

**MINUTES OF THE COMMISSIONERS COURT
REGULAR SESSION
APRIL 8, 2013**

BE IT REMEMBERED, that on the 8th day of April, 2013 A.D. at 10:05 a.m. the Honorable Commissioners Court of Wichita County, Texas met in regular session at the Courthouse in Wichita Falls, Texas pursuant to adjourning April 1, 2013, 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 Bob Hampton, County Treasurer

Pledge of Allegiance

Pledge to the Texas Flag

Proclamation recognizing Interfaith Ministries' First Wicked Weather Weekend, April 12-13, 2013

Motion made by Commissioner Presson and seconded by Commissioner Mahler to approve and authorize the following consent agenda items 13.04.209 through 13.04.218:

13.04.209 To approve and ratify the minutes for April 1, 2013 special session.

13.04.210 To file J. Menasco Roofing Co. invoice no. 1591 in the amount of \$1,986.50 with the County Auditor for payment processing for repair of leaks on the roof of the Sprague facility to be paid from 100.512.4452, Building Maintenance.

13.04.211 To file Trinity Air Conditioning invoice no. 13032005 in the amount of \$855.50 with the County Auditor for payment processing for smoke purge test at Juvenile Center with payment from 100.521.4475, Inspections, by transfer from other budget lines as may be requested.

13.04.212 To receive Pro Rata Tobacco Settlement Distribution County Expenditure Statement – 2013. A copy of the statement is attached hereto as Exhibit “A”.

13.04.213 To file certification of 9.5 hours of judicial education received from the Texas Judicial Academy, Constitutional County Judges 2013 Spring Judicial Education Session, March 20-22, 2013 for County Judge Woodrow Gossom, Jr. A copy of the certificate is attached hereto as Exhibit “B”.

13.04.214 To approve and ratify the County Judge's signature on the Scope of Work for Engagement of Services from MWH Group, Certified Public Accountants Consultants. A copy of the Scope of Work is attached hereto as Exhibit “C”.

13.04.215 To advertise for bids for Sheriff's Vehicles.

13.04.216 To authorize County Judge to sign lease/purchase agreement with American National Bank for financing purchase of Motor Grader for Precinct #3 after review by legal counsel. A copy of the agreement is attached hereto as Exhibit "D".

13.04.217 To approve the dedication of the Charlye Ola Farris Historical Marker and place the dedication pamphlet in the minutes. A copy of the pamphlet is attached hereto as Exhibit "E".

13.04.218 To file Roberts Truck Center invoice no. 8-1836759 in the amount of \$2,117.49 with the County Auditor for payment processing for repairs to Navistar 4700 Truck for Precinct #3 with payment from 223.230.4XXX, or appropriate line as determined by the County Auditor.

Motion carried unanimously.

13.04.219 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 "F".

Motion carried unanimously.

General Business Item #9 was heard next

13.04.220 Motion made by Commissioner Presson and seconded by Commissioner Mahler to approve the County Treasurer's Report for February, 2013 and authorize Commissioners and County Judge to sign affidavit(s) certifying compliance with Section 114.026(c) for February, 2013. A copy of the affidavit is attached hereto as Exhibit "G".

Motion carried unanimously.

General Business Item #3 was heard next.

13.04.221 Motion made by Commissioner Mahler and seconded by Commissioner Norriss to approve the December 2012 Modification of Tax Abatement Agreement between S-5 Manufacturing, LLC and the City of Iowa Park subject to required agreement changes by legal counsel and to authorize County Judge to sign the joinder on behalf of Wichita County. A copy of the joinder is attached hereto as Exhibit "H".

Motion carried unanimously.

General Business Item #2 was heard next.

13.04.222 Motion made by Commissioner Gonzalez and seconded by Commissioner Norriss to approve and accept the quarterly report from the Wichita County District Attorney's Office regarding bond forfeiture collections. A copy of the report is attached hereto as Exhibit "I".

