

**COMMISSIONERS COURT  
AUGUST 25, 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</b>
<b>DAVID MAGNESS</b>	<b>COMMISSIONER PCT #4</b>
<b>LISA CONSTANT</b>	<b>COUNTY CLERK</b>

- THE INVOCATION WAS GIVEN BY COMMISSIONER BEATY.
- THE PLEDGES OF ALLEGIANCE TO THE UNITED STATES FLAG AND TO THE TEXAS FLAG WERE LED BY COMMISSIONER MAGNESS.
- A GUEST WAS PRESENT THAT REQUESTED TO ADDRESS THE COURT: BARBARA COLESON

**ITEM #1**

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING UNANIMOUSLY IN FAVOR OF ALLOWING THE FARMERS MARKET, HELD EACH SATURDAY ON THE ROCKWALL SQUARE, TO CONTINUE THROUGH THE END OF OCTOBER.

**ITEM #2**

THE MOTION WAS MADE BY COMMISSIONER BEATY, SECONDED BY COMMISSIONER MAGNESS WITH THE COURT VOTING UNANIMOUSLY IN FAVOR OF APPROVING THE PROPOSED SALARIES FOR ELECTED OFFICIALS AND THE ADVERTISEMENT THEREOF.

**\*\*SHORT RECESS \*\***

**ITEM #3**

THE MOTION WAS MADE BY COMMISSIONER BEATY, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 4-0; COMMISSIONER WIMPEE ABSTAINED, IN FAVOR OF ACCEPTING DESIGN #29 TO BE USED AS THE OFFICIAL WEBPAGE FOR THE NEW COUNTY WEBSITE AS PRESENTED BY BRIAN CRENSHAW, TECHNOLOGY DIRECTOR.

**ITEM #4**

THE MOTION WAS MADE BY COMMISSIONER BEATY, SECONDED BY COMMISSIONER MAGNESS WITH THE COURT VOTING UNANIMOUSLY IN FAVOR OF APPROVING AN ORDER OF THE COMMISSIONERS COURT OF ROCKWALL COUNTY, TEXAS, AUTHORIZING THE ISSUANCE AND SALE OF ROCKWALL COUNTY, TEXAS, LIMITED TAX NOTES, SERIES 2008A, IN THE AGGREGATE PRINCIPAL AMOUNT OF \$2,000,000 FOR THE ACQUISITION, RE-MODELING, AND EQUIPPING OF THE ROCKWALL COUNTY SERVICES BUILDING LOCATED AT 915 WHITMORE DRIVE; LEVYING A TAX IN PAYMENT THEREOF; PRESCRIBING THE TERMS AND PROVISIONS OF

SAID NOTES; AWARDING THE SALE THEREOF; AND ENACTING OTHER PROVISIONS RELATING TO THE SUBJECT.

**ITEM #5**

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING UNANIMOUSLY IN FAVOR OF ACCEPTING THE ROCKWALL COUNTY COMPREHENSIVE ANNUAL FINANCIAL REPORT FOR THE FISCAL YEAR 2007 AS PRESENTED BY THE OUTSIDE AUDITOR, MIKE CONWAY, CPA OF CONWAY COMPANY.

**ITEM #6**

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER BEATY WITH THE COURT VOTING UNANIMOUSLY IN FAVOR OF AWARDING THE 2008 BID CONTRACT RECEIVED FOR ASPHALT, OILS AND EMULSIONS MATERIALS NEEDED BY THE ROAD AND BRIDGE DEPARTMENT TO ERGON EMULSION AND ASPHALT, INC.

**ITEM #7**

THE MOTION WAS MADE BY COMMISSIONER BEATY, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING UNANIMOUSLY IN FAVOR OF APPROVING A REQUEST TO THE TEXAS DEPARTMENT OF TRANSPORTATION FOR AN ADDITIONAL MOTOR VEHICLE COMPUTER WORKSTATION FOR THE TAX ASSESSOR-COLLECTOR'S OFFICE AT A POSSIBLE COST OF \$1,500.00.

**ITEM #8**

THE MOTION WAS MADE BY COMMISSIONER BEATY, SECONDED BY JUDGE FLORANCE WITH THE COURT VOTING UNANIMOUSLY IN FAVOR OF APPROVING A TWO-YEAR COOPERATIVE AGREEMENT WITH THE OFFICE OF THE ATTORNEY GENERAL RELATING TO CHILD SUPPORT EFFECTIVE SEPTEMBER 1, 2008.

**ITEM #9**

THE MOTION WAS MADE BY COMMISSIONER BEATY, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING UNANIMOUSLY IN FAVOR OF APPROVING A FIVE-YEAR LEASE AGREEMENT WITH GREAT AMERICA LEASING CORPORATION FOR NEW POSTAGE EQUIPMENT EFFECTIVE OCTOBER 1, 2008 AT AN ANNUAL COST OF AVERAGING \$12,737.00.

