanimously.

12.03.178 Motion made by Commissioner Mahler and seconded by Commissioner Gonzalez to approve and authorize County Judge to sign the Texas Traffic Safety Program Grant Agreement (STEP – Impaired Driving Mobilization). Total amount awarded is \$20,767.24 with match amount of \$5,217.74. Match will be offset with vehicle expense and other court appearance time and any cash outlay from Sheriff's Office forfeiture fund. A copy of the agreement is attached hereto as Exhibit "E".

Motion carried unanimously.

12.03.179 Motion made by Commissioner Presson and seconded by Commissioner Norriss to approve the County Treasurer's Report for January, 2012 and authorize Commissioners and County Judge to sign affidavit(s) certifying compliance with Section 114.026(c) for January, 2012. A copy of the report is attached hereto as Exhibit "F".

Motion carried unanimously.

The Court went out of open session at 10:40 a.m. for the following closed session items:

1. 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. Meeting closed pursuant to Texas Government Code, Sec. 551.071. (Consultation with Attorney)
2. Briefing and discussion with Wichita County District Attorney's Office regarding pending claim against Keidrick Jackson. This Meeting is closed pursuant to Section 551.071 of the Texas Government Code (consultation with attorney).
3. Briefing and discussion with Wichita County District Attorney's Office and Bettye Lynn of Lynn, Ross, Smith, & Gannaway, LLP, via telephone, regarding contemplated litigation concerning time audit. This meeting is closed pursuant to Section 551.071 of the Texas Government Code (consultation with attorney).

The Court went into closed session at 10:43 a.m. with Item #2 being discussed first. The Court recessed from closed session at 11:58 a.m. The Court reconvened in open session at 11:58 a.m.

The following action was taken:

12.03.180 Motion made by Commissioner Mahler and seconded by Commissioner Presson to authorize Wichita County District Attorney's Office to proceed with lawsuit against Erika and Keidrick Jackson.

12.03.181 Motion made by Commissioner Norriss and seconded by Commissioner Mahler to authorize Wichita County District Attorney's Office to proceed on behalf of Wichita County in the case of *Rhonda McKeown v. Wichita County Sheriff's Department*, Civil Action No. 7:11-CV-047-O and to obtain appropriate expert services as needed.

With no further action to be taken, the Commissioners Court adjourned at 12:01 p.m. to meet in special session on Monday, March 19, 2012 at 10:00 a.m. in the Commissioners Court Room.

ATTEST:

_____, Deputy
LORI BOHANNON, COUNTY CLERK
WICHITA COUNTY, TEXAS

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