

**COMMISSIONERS COURT  
MAY 27, 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:**

<b>CHRIS FLORANCE</b>	<b>COUNTY JUDGE</b>
<b>JERRY WIMPEE</b>	<b>COMMISSIONER PCT #1</b>
<b>LORIE GRINNAN</b>	<b>COMMISSIONER PCT #2</b>
<b>BRUCE BEATY</b>	<b>COMMISSIONER PCT #3-ABSENT</b>
<b>DAVID MAGNESS</b>	<b>COMMISSIONER PCT #4</b>
<b>LISA CONSTANT</b>	<b>COUNTY CLERK</b>

- THE INVOCATION WAS GIVEN BY COMMISSIONER GRINNAN.
- THE PLEDGES OF ALLEGIANCE TO THE UNITED STATES FLAG AND TO THE TEXAS FLAG WERE LED BY JUDGE FLORANCE.
- GUESTS THAT WERE PRESENT AND REQUESTED THE OPPORTUNITY TO ADDRESS THE COURT: GLENDA DENTON, ELECTIONS ADMINISTRATOR.

**ITEM #1**

TODD WILLIAMS, COUNTY EXTENSION AGENT, PRESENTED THE COMMISSIONERS COURT WITH CERTIFICATES FOR PARTICIPATING IN THE V.G. YOUNG INSTITUTE OF CONTINUING EDUCATION CONFERENCE, WHICH IS PART OF THE TEXAS AGRILIFE EXTENSION SERVICE.

**ITEM #2**

THE MOTION WAS MADE BY COMMISSIONER WIMPEE, SECONDED BY COMMISSIONER MAGNESS WITH THE COURT VOTING 4-0 TO APPROVE SHERIFF EAVENSON ATTENDING THE NATIONAL SHERIFF'S ASSOCIATION CONFERENCE JUNE 28-JULY 2, 2008 IN INDIANAPOLIS, IN, COMMISSIONER BEATY WAS ABSENT.

**ITEM #3**

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING 4-0 TO APPROVE LIBRARY DESIGN SYSTEMS, INC. FOR RELOCATING THE CONTENTS OF THE COUNTY LIBRARY AT A COST OF \$11,782.00, COMMISSIONER BEATY WAS ABSENT. KATHY MELSTON, LIBRARY DIRECTOR, STATED THAT THIS WAS A BARGAIN AND WAS LESS THAN THE AMOUNT BUDGETED FOR THE RELOCATION.

**ITEM #4**

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 4-0 TO APPROVE A FIVE-YEAR LEASE AGREEMENT WITH DE LAGE LANDEN FINANCIAL SERVICES, INC. FOR A NEW COPIER AT THE COUNTY LIBRARY AT A COST OF \$924.00, COMMISSIONER BEATY WAS ABSENT. THIS COPIER WILL BE AVAILABLE FOR THE PUBLIC TO USE TO MAKE THEIR OWN COPIES @ 15 CENTS/PAGE.

**ITEM #5**

THE MOTION WAS MADE BY COMMISSIONER WIMPEE, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 4-0, TO RENEW A FOUR-MONTH MAINTENANCE AGREEMENT WITH ADVANCED MAILING SYSTEMS, INC. FOR POSTAGE MACHINES AT A COST OF \$1,066.64, COMMISSIONER BEATY WAS ABSENT. THE AUDITOR EXPLAINED THAT HIS OFFICE WAS IN THE PROCESS OF HAVING AGREEMENTS CONCUR WITH THE FISCAL YEAR WHEN POSSIBLE.

**ITEM #6**

THE MOTION WAS MADE BY COMMISSIONER WIMPEE, SECONDED BY JUDGE FLORANCE WITH THE COURT VOTING 4-0 TO APPROVE A SIX-MONTH AGREEMENT WITH VOTEC CORPORATION FOR ELECTION MANAGEMENT AND COMPLIANCE SYSTEM SOFTWARE AT A COST OF \$7,257.20, COMMISSIONER BEATY WAS ABSENT.

**ITEM #7**

BRIAN CRENSHAW, TECHNOLOGY DIRECTOR, WAS NOT PRESENT AT THE MEETING TO ANSWER QUESTIONS REGARDING THIS SOFTWARE. JUDGE FLORANCE SET THIS ITEM ASIDE UNTIL BRIAN CRENSHAW IS PRESENT.

