

**COMMISSIONERS COURT
SEPTEMBER 20, 2011**

**STATE OF TEXAS
COUNTY OF ROCKWALL**

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

JERRY HOGAN	COUNTY JUDGE
JERRY WIMPEE	COMMISSIONER PCT #1
LORIE GRINNAN	COMMISSIONER PCT #2
DENNIS BAILEY	COMMISSIONER PCT #3
DAVID MAGNESS	COMMISSIONER PCT #4
SHELLI MILLER	COUNTY CLERK

JUDGE HOGAN CALLED THE SPECIAL MEETING TO ORDER AT 9:00 A.M.

PUBLIC HEARING:

ITEM #1

JUDGE HOGAN CALLED THE PUBLIC HEARING TO ORDER AT 9:00 A.M. TO DISCUSS THE GOODS-IN-TRANSIT TAX EXEMPTION RESOLUTION AND ASKED THE AUDIENCE IF ANYONE WOULD LIKE TO SPEAK.

JUDGE HOGAN CLOSED THE PUBLIC HEARING AT 9:01 A.M.

AGENDA:

ITEM #1

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER MAGNESS WITH THE COURT VOTING 5-0 IN FAVOR OF APPROVING AN AGREEMENT WITH THE INTERNAL REVENUE SERVICE, CRIMINAL INVESTIGATION, FOR THE PURPOSE OF RECEIVING REIMBURSABLE

COSTS, INCLUDING OVERTIME AND TRAINING COSTS, INCURRED BY THE COUNTY IN PROVIDING RESOURCES TO JOINT OPERATION/TASK FORCES.

ITEM #10

SCHNIDER ELECTRIC REPRESENTATIVE SCOTT RAYMOND AND MANHATTAN CONSTRUCTION REPRESENTATIVE NICK LINK DISCUSSED WITH THE COURT THE CONTROL SYSTEMS FOR THE AIR MANAGEMENT SYSTEMS AT THE NEW COURTHOUSE. THE COURT REQUESTED THAT SCHNIDER ELECTRIC DRAFT A PROPOSED MAINTENANCE AGREEMENT FOR A PERIOD OF ONE YEAR FOR THE COURT TO CONSIDER.

ITEM #2

THE COURT DISCUSSED PURCHASING IPADS AND IPAD ACCESSORIES FOR THE COURT. I.T. DIRECTOR BRIAN CRENSHAW DISCUSSED WITH THE COURT DIFFERENT OPTIONS OF SERVICE PLANS AND WIFI CAPABILITIES FOR THE IPADS. COUNTY CLERK SHELLI MILLER PROPOSED THAT HER IPAD BE PAID OUT OF THE COUNTY CLERK RECORDS MANAGEMENT FUND. THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 5-0 IN FAVOR OF ALLOWING I.T. DIRECTOR BRIAN CRENSHAW TO PURCHASE 9 3G IPAD 2'S AND APPROPRIATE ACCESSORIES AT AN AMOUNT NOT TO EXCEED \$8,000.00 TO BE PAID OUT OF THE FY2011 CONTINGENCY FUND WITH THE EXEPTION OF THE COUNTY CLERK'S IPAD WHICH WILL BE PAID OUT OF HER RECORDS MANAGEMENT FUND 57.

ITEM #3

THE COURT DISCUSSED THE POSSIBLE FUTURE LOCATIONS OF VARIOUS COUNTY OFFICES TO THE NEW COURTHOUSE, HISTORIC COURTHOUSE AND COUNTY ANNEX BUILDINGS.

*JUDGE HOGAN RECESSED THE MEETING AT 10:55 A.M. FOR A TEN MINUTE BREAK.

*JUDGE HOGAN RECALLED THE MEETING TO ORDER AT 11:05 A.M.

ITEM #10 RE-ADDRESSED

COMMISSIONER WIMPEE DISCUSSED WITH THE COURT THE CONCEPT DESIGN IDEAS OF THE INTERIOR DESIGN COMMITTEE FOR THE MURAL TO BE LOCATED IN THE LOBBY OF THE NEW COURTHOUSE. COMMISSIONER WIMPEE GAVE THE COURT AN OVERVIEW OF MURAL OPTIONS PREPARED BY QBALL DESIGNS REPRESENTATIVE BILLY QUINTON. THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER BAILEY WITH THE COURT VOTING 2-3 AGAINST ACCEPTING THE ARTISTS PREFERENCE MURAL WITH THE HISTORY TIMELINE FROM OLDEST TO NEWEST. JUDGE HOGAN, COMMISSIONER WIMPEE AND COMMISSIONER MAGNESS VOTED AGAINST. THE MOTION WAS MADE BY COMMISSIONER BAILEY, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING 4-1 IN FAVOR OF ACCEPTING THE ALTERNATIVE COLOR RENDERING MURAL AS PROPOSED. COMMISSIONER GRINNAN VOTED AGAINST. COUNTY AUDITOR LISA CONSTANT DISCUSSED WITH THE COURT THE PROPOSALS FOR LAWN CARE AND SPRINKLER SYSTEMS FOR THE NEW COURTHOUSE. COUNTY EXTENSION

AGENT TODD WILLIAMS AGREED TO PREPARE A RECOMMENDATION FOR GROUND COVER AT THE HISTORICAL COURTHOUSE.

