

**COMMISSIONER COURT
FEBRUARY 12, 2007**

**STATE OF TEXAS
COUNTY OF ROCKWALL**

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

CHRIS FLORANCE	COUNTY JUDGE
JERRY WIMPEE	COMMISSIONER PCT #1
LORIE GRINNAN	COMMISSIONER PCT #2
BRUCE BEATY	COMMISSIONER PCT #3
LISA CONSTANT	COUNTY CLERK

DAVID MAGNESS, COMMISSIONER PCT #4 WAS ABSENT.

ITEM #1

THE INVOCATION WAS GIVEN BY COMMISSIONER WIMPEE.

ITEM #2

THE PLEDGE OF ALLEGIANCE TO THE UNITED STATES FLAG AND TO THE TEXAS FLAG WERE LED BY COMMISSIONER WIMPEE.

ITEM #3

VIVIAN CRAIG SPOKE TO THE COURT. JUDGE FLORANCE INFORMED HIM THAT THE COMMISSIONERS COURT DID NOT HAVE ANY JURISDICTION OVER MR. CRAIG'S CLAIM TO MONEY OWED HIM. HE WAS INFORMED TO SEEK DISTRICT ATTORNEY COUNSEL.

ITEM #4

MARY SMITH, CITY OF ROCKWALL FINANCE DIRECTOR EXPLAINED THE HOUSEHOLD HAZARDOUS WASTE EVENT AND ASKED FOR THE

COUNTY'S PARTICIPATION. THE MOTION WAS MADE BY COMMISSIONER BEATY, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING 4-0 TO PURCHASE \$3,000 WORTH OF VOUCHERS, NO CHARGE TO THE COUNTY IF VOUCHERS NOT USED, FROM THE CITY OF ROCKWALL SO CITIZENS OF THE UNINCORPORATED PARTS OF THE COUNTY CAN OBTAIN A VOUCHER AT THE COUNTY JUDGE'S OFFICE TO PARTICIPATE IN THE HOUSEHOLD HAZARDOUS WASTE EVENT ON APRIL 21, 2007. EACH PARTICIPATING CARLOAD WILL NEED A VOUCHER VALUED AT \$85.00.

ITEM #5

THE MOTION WAS MADE BY JUDGE FLORANCE, SECONDED BY COMMISSIONER BEATY WITH THE COURT VOTING 4-0 TO APPOINT ANDREW G. DILLARD, M.D. TO THE NORTH TEXAS BEHAVIOR HEALTH AUTHORITY BOARD OF DIRECTORS.

ITEM #6

PLAQUES WERE PRESENTED TO THANK AND RECOGNIZE JENNY PALMER AND CHRISTIE WATTS AS OUTGOING LIBRARY BOARD MEMBERS FOR THEIR SERVICE. MARVIS KESSELBURGH WAS UNABLE TO ATTEND AND RECEIVE HER PLAQUE AND RECOGNITION.

ITEM #7

JASON BROWN AND AMANDA BIMMER FROM THE NORTH CENTRAL TEXAS COUNCIL OF GOVERNMENTS GAVE A PRESENTATION OF THE DALLAS-

FORT WORTH AIR QUALITY STATUS REPORT. SEE ATTACHED

_____.

ITEM #8

THE MOTION WAS MADE BY COMMISSIONER BEATY, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 4-0 TO APPROVE A RESOLUTION SUPPORTING TEXAS EMISSIONS REDUCTION PLAN (TERP) FOR COMPLYING WITH FEDERAL AIR QUALITY STANDARDS. SEE ATTACHED _____.

ITEM #9

THE MOTION WAS MADE BY COMMISSIONER BEATY, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING 4-0 TO APPROVE A ROCKWALL COUNTY RESOLUTION SUPPORTING LOW INCOME REPAIR AND REPLACEMENT ASSISTANCE PROGRAM (LIRAP) IMPROVEMENTS FOR REDUCING MOBILE SOURCE EMISSIONS. SEE ATTACHED

_____.

ITEM #10

THE MOTION WAS MADE BY COMMISSIONER WIMPEE, SECONDED BY COMMISSIONER BEATY WITH THE COURT VOTING 4-0 TO TABLE THIS ITEM TO RETAIN DALLAS COUNTY SOUTHWESTERN INSTITUTE OF FORENSIC SCIENCES FOR LAB TESTING.

