

**COMMISSIONERS COURT
FEBRUARY 28, 2012**

**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:**

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

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

THE INVOCATION WAS GIVEN BY JUDGE HOGAN.

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

RECOGNITION/PRESENTATION;

- SHERIFF EAVENSON RECOGNIZED DEPUTY KEVIN ROWAN FOR HIS HEROIC ACT IN SAVING TWO YOUNG LADIES FROM DROWNING WHEN THEY ACCIDENTLY DROVE THEIR VEHICLE INTO LAKE RAY HUBBARD. DEPUTY ROWAN WAS PRESENTED THE LIFE SAVING AWARD CERTIFICATE, TWO LIFE SAVING BARS TO WEAR ON HIS UNIFORM AND A CERTIFICATE OF APPRECIATION FROM LT. GOVERNOR DAVID DEWHURST.
- COUNTY AGENT TODD WILLIAMS INTRODUCED THE CHAPTER PRESIDENT OF THE ROCKWALL COUNTY MASTER GARDENER ASSOCIATION, LINDSAY SRYGLEY. MS. SRYGLEY GAVE THE COURT A

BRIEF LISTING OF THE ASSOCIATION'S CURRENT PROJECTS AND PRESENTED THE CITIZENS OF ROCKWALL COUNTY WITH A SYMBOLIC CHECK IN THE AMOUNT OF \$85,440.00 REPRESENTING OVER 4,000 VOLUNTEER SERVICE HOURS COMPLETED BY THE MASTER GARDENERS IN 2011.

THE FOLLOWING ROCKWALL COUNTY RESIDENTS ADDRESSED THE COURT AND VOICED THEIR CONCERN AND TOTAL DISMAY THAT THE FLAGPOLE FLYING THE AMERICAN FLAG AT THE ROCKWALL COUNTY VETERANS MEMORIAL WAS SHORTENED TO THE SAME HEIGHT OF THE FLAGPOLES FLYING THE TEXAS AND POW/MIA FLAGS. IT WAS THEIR WISH TO RESTORE THE FLAGPOLE TO ITS ORIGINAL HEIGHT AND TO HOLD THE PERSON RESPONSIBLE FOR THE ALTERATION ACCOUNTABLE FOR THEIR ACTIONS.

- CHAIRMAN OF THE VETERANS MEMORIAL DESIGN JURY AND AMERICAN LEGION EXECUTIVE LEE GILBERT RESIDING AT 3518 LAKESIDE DRIVE
- VETERANS MEMORIAL DESIGN JURY MEMBER CONNIE CHRISTENSEN RESIDING AT 3308 AGUSTA BOULEVARD
- UNITED STATES ARMY VETERAN BROOKS NOLAN RESIDING AT 505 LOMA VISTA
- COMMANDER OF TRI-COUNTY VETERANS HONOR GUARD GENE ALLEN RESIDING IN ROYSE CITY
- RETIRED REAR ADMIRAL ROBERT SMITH OF THE UNITED STATES NAVY RESIDING AT 502 WEST RUSK

THE FOLLOWING ROCKWALL COUNTY RESIDENTS AND DOWNTOWN BUSINESS OWNERS ADDRESSED THE COURT EXPRESSING THEIR FRUSTRATION AND CONCERN WITH THE CURRENT LACK OF PARKING AROUND THE HISTORIC DOWNTOWN SQUARE AND HOW THEY HAVE SHOWN A SIGNIFICANT DECREASE IN SALES SINCE THE DEPARTMENT OF PUBLIC SAFETY HAS MOVED TO 108 SOUTH FANNIN STREET. THE MERCHANTS STATED THAT THE COURT'S DECISION TO MOVE THE COUNTY TAX OFFICE TO THE HISTORIC COURTHOUSE WILL HAVE ADDITIONAL NEGATIVE IMPACT ON THEIR PARKING ISSUE. THEY REQUEST THAT THE COURT WORK WITH THE DOWNTOWN MERCHANTS ASSOCIATION TO FIND A SOLUTION.

- DOWNTOWN MERCHANTS ASSOCIATION PRESIDENT NORMA VALLES AND OWNER OF EL COYOTE ROJO LOCATED AT 309 FANNIN STREET
- TAMMY SHARP OWNER OF T&T COLOR SUPPLY LOCATED AT 202 NORTH FANNIN STREET
- CHRISTI FOSTER OWNER OF GROOVY'S LOCATED AT 110 EAST RUSK STREET
- BARBARA COLESON RESIDING AT 228 SOVEREIGN COURT

ITEM #1

JUDGE HOGAN DISCUSSED WITH THE COURT CURRENT PARKING ISSUES OF THE DOWNTOWN MERCHANTS ASSOCIATION. CITY OF ROCKWALL MAYOR DAVID SWEET EXPLAINED TO THE COURT ADDITIONAL PARKING SPACES ALREADY APPROVED BY ROCKWALL CITY COUNCIL. THIS WAS A DISCUSSION

ITEM ONLY. NO ACTION WAS TAKEN. THE ITEM WILL BE PLACED ON THE AGENDA OF A FUTURE WORKSHOP FOR FURTHER DISCUSSION.

ITEM #2

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER BAILEY WITH THE COURT VOTING 4-1 IN FAVOR OF RE-APPOINTING COMMISSIONER LORIE GRINNAN TO THE NORTH TEXAS COUNCIL OF GOVERNMENTS (NCTCOG) BICYCLE AND PEDESTRIAN ADVISORY COMMITTEE FOR THE TERM OF JANUARY 1, 2012 TO DECEMBER 31, 2012. COMMISSIONER WIMPEE VOTED AGAINST.