ITEM #7

THE MOTION WAS MADE BY JUDGE HOGAN, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 2-3 AGAINST ALLOCATING THE PARKING SPACES IN THE SECURED PARKING LOT AT THE NEW COURTHOUSE TO THE TWO DISTRICT COURT JUDGES, ONE COUNTY COURT AT LAW JUDGE, THE DISTRICT CLERK, THE COUNTY CLERK, THE DISTRICT ATTORNEY, AND THE FIVE MEMBERS OF THE COMMISSIONER'S COURT. COMMISSIONER WIMPEE, COMMISSIONER BAILEY AND COMMISSIONER MAGNESS VOTED AGAINST. COMMISSIONER BAILEY MADE THE MOTION OF ALLOCATE THE PARKING SPACES IN THE SECURED PARKING LOT AT THE NEW COURTHOUSE TO THE TWO DISTRICT COURT JUDGES, THE COUNTY COURT AT LAW JUDGE, THE DISTRICT CLERK, THE COUNTY CLERK, THE CRIMINAL DISTRICT ATTORNEY, THE TWO EXISTING JUSTICE OF THE PEACES, AND THEN DESIGNATE A SLOT FOR A COMMISSIONER COURT MEMBER. ALL COMMISSIONER'S COURT MEMBERS WILL RECEIVE A SECURITY TAG BUT ONLY ONE ASSIGNED PARKING SLOT. JUDGE HOGAN REQUESTED THAT COMMISSIONER HOLD THAT MOTION UNTIL AFTER THE DECISION HAS BEEN MADE ON WHAT OFFICES WILL BE LOCATED AT THE NEW COURTHOUSE. COMMISSIONER BAILEY RECINDED HIS MOTION.

*JUDGE HOGAN RECESSED THE MEETING AT 12:00 P.M. UNTIL 1:00 P.M. FOR LUNCH.

*JUDGE HOGAN RECALLED THE MEETING TO ORDER AT 1:00 P.M.

ITEM #3 RE-ADDRESSED

THE COURT CONTINUED THE DISCUSSION REGARDING FUTURE MOVEMENT OF COUNTY OFFICES TO THE NEW COURTHOUSE, HISTORIC COURTHOUSE, AND THE COUNTY ANNEX. AFTER MUCH DEBATE THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 4-1 IN FAVOR OF MOVING THE FOLLOWING OFFICES TO THE GOVERNMENT CENTER: ELECTIONS OFFICE, TAX ASSESSOR OFFICE, COUNTY EXTENSION AGENT, TREASURERS OFFICE, HUMAN RESOURCES, INDIGENT HEALTH OFFICE AND THE AUDITORS OFFICE. COMMISSIONER MAGNESS FURTHER STATED THE COUNTY JUDGE, THE FOUR COMMISSIONERS, THE COMMISSIONER'S COURT COORDINATOR, THE PUBLIC HEALTH OFFICE, AND THE VETERAN AFFAIRS OFFICER IS TO BE LOCATED AT THE HISTORIC COURTHOUSE. JUDGE HOGAN VOTED AGAINST. THE MOTION WAS MADE BY JUDGE HOGAN, SECONDED BY COMMISSIONER MAGNESS WITH THE COURT VOTING 5-0 IN FAVOR MOVING THE DEPARTMENT OF PUBLIC SAFETY TO 108 FANNIN.

ITEM #5

NO ACTION WAS TAKEN REGARDING RESCINDING THE MOTION MADE ON AUGUST 23, 2011 TO APPRAISE THE PROPERTY AT 101 S. FANNIN STREET, AND TO AUTHORIZE APPRAISAL OF THE PROPERTY AT 1101 RIDGE ROAD.

ITEM #6

THIS WAS A DISCUSSION ITEM ONLY. NO ACTION TAKEN REGARDING INDIGENT HEALTH CARE UPL/SEC. 115 PROPOSAL MADE BY LAKE POINTE HOSPITAL.

