

**COMMISSIONERS COURT  
MARCH 23, 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:**

<b>CHRIS FLORANCE</b>	<b>COUNTY JUDGE</b>
<b>JERRY WIMPEE</b>	<b>COMMISSIONER PCT #1-ABSENT</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 JUDGE FLORANCE.

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

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

**ITEM #1**

DIRECTOR OF FINANCE FOR THE CITY OF ROCKWALL MARY SMITH INVITED  
THE COUNTY TO PARTICIPATE IN THE ANNUAL HOUSEHOLD HAZARDOUS  
WASTE EVENT SCHEDULED FOR APRIL 17, 2010 FROM 9:00 A.M. TO 3:00 P.M. AT  
THE CITY SERVICE CENTER. THE MOTION WAS MADE BY COMMISSIONER  
MAGNESS, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT  
VOTING 4-0 IN FAVOR OF PARTICIPATING IN THE ANNUAL HOUSEHOLD  
HAZARDOUS WASTE EVENT FOR ROCKWALL COUNTY UP TO \$5,000.00; THE

COUNTY WILL ONLY PAY FOR CERTIFICATES ACTUALLY USED BY COUNTY RESIDENTS ON THAT DAY.

**ITEM #2**

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER BAILEY WITH THE COURT VOTING 4-0 IN FAVOR OF APPROVING A RESOLUTION OF THE COMMISSIONERS COURT OF ROCKWALL, TEXAS AUTHORIZING PRELIMINARY ACTION IN CONNECTION WITH THE PROPOSED ISSUANCE OF BONDS TO INCLUDE THE REFINANCING OF SERIES 2008 BONDS, THE REFUNDING OF THE SERIES 1998 AND SERIES 2001 BONDS, AND ISSUING ADDITIONAL \$2.45 MILLION FOR ROAD BOND PROJECTS AND ENGINEERING SERVICES.

**ITEM #3**

THE MOTION WAS MADE BY COMMISSIONER BAILEY, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 4-0 IN FAVOR OF ACCEPTING THE ROADS AND STREET DRAINAGE FOR HIGH POINT LAKE ESTATES PART II AND TO AUTHORIZE THE COUNTY CLERK'S OFFICE TO RELEASE THE MAINTENANCE BOND ACCORDINGLY.

**ITEM #5**

COMMISSIONER MAGNESS ANNOUNCED THAT THE MONTHLY CONSORTIUM MEETING WILL BE TOMORROW NIGHT AT 6:00 P.M. THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 4-0 IN FAVOR OF ASSIGNING THE ROCKWALL COUNTY

ROAD BOND PROJECTS TO THE FOLLOWING COMMISSIONERS: SEE ATTACHED\_\_\_\_\_.

**ITEM #6**

DISCUSSION ITEM ONLY REGARDING 2010 CENSUS.

**ITEM #7**

COMMISSIONER MAGNESS REQUESTED THIS ITEM REGARDING COUNTY SPACE ISSUES BE HELD OVER UNTIL AFTER THE WORKSHOP TODAY.

**ITEM #8**

THE MOTION WAS MADE BY COMMISSIONER BAILEY, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 4-0 IN FAVOR OF APPROVING THE NEW COURTHOUSE INTERIOR DESIGN COMMITTEE MEMBERS TO BE COMMISSIONER WIMPEE AND JUDGE FLORANCE, THE EXTERIOR MATERIAL SELECTION COMMITTEE MEMBERS TO BE COMMISSIONER WIMPEE AND COMMISSIONER MAGNESS, AND THE LANDSCAPE COMMITTEE MEMBERS TO BE COMMISSIONER WIMPEE AND COMMISSIONER GRINNAN.

**ITEM #9**

ROCKWALL COUNTY TREASURER GAVE THE COURT AN OVERVIEW OF THE CHANGES TO THE PROPOSED FINANCIAL RESERVE POLICY DISCUSSED AT A PRIOR WORKSHOP. THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 4-0 IN FAVOR OF APPROVING A FINANCIAL RESERVE POLICY FOR THE COUNTY AS PRESENTED.