ITEM #11

THE MOTION WAS MADE BY JUDGE FLORANCE, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING 4-0 TO TABLE THIS

ITEM WHICH WOULD ALLOW A SEPTIC PERMIT FOR PROPERTY LOCATED ON NATIONAL DRIVE.

ITEM #12

THE MOTION WAS MADE BY COMMISSIONER BEATY, SECONDED BY JUDGE FLORANCE WITH THE COURT VOTING 3-1, COMMISSIONER WIMPEE VOTED AGAINST, TO APPROVE GAS HEAT INSTEAD OF ELECTRIC HEAT AS THE MODE OF HEATING FOR THE NEW ROCKWALL COUNTY LIBRARY.

ITEM #13

THE MOTION WAS MADE BY COMMISSIONER BEATY, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 4-0 TO AWARD A CONTRACT FOR A BID RECEIVED FROM VOTEC CORPORATION FOR ELECTION MANAGEMENT AND COMPLIANCE SYSTEM SOFTWARE AND SERVICES. SEE ATTACHED _____.

ITEM #14

THE MOTION WAS MADE BY COMMISSIONER BEATY, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 4-0 TO APPROVE THE TIMETABLE SUBMITTED BY BOYD LONDON, FIRST SOUTHWEST COMPANY FOR THE SALE OF LIBRARY BONDS AND TAX NOTES. REPAYMENT OF BONDS WOULD BEGIN IN FY2008, WHICH WILL BE PART OF NEXT YEAR'S BUDGET. SEE ATTACHED _____.

ITEM #15

THE MOTION WAS MADE BY COMMISSIONER BEATY, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING 4-0 TO APPROVE AN ENTRY LEVEL CLERK FOR HANDLING THE ADMINISTRATION OF BONDS IN THE SHERIFF'S DEPARTMENT. COMMISSIONER WIMPEE STATED THAT THE COURT WAS ADDING THIS POSITION MID-YEAR BASED ON LEGAL ADVICE RECEIVED FROM THE DISTRICT ATTORNEY'S OFFICE THAT IT WAS A NECESSARY POSITION. THE SHERIFF STATED THAT THIS POSITION WILL ALSO HANDLE WARRANTS AND THAT HIS DEPARTMENTAL BUDGET WILL TRY TO AFFORD THE ADDED PERSONNEL EXPENSE.

ITEM #16

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER BEATY WITH THE COURT VOTING 4-0 TO APPROVE AN AGREEMENT WITH FSC DISCLOSURE SERVICES OF FIRST SOUTHWEST COMPANY FOR NON EXEMPT ISSUERS OF PUBLIC DEBT FOR A ONE YEAR CONTRACT RENEWAL WITH FOUR AUTOMATIC ONE YEAR RENEWALS. SEE ATTACHED _____.

ITEM #17

THE MOTION WAS MADE BY COMMISSIONER WIMPEE, SECONDED BY COMMISSIONER BEATY WITH THE COURT VOTING 4-0 TO APPROVE A SERVICE AGREEMENT WITH ENTECH SALES AND SERVICE, INC. FOR THE AC/HEATING SYSTEM AT THE GOVERNMENT CENTER EFFECTIVE

MARCH 1, 2007 THROUGH SEPTEMBER 30, 2007 AT A COST OF \$6,730.00.
SEE ATTACHED _____.

ITEM #18

THE MOTION WAS MADE BY COMMISSIONER WIMPEE, SECONDED BY JUDGE FLORANCE WITH THE COURT VOTING 4-0 TO APPROVE A MAINTENANCE CONTRACT WITH TECHNIQUE DATA SYSTEMS FOR THE CANON MS 350 MICROFILM SCANNER AT THE COUNTY LIBRARY EFFECTIVE DECEMBER 18, 2006 THROUGH SEPTEMBER 30, 2008 AT A COST OF \$1,500.00, SUBJECT TO DISTRICT ATTORNEY APPROVAL. SEE ATTACHED _____.

