

**COMMISSIONERS COURT
FEBRUARY 8, 2010**

**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:**

CHRIS FLORANCE	COUNTY JUDGE
JERRY WIMPEE	COMMISSIONER PCT #1
LORIE GRINNAN	COMMISSIONER PCT #2
DENNIS BAILEY	COMMISSIONER PCT #3
DAVID MAGNESS	COMMISSIONER PCT #4
JENNIFER FOGG	DEPUTY COUNTY CLERK

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

THE INVOCATION WAS GIVEN BY COMMISSIONER WIMPEE.

THE PLEDGES OF ALLEGIANCE TO THE UNITED STATES FLAG AND

TO THE TEXAS FLAG WERE LED BY COMMISSIONER GRINNAN.

JUDGE FLORANCE CALLED LEE GILBERT TO ADDRESS THE COURT. MR.

GILBERT THANKED THE COURT ON BEHALF OF THE VETERANS FOR

PROVIDING THE LOCATION FOR THE VETERANS MEMORIAL AND REMINDED

THE COURT OF THE DESIGN JURY'S UNANIMOUS RECOMMENDATION IN

REGARDS TO THE DESIGN OF THE VETERANS MEMORIAL AND ASKED THE

COURT TO APPROVE THAT RECOMMENDATION. JUDGE FLORANCE CALLED

ADMIRAL ROBERT SMITH TO ADDRESS THE COURT. MR. SMITH ALSO

THANKED THE COURT FOR THEIR CONSIDERATION OF THE DESIGN JURY'S

RECOMMENDATION AND STATED THAT IF APPROVED THIS MEMORIAL WOULD

BE A UNIQUE AND POWERFUL MEMORIAL THAT EQUATES COURAGE, VALOR

AND SACRIFICE, HONOR AND DUTY TO COUNTRY AND ASKED THE COURT TO APPROVE THE RECOMMENDATION.

ITEM #1

JUVENILE SERVICES DIRECTOR ANGIE SCALF PRESENTED THE COURT WITH A SYMBOLIC CHECK IN THE AMOUNT OF \$128,919.00 CONTRIBUTED BY THE MASTER GARDENERS FOR 6,080 HOURS OF VOLUNTEER SERVICE.

ITEM #2

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 5-0 IN FAVOR OF APPOINTING BEVERLY SKALBERG TO THE ROCKWALL COUNTY LIBRARY BOARD.

ITEM #3

FIRST SOUTHWEST INC, REPRESENTATIVE MARTI SHEW DISCUSSED WITH THE COURT COUNTY BOND REFUNDING OPTIONS AND TIMETABLES.

ITEM #4

COMMISSIONER GRINNAN GAVE A BRIEF REVIEW OF THE COMMISSIONER'S COURT MEETING HELD ON FEBRUARY 1, 2010 AT 7 P.M. WHERE THE DESIGN JURY FOR THE ROCKWALL COUNTY VETERANS MEMORIAL PRESENTED TO THE COURT THEIR RECOMMENDATION FOR THE ROCKWALL COUNTY VETERANS MEMORIAL. COMMISSIONER MAGNESS STATED THAT HE ENJOYED WORKING WITH THE COMMITTEE AND APPRECIATED ALL THE WORK THAT WENT INTO PLANNING THE VETERANS MEMORIAL. COMMISSIONER MAGNESS FURTHER STATED THAT HE HAD A CONCERN WITH THE VISIBILITY OF THE