**ITEM #10**

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER MAGNESS FOR DISCUSSION TO APPROVE JAIL DETENTION OFFICER MICHAEL DILLINGHAM, INFORMATION TECHNOLOGY DIRECTOR BRIAN CRENSHAW AND INFORMATION TECHNOLOGY TECHNICIAN JARED ALLEN RECEIVING TRAINING AT THE MONTGOMERY TECHNOLOGY INC., APRIL 20-23, 2010 IN GREENVILLE, ALABAMA. TRAVEL EXPENSES TO BE PAID FROM THEIR APPLICABLE DEPARTMENTAL BUDGETS. INFORMATION TECHNOLOGY DIRECTOR BRIAN CRENSHAW STATED THAT THE TRAINING WILL BE FOR THE DOOR/CAMERA SYSTEM AT THE JAIL. CAPTAIN BOB GUZIK GAVE THE COURT AN OVERVIEW ON WHY THE TRAINING WILL BENEFIT THE COUNTY STAFF BY PROVIDING TRAINING TO THE IT DEPARTMENT AND JAIL STAFF TO DEAL WITH ANY PROBLEMS CONCERNING THE DOOR/CAMERA SYSTEM AT THE JAIL AND THAT THE COMPANY WILL GIVE THE COUNTY DISCOUNTS ON PARTS NEEDED IF THE TRAINING HAS BEEN ATTENDED. THE COURT VOTED 4-0 IN FAVOR OF APPROVING THE MOTION.

**ITEM #11**

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 4-0 IN FAVOR OF APPROVING AN INTERLOCAL AGREEMENT WITH ROYSE CITY FOR ROAD IMPROVEMENTS ON AN AS NEEDED BASIS BY THE ROCKWALL COUNTY ROAD AND BRIDGE DEPARTMENT TO CIRCLE LANE, FLOYD ROAD, SORRELLS ROAD AND ELM GROVE AT AN AGREED UPON COST AND AVAILABLE SCHEDULE.

**ITEM #12**

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER BAILEY WITH THE COURT VOTING 4-0 IN FAVOR OF APPROVING A SIX-MONTH SERVICE AGREEMENT WITH FORENSIC RESOURCES OF NORTH TEXAS (FRNT) TO PROVIDE MENTAL HEALTH SERVICES FOR ROCKWALL COUNTY JAIL INMATES AT A COST OF \$500.00 PER WEEK AS NEEDED.

**ITEM #13**

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER BAILEY WITH THE COURT VOTING 4-0 IN FAVOR OF APPROVING A LETTER OF AGREEMENT WITH THE CITY OF ROCKWALL FOR THE ROCKWALL MAIN STREET, FRIENDS OF DOWNTOWN AND THE ROCKWALL OLD TOWN SHOPPES TO HOLD A SH 205 ROAD OPENING CELEBRATION ON COUNTY PROPERTY ON THE EAST AND SOUTH SIDES OF THE HISTORIC COURTHOUSE PARKING LOT ON SATURDAY, MARCH 27<sup>TH</sup>, 2010 FROM 9AM UNTIL 3PM.

**ITEM #14**

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER BAILEY WITH THE COURT VOTING 4-0 IN FAVOR OF APPROVING A LETTER OF AGREEMENT WITH THE CITY OF ROCKWALL FOR THE FRIENDS OF DOWNTOWN ROCKWALL TO OPERATE A FARMERS MARKET ON COUNTY PROPERTY ON THE SOUTHWEST CORNER OF THE HISTORIC COURTHOUSE PARKING LOT ON SATURDAYS BEGINNING MAY 8<sup>TH</sup> THROUGH

OCTOBER 30<sup>TH</sup>, 2010 FROM 8AM UNTIL 12PM EXCLUDING SEPTEMBER 18<sup>TH</sup>, 2010.

**ITEM #15**

**EXECUTIVE SESSION: 9:37 A.M. -10:35 A.M.**

- **DISCUSSION OF PURCHASE, EXCHANGE, LEASE, OR VALUE OF REAL PROPERTY, AND ALL RELATED ISSUES;**

**ITEM #16**

**ACTION OF EXECUTIVE SESSION;**

NO ACTION TAKEN.

**ITEM #17**

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 4-0 IN FAVOR OF APPROVING THE FOLLOWING CONSENT AGENDA ITEMS:

- a) Minutes of previous meeting(s);
- b) Co. Clerk, Feb-10 fee report(s);
- c) District Clerk, Feb-10 fee report (s);
- d) J.P. Pct. 2, Feb-10 monthly judicial activity report(s);
- e) Co. Librarian, Feb-10 activity monthly report(s);
- f) Co. Treasurer, Receive Treasurer's authorization to American National Bank to release a portion of pledged collateral;
- g) Co. Treasurer, Receive Treasurer's additional Broker-Dealer Certifications;
- h) Co. Treasurer, Receive Treasurer's Property Tax Revenue Analysis Report as of 2/28/2010;
- i) Indigent Health, Feb-10 expenditure/case report(s);
- j) Co. Agent, Jan/Feb-10 activity expense report(s);

