

**COMMISSIONERS COURT  
OCTOBER 27, 2009**

**STATE OF TEXAS  
COUNTY OF ROCKWALL**

**BE IT REMEMBERED THERE WAS HELD A REGULAR MEETING OF  
THE COMMISSIONERS COURT ON THE ABOVE DATE WITH THE FOLLOWING  
MEMBERS OF THE COURT PRESENT:**

<b>CHRIS FLORANCE</b>	<b>COUNTY JUDGE</b>
<b>JERRY WIMPEE</b>	<b>COMMISSIONER PCT #1</b>
<b>LORIE GRINNAN</b>	<b>COMMISSIONER PCT #2</b>
<b>DENNIS BAILEY</b>	<b>COMMISSIONER PCT #3</b>
<b>DAVID MAGNESS</b>	<b>COMMISSIONER PCT #4</b>
<b>LEA CARLSON</b>	<b>CHIEF DEPUTY COUNTY CLERK</b>

THE MEETING WAS CALLED TO ORDER BY JUDGE FLORANCE AT 9:00AM.

THE INVOCATION WAS GIVEN BY COMMISSIONER BAILEY.

THE PLEDGES OF ALLEGIANCE TO THE UNITED STATES FLAG AND  
TO THE TEXAS FLAG WERE LED BY COMMISSIONER MAGNESS.

NO GUESTS WERE PRESENT THAT WISHED TO BE RECOGNIZED OR TO  
ADDRESS THE COURT.

**ITEM #1**

ROCKWALL COUNTY TREASURER BILL SINCLAIR REQUESTED THAT THIS ITEM  
BE DEFERRED TO THE NEXT COMMISSIONERS COURT MEETING DUE TO THE  
ABSENCE OF THE PATTILLO BROWN & HILL REPRESENTATIVE.

**ITEM #2**

THE MOTION WAS MADE BY COMMISSIONER WIMPEE, SECONDED BY  
COMMISSIONER GRINNAN WITH THE COURT VOTING 5-0 IN FAVOR OF  
AUTHORIZING THE COUNTY TREASURER TO MAKE THE BUDGETED \$1.5

OCTOBER 27, 2009

MILLION LUMP SUM PAYMENT TO THE TEXAS COUNTY AND DISTRICT RETIREMENT SYSTEM (TCDRS).

**ITEM #3**

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING 5-0 IN FAVOR OF CREATING THE ROCKWALL COUNTY LOCAL DATA ADVISORY BOARD, PURSUANT TO TEXAS CODE OF CRIMINAL PROCEDURE ARTICLES 60.09 AND 60.10, CONSISTING OF THE FOLLOWING MEMBERS OR THEIR DESIGNEES:

1. SHERIFF HAROLD EAVENSON;
2. CRIMINAL DISTRICT ATTORNEY KENDA CULPEPPER;
3. DISTRICT CLERK KAY MCDANIEL;
4. CHIEF DEPUTY COUNTY CLERK LEA CARLSON;
5. ROCKWALL POLICE CHIEF MARK MOELLER;
6. TECHNOLOGY DIRECTOR BRIAN CRENSHAW; AND
7. JUVENILE SERVICES DIRECTOR ANGIE SCALF.

**ITEM #4**

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING 5-0 IN FAVOR OF CLARIFYING THE CURRENT TCLEOSE CERTIFICATION AND EDUCATION INCENTIVE PROGRAM TO INCLUDE ALL SWORN PERSONNEL IN THE SHERIFF'S OFFICE INCLUDING THE SHERIFF AND THE DETENTION SERVICES PERSONNEL LISTED IN THE EXHIBIT S.O.-2009.

OCTOBER 27, 2009

**ITEM #5**

COMMISSIONER GRINNAN STATED THIS ITEM IS TO BE DISCUSSED IN THE WORKSHOP FOLLOWING THIS COMMISSIONER'S COURT MEETING.

**ITEM #6**

THIS ITEM WAS A DISCUSSION ITEM ONLY. NO ACTION TAKEN REGARDING THE NEW COURTHOUSE ARCHITECTURAL/CONSTRUCTION MANAGEMENT/CHANGE ORDERS.

**ITEM #7**

THIS ITEM WAS A DISCUSSION ITEM ONLY. NO ACTION TAKEN REGARDING ROADS AND ROAD BOND ISSUES.

**ITEM #8**

NO ACTION TAKEN REGARDING COUNTY SPACE ISSUES.

**ITEM #9**

THIS ITEM WAS A DISCUSSION ITEM ONLY. NO ACTION TAKEN REGARDING THE 2010 CENSUS.

**ITEM #10**

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING 5-0 IN FAVOR OF APPROVING A REQUEST FOR GROUP INSURANCE AMENDMENT WITH THE STANDARD INSURANCE COMPANY PERTAINING TO COUNTY EMPLOYEE LIFE INSURANCE AS RECOMMENDED BY THE EMPLOYEE BENEFITS COMMITTEE.