MEMORIAL FROM GROUND LEVEL, AND THE ACCESSIBILITY FOR THE HANDICAP AT THE MEMORIAL AS PRESENTED IN THE DESIGN RECOMMENDATION. COMMISSIONER WIMPEE STATED THAT APPROVING A DESIGN CONCEPT WOULD BE AN ONGOING PROCESS AND THAT THE COURT SHOULD WORK WITH THE WINNING ARCHITECT AND THE DESIGN COMMITTEE TO ADJUST THE DESIGN CONCEPT TO BEST FIT THE NEEDS OF THE CITIZENS WHILE HONORING THE CORE ELEMENTS OF THE CONCEPT. COMMISSIONER GRINNAN AGREED WITH COMMISSIONER WIMPEE THAT THE COURT WOULD WORK WITH THE WINNING ARCHITECT AS WELL AS THE ARCHITECT FOR THE NEW COURTHOUSE. JUDGE FLORANCE STATED THAT HE WAS SURPRISED AND EXCITED BY THE DESIGN JURY'S RECOMMENDATION, BUT THAT HE ALSO HAS CONCERNS ABOUT THE MEMORIAL BEING RECESSED INTO THE GROUND AND THE ACCESSIBILITY TO THE MEMORIAL. JUDGE FLORANCE ASKED BRINKLEY SARGENT ARCHITECT HAL SARGENT IF HE HAD ANY QUESTIONS OR COMMENTS. MR. SARGENT STATED THAT THE MEMORIAL DESIGN CONCEPT IS NEEDED IN ORDER TO MOVE FORWARD WITH THE SITE PACKAGE FOR THE NEW ROCKWALL COUNTY COURTHOUSE. THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER MAGNESS WITH THE COURT VOTING 5-0 IN FAVOR APPROVING THE TOP RECOMMENDED DESIGN CONCEPT OF THE DESIGN JURY FOR THE ROCKWALL COUNTY VETERANS MEMORIAL. COMMISSIONER GRINNAN STATED THAT THE ARCHITECT THAT SUBMITTED THE WINNING DESIGN CONCEPT WORKS FOR SHW ARCHITECT FIRM AND THEY HAVE OFFERED TO SUBMIT THE DESIGN

DOCUMENTS AT NO COST TO THE COUNTY. JUDGE FLORANCE THANKED ALL THE VETERANS PRESENT FOR THEIR HARD WORK.

ITEM #5

THIS WAS A DISCUSSION ITEM ONLY REGARDING ROADS AND ROAD BOND ISSUES. COMMISSIONER MAGNESS ANNOUNCED THAT THE CONSORTIUM MEETING WILL BE HELD ON FEBRUARY 24, 2010 AT 6:00 P.M.

ITEM #6

NO ACTION TAKEN REGARDING THE 2010 CENSUS.

ITEM #7

NO ACTION TAKEN REGARDING COUNTY SPACE ISSUES.

ITEM #8

THIS WAS A DISCUSSION ITEM ONLY REGARDING THE NEW COURTHOUSE ARCHITECTURAL/ CONSTRUCTION MANAGEMENT/ CHANGE ORDERS. COMMISSIONER BAILEY STATED THAT THE BID PROCESS FOR THE EXCAVATION AND SITE WORK IS POSTED ON THE ROCKWALL COUNTY WEBSITE.

ITEM #9

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER BAILEY WITH THE COURT VOTING 5-0 IN FAVOR OF APPROVING A MAINTENANCE AGREEMENT WITH IPSWITCH, INC. TO PURCHASE AN ADDITIONAL 250 USER LICENSES AND EXTEND THE CURRENT AGREEMENT TO SEPTEMBER 30, 2011 AT COST OF \$1, 595.00.

ITEM #10

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 5-0 IN FAVOR OF APPROVING A ONE-YEAR INTERLOCAL AGREEMENT WITH THE CITY OF ROCKWALL TO CONTINUE ALLOWING THE ROCKWALL COUNTY HEALTH COORDINATOR TO PERFORM INSPECTIONS ON NEW AND EXISTING SEPTIC SYSTEMS LOCATED IN THE CITY OF ROCKWALL FOR AN AGREED FEE AMOUNT.

ITEM #11

THIS ITEM WAS A DISCUSSION ITEM ONLY REGARDING APPROVING AN INTERLOCAL AGREEMENT WITH ROYSE CITY FOR ROAD IMPROVEMENTS ON AN AS NEEDED BASIS TO BE PERFORMED BY THE COUNTY ROAD AND BRIDGE DEPARTMENTS TO CR 2526, CR 2594, CIRCLE LANE, BIRCH STREET, FLOYD ROAD, CR 2515, CR 2595, AND ELM GROVE AT AN AGREED UPON COST AND AVAILABLE SCHEDULE.

ITEM #12

THE MOTION WAS MADE BY COMMISSIONER BAILEY, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 5-0 IN FAVOR OF APPROVING AGREEMENTS WITH BOON-CHAPMAN BENEFIT ADMINISTRATORS, INC. OUTLINING THE BENEFIT SERVICES THAT THEY PROVIDE FOR THE COUNTY.

ITEM #13

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER BAILEY WITH THE COURT VOTING 5-0 IN FAVOR OF APPROVING THE NEWLY REVISED ROCKWALL COUNTY CREDIT CARD POLICY AS PRESENTED BY THE AUDITOR'S OFFICE AND THAT THIS POLICY SUPERSEDES ANY AND ALL OTHER COUNTY CREDIT CARD POLICIES.

