

**COMMISSIONERS COURT
JANUARY 22, 2013**

**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
CLIFF SEVIER	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 BAILEY.

THE PLEDGES OF ALLEGIANCE TO THE UNITED STATES FLAG AND
TO THE TEXAS FLAG WERE LED BY JUDGE HOGAN.

COMMISSIONER MAGNESS RECOGNIZED BARBARA BARBER FOR HER MANY
YEARS OF SERVICE TO ROCKWALL COUNTY AS TAX ASSESSOR-COLLECTOR.
COMMISSIONER MAGNESS ALSO ADDRESSED THE FAMILY OF THE LATE JOHN
CULLINS AND RECOGNIZED MR. CULLINS FOR HIS MANY YEARS OF SERVICE
AS CONSTABLE PRECINCT 2 AND 3.

COUNTY EXTENSION AGENT TODD WILLIAMS GAVE THE COURT AN OVERVIEW
OF THE MASTER GARDENER PROGRAM IN ROCKWALL COUNTY. MASTER
GARDENER VICE PRESIDENT ANITA MCCOY PRESENTED THE COURT WITH A
SYMBOLIC CHECK IN THE \$103,132.00 REPRESENTING OVER 4,600 VOLUNTEER

SERVICE HOURS CONTRIBUTED BY THE MASTER GARDENERS IN ROCKWALL COUNTY.

ITEM #1

THE MOTION WAS MADE BY COMMISSIONER BAILEY, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 4-1 IN FAVOR OF AUTHORIZING 439TH DISTRICT JUDGE DAVID RAKOW TO HIRE A NEW BAILIFF FOR TRAINING PURPOSES TWO WEEKS PRIOR TO THE RETIREMENT OF BAILIFF STEVE UPCHURCH TO BE PAID OUT OF THE 439TH DISTRICT COURT BUDGET. JUDGE HOGAN VOTED AGAINST.

ITEM #2

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER BAILEY WITH THE COURT VOTING 5-0 IN FAVOR OF APPOINTING/RE-APPOINTING MEMBERS TO THE 2013 ROCKWALL COUNTY HISTORICAL COMMISSION AS FOLLOWS: SHERI FOWLER, CAROLYN FRANCISCO, DOROTHY WILLIAMS, STEPHANIE BENNETT, JAN SELF, JAN JOHNSON, MAXINE GRAY, ROSS RAMSAY AND LEIGH PLAGENS.

ITEM #3

THE COURT DISCUSSED THE CITY OF ROCKWALL'S CONCEPT DRAWING OF IMPROVEMENTS TO THE DOWNTOWN AREA AROUND THE HISTORIC COURTHOUSE AND VOLUNTEERED TO BE THE COURT'S REPRESENTATIVE IN THIS MATTER. THIS WAS A DISCUSSION ITEM ONLY. NO ACTION TAKEN.

ITEM #4

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 5-0 IN FAVOR OF RESCINDING THE CURRENT BURN BAN FOR ROCKWALL COUNTY EFFECTIVE JANUARY 22, 2013.

ITEM #5

THE COURT DISCUSSED THE DIVISION OF VARIOUS RESPONSIBILITIES FOR COMMISSIONERS COURT MEMBERS. THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER SEVIER WITH THE COURT VOTING 5-0 IN FAVOR OF APPROVING THE LIST OF ASSIGNED RESPONSIBILITIES FOR THE COMMISSIONERS COURT MEMBERS AS PRESENTED BY JUDGE HOGAN WITH THE STATED MODIFICATIONS. JUDGE HOGAN WENT ON TO CLARIFY THE INTENT OF THE COURT IS THAT THE RESPONSIBLE MEMBER WILL NOT MAKE DECISIONS INDEPENDENTLY, BUT, WILL COME BACK WITH RECOMMENDATIONS FOR THE COURT TO CONSIDER.

ITEM #6

ASSISTANT DISTRICT ATTORNEY JON THATCHER EXPLAINED TO THE COURT INTENDED FUNCTIONS OF A COUNTY JUDGE PRO-TEM. THE MOTION WAS MADE BY JUDGE HOGAN, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 5-0 IN FAVOR OF DESIGNATING COMMISSIONER MAGNESS AS THE COUNTY JUDGE PRO-TEM FOR THE ROCKWALL COUNTY COMMISSIONERS COURT.