**ITEM #11**

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 5-0 IN FAVOR OF APPROVING A ONE-YEAR SUBSCRIPTION RENEWAL WITH RECORDED BOOKS, LLC TO CONTINUE PROVIDING DIGITAL DOWNLOADABLE BOOKS FOR THE ROCKWALL COUNTY LIBRARY AT \$6,200.00 PER YEAR EFFECTIVE JANUARY 1, 2010. ROCKWALL COUNTY LIBRARY DIRECTOR MARCINE MCCULLEY GAVE THE COURT AN OVERVIEW OF THE AMOUNT OF BOOKS THE CONTRACT WOULD PROVIDE THE COUNTY.

**ITEM #12**

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER BAILEY WITH THE COURT VOTING 5-0 IN FAVOR OF DESIGNATING THE COUNTY AUDITOR AS THE INDIVIDUAL TO FILE CLAIMS FOR JUROR FEE REIMBURSEMENT FROM THE STATE COMPTROLLER PURSUANT TO GOVERNMENT CODE SECTION 61.001.

**ITEM #13**

THE MOTION WAS MADE BY COMMISSIONER BAILEY, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 5-0 IN FAVOR OF APPROVING THE CERTIFICATION OF GRANT MONEY AVAILABLE FROM THE DEPARTMENT OF JUSTICE AND ADOPTION OF A SPECIAL BUDGET FOR THE LIMITED PURPOSE OF SPENDING THE GRANT MONEY FOR ITS INTENDED PURPOSE PURSUANT TO TEXAS LOCAL GOVERNMENT CODE SECTION 111.0106.

**ITEM #14**

THE MOTION WAS MADE BY COMMISSIONER WIMPEE, SECONDED BY COMMISSIONER MAGNESS WITH THE COURT VOTING 5-0 IN FAVOR OF RENEWING THE ANNUAL MAINTENANCE AGREEMENT WITH NETDATA CORPORATION FOR HARDWARE SUPPORT ON THE IBM AS400 FOR FY2010 AT A COST OF \$5,000.00 FOR THE COUNTY TREASURER AND COUNTY AUDITOR OFFICES.

**ITEM #15**

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING 5-0 IN FAVOR OF APPROVING A PROPOSAL FROM ADT TO IMPROVE THE SECURITY SYSTEM IN THE ANNEX BUILDING FOR THE INFORMATION SERVICES DEPARTMENT AND TO APPROVE A BUDGET TRANSFER TO INFORMATION SERVICES/SECURITY SYSTEMS FROM CONTINGENCY IN THE AMOUNT OF \$1,100.00.

**ITEM #16**

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER BAILEY WITH THE COURT VOTING 5-0 IN FAVOR OF APPROVING AN INTERLOCAL AGREEMENT WITH ROYSE CITY FOR ROAD IMPROVEMENTS BY THE ROCKWALL COUNTY ROAD AND BRIDGE DEPARTMENT TO BIRCH STREET, CIRCLE LANE, BILL BAILEY ROAD, AND FLOYD ROAD FOR A FEE OF \$2,040.00.

**ITEM #17**

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 5-0 IN FAVOR OF ACCEPTING A GIFT/DONATION IN THE AMOUNT OF A \$200.00 OFFICE DEPOT GIFT CARD RECEIVED FROM THOMPSON WEST TO BE USED FOR GENERAL OFFICE SUPPLIES OR EQUIPMENT.

**ITEM #18**

**EXECUTIVE SESSION:**

NO ITEMS WERE DISCUSSED IN EXECUTIVE SESSION.

**ITEM #19**

NO ACTION WAS TAKEN OF EXECUTIVE SESSION.

**ITEM #20**

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER BAILEY WITH THE COURT VOTING 5-0 IN FAVOR OF APPROVING THE FOLLOWING CONSENT AGENDA ITEMS:

