

**MINUTES OF THE COMMISSIONERS COURT  
SPECIAL SESSION  
December 17, 2012**

BE IT REMEMBERED, that on the 17<sup>th</sup> day of December, 2012 A.D. at 10:07 a.m. the Honorable Commissioners Court of Wichita County, Texas met in special session at the Courthouse in Wichita Falls, Texas pursuant to adjourning December 10, 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 Mahler

Pledge of Allegiance

Pledge to the Texas Flag

Presentation of a certificate of Appreciation and 25<sup>th</sup> Anniversary Service Award to Ms. Lou H. Murdock in honor of her commitment and service to the citizens of Wichita County and to express the gratitude of the Wichita County Commissioners' Court to Ms. Murdock for her excellent service to Wichita County.

Recognized Jim Rasmussen, Mitizi Brotherton, Ashley Burch, and Anayel Aviles for their diligent work in Indigent Defense.

Motion made by Commissioner Presson and seconded by Commissioner Mahler to approve and authorize the following consent agenda items 12.12.800 through 12.12.812:

12.12.800 To approve and ratify the minutes for December 10, 2012 regular session.

12.12.801 To file Wichita Telephone invoices no. 9835 in the amount of \$143.75, and no. 9837 in the amount of \$78.00 with the County Auditor for payment processing for installing computer wiring on first floor of Courthouse with payment from Permanent Improvement Fund as miscellaneous expense for Courthouse remodeling project.

12.12.802 To approve the appointment of Commissioner Barry Mahler to the Tax Increment Financing District, Reinvestment Zone #3 for a two year term to expire December 31, 2014.

12.12.803 To transfer \$650.00 from line item 100.429.1200, Other Salaries, to line item 100.429.1230, Salary Certificate Pay, to cover 2012 projected budget deficit.

12.12.804 To file LeadsOnline invoice no. 222942 in the amount of \$2,148.00 for the annual billing of locater services used in the Sheriff's Office to be paid from 2013 budget line 100.560.4085.

12.12.805 To file Trinity Air Conditioning Inc. invoice no. 12112001 in the amount of \$514.00 with the County Auditor for payment processing for repair of Courthouse chiller with payment from budget line 100.510.4454, Repair & Maintenance, Building Equipment.

12.12.806 To file the Texas AgriLife Extension Agents' Monthly Reports for October, 2012.

12.12.807 To file Harper Perkins Architects, Inc. invoice no. 19 in the amount of \$683.06 with the County Auditor for payment processing for architectural services and reimbursable expenses for HPA Project No. 05453.00, Courthouse Second Floor Renovations, with payment from Permanent Improvement Fund.

12.12.808 To file application and certificate for payment #19-Final in the amount of \$182,302.00 with the County Auditor for payment processing to M & F Litteken for MFL Project No. 10211, HPA Project No. 05453.00, Courthouse Second Floor Renovations, with payment from Permanent Improvement Fund.

12.12.809 To approve and authorize the following 2013 payment schedule for the nine rural fire departments as follows: Cameron Gardens, Kamay, Wichita East and Wichita West to receive \$13,875.00 each on January 1, 2013 and July 1, 2013 for a total of \$111,000.00; and Iowa Park, Burkburnett, and Electra to receive \$19,562.50 each on January 1, 2013 and July 1, 2013 for a total of \$117,375.00; and Punkin Center and Cashion to receive \$5,000.00 each on January 1, 2013 making a grand total of \$238,375.00 for the departments.

12.12.810 To approve and authorize the following payment schedules for 2013:

Children's Aid Society of West Texas – Eleven monthly payments of \$2,917.00 and one monthly payment of \$2,913.00 for a total of \$35,000.00.

Senior Citizens Services of North Texas – One payment of \$3,300.00 for Senior Citizens Services of North Texas, Inc. of Wichita Falls, one payment of \$900.00 for Senior Citizens Activity Center of Burkburnett, one payment of \$900.00 for The Friendly Door, Inc. of Iowa Park, and one payment of \$900.00 for Electra Service Corporation of Electra for a total of \$6,000.00 to be paid in January.

Wichita Falls-Wichita County Public Health District – One payment of \$99,373.00 paid in January, and eleven monthly payments of \$4,281.91 and one monthly payment of \$4,281.99 for a total of \$51,383.00 with the combination of both totaling \$150,756.00.

Helen Farabee MHMR Centers – Eleven monthly payments of \$11,104.16 and one payment of \$11,104.24 for a total of \$133,250.00.

Foster Parents Association – One payment of \$3,900.00 paid in January.

Wichita County Soil and Water Conservation District – One payment of \$5,000.00 paid in January.

