

**COMMISSIONERS COURT
JANUARY 22, 2008**

**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:

CHRIS FLORANCE	COUNTY JUDGE
JERRY WIMPEE	COMMISSIONER PCT #1
LORIE GRINNAN	COMMISSIONER PCT #2
BRUCE BEATY	COMMISSIONER PCT #3
DAVID MAGNESS	COMMISSIONER PCT #4
LISA CONSTANT	COUNTY CLERK

ITEM #1

THE INVOCATION WAS GIVEN BY JUDGE FLORANCE.

ITEM #2

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

ITEM #3

NO GUESTS WERE PRESENT THAT REQUESTED TO ADDRESS THE COURT.

ITEM #4

PAUL MERRITT, ROAD AND BRIDGE ADMINISTRATOR, STATED THAT THE ROADS IN CHISHOLM RANCH ESTATES WERE INSPECTED, ARE IN GOOD CONDITION AND MEET ROCKWALL COUNTY SPECIFICATIONS. THE MOTION WAS MADE BY COMMISSIONER BEATY, SECONDED BY

COMMISSIONER MAGNESS WITH THE COURT VOTING UNANIMOUSLY TO RELEASE THE MAINTENANCE BOND FOR CHISHOLM RANCH ESTATES AND TO ACCEPT THE ROADS LOCATED IN CHISHOLM RANCH ESTATES INTO THE COUNTY ROAD SYSTEM.

ITEM #5

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER BEATY WITH THE COURT VOTING UNANIMOUSLY TO DENY THE VARIANCE REQUESTED BY MARQUIS SELF STORAGE TO FOREGO INSTALLING A SPRINKLER SYSTEM AT THE MARQUIS SELF STORAGE FACILITY, AS REQUIRED BY THE COUNCIL OF GOVERNMENT (COG) AMENDMENT TO THE INTERNATIONAL FIRE CODE PREVIOUSLY ADOPTED BY THE ROCKWALL COUNTY COMMISSIONERS COURT.

ITEM #6

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER BEATY TO RELOCATE ALL ELECTIONS FROM THE CITY OF ROYSE CITY POLICE AND COURTS BUILDING, 100 WEST MAIN STREET TO THE NEW ROYSE CITY CITY HALL LOCATED AT 305 NORTH ARCH STREET AS REQUESTED BY THE CITY OF ROYSE CITY. COMMISSIONER MAGNESS AMENDED HIS MOTION TO MAKE THE RELOCATION EFFECTIVE MARCH 5, 2008; COMMISSIONER BEATY SECONDED THE AMENDMENT WITH THE COURT VOTING UNANIMOUSLY IN FAVOR.

ITEM #7

THE MOTION WAS MADE BY COMMISSIONER BEATY, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING UNANIMOUSLY TO MOVE THE REGULAR MEETING OF THE COMMISSIONERS COURT FROM FEBRUARY 12, 2008 TO FEBRUARY 15, 2008.

ITEM #8

THE MOTION WAS MADE BY JUDGE FLORANCE, SECONDED BY COMMISSIONER MAGNESS WITH THE COURT VOTING UNANIMOUSLY TO TABLE THE ITEM REGARDING THE ROCKWALL COUNTY COMMISSIONERS COURT RULES OF PROCEDURE, CONDUCT AND DECORUM.

ITEM #9

THE MOTION WAS MADE BY COMMISSIONER BEATY, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING UNANIMOUSLY TO APPROVE APPOINTING COMMISSIONER BEATY AS THE P3 (PUBLIC POWER POOL) REPRESENTATIVE AND JOHN BLACKWOOD, COUNTY AUDITOR AS THE P3 TECHNICAL COMMITTEE MEMBER.

ITEM #10

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING UNANIMOUSLY TO APPROVE A PAY ADJUSTMENT FOR A NEWLY HIRED LVN BASED ON HER EXPERIENCE, SIX YEARS AS AN LVN WITH THREE OF THOSE YEARS

BEING IN A CORRECTIONAL FACILITY, FROM LEVEL 1- \$40,736.00 TO LEVEL 3-\$42,382.00 EFFECTIVE ON THE NEXT PAY PERIOD.

ITEM #11

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER BEATY WITH THE COURT VOTING UNANIMOUSLY TO DENY THE REQUEST FOR A PAY ADJUSTMENT FOR THE CURRENT LVN FROM LEVEL 5-\$44,095.00 TO LEVEL 7-\$45,877.00. COMMISSIONER MAGNESS RECOMMENDED THAT THIS SHOULD BE A REQUEST MADE AT BUDGET TIME.

ITEM #12

THE MOTION WAS MADE BY COMMISSIONER WIMPEE, SECONDED BY COMMISSIONER BEATY WITH THE COURT VOTING 4-1, COMMISSIONER MAGNESS VOTED AGAINST, TO APPROVE SHERIFF EAVENSON'S REQUEST FOR A 90-DAY EXCEPTION FOR CHIEF GOELDEN'S BANKED HOLIDAYS. THIS 90-DAY EXCEPTION PERTAINS TO CHIEF GOELDEN'S UNIQUE CIRCUMSTANCE ONLY AND IS NOT A CHANGE TO THE CURRENT POLICY. LT. DAVIS STATED THAT THIS 90-DAY PERIOD BEGAN JANUARY 1ST, 2008.

