

**COMMISSIONERS COURT  
JULY 10, 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:**

<b>JERRY HOGAN</b>	<b>COUNTY JUDGE</b>
<b>JERRY WIMPEE</b>	<b>COMMISSIONER PCT #1</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>SHELLI MILLER</b>	<b>COUNTY CLERK</b>

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

THE INVOCATION WAS GIVEN BY COMMISSIONER MAGNESS.

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.

\*JUDGE HOGAN RECESSED THE MEETING TO GO INTO EXECUTIVE SESSION  
AT 9:05 A.M.

**ITEM #11**

**EXECUTIVE SESSION 9:05 A.M. – 9:30 A.M.**

1. Discussion of purchase, exchange, lease, or value of real property located at 1101 Ridge Road, Rockwall, Texas 75087 (Texas Gov't Code §551.072), and all related issues;

\*JUDGE HOGAN RECONVENED THE MEETING AT 9:30 A.M.

**ITEM #12**

**ACTION OF EXECUTIVE SESSION;**

THE MOTION WAS MADE BY COMMISSIONER BAILEY, SECONDED BY COMMISSIONER MAGNESS WITH THE COURT VOTING 4-0 IN FAVOR OF ACCEPTING A CONTRACT FOR THE COMMERCIAL PROPERTY FOR SALE LOCATED AT 1101 RIDGE ROAD, ROCKWALL, TEXAS FROM MICHAEL SWIERCINSKY. COMMISSIONER GRINNAN ABSTAINED.

**ITEM #1**

DISTRICT CLERK KAY MCDANIEL DISCUSSED WITH THE COURT THE NEED FOR AN ADDITIONAL CLERK IN THE COLLECTIONS DEPARTMENT. THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING 3-2 IN FAVOR OF ALLOWING THE DISTRICT CLERK TO HIRE AN ADDITIONAL FULLTIME PERSON FOR THE COLLECTIONS DEPARTMENT. COMMISSIONER GRINNAN AND COMMISSIONER BAILEY VOTED AGAINST.

**ITEM #2**

COMMISSIONER BAILEY ADVISED THE COURT OF A SIGNIFICANT ISSUE WITH MIGRATORY BIRDS AT THE NEW COURTHOUSE AND EXPLAINED THAT HE WAS EXPLORING THE POSSIBILITY OF INSTALLING A BIRD DETERANT BY AVIAN FLYAWAY, INC AS A PERMANENT SOLUTION. THIS WAS A DISCUSSION ITEM ONLY AND WILL BE BROUGHT BACK TO THE COURT FOR FURTHER DISCUSSION. NO ACTION WAS TAKEN.

**ITEM #3**

THE COURT DISCUSSED ESTABLISHING AN ADDITIONAL FEE OF UP TO \$1.50 TO VEHICLE REGISTRATION WHICH IS ALLOWED BY THE TEXAS DEPARTMENT OF MOTOR VEHICLES. ASSISTANT DISTRICT ATTORNEY JON THATCHER ADVISED THE COURT THAT THE FUNDS WOULD HAVE TO BE USED FOR CHILD SAFETY PROGRAMS SUCH AS DRUG AND ALCOHOL ABUSE OR CHILD ABUSE PREVENTION. THIS ITEM WILL BE BROUGHT BACK TO THE COURT FOR A VOTE AT THE NEXT REGULAR MEETING. THIS WAS A DISCUSSION ITEM ONLY. NO ACTION WAS TAKEN.

**ITEM #4**

JUDGE HOGAN ADVISED THE COURT THAT THE STATE HAD APPROVED A MODIFICATION DRAWING, OPTION "F" FOR RENOVATIONS TO THE HISTORIC COURTHOUSE TO PROVIDE FOR COMMISSIONER'S OFFICES. NO ACTION WAS TAKEN.

**ITEM #5**

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 5-0 IN FAVOR OF RENEWING THE INTERLOCAL AGREEMENT WITH THE CITY OF ROYSE CITY REGARDING SEPTIC SYSTEM INSPECTIONS FOR AN ADDITIONAL ONE-YEAR TERM EFFECTIVE AUGUST 18, 2012.

**ITEM #6**

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

APPROVING A ONE-YEAR RENEWAL SERVICES 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, EFFECTIVE SEPTEMBER 1, 2012.

\*COMMISSIONER MAGNESS LEFT THE MEETING AT 10:10 A.M.

**ITEM #7**

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING 4-0 IN FAVOR OF APPROVING AN INTERLOCAL AGREEMENT WITH THE CITY OF ROWLETT REGARDING MUNICIPAL JUDGE SERVICES FOR LABOR DAY WEEKEND AT A MAXIMUM COST OF \$2,500.00.

**ITEM #8**

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING 4-0 IN FAVOR OF APPROVING AMENDMENT ONE TO THE FY2012 CITIES READINESS INITIATIVE GRANT WITH THE NORTH CENTRAL TEXAS COUNCIL OF GOVERNMENTS EXTENDING THE ORIGINAL PERFORMANCE PERIOD FOR THE CONTRACT THROUGH AUGUST 31, 2012.

\*COMMISSIONER MAGNESS RETURNED TO THE MEETING AT 10:15 A.M.