**ITEM #8**

THIS ITEM ALSO PERTAINS TO THE TECHNOLOGY DEPARTMENT AND THE AUDITOR RECOMMENDED THAT THIS ALSO BE SET ASIDE. JUDGE FLORANCE ASKED IF ONE OF BRIAN CRENSHAW'S STAFF MEMBERS

PRESENT WOULD CALL AND INFORM HIM THAT THE COURT WOULD LIKE TO DISCUSS THESE ITEMS WITH HIM BEFORE TAKING ACTION. SUSAN SKRABANEK, 9-1-1 ADDRESSING/TECHNOLOGY DEPARTMENT EMPLOYEE, STATED THAT ESRI, INC. SOFTWARE AGREEMENT IS A RENEWAL AND THE SOFTWARE IS NECESSARY TO MAINTAIN THE COUNTY 9-1-1 ADDRESSING FUNCTIONS. THE MOTION WAS MADE BY COMMISSIONER WIMPEE, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 4-0 TO APPROVE A FOUR-MONTH AGREEMENT WITH ESRI, INC. FOR MAINTENANCE ON 9-1-1 ADDRESSING SOFTWARE AT A COST OF \$1,047.95, COMMISSIONER BEATY WAS ABSENT.

**ITEM #7 RE-ADDRESSED**

SUSAN SKRABANEK, 9-1-1 ADDRESSING/TECHNOLOGY DEPARTMENT EMPLOYEE, STATED HELP DESK TECHNOLOGY IS A RENEWAL AGREEMENT AND IT IS NECESSARY FOR THE TECHNOLOGY DEPARTMENT FUNCTIONS. THE MOTION WAS MADE BY JUDGE FLORANCE, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 4-0 TO RENEW A 14-MONTH MAINTENANCE AGREEMENT WITH HELP DESK TECHNOLOGY CORPORATION FOR HELPSTAR 9.0 SOFTWARE AT A COST OF \$746.25, COMMISSIONER BEATY WAS ABSENT.

**ITEM #9**

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY JUDGE FLORANCE WITH THE COURT VOTING 4-0 TO RENEW A 15-MONTH

AGREEMENT WITH TYLER TECHNOLOGIES, INC. ON THE RS/600 SERVER AT A COST OF \$4,700.79, COMMISSIONER BEATY WAS ABSENT.

**ITEM #10**

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING 4-0 TO RENEW A 15-MONTH AGREEMENT WITH TYLER TECHNOLOGIES, INC. ON THE TAPE CARTRIDGE AUTOLOADER AT A COST OF \$1,084.80, COMMISSIONER BEATY WAS ABSENT,.

**ITEM #11**

JUDGE FLORANCE OFFERED THE COURT THE OPPORTUNITY TO DISCUSS COUNTY SPACE ISSUES. COMMISSIONER GRINNAN OPTED TO READ A MEMO THAT SHE HAD PREVIOUSLY SENT TO THE OTHER COURT MEMBERS REGARDING THE PLANNING AND CONSTRUCTION OF THE NEW COUNTY COURTHOUSE. "A REGULAR BOND PROMOTION PROGRAM TYPICALLY INCLUDES PRESENTATIONS TO THE PUBLIC THAT EXPLAIN DETAILS ABOUT A NEW FACILITY, PROPOSED COSTS, GROWTH ACCOMMODATIONS, ETC. THE USE OF TAX ANTICIPATION NOTES FOR BUILDING A NEW COURT FACILITY HAS LEFT THE PUBLIC OUT OF THE DECISION MAKING PROCESS, AND I BELIEVE IT WILL BE MOST PRODUCTIVE TO INCLUDE OUR CITIZENS WHEN POSSIBLE. WE HAVE A DUTY TO INVOLVE OUR TAXPAYERS, AND WE NEED TO BE HELD ACCOUNTABLE FOR ALL SPENDING." COMMISSIONER GRINNAN FURTHER PROPOSED THAT THE COURT "IMMEDIATELY FORM A

CITIZENS OVERSIGHT COMMITTEE FOR THE \$30 MILLION DOLLAR PROJECT TO BUILD A NEW COURT FACILITY. THIS COMMITTEE WILL HAVE ACCESS TO PLANS AND PROJECTED COSTS, AND THEY WILL GIVE INPUT AND MAKE RECOMMENDATIONS TO THE COMMISSIONERS COURT.” THE MOTION WAS MADE BY COMMISSIONER GRINNAN THAT THE COURT FORM AN OVERSIGHT COMMITTEE FOR THE PLANNING AND THE CONSTRUCTION OF THE NEW COURTHOUSE. JUDGE FLORANCE PREFERRED TO DISCUSS PROCEDURES DURING A WORKSHOP MEETING. THE MOTION DIED FOR A LACK OF A SECOND.

**ITEM #12**

COMMISSIONER GRINNAN UPDATED THE COURT REGARDING COUNTY ROAD BOND ISSUES; SHE WILL ATTEND A PARTNERS FOR MOBILITY CONFERENCE IN AUSTIN THIS WEEK.