THE FOLLOWING CONSENT AGENDA ITEM WAS PULLED BY COMMISSIONER BAILEY AND NOT APPROVED:

- K) Co. Auditor, Approve payment to Brinkley Sargent Architects for February 2010 architectural services on the new Rockwall County Courthouse in the amount of \$171,763.49;

**ITEM #18**

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER BAILEY WITH THE COURT VOTING 4-0 IN FAVOR OF APPROVING THE FOLLOWING PROPERTY ACQUISITIONS/DISPOSITIONS:

- A. County Jail to purchase from the County Jail General Fund budget: Detention surface padding replacement on one padded cell including labor, material, equipment and travel expenses @ a quoted cost of \$6,880.00.
- B. County Agent to purchase from the Capital Purchases FY2003 Fund: Crew Cab Half Ton Truck with Tow Package including shipping @ an estimated cost of \$18,000.00.
- C. County Judge transfer to Elections Administrator: Konica 7030 copier.
- D. Fire Marshal transfer to Constable #1: Gator Hawk Tactical Outer Carrier @ an original cost of \$627.00.
- E. Fire Marshal transfer to County Sheriff: Motorola HT1250 portable radio @ an original cost of \$626.00.
- F. Fire Marshal transfer to County Sheriff: Bushmaster Texas M4 Patrolmens Carbine Rifle @ an original cost of \$822.90.
- G. Fire Marshal transfer to County Sheriff: Sig-Sauer P226, 40 S&W Handgun.

**ITEM # 19**

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER BAILEY WITH THE COURT VOTING 4-0 IN FAVOR OF APPROVING THE FOLLOWING NON-EMERGENCY BUDGET TRANSFER(S);

**2010-17** - Transfer \$1,370 of funds within the County Court at Law's General Fund Budget **TO** Capital Outlay **FROM** Office Supplies resulting from the purchase of a 2604 Destroyit Business Shredder including delivery approved by the Commissioners Court on February 8, 2010.

**2010-18** - Transfer \$3,100 of funds **TO** General Fund/County Sheriff/Capital Outlay **FROM** General Government/Contingency resulting from the purchase of equipment for the intoxilizer room including delivery approved by the Commissioners Court on February 8,2010.

**2010-19** - Transfer \$49,350 of funds **TO** General Fund County Clerk/Capital Outlay @ \$1,900 & Tax Assessor-Collector/Capital Outlay @ \$1,600 & County Sheriff/Capital Outlay @ \$43,300 & County Jail/Capital Outlay @ \$1,050 & Health Coordinator/Software @ \$1,500 **FROM** General Government/Contingency resulting from an entry made by the outside audit firm to Capital Purchases Fund 075 to adjust a prior period/year. This entry was booked to the prior/year after the budget for the current year was set causing an over budget for this fund and is recommended by the County Auditor and Treasurer.

**ITEM #20**

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 3-0 IN FAVOR OF APPROVING PAID CLAIMS IN THE AMOUNT OF \$300,926.67. COMMISSIONER BAILEY ABSTAINED. THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER BAILEY WITH THE COURT VOTING 4-0 IN FAVOR OF APPROVING UNPAID CLAIMS IN THE AMOUNT OF \$505,266.70. THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER BAILEY WITH THE COURT VOTING 4-0 IN FAVOR OF APPROVING PAYROLL IN THE AMOUNT OF \$510,535.56 FOR THE PAY PERIOD ENDING MARCH 6, 2010.

\*JUDGE FLORANCE RECESSED THE MEETING AT 10:50 A.M. UNTIL AFTER THE WORKSHOP MEETING TODAY.

\*JUDGE FLORANCE RECALLED THE MEETING TO ORDER AT 11:30 A.M.

**ITEM #4**

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER BAILEY WITH THE COURT VOTING 4-0 IN FAVOR OF AUTHORIZING THE COUNTY AUDITOR AND THE DISTRICT ATTORNEY'S OFFICE

TO MOVE FORWARD WITH THE BID PROCESS TO SELECT A CONSTRUCTION  
MANAGER AT RISK FOR THE VETERANS MEMORIAL.

**ITEM #7 RE-ADDRESSED**

NO ACTION TAKEN REGARDING COUNTY SPACE ISSUES.

**ITEM #21**

THERE BEING NO FURTHER BUSINESS BEFORE THE COURT, JUDGE  
FLORANCE ADJOURNED THE MEETING AT 11:31 A.M.

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LEA CARLSON, CHIEF DEPUTY  
ROCKWALL COUNTY CLERK