

**COMMISSIONERS COURT
MAY 8, 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 COMMISSIONER WIMPEE.

THE PLEDGES OF ALLEGIANCE TO THE UNITED STATES FLAG AND

TO THE TEXAS FLAG WERE LED BY COMMISSIONER GRINNAN.

NO GUESTS WERE PRESENT THAT WISHED TO ADDRESS THE COURT.

ITEM #1

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY
COMMISSIONER WIMPEE WITH THE COURT VOTING 4-1 IN FAVOR OF
APPROVING CAPTAIN BOB GUZIK TO ATTEND THE NATIONAL ASSOCIATION OF
SHERIFF'S CONFERENCE JUNE 18TH - 20TH, 2012, IN NASHVILLE, TN WHEN LT.
TODD CALKINS RECEIVES THE 2012 CORRECTION/INNOVATION AWARD.
COMMISSIONER GRINNAN VOTED AGAINST.

ITEM #2

THE MOTION WAS MADE BY COMMISSIONER BAILEY, SECONDED BY
COMMISSIONER MAGNESS WITH THE COURT VOTING 5-0 IN FAVOR OF

MOVING THE COMMISSIONERS COURT SCHEDULED FOR TUESDAY, MAY 22, 2012, TO WEDNESDAY, MAY 30, 2012, DUE TO THE COMMISSIONERS EDUCATION CONFERENCE THE WEEK OF MAY 21-25, 2012.

ITEM #3

COMMISSIONER BAILEY GAVE THE COURT A BRIEF UPDATE ON 1115 WAIVER STATING THAT THERE WAS NO NEW ACTIVITY CONCERNING THE WAIVER. THE NEXT ITEM OF ANY SIGNIFICANCE IS THE NEW MAP COMING OUT MAY 11, 2012 OF THE NEW GROUPS OF COUNTIES WHICH WILL SHOW ROCKWALL COUNTY IN RFP 18 WITH COLLIN, AND DENTON COUNTIES. THIS WAS A DISCUSSION ITEM ONLY. NO ACTION WAS TAKEN.

ITEM #4

THIS ITEM REGARDING THE COUNTY'S SUPPORT OF THE HUNT COUNTY CHILDREN'S ADVOCACY CENTER WAS PULLED FROM ACTION DUE TO THE DISTRICT ATTORNEY'S OFFICE NOT BEING PREPARED TO DISCUSS AT THIS TIME.

ITEM #5

COMMISSIONER WIMPEE REQUESTED THAT THIS ITEM CONCERNING SIGNS LOCATED IN COUNTY ROAD RIGHT-OF-WAYS BE PULLED TO BE ABLE TO HAVE ASSISTANT DISTRICT ATTORNEY JON THATCHER PRESENT HIS FINDINGS AT THE NEXT WORKSHOP MEETING.

ITEM #6

JUDGE HOGAN GAVE THE COURT BACKGROUND INFORMATION ON A RESOLUTION TO HELP WITH A PROBLEM CURRENTLY IN THE JAIL WITH

MENTALLY ILL INMATES BEING HELD FOR AN UNREASONABLE AMOUNT OF TIME. THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING 5-0 IN FAVOR OF APPROVING A RESOLUTION REQUESTING THE GOVERNOR, LT. GOVERNOR AND THE SPEAKER OF THE HOUSE TO CONVENE A MEETING OF THE LEGISLATIVE BUDGET BOARD AND TRANSFER SUFFICIENT FUNDS TO ENABLE THE ADMISSION OF MENTALLY ILL JAIL INMATES TO A STATE FACILITY FROM THE COUNTY JAIL.

ITEMS #7, #8 AND #9

ITEMS #7, #8 AND #9 WERE VOTED ON IN ONE MOTION. THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 5-0 IN FAVOR OF APPROVING ADVANCED FUNDING AGREEMENTS WITH THE TEXAS DEPARTMENT OF TRANSPORTATION ADDRESSING THE PROJECT FUNDING AND WORK RESPONSIBILITIES FOR THE FM 3549, THE FM 549 AND THE FM 552 ROAD PROJECTS.