ITEM #13

THIS ITEM REGARDING A VETERANS MEMORIAL WAS DISCUSSED IN A PRIOR WORKSHOP AND SHOULD BE HELD FOR A FUTURE AGENDA.

ITEM #14

THE MOTION WAS MADE BY COMMISSIONER BEATY, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING UNANIMOUSLY TO APPROVE A FIVE-YEAR INTERLOCAL AGREEMENT WITH THE CITY OF ROCKWALL TO PLACE COUNTY ANTENNAS ON TWO CITY WATER TOWERS FOR A MOBILE DIGITAL WIRELESS COMMUNICATION SYSTEM AT NO COST TO THE COUNTY.

ITEM #15

THE MOTION WAS MADE BY COMMISSIONER BEATY, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING UNANIMOUSLY TO APPROVE A CONTINUOUS TERM AGREEMENT WITH BLACKLAND WATER SUPPLY CORPORATION TO PLACE A COUNTY ANTENNA ON A BLACKLAND WATER TOWER FOR A MOBILE DIGITAL WIRELESS COMMUNICATION SYSTEM AT NO COST TO THE COUNTY.

ITEM #16

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER BEATY WITH THE COURT VOTING UNANIMOUSLY TO APPROVE THE CITIES READINESS INITIATIVE EMERGENCY PREPAREDNESS CONTRACT WITH THE NORTH CENTRAL TEXAS COUNCIL OF GOVERNMENTS FOR FISCAL YEAR 2008 IN THE AMOUNT OF \$22,375.00.

ITEM #17

THE MOTION WAS MADE BY COMMISSIONER WIMPEE, SECONDED BY COMMISSIONER BEATY WITH THE COURT VOTING UNANIMOUSLY ON THE CERTIFICATION OF GRANT MONEY AVAILABLE FROM THE CITIES READINESS INITIATIVE (CRI) PROJECT AND ADOPTION OF A SPECIAL BUDGET FOR THE LIMITED PURPOSE OF SPENDING THE GRANT MONEY FOR ITS INTENDED PURPOSE PURSUANT TO TEXAS LOCAL GOVERNMENT CODE SECTION 111.0106.

ITEM #18

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER BEATY WITH THE COURT VOTING UNANIMOUSLY TO APPROVE AN AGREEMENT WITH THE STATE OF TEXAS DEPARTMENT OF INFORMATION RESOURCES/TELECOMMUNICATIONS DIVISION (DIR/TD) ALLOWING THE COUNTY TO PURCHASE SERVICES INCLUDING INTERNET SERVICE PROVIDER T1'S FOR THE NEW COUNTY TELEPHONE SYSTEM.

ITEM #19

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER BEATY WITH THE COURT VOTING UNANIMOUSLY TO APPROVE AN AT&T MANAGED INTERNET END USER SERVICE AGREEMENT WHICH STATES THAT THE COUNTY AGREES TO AT&T'S TERMS AND CONDITIONS FOR ORDERING AN INTERNET SERVICE PROVIDER T1 FOR THE NEW COUNTY TELEPHONE SYSTEM.

ITEM #20

THE MOTION WAS MADE BY COMMISSIONER WIMPEE, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING UNANIMOUSLY TO APPROVE THE RECOMMENDATION BY THE COUNTY AUDITOR TO INCREASE THE CHANGE FUND BY \$25.00 FOR THE COUNTY LIBRARY PURSUANT TO LGC § 130.902(d).

ITEM #21

THE MOTION WAS MADE BY COMMISSIONER BEATY, SECONDED BY COMMISSIONER MAGNESS WITH THE COURT VOTING UNANIMOUSLY TO APPROVE AN AGREEMENT WITH TFE CONNECT FOR MAINTENANCE ON SEVEN (7) ROUTERS AND ONE (1) FIREWALL FOR 23 MONTHS ENDING SEPTEMBER 30, 2009 AT A COST OF \$4,933.32.

ITEM #22

DISCUSSION REGARDING PURCHASE, EXCHANGE, LEASE OR VALUE OF REAL PROPERTY WILL BE HELD IN EXECUTIVE SESSION.

ITEM #23

EXECUTIVE SESSION – 10:03AM TO 10:55AM

DISCUSSION OF PURCHASE, EXCHANGE, LEASE OR VALUE OF REAL PROPERTY.

ITEM #24

ACTION OF EXECUTIVE SESSION:

NO ACTION TAKEN ON THE PURCHASE, EXCHANGE, LEASE OR VALUE OF REAL PROPERTY.