- A) MINUTES OF PREVIOUS MEETINGS(S);
- B) J.P. PCT. 2, SEPT-09 MONTHLY JUDICIAL ACTIVITY REPORT(S);
- C) CO. AGENT, SEP-09 ACTIVITY EXPENSE REPORT(S);
- D) CO. CLERK, SEP-09 MONTHLY FEE REPORT(S);
- E) CO. TAX ASSESSOR-COLLECTOR, SEP-09 MONTHLY ACTIVITY/EXPENSE REPORT(S);
- F) CO. TREASURER, TREASURER'S QUARTERLY INVESTMENT REPORT FOR PERIOD ENDING 9/30/09;
- G) CO. AUDITOR, APPROVE PAYMENT FOR INVOICE RECEIVED ON OCTOBER 9, 2009, TO CHIANG, PATEL, & YERBY INC., FOR ENGINEERING SERVICES RENDERED DURING MAY 2009, AT THE FM549/I30 INTERCHANGE IN THE AMOUNT OF \$8,271.50;
- H) CO. AUDITOR, APPROVE PAYMENT FOR INVOICE RECEIVED ON OCTOBER 9, 2009 TO CHIANG, PATEL, & YERBY INC., FOR ENGINEERING SERVICES RENDERED DURING JUNE 2009, AT THE FM 549/I30 INTERCHANGE IN THE AMOUNT OF \$5,201.40;
- I) CO. AUDITOR, APPROVE PAYMENT FOR INVOICE RECEIVED ON OCTOBER 9, 2009 TO CHIANG, PATEL, & YERBY INC., FOR ENGINEERING SERVICES RENDERED DURING JULY 2009, AT THE FM549/I30 INTERCHANGE IN THE AMOUNT OF \$33,304.20;
- J) CO. AUDITOR, APPROVE PAYMENT FOR INVOICE RECEIVED ON OCTOBER 9, 2009, TO CHIANG, PATEL, & YERBY INC., FOR ENGINEERING SERVICES RENDEERED DURING AUGUST 2009, AT THE FM549/I30 INTERCHANGE IN THE AMOUNT OF \$29,001.90;

OCTOBER 27, 2009

- CO. AUDITOR, APPROVE PAYMENT TO BRINKLEY SARGENT ARCHITECTS FOR SEPTEMBER 2009, ARCHITECTURAL SERVICES ON THE NEW ROCKWALL COUNTY COURTHOUSE IN THE AMOUNT OF \$99,491.72;
- K) CO. AUDITOR, AUG-09 MONTHLY REPORT;

### ITEM #21

THE MOTION WAS MADE BY COMMISSIONER BAILEY, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 5-0 IN FAVOR OF APPROVING THE FOLLOWING PROPERTY ACQUISITIONS/DISPOSITIONS:

- A. GENERAL GOVERNMENT TO PURCHASE FROM GENERAL FUND: ADA TELEPHONE FOR ELEVATOR AT THE HISTORIC COURTHOUSE INCLUDING INSTALLATION @ AN ACTUAL COST OF \$875.00. **(EMERGENCY PURCHASE)**
- B. INFORMATION SERVICES PURCHASED FROM GENERAL FUND: WORKSTATION INCLUDING DELIVERY AND INSTALLATION @ AN ACTUAL COST OF \$2,046.51.
- C. COUNTY AGENT PURCHASED FROM GENERAL FUND: LIGHTED MARQUEE SIGN INCLUDING DELIVERY @ AN ESTIMATED COST OF \$360.00
- D. RURAL ADDRESSING TO PURCHASE FROM FY2005 CAPITAL PURCHASES FUND: FELLOWES SB99CI SHREDDER @ AN ESTIMATED COST OF \$350.00.
- E. COUNTY LIBRARY TO PURCHASE FROM LIBRARY BUILDING FUND: (20) BEAN BAG CHAIRS INCLUDING SHIPPING @ A QUOTED COST OF \$1,021.99.
- F. INFORMATION SERVICES TRANSFER TO JUSTICE OF THE PEACE #1: 1120E IP TELEPHONE @ AN ORIGINAL COST OF \$222.00.
- G. ELECTION ADMINISTRATOR TRANSFER TO SURPLUS: OKIDATA 9300DXN BALLOT ON DEMAND PRINTER.
- H. COUNTY SHERIFF TRANSFER TO SURPLUS: KONICA 2330 COPIER.

### ITEM #22

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING 5-0 IN FAVOR OF APPROVING THE FOLLOWING NON-EMERGENCY BUDGET TRANSFERS(S):

- 2009-35** - TRANSFER \$100 OF BUDGETED FUNDS FOR JUSTICE OF THE PEACE #1 **TO** TELEPHONE COMMUNICATION **FROM** TRAVEL & TRAINING RESULTING FROM EXPENDITURES DURING FY2009 THAT EXCEEDED BUDGETED FUNDS ALLOCATED.

### ITEM #23

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING 4-0 IN FAVOR OF

OCTOBER 27, 2009

APPROVING PAID CLAIMS IN THE AMOUNT \$351,730.39. COMMISSIONER BAILEY ABSTAINED.

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING 5-0 IN FAVOR OF APPROVING UNPAID CLAIMS IN THE AMOUNT OF \$404,260.33.

THE MOTION WAS MADE BY COMMISSIONER BAILEY, SECONDED BY COMMISSIONER MAGNESS WITH THE COURT VOTING 5-0 IN FAVOR OF APPROVING PAYROLL FOR THE PERIOD ENDING OCTOBER 17, 2009 IN THE AMOUNT OF \$500,570.94.

**ITEM #24**

THERE BEING NO FURTHER BUSINESS BEFORE THE COURT, JUDGE FLORANCE ADJOURNED THE MEETING AT 9:35 A.M.

---

LEA CARLSON, CHIEF DEPUTY  
ROCKWALL COUNTY CLERK

OCTOBER 27, 2009