ITEM #10

ASSISTANT AUDITOR SHERRY MORENO EXPLAINED TO THE COURT THAT THE DISTRICT ATTORNEY'S OFFICE NEEDED MORE FUNCTIONS NOT AVAILABLE FROM TWO OF THEIR CURRENT COPIERS AND WANTS THE COURT TO CONSIDER ALLOWING THE LEASE OF TWO NEW COPIERS FOR HER OFFICE. THE INTENT IS TO TRANSFER THE EXISTING COPIERS TO ANOTHER COUNTY OFFICE. THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER MAGNESS WITH THE COURT VOTING 5-0 IN FAVOR OF

APPROVING TWO COPIER LEASES WITH CPI FOR THE DISTRICT ATTORNEY'S OFFICE AT MONTHLY COSTS OF \$192.00 AND \$232.00 RESPECTIVELY.

ITEM #11

THE MOTION WAS MADE BY COMMISSIONER WIMPEE, SECONDED BY COMMISSIONER MAGNESS TO APPROVE A PROPOSAL FROM GILBERT CONSTRUCTION GROUP, INC. TO RECONFIGURE OFFICE SPACE NEEDED FOR TWO COUNTY COMMISSIONERS AT THE HISTORIC COURTHOUSE AT A COST NOT TO EXCEED \$7,500.00. AFTER DISCUSSION COMMISSIONER WIMPEE WITHDREW HIS MOTION. THE MOTION WAS MADE BY COMMISSIONER WIMPEE, SECONDED BY COMMISSIONER MAGNESS TO APPROVE RECONFIGURATION WORK TO BE DONE ON THE SECOND FLOOR, SOUTHEAST CORNER OF THE HISTORIC COURTHOUSE BY GILBERT CONSTRUCTION GROUP, INC. AT A PRICE NOT TO EXCEED \$6,200.00 AND THAT AN AGREEMENT, ACCEPTABLE TO THE DISTRICT ATTORNEY'S OFFICE, BE EXECUTED PRIOR TO THE WORK BEING DONE. THE MOTION WAS MADE BY COMMISSIONER MAGNESS TO ADOPT A POLICY THAT SENIORITY PREVAILS AS FAR AS SELECTING OFFICE SPACE FOR COMMISSIONERS. THE MOTION DIED FOR LACK OF A SECOND. THE COURT CONTINUED THE DISCUSSION. NO FURTHER ACTION WAS TAKEN.

ITEM #12

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER BAILEY WITH THE COURT VOTING 5-0 IN FAVOR OF APPROVING A COMMERCIAL SALES AGREEMENT WITH KNIGHT SECURITY

SYSTEMS FOR MONITORING SERVICES OF THE TAX ASSESSOR-COLLECTOR DEPARTMENT AT THE HISTORIC COURTHOUSE AT A COST OF \$96.00 A QUARTER.

ITEM #13

THE MOTION WAS MADE BY COMMISSIONER BAILEY, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 4-1 IN FAVOR OF APPROVING THE FOLLOWING CONSENT AGENDA ITEMS WITH COMMISSIONER WIMPEE VOTED AGAINST:

- a) Minutes of previous meeting(s);
- b) Co. Librarian, monthly activity report(s);
- c) Co. Librarian, Acknowledge the Library's annual report to the Texas State Library and Archives Commission for fiscal year 2011;
- d) Environmental Health Coordinator, monthly activity report(s);
- e) J.P. Pct. 1, monthly judicial activity report(s);
- f) Co. Auditor, Approve payment to Atkins North America, Inc. for engineering services provided thru April 1, 2012 at FM 3549 from SH 66 to IH 30 in the amount of \$38,332.41;
- g) Co. Auditor, Approve payment to Dannenbaum Engineering Company for engineering services provided during March 2012 at FM 549 from SH 276 to SH 205 in the amount of \$3,196.40;
- h) Co. Auditor, Approve payment to Manhattan Construction Company for construction services on the post completion build out for the new Rockwall County Courthouse in the amount of \$92,181.00;
- i) Co. Auditor, Approve payment to Parsons Transportation Group Inc., for engineering services rendered for February 2012 at the FM 551/I30 interchange in the amount of \$52,832.28;
- j) Co. Auditor, Approve payment of partial retainage to Manhattan Construction Company for construction services on the post completion build out for the new Rockwall County Courthouse in the amount of \$14,139.00;
- k) Co. Auditor, monthly report(s);