**ITEM #13**

**EXECUTIVE SESSION – 9:30AM TO 10:00AM**

- DISCUSSION OF PURCHASE, EXCHANGE, LEASE OR VALUE OF REAL PROPERTY, AND ALL RELATED ISSUES.
- DISCUSSION OF APPOINTMENT OF ROAD AND BRIDGE ADMINISTRATOR, AND ALL RELATED ISSUES.
- DISCUSSION OF PAY EXCEPTION FOR EMPLOYEE IN SHERIFF’S DEPARTMENT, AND ALL RELATED ISSUES.
- DISCUSSION OF PAY EXCEPTION FOR EMPLOYEE IN DISTRICT ATTORNEY’S OFFICE, AND ALL RELATED ISSUES.

**ITEM #14**

**ACTION OF EXECUTIVE SESSION:**

- NO ACTION TAKEN ON THE PURCHASE, EXCHANGE, LEASE OR VALUE OF REAL PROPERTY.
- THE MOTION WAS MADE BY COMMISSIONER WIMPEE, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 4-0 TO APPOINT PAT NESMITH AS THE NEW ROAD AND BRIDGE ADMINISTRATOR, COMMISSIONER BEATY WAS ABSENT.
- THE MOTION WAS MADE BY COMMISSIONER WIMPEE, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 4-0 TO TRANSFER JACK ANDERSON FROM THE ROAD AND BRIDGE DEPARTMENT TO THE SHERIFF'S DEPARTMENT AS A DETENTION OFFICER AND MAINTAIN A CURRENT SALARY LEVEL UNTIL IT FALLS IN LINE WITH THE SHERIFF'S DEPARTMENT STEP PLAN, COMMISSIONER BEATY WAS ABSENT.
- THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER MAGNESS WITH THE COURT VOTING 4-0 TO MOVE DISTRICT ATTORNEY'S OFFICE EMPLOYEE STEPHANI HUDGINS WOODWARD SALARY LEVEL TO SENIOR PROSECUTOR LEVEL 8, COMMISSIONER BEATY WAS ABSENT.

**\*\*COMMISSIONER MAGNESS LEFT THE MEETING AT 10:03AM.\*\***

**ITEM #15**

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING 3-0 IN FAVOR OF APPROVING THE FOLLOWING CONSENT AGENDA ITEMS (B-D),

COMMISSIONER BEATY AND COMMISSIONER MAGNESS WERE ABSENT:

- b) KAY MCDANIEL, District Clerk, Receive monthly report(s);
- c) TODD WILLIAMS, County Agent, Receive monthly report(s);
- d) JOHN BLACKWOOD, Auditor, Approve payment to Pogue Construction for work in progress on the new County Library in the amount of \$719,861.31;

**ITEM #16**

**• PROPERTY ACQUISITION AND DISPOSITION OF FIXED ASSETS:**

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY JUDGE FLORANCE WITH THE COURT VOTING 3-0 IN FAVOR OF APPROVING THE FOLLOWING LIST MARKED EXHIBIT A, COMMISSIONER BEATY AND COMMISSIONER MAGNESS WERE ABSENT:

- a. Information Services to purchase from General Fund: Hardware router to reconnect Constables to County's internal data network @ a quoted cost of \$2,032.80.
- b. Election Administrator to purchase from General Fund: (2) Computer storage shelving workstations, (1) Mobile Workstation cart, and (4) storage shelving carts including shipping @ an estimated cost of \$2,950.00.
- c. Adult Probation to purchase from General Fund: HP Compaq Business Desktop Computer with Samsung SynMaster 19" Monitor and HP LaserJet 2015 printer including delivery @ a quoted cost of \$1,186.00.