ITEM #7

THE MOTION WAS MADE BY JUDGE HOGAN, SECONDED BY COMMISSIONER SEVIER WITH THE COURT VOTING 3-2 IN FAVOR OF AUDIO STREAMING ALL WORKSHOPS AS WELL AS COMMISSIONERS COURT MEETINGS. COMMISSIONER GRINNAN AND COMMISSIONER BAILEY VOTED AGAINST.

ITEM #9

THE COURT DISCUSSED THE PROS AND CONS OF APPROVING A REQUEST RECEIVED FROM THE ROCKWALL ART LEAGUE TO USE THE HISTORIC COURTHOUSE TO DISPLAY ART EXHIBITS ON FOUNDERS DAY, SATURDAY, MAY 18, 2013. THIS WAS A DISCUSSION ITEM ONLY. NO ACTION TAKEN.

ITEM #8

THE COURT DISCUSSED PROPOSED MODIFICATIONS TO BE MADE TO THE HISTORIC COURTHOUSE OFFICES OF COMMISSIONER SEVIER AND COMMISSIONER GRINNAN. COMMISSIONERS GRINNAN AND SEVIER WILL WORK TOGETHER TO PICK THEIR PREFERENCE OF THE EXISTING DRAWINGS AND BRING THAT INFORMATION BACK TO THE COURT. ASSISTANT DISTRICT ATTORNEY JON THATCHER ADVISED THE COURT OF THE REQUIREMENT OF THE STATE HISTORIC COMMISSION THAT CHANGES TO ANY ELEMENT OF THE HISTORIC COURTHOUSE MUST BE APPROVED BY THEM. THIS WAS A DISCUSSION ITEM ONLY. NO ACTION TAKEN.

ITEM #10

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

APPROVING AN INTERLOCAL AGREEMENT WITH THE CITY OF ROCKWALL TO CONTINUE ALLOWING THE ROCKWALL COUNTY HEALTH COORDINATOR TO PERFORM INSPECTIONS ON NEW AND EXISTING SEPTIC SYSTEMS LOCATED IN THE CITY OF ROCKWALL.

ITEM #11

COUNTY TAX ASSESSOR-COLLECTOR KIM SWEET DISCUSSED WITH THE COURT THE POSSIBILITY OF ADDING BOAT REGISTRATION IN ROCKWALL COUNTY AS A CONVENIENCE FOR THE CITIZENS AND A POSSIBLE REVENUE STREAM. THE MOTION WAS MADE BY COMMISSIONER BAILEY, SECONDED BY COMMISSIONER SEVIER WITH THE COURT VOTING 5-0 IN FAVOR OF THE APPROVING THE COUNTY TO ENTER INTO THE COUNTY BOAT AGENT AGREEMENT WITH THE TEXAS PARKS AND WILDLIFE.

ITEM #12

ELECTIONS ADMINISTRATOR GLENDA DENTON DISCUSSED WITH THE COURT A MAINTENANCE AGREEMENT FOR ELECTION SYSTEMS & SOFTWARE FOR VOTING MACHINES. THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER SEVIER WITH THE COURT VOTING 5-0 IN FAVOR OF RENEWING AN ADDITIONAL MAINTENANCE AGREEMENT WITH ELECTION SYSTEMS & SOFTWARE FOR (15) IVOTRONICS VOTING MACHINES EFFECTIVE THROUGH SEPTEMBER 30, 2013, AT A COST OF \$1,359.61.

ITEM #13

HUMAN RESOURCE DIRECTOR RANDY JENNINGS SPOKE TO THE COURT ON BEHALF OF THE BENEFITS COMMITTEE AND DISCUSSED WITH THE COURT

THEIR RECOMMENDATION TO APPROVE USING SUMMIT HEALTH FOR SCREENING SERVICES FOR THE COUNTY EMPLOYEE WELLNESS PROGRAM INSTEAD OF THE PREVIOUSLY APPROVED USE OF THE HEALTH CENTER OF HELPING HANDS. THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER SEVIER WITH THE COURT VOTING 5-0 IN FAVOR OF APPROVING A SERVICE REQUEST FORM UTILIZING SUMMIT HEALTH FOR ONSITE HEALTH SCREENING SERVICES FOR THE COUNTY EMPLOYEE WELLNESS PROGRAM.