ITEM #25

THE MOTION WAS MADE BY COMMISSIONER BEATY, SECONDED BY COMMISSIONER MAGNESS WITH THE COURT VOTING UNANIMOUSLY TO APPROVE THE FOLLOWING CONSENT AGENDA ITEMS:

- A) MINUTES OF PREVIOUS MEETINGS
- B) LISA CONSTANT, CO. CLERK, RECEIVE DECEMBER 2007 MONTHLY REPORT;
- C) KAY MCDANIEL, DISTRICT CLERK, RECEIVE DECEMBER 2007 MONTHLY REPORT;
- D) DONNA MUSSOTTER, INDIGENT HEALTH DIRECTOR, RECEIVE DECEMBER 2007 MONTHLY REPORT;
- E) DAVID KARR, J.P. PCT. 1, RECEIVE DECEMBER 2007 MONTHLY REPORT REPORT;
- F) LARRY HOLLOWAY, J.P. PCT. 2, RECEIVE DECEMBER 2007 MONTHLY REPORT;
- G) BILL SINCLAIR, CO. TREASURER, RECEIVE QUARTERLY INVESTMENT REPORT FOR PERIOD ENDING DECEMBER 31, 2007;
- H) JOHN BLACKWOOD, CO. AUDITOR, APPROVE PAYMENT TO POGUE CONSTRUCTION FOR WORK IN PROGRESS ON THE NEW COUNTY LIBRARY IN THE AMOUNT OF \$902,324.97;
- I) JOHN BLACKWOOD, CO. AUDITOR, APPROVE PAYMENT TO PSA-DEWBERRY INC. FOR CONSTRUCTION ADMINISTRATION ON THE NEW COUNTY LIBRARY IN THE AMOUNT OF \$9,828.75;
- J) JOHN BLACKWOOD, CO. AUDITOR, RECEIVE DECEMBER 2007 MONTHLY REPORT;

ITEM #26

THE MOTION WAS MADE BY COMMISSIONER BEATY, SECONDED BY COMMISSIONER MAGNESS WITH THE COURT VOTING UNANIMOUSLY TO APPROVE THE FOLLOWING PROPERTY ACQUISITION AND DISPOSITION OF FIXED ASSETS:

- A. ELECTION ADMINISTRATOR TO PURCHASE FROM GENERAL FUND: WINDOW TREATMENTS FOR LEASED PROPERTY AT 107 EAST KAUFMAN STREET @ AN ESTIMATED COST OF \$2,100.00.

- B. TAX ASSESSOR-COLLECTOR TO PURCHASE FROM GENERAL FUND: (1) EXECUTIVE CHERRYWOOD DESK @ A QUOTED COST OF \$600.00.

ITEM #27

THE MOTION WAS MADE BY COMMISSIONER BEATY, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING UNANIMOUSLY TO APPROVE THE FOLLOWING NON-EMERGENCY BUDGET TRANSFERS:

2008-01 TRANSFER \$84,673 OF BUDGETED FUNDS FOR HUMAN RESOURCES **TO** PERSONNEL COSTS @ \$74,673 & OPERATING COSTS @ \$4,000 & TRAVEL & TRAINING @ \$4,500 & CAPITAL OUTLAY @ \$1,500 **FROM** COUNTY TREASURER PERSONNEL COSTS @ \$74,673 & GENERAL GOVERNMENT/ CONTINGENCY @ \$10,000 FOR THE PURPOSE OF SETTING UP A HUMAN RESOURCE DEPARTMENT BUDGET.

2008-02 TRANSFER \$250 OF BUDGETED FUNDS FOR JUSTICE OF THE PEACE #1 **TO** CAPITAL OUTLAY **FROM** SOFTWARE TRAINING RESULTING FROM THE PURCHASE OF A ROLLAWAY FILE CABINET WHICH WAS APPROVED IN COMMISSIONERS COURT ON JANUARY 8, 2008.

2008-03 TRANSFER \$6,250 OF BUDGETED FUNDS FOR PUBLIC SAFETY **TO** EMERGENCY SERVICES CORP **FROM** ESC AMBULANCE SUBSIDY TO READJUST FY2008 BUDGET TO COMPLY WITH CURRENT CONTRACTS.

2008-04 TRANSFER \$42,987 OF BUDGETED FUNDS FOR COUNTY JAIL **TO** MAINT/FOOD SERVICE MGRS. **FROM** DETENTION OFFICERS RESULTING FROM THE RECLASSIFICATION OF A DETENTION OFFICER'S SALARY.

ITEM #28

EMERGENCY BUDGET AMENDMENTS: NONE

ITEM #29

THE MOTION WAS MADE BY JUDGE FLORANCE, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING UNANIMOUSLY TO APPROVE PAID CLAIMS IN THE AMOUNT OF \$ 59,885.22

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING UNANIMOUSLY TO APPROVE UNPAID CLAIMS IN THE AMOUNT OF \$ 1,487,141.89.

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER BEATY WITH THE COURT VOTING UNANIMOUSLY TO APPROVE THE PAYROLL ENDING JANUARY 12, 2008 IN THE AMOUNT OF \$ 436,730.39.

WITH NO OTHER ITEMS ON THE AGENDA, JUDGE FLORANCE ADJOURNED THE REGULAR MEETING.

LISA CONSTANT, COUNTY CLERK