ITEM #7 RE-ADDRESSED

COMMISSIONER WIMPEE MADE THE MOTION TO ALLOCATE A PARKING SPACE IN THE SECURED PARKING AREA TO THE TWO DISTRICT COURT JUDGES, THE COUNTY COURT AT LAW JUDGE, THE COUNTY JUDGE, THE TWO EXISTING JUSTICE OF THE PEACES, AND THE TWO FUTURE JUSTICE OF THE PEACES WHICH WILL LEAVE TWO SPACES UNASSIGNED FOR VISITING JUDGES, DIGNITARIES, OR ANY OTHER SPECIAL CIRCUMSTANCES. JUDGE HOGAN SECONDED THE MOTION FOR DISCUSSION. THE COURT VOTED 4-1 AGAINST THE MOTION. JUDGE HUGAN, COMMISSIONERS MAGNESS, GRINAN, AND BAILEY VOTED AGAINST. COMMISSIONER MAGNESS MADE THE MOTION TO ALLOCATE A PARKING SPACE IN THE SECURED PARKING AREA TO THE TWO DISTRICT COURT JUDGES, THE COUNTY COURT AT LAW JUDGE, THE DISTRICT CLERK, THE COUNTY CLERK, THE CRIMINAL DISTRICT ATTORNEY, THE TWO JUSTICE OF THE PEACES, RESERVE A SPACE FOR THE TWO FUTURE JUSTICE OF THE PEACES, AND THE COUNTY JUDGE. THE MOTION WAS SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 3-2 IN FAVOR OF THE MOTION. COMMISSIONER WIMPEE AND JUDGE HOGAN VOTED AGAINST.

ITEM #8

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER BAILEY TO ACCEPT THE PROPOSED ORDER ADOPTING FACILITY USE RULES AND PROCEDURES FOR COUNTY BUILDINGS AND GROUNDS IN ROCKWALL COUNTY. AFTER MUCH DISCUSSION WITH ASSISTANT DISTRICT ATTORNEY JONATHAN THATCHER COMMISSIONER GRINNAN AMENDED HER MOTION, SECONDED BY COMMISSIONER BAILEY TO ACCEPT THE POLICY AS PRESENTED WITH THE FOLLOWING CHANGES: CHANGE THE SUNDAY EVENING HOURS FROM 5:00 P.M. TO 10:00 P.M., DOUBLE THE AMOUNT CHARGED FOR USE PER HOUR FROM \$25.00 TO \$50.00 AND TO ASK THAT EACH OF THE APPLICATIONS THAT COME IN THE FIRST YEAR BE APPROVED BY THE COMMISSIONER'S COURT. AFTER FURTHER DISCUSSION THE COURT VOTED 3-2 AGAINST THE MOTION. JUDGE HOGAN, COMMISSIONER MAGNESS, AND COMMISSIONER WIMPEE VOTED AGAINST. THE COURT CONTINUED TO DISCUSS THE PROPOSED POLICY. COMMISSIONER GRINNAN MADE THE MOTION TO ACCEPT THE PROPOSED ORDER ADOPTING FACILITY USE RULES AND PROCEDURES FOR COUNTY BUILDINGS AND GROUNDS AS PRESENTED WITH THE EXCEPTION OF CHANGING THE TIME FOR USAGE ON SUNDAY FROM 5:00 P.M. TO 10:00 P.M. COMMISSIONER GRINNAN ALSO REQUESTED THAT THE COURT RECEIVE IN SOME REPORT FASHION ANY REQUESTS FOR USE OF THE NEW COURTHOUSE TO MONITOR THE USAGE OF THAT FACILITY AND TO EXCLUDE FEES FOR THE USE OF THE GROUNDS. JUDGE HOGAN SECONDED THE MOTION FOR

DISCUSSION. THE COURT DISCUSSED THE EFFECTIVE DATE OF THE POLICY. COMMISSIONER GRINNAN RESCINDED HER MOTION. THE COURT REQUESTED THAT MR. THATCHER REVISE THE PROPOSED POLICY AND MAKE IT TOUGHER. COMMISSIONER GRINNAN MADE THE MOTION TO ACCEPT THE PROPOSED ORDER AS A 1ST DRAFT WITH THE PROPOSED CHANGES AND THAT MR. THATCHER COME BACK TO THE COURT WITH A 2ND DRAFT FOR THE COURT TO APPROVE. THE MOTION DIED FOR LACK OF A SECOND.

ITEM #4

THE COURT DISCUSSED WHAT TO DO WITH THE PROPERTY LOCATED AT 101 SOUTH FANNIN.

ITEM #10 RE-ADDRESSED

THE COURT DISCUSSED WHO WOULD ENFORCE THE SMOKING POLICY AT COUNTY FACILITIES AND ALSO THE LEGAL OPTIONS AVAILABLE TO ENFORCE THE POLICY.

JUDGE HOGAN ANNOUNCED THAT THE COUNTY WILL BEGIN USING A NEW AUTOPSY SERVICE THAT WILL SAVE THE COUNTY MONEY. JUDGE HOGAN ALSO RECOMMENDED THAT THE COURT HOLD A MEETING WITH ELECTED OFFICIALS AND DEPARTMENT HEADS TO DISCUSS OTHER IMPORTANT ITEMS OF THE COUNTY.

*JUDGE HOGAN ADJOURNED THE MEETING AT 3:23 P.M.

SHELLI MILLER
ROCKWALL COUNTY CLERK