ITEM #19

THE MOTION WAS MADE BY COMMISSIONER WIMPEE, SECONDED BY JUDGE FLORANCE WITH THE COURT VOTING 4-0 TO APPROVE ADVERTISING BY PUBLIC NOTICE FOR BIDS ON A MOBILE DIGITAL SYSTEM (MDS) INCLUDING RELATED EQUIPMENT AND INSTALLATION FOR EMERGENCY MANAGEMENT DEPARTMENT USING 2006 URBAN AREA SECURITY INITIATIVE GRANT FUNDS.

ITEM #20

LAND ACQUISITION FOR ROCKWALL COUNTY WILL BE DISCUSSED IN THE EXECUTIVE SESSION.

ITEM #21

EXECUTIVE SESSION – 10:40AM -10:50AM

ITEM #22

NO ACTION WAS NECESSARY FOLLOWING THE EXECUTIVE SESSION.

ITEM #23

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING 4-0 TO APPROVE THE FOLLOWING CONSENT AGENDA ITEMS:

- A) MINUTES OF PREVIOUS MEETING;
- B) LISA CONSTANT, COUNTY CLERK, RECEIVE JANUARY 2007 MONTHLY REPORT;
- C) KAY MCDANIEL, DISTRICT CLERK, RECEIVE JANUARY 2007 MONTHLY REPORT;
- D) LARRY HOLLOWAY, JP 2, RECEIVE DECEMBER 2006 MONTHLY REPORT;
- E) LARRY HOLLOWAY, JP 2, APPROVE DEPUTATIONS OF JUSTICE OF THE PEACE CLERKS: CAMILLE COLEMAN BEAN, DENITA M. HUGGINS AND CHIEF COURT CLERK DEBBIE PEREZ;
- F) DAVID KARR, JP 1, RECEIVE JANUARY 2007 MONTHLY REPORT;
- G) RANDY PARKS, CONSTABLE, PCT 1 AND 4, APPROVE JEREMY TODD CAMP AS RESERVE DEPUTY CONSTABLE, PCT 1 AND 4 FOR ROCKWALL COUNTY;
- H) RANDY PARKS, CONSTABLE, PCT 1 AND 4, RECEIVE 2006 RACIAL PROFILING REPORT; SEE ATTACHED _____.
- I) JOHN CULLINS, CONSTABLE, PCT 2 AND 3, RECEIVE 2006 RACIAL PROFILING REPORT; SEE ATTACHED _____.

- J) HAROLD EAVENSON, SHERIFF, RECEIVE 2006 RACIAL PROFILING REPORT;
- K) RON MERRITT, COUNTY ENVIRONMENTAL HEALTH COORDINATOR, RECEIVE JANUARY 2007 MONTHLY REPORT;
- L) DONNA MUSSOTTER, INDIGENT HEALTH, RECEIVE JANUARY 2007 MONTHLY REPORT;
- M) JANIE SQUIER, COUNTY AGENT, RECEIVE JANUARY 2007 MONTHLY REPORT;
- N) JOHN BLACKWOOD, COUNTY AUDITOR, APPROVE PAYMENT TO BUCHER, WILLIS AND RATLIFF CORPORATION FOR ROAD BOND IMPROVEMENTS DURING NOVEMBER 2006 IN THE AMOUNT OF \$64,374.69;
- O) JOHN BLACKWOOD, COUNTY AUDITOR, APPROVE PAYMENT TO PSA-DEWBERRY INC. FOR CONSTRUCTION DOCUMENTS FOR THE NEW LIBRARY IN THE AMOUNT OF \$39,315.10;

ITEM #24

THE MOTION WAS MADE BY COMMISSIONER BEATY, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 4-0 TO APPROVE THE FOLLOWING PROPERTY ACQUISITIONS AND DISPOSITIONS OF FIXED ASSETS:

- A. COUNTY JUDGE TO PURCHASE FROM CAPITAL PURCHASES FY2003 FUND: (1) COMPUTER COMPATIBLE DESK @ A QUOTED PRICE OF \$1,240.00. DELIVERY INCLUDED.