ITEM #14

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

- b) District Clerk, monthly fee report (s);
- c) J.P. Pct. 2, monthly judicial activity report(s);
- d) Indigent Health, monthly expenditure/case report(s);
- e) Librarian, activity monthly report(s);
- f) J.P. Pct. 1, monthly judicial activity report(s);
- g) Auditor, Approve payment to CH2M HILL, Inc. for engineering services provided thru November 2012 at SH 276 from SH 205 to FM 549 in the amount of \$26,407.44;
- h) Auditor, Approve payment to Dannenbaum Engineering Company for engineering services provided during November 2012 at FM 549 from SH 276 to SH 205 in the amount of \$1,057.71;
- i) Auditor, Approve payment to HNTB Corporation for engineering services provided during November 2012 at FM 552 from SH 205 to SH 66 in the amount of \$2,003.00;
- j) Auditor, monthly report(s);

THE MOTION WAS MADE BY COMMISSIONER BAILEY, SECONDED BY COMMISSIONER MAGNESS WITH THE COURT VOTING 4-0 IN FAVOR OF APPROVING ITEM A OF THE CONSENT AGENDA:

a) Minutes of previous meetings;

COMMISSIONER SEVIER ABSTAINED.

ITEM #15

COUNTY AUDITOR LISA CONSTANT EXPLAINED TO THE COURT ITEMS A – F OF THE PROPERTY ACQUISITIONS/DISPOSITIONS. THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY JUDGE HOGAN WITH THE COURT VOTING 5-0 IN FAVOR OF APPROVING THE FOLLOWING PROPERTY ACQUISITIONS/DISPOSITIONS TO INCLUDE CHANGING ITEM E TO READ TRANSFER TO DISTRICT ATTORNEY NOT SURPLUS:

- A. Justice of the Peace Pct. #3 to purchase from Justice of the Peace Pct. #3
General Fund Capital Outlay: desk and chair @ an estimated cost of \$2,300.00.
- B. Justice of the Peace Pct. #4 to purchase from Justice of the Peace Pct. #4
General Fund Capital Outlay: desk and chair @ an estimated cost of \$2,300.00.
- C. Justice of the Peace Pct. #3 to purchase from Justice Court Technology Fund
Capital Outlay: computer system & monitor @ a quoted cost of \$1,430.42.
- D. Justice of the Peace Pct. #4 to purchase from Justice Court Technology Fund
Capital Outlay: computer system & monitor @ a quoted cost of \$1,430.42.
- E. County Jail to transfer to DA: 2007 Ford Crown Victoria.
- F. County Library to purchase from County Library Impact Grant Fund
Equipment/Capital Outlay: computer related equipment/accessories @ an
estimated cost of \$3,122.87.

ITEM #16

COUNTY AUDITOR LISA CONSTANT PULLED ITEM 2013-08 OF THE FOLLOWING NON-EMERGENCY BUDGET TRANSFERS. THE MOTION WAS MADE BY COMMISSIONER BAILEY, SECONDED BY COMMISSIONER GRINNAN WITH THE

COURT VOTING 5-0 IN FAVOR OF APPROVING ITEM 2013-07 ONLY OF THE FOLLOWING NON-EMERGENCY BUDGET TRANSFERS:

2013-07 – Transfer \$1,730 of funds within the General Fund budget **TO** Constable Pct. #3/Uniforms & Accessories @ \$865 & Constable Pct. #4/Uniforms & Accessories @ \$865 **FROM** General Government /Contingency resulting from the purchase of body armor approved in Commissioners Court on October 9, 2012.

2013-08 – Transfer \$11,800 of funds within the General Fund budget **TO** County Jail/Overtime Pay **FROM** General Government/Contingency resulting from overtime pay incurred during the filming of the Dallas TV series at the Courthouse. Funds were received from Horizon Scripted Television to pay for these expenses in the amount of \$23,500.

ITEM #17

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 \$260,865.14. 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 \$4,763,932.40. THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER MAGNESS WITH THE COURT VOTING 5-0 IN FAVOR OF APPROVING PAYROLL FOR THE PAY PERIOD ENDING JANUARY 5, 2013 IN THE AMOUNT OF \$551,382.35.

ITEM #18

NO ANNOUNCEMENTS

THERE BEING NO FURTHER BUSINESS BEFORE THE COURT, JUDGE HOGAN ADJOURNED THE MEETING AT 10:38 A.M.

SHELLI MILLER
ROCKWALL COUNTY CLERK