- d. Historic Courthouse to purchase from Historic Courthouse Fund: Additional electrical equipment and installation for Commissioners Courtroom audio/video system @ a quoted cost of \$2,210.20.
  - e. Justice of the Peace #1 to purchase from Justice Court Technology Fund: HP LaserJet P3005n printer including shipping @ a quoted cost of \$829.43.
  - f. County Treasurer to purchase from FY2007 Capital Purchase Fund: HON 310 Series file cabinet including delivery @ an estimated cost of \$230.00.
  - g. County Library to purchase from Library Donated Funds:  
Equipment for new Library from TUSA Office Solutions, Inc. @ a bid of \$1,223.77.  
Equipment for new Library from Workplace Resource @ a bid of \$799.92.
  - h. District Attorney transfer to County Sheriff: Glock 9mm handgun @ an estimated value of \$350.00.
  - i. County Sheriff transfer to Fire Marshal: 2005 Ford Expedition @ an estimated cost of \$32,200.23.
  - j. County Sheriff transfer to Fire Marshal: Miscellaneous office furniture and law enforcement equipment @ an estimated original cost of \$6,200.00.
  - k. County Sheriff transfer to Surplus:  
2003 Ford Crown Victoria/Mileage 105,904 @ an estimated value of \$620.00.  
2004 Ford Crown Victoria/Mileage 104,580 @ an estimated value of \$995.00.  
1996 Jeep Grand Cherokee/Mileage 128,591 @ an estimated value of \$825.00.  
1997 Ford Taurus/Mileage 97,771 @ an estimated value of \$735.00.
  - l. County Jail transfer to Surplus:  
1999 Ford Crown Victoria/Mileage 93,363 @ an estimated value of \$1,025.00.  
2001 Ford Crown Victoria/Mileage 86,454 @ an estimated value of \$430.00.  
2000 Ford Crown Victoria/Mileage 129,625 @ an estimated value of \$500.00.  
2000 Ford Crown Victoria/Mileage 134,722 @ an estimated value of \$700.00.
- **NON-EMERGENCY BUDGET AMENDMENTS:** THE MOTION WAS MADE BY COMMISSIONER WIMPEE, SECONDED BY JUDGE FLORANCE WITH THE COURT VOTING 3-0 IN FAVOR OF APPROVING THE FOLLOWING LIST MARKED EXHIBIT B,

COMMISSIONER BEATY AND COMMISSIONER MAGNESS WERE

ABSENT:

- 2007-46** Transfer \$18,000 of budgeted funds for Grants **TO** VINE Grant **FROM** Contingency which is offset by VINE Grant revenue.
- 2007-47** Transfer \$10,300 of budgeted funds for Juvenile Probation Local Fund **TO** Travel & Training @ \$1,300 and Residential Placement @ \$9,000 **FROM** Justice Information System resulting from expenditures during FY2007 that exceeded budgeted funds approved and allowed.
- 2008-21** Transfer \$850 of budgeted funds for Fire Marshal **TO** Capital Outlay **FROM** Ammo & Range Supplies resulting from the purchase of a Bushmaster Texas M4 Patrolman's Rifle approved by Commissioners Court on April 22, 2008.
- 2008-22** Transfer \$4,400 of budgeted funds for County Jail **TO** Capital Outlay **FROM** Maintenance & Repairs resulting from the emergency purchase of an electric range approved by Commissioners Court on November 2, 2007.
- 2008-23** Transfer \$4,900 of budgeted funds for 2006 UASI Grant Fund **TO** Capital Outlay **FROM** Planning & Administration resulting from the purchase of a Mobile Digital System approved by Commissioners Court on March 25, 2008.
- 2008-24** Transfer \$8,692 of budgeted funds for Juvenile Probation **TO** State Grant A **FROM** State Grant Z resulting from the reallocation of Grant funds.
- 2008-25** Transfer \$400 of budgeted funds for Constable #1 **TO** Capital Outlay **FROM** Gas, Oil, & Maint resulting from the purchase of 2 LED flashing side view mirror lights approved by Commissioners Court on May 13, 2008.
- **EMERGENCY BUDGET AMENDMENTS: NONE**
  - **THE MOTION WAS MADE BY COMMISSIONER WIMPEE, SECONDED COMMISSIONER GRINNAN WITH THE COURT VOTING 3-0 IN FAVOR**

OF APPROVING **PAID CLAIMS** IN THE AMOUNT OF \$83,394.40;  
COMMISSIONER BEATY AND COMMISSIONER MAGNESS WERE  
ABSENT.

- THE MOTION WAS MADE BY JUDGE FLORANCE, SECONDED BY  
COMMISSIONER WIMPEE WITH THE COURT VOTING 3-0 IN FAVOR  
OF APPROVING **UNPAID CLAIMS** IN THE AMOUNT OF \$930,747.61;  
COMMISSIONER BEATY AND COMMISSIONER MAGNESS WERE  
ABSENT.
- THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED  
COMMISSIONER WIMPEE WITH THE COURT VOTING 3-0 IN FAVOR  
OF APPROVING THE **PAYROLL** ENDING MAY 17, 2008 IN THE  
AMOUNT OF \$441,634.58; COMMISSIONER BEATY AND  
COMMISSIONER MAGNESS WERE ABSENT.

WITH NO OTHER ITEMS ON THE AGENDA, JUDGE FLORANCE  
ADJOURNED THE REGULAR MEETING AT 10:05AM.

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**LISA CONSTANT, COUNTY CLERK**