

**MINUTES OF THE COMMISSIONERS COURT
REGULAR SESSION
December 10, 2012**

BE IT REMEMBERED, that on the 10th day of December, 2012 A.D. at 1:35 p.m. the Honorable Commissioners Court of Wichita County, Texas met in regular session at the Courthouse in Wichita Falls, Texas pursuant to adjourning December 3, 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 Gonzalez

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 12.12.775 through 12.12.784:

12.12.775 To approve and ratify the minutes for December 3, 2012 special session.

12.12.776 To authorize County Judge to sign Fourth Amendment to the Agreement for Inmate Health Services at Wichita County, Texas. A copy of the agreement is attached hereto as Exhibit "A".

12.12.777 To authorize County Judge to sign Fifth Amendment to the Agreement for Inmate Health Services at Wichita County, Texas. A copy of the agreement is attached hereto as Exhibit "B".

12.12.778 To file Stewart & Stevenson invoice no. 5223718RI in the amount of \$1,232.19 for generator repair for the Jail to be paid from 100.561.4454, Repair & Maintenance, Building Equipment.

12.12.779 To amend Court Order 12.10.692 of October 29, 2012, to reflect a not to exceed price of \$642.75 instead of \$575.00 to reflect \$67.75 added for pruning three (3) pine trees billed by Dino's Professional Tree and Landscape Service.

12.12.780 To file Wilbourn & McCabe Plumbing Co. invoice no. 8381 in the amount of \$461.00 and invoice no. 8451 in the amount of \$1,802.59 with the County Auditor for payment processing for removing old steam condensate pump and installing new pump with payment from 100.510.4454, Repair & Maintenance, Building Equipment.

12.12.781 To file Mark's Plumbing Parts and Commercial Supply Products invoice no. 1173333 in the amount of \$2,190.30 with the County Auditor for payment processing for plumbing replacement parts for the jail with payment from 100.511.4454, Repair & Maintenance, Building Equipment.

12.12.782 To file Wilson Office Supply invoices no. 797454-0 in the amount of \$2,833.00, no. 797454-1 in the amount of \$269.00, no. 797454-2 in the amount of \$169.43, credit invoice no. C797454-0 in the amount of -\$499.00, for a total of \$2,772.43 with the County Auditor for payment processing for furniture for Public Defender Mental Health Case Worker position with payment from TIDC Grant line 708-MHCW-XXXX to reimburse county payment from General Fund Contingency.

12.12.783 To file A to Z Tire Retail invoice for work order no. AF27535 in the amount of \$658.00 with the County Auditor for payment processing for four (4) tires installed on Precinct #1 pickup with payment from 221.210.4456, Repair & Maintenance, Vehicles.

12.12.784 To authorize advertising for lease/purchase of Motor Grader and Wheel Loader for Precinct #3 with sale or trade-in of used machines.

Motion carried unanimously.

12.12.785 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 "C".

Motion carried unanimously.

General Business Item #5 was heard first.

12.12.786 Motion made by Commissioner Mahler and seconded by Commissioner Norriss to authorize Sheriff's Office to proceed with building a proper care facility to house estrays, assign a project number, and move forward with Harper Perkins Architects, Inc. to design the building, to be paid from the Permanent Improvement Fund.

Motion carried unanimously.

General Business Item #10 was heard next.

12.12.787 Motion made by Commissioner Mahler and seconded by Commissioner Presson to approve the modification of the Abatement Agreement with S-5! Manufacturing, and approve the extension of construction date to April 30, 2013, subject to Iowa Park City Council's approval.

Motion carried unanimously.

12.12.788 Motion made by Commissioner Gonzalez and seconded by Commissioner Norriss to award 2013 contract for Indigent Cremation/Burial Services to Falls Funeral Home and Cremation Center and authorize County Judge to sign the contract. A copy of the contract is attached hereto as Exhibit "D".

Motion carried unanimously.

12.12.789 Motion made by Commissioner Presson and seconded by Commissioner Norriss to award bid for asphalt mix for first half of 2013.

Motion carried unanimously.

12.12.790 Motion made by Commissioner Mahler and seconded by Commissioner Presson to award bid for Road Oil for first half of 2013.

Motion carried unanimously.

12.12.791 Motion made by Commissioner Presson and seconded by Commissioner Norriss to award bid for asphalt emulsion for first half of 2013.

Motion carried unanimously.

12.12.792 Motion made by Commissioner Presson and seconded by Commissioner Mahler to award bid for rock at origin for first half of 2013.

Motion carried unanimously.

12.12.793 Motion made by Commissioner Presson and seconded by Commissioner Gonzalez to revise certificate pay policy to state that personnel currently receiving law enforcement certificate pay will continue to receive it after January 1, 2013, and no personnel will be added for certificate pay after December 31, 2012.

Motion carried unanimously.

12.12.794 Motion made by Commissioner Norriss and seconded by Commissioner Gonzalez to allow the uniform allowance to remain at \$300.00 annually with reimbursements on a quarterly basis based on submission of receipts by the department head.

Motion carried unanimously.

No action was taken on General Business Item #6 and will be brought back in one week.

12.12.795 Motion made by Commissioner Presson and seconded by Commissioner Gonzalez to authorize Harper Perkins Architects to proceed with caulk sealing of joints in the northwest side of Courthouse. All work, plans, and specs will be charged to Permanent Improvement Fund.

Motion carried unanimously.

12.12.796 Motion made by Commissioner Gonzalez and seconded by Commissioner Norriss to authorize Harper Perkins Architects to proceed with plan work on old roof of Courthouse, to be charged to Permanent Improvement Fund.

Motion carried unanimously.

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

Motion carried unanimously.

The Court went out of open session at 2:50 p.m. and into closed session at 2:52 p.m. for a briefing and discussion with Wichita County District Attorney's Office regarding litigation filed by Donna Johnson. This meeting was closed pursuant to Section 551.071 of the Texas Government Code (consultation with attorney).

The Court went out of closed session at 3:10 p.m. and reconvened in open session at 3:11 p.m. with the following action taken:

12.12.798 Motion made by Commissioner Gonzalez and seconded by Commissioner Norriss to authorize Meredith Kennedy to engage the services of Jerry Tidwell as legal representative in the state of Tennessee.

Motion carried unanimously.

The Court recessed at 3:12 p.m. and reconvened into a work session at 3:16 p.m. to review proposed upgrades to county radio communications and costs with the following action taken:

12.12.799 Motion made by Commissioner Presson and seconded by Commissioner Norriss to approve purchase for equipment from Self Radio, Inc. for \$7,592.26, securing tower location at up to \$200.00 per month, plus installation, or acquiring building with electrical, insulation, and air conditioning for the Iowa Park tower location, to be paid from Precinct #5.

With no further action to be taken, the Commissioners Court adjourned at 3:43 p.m. to meet in special session on Monday, December 17, 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