8<sup>th</sup> Administrative District – One payment of \$7,192.00 paid in January.

Medical Services Contract with Correctional Health Care Companies, Inc. – Monthly payments of \$133,438.26 for 2013 totaling \$1,601,259.12 and subject to reconciliation, as contracted.

Wichita Appraisal District – Four quarterly payments as billed at \$91,719.07 for a total of \$366,876.28.

Teen Court – Payment(s) totaling up to \$10,000.00 on request.

WFBCI – Payments totaling \$35,000.00 as billed.

SAFB MAC – Payments totaling \$20,000.00 as billed.

Patsy's House – One payment of \$20,000.00 in January.

Child Advocates – One payment of \$5,000.00 in January.

12.12.811 To file TimeClock Plus by Data Management, Inc. invoice no. 294412 in the amount of \$25,504.00 with the County Auditor for payment processing for time system software and hardware items with payment from 100.409.5001, Capital Expenditures, by transfer to Department 409 project line(s) as assigned by the Auditor.

12.12.812 To authorize County Judge to sign documentation of eminent domain authority and to submit documentation to the Texas Comptroller's Office.

Motion carried unanimously.

12.12.813 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 "A".

Motion carried unanimously.

General Business Item #10 was heard next with no action taken.

12.12.814 Motion made by Commissioner Presson and seconded by Commissioner Norriss to award the bid for janitorial supplies and office paper for 2013 to apparent low bidders.

Motion carried unanimously.

12.12.815 Motion made by Commissioner Presson and seconded by Commissioner Mahler to transfer \$14,800 from within the Wichita County Courthouse Facilities budget, 100.510, and up to \$55,200.00 from General Fund – Non Departmental Contingencies, 100.409.4902, to the Electricity line item, 100.510.4431, to cover costs to year end. A copy of the transfer is attached hereto as Exhibit "B".

Motion carried unanimously.

12.12.816 Motion made by Commissioner Norriss and seconded by Commissioner Presson to purchase miscellaneous public outreach materials as approved in the 2012 County budget line 100.406.4404, Advertising. Total amount not to exceed \$3,000.00 with 50% of the cost to be reimbursed by the Emergency Management Performance Grant.

Motion carried unanimously.

12.12.817 Motion made by Commissioner Norriss and seconded by Commissioner Mahler to approve the purchase of an iPad and accessories for the Emergency Management Office for a total amount of \$634.71, to be paid from 100.406.5001, Capital Expenditures, with 50% of the cost to be reimbursed by the Emergency Management Performance Grant.

Motion carried unanimously.

General Business Item # 6 was removed at the request of the Sheriff.

12.12.818 Motion made by Commissioner Presson and seconded by Commissioner Mahler to authorize IT Department to purchase an SSL Secure Site License from Symantec Corporation at a cost of \$2,693.00 to be paid from 100.412.3151, Computer Software.

Motion carried unanimously.

12.12.819 Motion made by Commissioner Norriss and seconded by Commissioner Gonzalez to change overtime policy during disasters to allow that all exempt Wichita County personnel working over forty (40) hours in support of a disaster will be paid at their regular hourly rate. This conforms to the current Texas Department of Emergency Management, Texas Regional Incident Management Team, and FEMA practices.

Motion carried unanimously.

12.12.820 Motion made by Commissioner Norriss and seconded by Commissioner Presson to approve furniture purchase for new Veteran Services Office in the amount of \$24,627.29, including installation and proper placement, to be paid from Permanent Improvement Fund.

Motion carried unanimously.

The Court went out of open session at 10:55 a.m. and into closed session at 11:07 a.m. for a briefing and discussion with Wichita County District Attorney's office and D'Lyn Davison of Davison Rugeley, LLP, regarding status of *The Estate of Wilbert Henson, et al. v. Wichita County, et al.*, Civil Action No. 7:06-CV-044-R; *Janis L. Brown, et al. v. Wichita County, Texas, et al.*, Civil Action No. 7:05-CV-0108-R; *The Estate of John Tremane Cameron v. Wichita County, et al.*, Civil Action No. 7:11-CV-074-O. Meeting was closed pursuant to Texas Government Code § 551.071. (Consultation with Attorney)

The Court went out of closed session and reconvened in open session at 12:36 p.m. with the following action taken:

12.12.821 Motion made by Commissioner Norriss and seconded by Commissioner Gonzalez to authorize two members of Commissioners Court to be in attendance at *The Estate of John Tremane Cameron v. Wichita County, et al.*, Civil Action No. 7:11-CV-074-O mediation.

Motion carried unanimously.

With no further action to be taken, the Commissioners Court adjourned at 12:37 p.m. to meet in special session on Wednesday, December 26, 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