Motion carried unanimously.

13.04.223 Motion made by Commissioner Mahler and seconded by Commissioner Gonzalez to approve the purchase of a Canon DR-7550C Scanner for County Records Management Office at the quoted price of \$4,229.00 from ScanTastik with payment from 100.409.5001, Capital Expenditures, by transfer to Fund 237 with the specific line to be assigned by the County Auditor.

Motion carried unanimously.

13.04.224 Motion made by Commissioner Presson and seconded by Commissioner Norriss to approve the hiring of one (1) temporary/seasonal, full-time Equipment Operator in the Precinct #4 Road and Bridge Section through a temporary staffing agency at an hourly rate of \$9.50 per hour, plus staffing agency billing fees of \$5.04 per hour, for a total billing rate of \$14.54 per hour, and to approve the temporary/seasonal Equipment Operator to begin working on or about Tuesday, April 9, 2013, or as soon as possible following the candidate's successful completion of a pre-employment drug test conducted by the staffing agency.

Motion carried unanimously.

13.04.225 Motion made by Commissioner Presson and seconded by Commissioner Gonzalez to approve quote from M & F Litteken Co. for repairs to first floor men's restroom in Courthouse at a cost of \$8,420.00 to include demolition and new construction to be paid from Permanent Improvement Fund.

Motion carried unanimously.

13.04.226 Motion made by Commissioner Gonzalez and seconded by Commissioner Norriss to authorize County Judge to sign Lexis Nexis subscription plan amendments and contract addenda for the Law Library Bill Group #1069CC and Judges, CDA and Public Defender Bill Group #110RHF, for access to and use of specified materials, products, services, and features for term of three years with pricing as follows:

<u>Year</u>	<u>Bill Group 1069CC</u>	<u>Bill Group 110RHF</u>	<u>Total/Mo.</u>
4/1/2013 to 3/31/3014	\$459.00	\$ 910.00	\$1,369.00
4/1/2014 to 3/31/2015	482.00	955.00	1,437.00
4/1/2015 to 3/31/2016	507.00	1,003.00	1,510.00

Payment will be from budget line 242.400.4844, On-Line Services. A copy of the agreement is attached hereto as Exhibit "J".

Motion carried unanimously.

13.04.227 Motion made by Commissioner Mahler and seconded by Commissioner Norriss to approve the purchase of mobile radios for each precinct from the State Buy Board at a cost of \$308.22 each, plus programming fee of \$24.50 each, for a total cost of \$332.72 per radio, plus antennas, if needed, at a cost of \$25.00 each, plus installation, if needed, to be paid by transfer from 225.250.5001, Capital Expenditures, Joint Road & Bridge, to each individual precincts budget lines as determined by Auditor.

	<u>Radios needed</u>	<u>Antennas</u>
Precinct 1	15	1
Precinct 2	4	2
Precinct 3	10	3
Precinct 4	12	0

Court immediately went into work session to hear presentation by Peak Westrom and Shoretel on communications and data systems.

The Court went out of open session at 11:40 a.m. and into closed session at 11:42 a.m. for a briefing and discussion with Wichita County District Attorney's Office regarding *Larry Duffie, et al v. Correctional Healthcare Management, et al.*, Civil Action No. 713-CV-032-O. Meeting was closed pursuant to Texas Government Code § 551.071. (Consultation with Attorney)

The Court went out of closed session at 12:08 p.m. and reconvened in open session at 12:09 p.m. with the following action taken:

13.04.228 Motion made by Commissioner Mahler and seconded by Commissioner Norriss to approve additional outside counsel to represent non-county employees in the civil action of *Larry Duffie, et al v. Correctional Healthcare Management, et al.*, Civil Action No. 713-CV-032-O.

With no further action to be taken, the Commissioners Court adjourned at 12:10 p.m. to meet in special session on Monday, April 15, 2013 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