ITEM #14

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING 5-0 IN FAVOR OF APPROVING A FIVE-YEAR LEASE AGREEMENT WITH DE LAGE LANDEN FINANCIAL SERVICES, INC. FOR A REPLACEMENT COPIER FOR COMMISSIONERS COURT AT AN ANNUAL COST OF \$1,716.00, WHICH WILL BE FUNDED BY THE COMMISSIONERS COURT DEPARTMENTAL BUDGET.

ITEM #15

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

- A) MINUTES OF PREVIOUS MEETING(S);
- B) DISTRICT CLERK, JAN-10 MONTHLY FEE REPORT(S);
- C) CO. LIBRARIAN, DEC-09/JAN-10 ACTIVITY MONTHLY REPORT(S);
- D) CO. TREASURER, TREASURER'S PROPERTY TAX REVENUE ANALYSIS REPORT AS OF 1/31/2010;
- E) CO TREASURER, RECEIVE MEMO FOR THE RECORD DATED 2/1/10-ARBITRAGE REBATE-OUTSTANDING OBLIGATIONS AND DEBT SERVICE FUND;
- F) ENVIRONMENTAL HEALTH COORDINATOR-JAN-10 MONTHLY ACTIVITY REPORT(S);
- G) J.P. PCT. 1, JAN-10 MONTHLY JUDICIAL ACTIVITY REPORT(S);
- H) J.P. PCT. 2, JAN-10 MONTHLY JUDICIAL ACTIVITY REPORT(S);
- I) CO. AUDITOR, DEC-09 MONTHLY REPORT;

ITEM #16

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

- A. COUNTY COURT AT LAW TO PURCHASE FROM THE COUNTY COURT AT LAW GENERAL FUND BUDGET: DESTROYIT 2604 CROSS-CUT BUSINESS SHREDDER INCLUDING DELIVERY @ A QUOTED COST OF \$1367.00.
- B. COUNTY SHERIFF TO PURCHASE FROM THE GENERAL GOVERNMENT CONTINGENCY FUND: EQUIPMENT FOR INTOXILIZER ROOM INCLUDING DELIVERY @ A QUOTED COST OF \$3,021.16.
- C. EMERGENCY MANAGEMENT TO PURCHASE FROM THE EMERGENCY MANAGEMENT FUND: (4) NOAA WEATHER RADIOS FOR PUBLIC COUNTY BUILDINGS @ AN ACTUAL COST OF \$199.80.

ITEM #17

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

2010-13-TRANSFER \$116,400 OF FUNDS **TO** GENERAL FUND/MAINTENANCE & OPERATION/CAPITAL IMPROVEMENTS **FROM** GENERAL GOVERNMENT/CONTINGENCY RESULTING FROM THE PURCHASE OF ROOF IMPROVEMENTS AND A HVAC SYSTEM AT THE ADULT PROBATION BUILDING APPROVED BY THE COMMISSIONERS COURT ON SEPTEMBER 22, 2009.

ITEM #18

THE MOTION WAS MADE BY COMMISSIONER WIMPEE, SECONDED BY COMMISSIONER MAGNESS WITH THE COURT VOTING 4-0 IN FAVOR OF APPROVING PAID CLAIMS IN THE AMOUNT OF \$3,281,098.95. COMMISSIONER BAILEY ABSTAINED. THE MOTION WAS MADE BY COMMISSIONER MAGNESS SECONDED BY COMMISSIONER BAILEY WITH THE COURT VOTING 5-0 IN FAVOR OF APPROVING UNPAID CLAIMS IN THE AMOUNT OF \$486,553.52. THE MOTION WAS MADE BY COMMISSIONER BAILEY, SECONDED BY

COMMISSIONER MAGNESS WITH THE COURT VOTING 5-0 IN FAVOR
APPROVING PAYROLL IN THE AMOUNT OF \$496,542.50 FOR THE PAY PERIOD
ENDED JANUARY 23, 2010.

ITEM #19

THERE BEING NO FURTHER BUSINESS BEFORE THE COURT JUDGE FLORANCE
ADJOURNED THE MEETING AT 9:38 A.M.

LEA CARLSON, CHIEF DEPUTY
ROCKWALL COUNTY CLERK