ITEM #14

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

- A. Tax Assessor-Collector to purchase from General Fund Capital Outlay: (8) HP LaserJet P2015dn, refurbished printers with toner @ a quoted cost of \$2,408.
- B. Commissioners Court to transfer to Human Resources: miscellaneous furnishings.
- C. 439th District Court to transfer to Human Resources: miscellaneous furnishings.
- D. County Auditor to transfer to Human Resources: 42" round Mahogany conference table.
- E. County Treasurer to transfer to Human Resources: miscellaneous furnishings.
- F. Courthouse Security to transfer to County Auditor: table.

ITEM #15

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

2012-17 - Transfer \$9,000 of funds within the General Government budget **TO** County Agent Rent @ \$7,200 & Utilities @ \$1,800 **FROM** Contingency resulting from the Commissioners Court decision on December 13, 2011 to continue lease on a month-to-month basis instead of cancelling.

ITEM #16

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING 5-0 IN FAVOR OF APPROVING PAID CLAIMS IN THE AMOUNT OF \$81,737.76. 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 \$455,469.70. 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 \$527,622.38 FOR THE PAY PERIOD ENDED APRIL 28, 2012.

ITEM #17 - ANNOUNCEMENTS

COMMISSIONER BAILEY ANNOUNCED THAT A MEMORIAL SERVICE FOR MR. ALBERT MYERS WAS TO BE HELD THAT AFTERNOON IN TERRELL. THE

COMMISSIONER STATED THAT MR. MYERS WAS 93 YEARS OLD AND HAD SERVED OUR COUNTY FOR OVER 30 YEARS, MOST OF WHICH WERE AS A VOLUNTEER BAILIFF IN EVERY TRIAL COURT ESTABLISHED IN ROCKWALL COUNTY TO INCLUDE THE 86TH DISTRICT COURT, THE 354TH DISTRICT COURT, THE 382ND DISTRICT COURT, THE 439TH DISTRICT COURT AND ROCKWALL COUNTY COURT AT LAW. IN HIS LATER YEARS, WHEN HE WAS UNABLE TO DRIVE, MR. MYERS HIRED A DRIVER AT HIS OWN EXPENSE TO TAKE HIM TO THE COURTHOUSE SO THAT HE COULD ATTEND THESE MEETINGS. COMMISSIONER BAILEY WENT ON TO SAY THAT THE COUNTY OWED A GREAT DEBT TO MR. MYERS AND REQUESTED THAT THESE COMMENTS TO BE ENTERED INTO THE RECORD OF THE MINUTES.

ASSISTANT DISTRICT ATTORNEY JON THATCHER ANNOUNCED THAT THE GRADUATION LUNCHEON FOR THE LEADERSHIP ROCKWALL CLASS OF 2012 WAS SCHEDULED FOR WEDNESDAY, MAY 16TH AND INVITED MEMBERS OF THE COURT AND THE COUNTY TO ATTEND. MR. THATCHER TOLD THE COURT THAT IT HAD BEEN BOTH A PRIVILEGE AND AN HONOR TO HAVE BEEN A PART OF THIS YEAR'S LEADERSHIP CLASS AS A REPRESENTATIVE OF ROCKWALL COUNTY AND STATED THAT HE WAS GRATEFUL FOR THE OPPORTUNITY.

JUDGE HOGAN ANNOUNCED THAT THE CITY'S ELECTIONS WILL BE SATURDAY, MAY 12TH AND MAY 29TH IS THE COUNTY, STATE AND FEDERAL PRIMARY ELECTION. HE ALSO NOTED THE REPUBLICAN CONVENTION IN FORT WORTH IN EARLY JUNE AND THE SCHOOL DISTRICT'S ELECTIONS.

*THERE BEING NO FURTHER BUSINESS BEFORE THE COURT, JUDGE HOGAN
ADJOURNED THE MEETING AT 9:40 A.M.

SHELLI MILLER
ROCKWALL COUNTY CLERK