*JUDGE HOGAN RECESSED THE MEETING AT 9:55 A.M.

*JUDGE HOGAN RECALLED THE MEETING AT 10:05 A.M.

ITEM #3

SHERIFF EAVENSON PRESENTED THE COURT WITH AN INDEPTH NEEDS ASSESSMENT FOR THE ROCKWALL COUNTY DETENTION CENTER. SHERIFF EAVENSON'S PRESENTATION EXPLAINED THAT OVERCROWDING RELIEF WAS NEEDED. LT. TODD CAULKINS SPOKE TO THE COURT REGARDING A STUDY CONDUCTED IN JANUARY 2012 OF THE FACILITY'S POPULATION DATA. SHERIFF EAVENSON STATED THAT HE WANTS TO ALLOW ENOUGH LEAD TIME FOR PLANNING AND IMPLEMENTATION WHEN A NEW FACILITY IS NEEDED. THIS WAS A DISCUSSION ITEM ONLY. NO ACTION WAS TAKEN.

ITEM #4

THE COURT BRIEFLY DISCUSSED DISPLAYING PAINTINGS OF THE CURRENT ROCKWALL COUNTY HISTORIC COURTHOUSE AND THE PREVIOUS HISTORIC

COURTHOUSE AT THE NEW COURTHOUSE. THE ITEM WILL BE PLACED ON THE AGENDA OF THE NEXT WORKSHOP FOR FURTHER DISCUSSION. NO ACTION WAS TAKEN.

ITEM #5

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER BAILEY WITH THE COURT VOTING 4-1 IN FAVOR OF RENEWING A MAINTENANCE AGREEMENT FOR A SIX MONTH PERIOD, MARCH 1, 2012- AUGUST 31, 2012, WITH AVIAN FLYAWAY, INC, FOR MIGRATORY BIRD CONTROL AT THE HISTORIC COURTHOUSE AT AN ANNUAL COST OF \$7,900.00. JUDGE HOGAN VOTED AGAINST.

ITEM #6

EXECUTIVE SESSION FROM 10:40 A.M. TO 11:10 A.M.

- Discussion regarding economic development projects in or near the territory of Rockwall County, and all related issues (Tex. Gov't Code §551.087); discussion may include one or more representatives of the Rockwall Economic Development Corporation;

ITEM #7

ACTION OF THE EXECUTIVE SESSION

NO ACTION TAKEN.

ITEM #8

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

- a) Minutes of previous meeting(s);
- b) Co. Treasurer, monthly report(s);
- c) J.P. Pct. 1, monthly judicial activity report(s);

- d) Co. Clerk, monthly fee report(s);
- e) Co. Tax Assessor-Collector, monthly activity/expense report(s);
- f) Co. Auditor, Approve payment to HNTB Corporation for engineering services provided during November 2011 thru January 2012 at FM 552 from SH 205 to SH 66 in the amount of \$4,678.42;
- g) Co. Auditor, Approve payment to Chiang, Patel, & Yerby Inc., for engineering services provided during January 2012 at the FM549/I30 interchange in the amount of \$45,341.73;

ITEM #9

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

- A. Emergency Management to purchase from Cities Readiness Grant: (4) HDMI cables for training room in emergency operations center @ an estimated cost of \$218.56.
- B. Emergency Management to purchase from Cities Readiness Grant: projection screen for training room in emergency operations center @ an estimated cost of \$369.21.
- C. Commissioners Court to transfer to County Sheriff: Cortelco Millennium telephone.
- D. County Court at Law to transfer to Justice of the Peace #2: bookcase.
- E. Department of Public Safety to transfer to Information Technology: Cortelco Millennium telephone.
- F. Department of Public Safety to transfer to Maintenance & Operations: Cortelco Millennium telephone.
- G. Department of Public Safety to transfer to Constable #1: Cortelco Millennium telephone.
- H. County Sheriff to transfer to Surplus: 2005 Crown Victoria.
- I. County Sheriff to transfer to Surplus: 2006 Crown Victoria.
- J. County Sheriff to transfer to Surplus: (2) 2007 Crown Victoria's.
- K. County Sheriff to transfer to Surplus: 2006 Dodge Charger.

ITEM #10

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

2012-09 -Transfer \$2,600 of funds within the general fund budget **TO** Capital Outlay **FROM** Contingency resulting from the purchase of various computer equipment approved by Commissioners Court.

ITEM #11

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 5-0 IN FAVOR OF APPROVING PAID CLAIMS IN THE AMOUNT OF \$309,192.70. 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 \$565,334.18 AND IN THE AMOUNT OF \$3,068.28. THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER BAILEY WITH THE COURT VOTING 5-0 IN FAVOR OF APPROVING PAYROLL IN THE AMOUNT OF \$516,977.76 FOR THE PAY PERIOD ENDED FEBRUARY 18, 2012.

ITEM #12

NO ANNOUNCEMENTS WERE MADE.

ITEM #13

THERE BEING NO FURTHER BUSINESS BEFORE THE COURT, JUDGE HOGAN ADJOURNED THE MEETING AT 11:23 A.M.

SHELLI MILLER
ROCKWALL COUNTY CLERK