- B. COUNTY JUDGE TO PURCHASE FROM CAPITAL PURCHASES
FY2003 FUND (1) LATERAL FILE CABINET @ A QUOTED COST
OF \$567.00. DELIVERY INCLUDED.
- C. DISTRICT ATTORNEY TO PURCHASE FROM CAPITAL
PURCHASES FY2006 FUND: (1) LATERAL FILE CABINET
INCLUDING DELIVERY @ AN ESTIMATED COST OF \$300.00.
- D. COUNTY AGENT PURCHASED FROM CAPITAL PURCHASES
FY2006 FUND: (1) UNIDEN 5.8 GHz 2-LINE CORDLESS
TELEPHONE INCLUDING INSTALLATION @ AN ACTUAL COST
OF \$339.40.
- E. COUNTY JUDGE TRANSFER TO COUNTY COMMISSIONER
PRECINCT #4: (1) 4-DRAWER FILE CABINET @ AN ESTIMATED
VALUE OF \$20.00.
- F. COUNTY JUDGE TRANSFER TO MAINTENANCE AND
OPERATIONS: (1) 4-DRAWER FILE CABINET @ AN ESTIMATED
VALUE OF \$40.00.
- G. COUNTY JUDGE TRANSFER TO COUNTY SHERIFF: (1)
COMPUTER SYSTEM WITH 17" MONITOR @ AN ESTIMATED
VALUE OF \$200.00.
- H. DISTRICT CLERK TRANSFER TO COUNTY SHERIFF: (1) HP
LASERJET PRINTER @ AN ESTIMATED VALUE OF \$100.00.

- I. COUNTY JUDGE TRANSFER TO COUNTY AGENT: (1) DOUBLE PEDESTAL EXECUTIVE WOODEN DESK @ AN ESTIMATED VALUE OF \$200.00.
- J. COUNTY JUDGE TRANSFER TO COUNTY AGENT: (1) MULTI COLOR/BEIGE CLOTH SOFA @ AN ESTIMATED VALUE OF \$125.00.
- K. COUNTY JUDGE TRANSFER TO COUNTY AGENT: (1) COFFEE TABLE @ AN ESTIMATED VALUE OF \$25.00.
- L. ELECTIONS ADMINISTRATOR TRANSFER TO SURPLUS: (1) OKIDATA LINE PRINTER @ AN ESTIMATED VALUE OF \$50.00.
- M. ELECTIONS ADMINISTRATOR TRANSFER TO SURPLUS: (1) OKIDATA LINE PRINTER @ AN ESTIMATED VALUE OF \$50.00.
- N. ELECTIONS ADMINISTRATOR TRANSFER TO SUPPLUS: (1) BALLOT SCANNER @ AN ESTIMATED VALUE OF \$0.00.

ITEM #25

NO NON-EMERGENCY BUDGET TRANSFERS.

ITEM #26

NO EMERGENCY BUDGET AMENDMENTS.

ITEM #27

THE MOTION WAS MADE BY COMMISSIONER WIMPEE, SECONDED BY COMMISSIONER BEATY WITH THE COURT VOTING 4-0 TO APPROVE THE PAID CLAIMS IN THE AMOUNT OF \$65,663.61.

THE MOTION MADE BY COMMISSIONER BEATY, SECONDED BY JUDGE FLORANCE WITH THE COURT VOTING 4-0 TO APPROVE THE UNPAID CLAIMS IN THE AMOUNT OF \$527,063.96.

THE MOTION WAS MADE BY COMMISSIONER WIMPEE, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 4-0 TO APPROVE THE PAYROLL ENDING JANUARY 27, 2007 IN THE AMOUNT OF \$394,683.60.

THE MOTION WAS MADE BY JUDGE FLORANCE, SECONDED BY COMMISSIONER BEATY WITH THE COURT VOTING UNANIMOUSLY TO ADJOURN.

LISA CONSTANT, COUNTY CLERK