**ITEM #9**

ASSISTANT DISTRICT ATTORNEY JON THATCHER DISCUSSED WITH THE COURT EXISTING AGREEMENTS WITH ROCKWALL COUNTY CITIES FOR LAW ENFORCEMENT SERVICES. THE MOTION WAS MADE BY COMMISSIONER

MAGNESS, SECONDED BY COMMISSIONER BAILEY WITH THE COURT VOTING 5-0 IN FAVOR OF APPROVING A ONE-YEAR INTERLOCAL COOPERATION AGREEMENT WITH THE CITY OF FATE FOR LAW ENFORCEMENT SERVICES EFFECTIVE OCTOBER 1, 2012 AT AN ANNUAL FEE OF \$640,652.00 TO BE PAID BY THE CITY OF FATE.

**ITEM #10**

COUNTY CLERK SHELLI MILLER DISCUSSED WITH THE COURT AN INVOICE FROM AROUND THE CLOCK MOVERS TO MOVE THE REMAINING RECORD BOOKS FROM THE FOURTH FLOOR OF THE HISTORIC COURTHOUSE TO THE COUNTY SERVICES BUILDING. THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING 5-0 IN FAVOR OF APPROVING THE USE OF COUNTY CLERK'S RECORDS MANAGEMENT FUND FOR MOVING ARCHIVED RECORDS TO THE COUNTY SERVICES BUILDING AT A QUOTED AMOUNT OF \$2,044.00.

**ITEM #13**

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, 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) Constable 1 and 4, Approve John Benedetto as Reserve Deputy Constable for Pct. 1 and 4 at no cost to the County, replacing Jeremy Camp;
- c) Environmental Health Coordinator, monthly activity report(s);
- d) J.P. Pct. 2, monthly judicial activity report(s);
- e) Treasurer, monthly report(s);
- f) Indigent Health, monthly expenditure/case report(s);
- g) Auditor, Approve payment to Atkins North America, Inc. for engineering services provided thru May 27, 2012, at FM 3549 from SH 66 to IH 30 in the amount of \$23,992.05;

- h) Auditor, Approve payment to Halff Associates, Inc. for engineering services provided during May 2012 at SH 66 from SH 205 to FM 1777 in the amount of \$20,519.55;
- i) Auditor, Approve payment to Parsons Transportation Group Inc., for engineering services rendered for March thru May 2012 at the FM551/I30 interchange in the amount of \$97,406.42;
- j) Auditor, Approve payment to H.W. Lochner, Inc. for engineering services provided thru March 30, 2012, at FM 740 from FM 1140 to FM 549 in the amount of \$174,791.08;
- k) Auditor, Approve payment to H.W. Lochner, Inc. for engineering services provided thru May 25, 2012, at FM 740 from FM 1140 to FM 549 in the amount of \$155,491.94;
- l) Auditor, Approve payment to Dannenbaum Engineering Company for engineering services provided during May 2012 at FM 549 from SH 276 to SH 205 in the amount of \$2,083.45;
- m) Auditor, Approve payment to CH2M HILL, Inc. for engineering services provided during April thru May 2012 at SH 276 from SH 205 to FM 549 in the amount of \$20,534.23;
- n) Auditor, monthly report(s);

**ITEM #14**

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

- A. Justice of the Peace #1 to purchase from Justice Court Technology Fund: TDM User License for fax line @ a quoted cost \$222.81.
- B. Emergency Management to purchase from CRI Grant: Dell PowerEdge R210 II server and operating system @ an estimated cost \$1,977.03.
- C. General Government to transfer to Surplus: miscellaneous furniture remaining from new courthouse relocations.
- D. Human Resources to transfer to Surplus: Konica 7035 copier.
- E. County Sheriff to transfer to Surplus: Konica 7135 copier.

**ITEM #15**

**NON-EMERGENCY BUDGET TRANSFER(S):**

NONE

**ITEM #16**

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY

COMMISSIONER MAGNESS WITH THE COURT VOTING 5-0 IN FAVOR OF APPROVING PAID CLAIMS IN THE AMOUNT OF \$63,756.59. THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING 5-0 IN FAVOR OF APPROVING UNPAID CLAIMS IN THE AMOUNT OF \$834,178.25. THE MOTION WAS MADE BY COMMISSIONER BAILEY, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 5-0 IN FAVOR OF APPROVING PAYROLL IN THE AMOUNT OF \$577,940.04 FOR THE PAYPERIOD ENDING JUNE 23, 2012.

**ITEM #17**

JUDGE HOGAN ANNOUNCED THAT BUDGET WORKSHOPS ARE SCHEDULED FOR JULY 11<sup>TH</sup> AND JULY 13<sup>TH</sup>. THE NEXT REGULAR WORKSHOP IS SCHEDULED FOR JULY 17<sup>TH</sup>.

\*JUDGE HOGAN RECESSED THE MEETING TO GO BACK INTO EXECUTIVE SESSION AT 10:35 A.M.

**ITEM #11 - READDRESSED**

**EXECUTIVE SESSION 10:35 A.M. – 12:10 P.M.**

2. Discussion regarding the evaluation of appointed officials and department heads including: Human Resources Director, Elections Administrator, Commissioners Court Administrator, Road and Bridge Administrator, Library Director, Indigent Health Care Director, Information Technology Director, Maintenance Director, Environmental Health Coordinator, and all related issues (Tex. Gov't Code §551.074);

\*JUDGE HOGAN RECONVENED THE MEETING AT 12:10 P.M.

**ITEM #12 - READDRESSED**

**ACTION OF EXECUTIVE SESSION;**

NO ACTION TAKEN.

**ITEM #18**

THERE BEING NO FURTHER BUSINESS BEFORE THE COURT, JUDGE HOGAN  
ADJOURNED THE MEETING AT 12:10 P.M.

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SHELLI MILLER  
ROCKWALL COUNTY CLERK