**ITEM #10**

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER BEATY WITH THE COURT VOTING UNANIMOUSLY IN FAVOR OF APPROVING FIVE-YEAR LEASE AGREEMENTS WITH DE LAGE LINDEN FINANCIAL SERVICES, INC. FOR TWO (2) COIN-OPERATED PUBLIC COPIERS IN THE NEW COUNTY LIBRARY AT AN ANNUAL COST OF \$1,848.00.

**ITEM #11**

THE MOTION WAS MADE BY COMMISSIONER BEATY TO RENEW THE LEASE AGREEMENT WITH SOROPTIMIST HOUSE FOR THE COUNTY

EXTENSION OFFICE EFFECTIVE OCTOBER 1, 2008 AT AN ANNUAL LEASE OF \$21,600.00, SECONDED BY COMMISSIONER MAGNESS FOR DISCUSSION PURPOSES. AFTER DISCUSSION, THE COURT VOTED UNANIMOUSLY AGAINST RENEWING THE PRESENTED LEASE AGREEMENT DUE TO THE INCREASED LEASE PAYMENT AMOUNT. THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING UNANIMOUSLY IN FAVOR OF SUBMITTING TO THE SOROPTIMIST GROUP THE RENEWAL LEASE AGREEMENT WITH LAST YEAR'S LEASE RATE AMOUNT FOR A ONE YEAR LEASE.

**ITEM #12**

NO DISCUSSION REGARDING COUNTY ROAD BOND ISSUES.

**ITEM #13**

NO DISCUSSION REGARDING COUNTY SPACE ISSUES.

**ITEM #14**

**EXECUTIVE SESSION – 10:00AM TO 10:20AM**

- DISCUSSION OF PURCHASE, EXCHANGE, LEASE OR VALUE OF REAL PROPERTY, AND ALL RELATED ISSUES.
- DISCUSSION OF ROAD AND BRIDGE ADMINISTRATOR PERSONNEL/SALARY ISSUES, AND ALL RELATED ISSUES.
- DISCUSSION OF POTENTIAL LITIGATION AND LEGAL ISSUES REGARDING ROAD MAINTENANCE AND LIBRARY PERSONNEL ISSUES.

## **ITEM #15**

### **ACTION OF EXECUTIVE SESSION:**

- NO ACTION TAKEN ON THE PURCHASE, EXCHANGE, LEASE OR VALUE OF REAL PROPERTY.
- THE MOTION WAS MADE BY COMMISSIONER BEATY, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING UNANIMOUSLY IN FAVOR OF SETTING THE CURRENT ROAD AND BRIDGE ADMINISTRATOR SALARY TO THE LEVEL OF THE PREVIOUS ADMINISTRATOR'S SALARY EFFECTIVE AUGUST 27, 2008.
- NO ACTION TAKEN REGARDING POTENTIAL LITIGATION AND LEGAL ISSUES REGARDING ROAD MAINTENANCE AND LIBRARY PERSONNEL ISSUES.

## **ITEM #16**

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING UNANIMOUSLY IN FAVOR OF APPROVING THE FOLLOWING CONSENT AGENDA ITEMS:

- A) MINUTES OF PREVIOUS MEETING(S);
- B) CO. CLERK'S MONTHLY REPORT
- C) CO. CLERK, ACKNOWLEDGE THE DEPUTATION OF DEPUTY CLERK DONNA SPANN;
- D) DISTRICT CLERK'S MONTHLY REPORT(S);
- E) TAX ASSESSOR-COLLECTOR'S MONTHLY REPORT(S);
- F) TAX ASSESSOR-COLLECTOR, ACKNOWLEDGE THE DEPUTATIONS OF CLERK'S HEATHER FIEGEL, CARLA MILLIGAN AND PAM FISCHER;
- G) INDIGENT HEATH DIRECTOR MONTHLY REPORT(S);
- H) CO. AUDITOR MONTHLY REPORT(S);

## **ITEM #14**

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

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER BEATY WITH THE COURT VOTING UNANIMOUSLY IN FAVOR OF APPROVING EXHIBIT A:

- A. COUNTY LIBRARY TO PURCHASE FROM LIBRARY CONSTRUCTION FUND: BATTERY BACK-UPS FOR COMPUTERS AND PHONE SYSTEM IN THE NEW LIBRARY AT A QUOTED COST OF \$1,906.94.
- B. COUNTY LIBRARY TO PURCHASE FROM LIBRARY BUILDING FUND: FOUR (4) EARLY LITERACY STATION COMPUTERS WITH SPANISH EDUCATIONAL SOFTWARE INCLUDING SHIPPING AT A QUOTED COST OF \$11,060.00.

- **NON-EMERGENCY BUDGET TRANSFERS:**

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING UNANIMOUSLY IN FAVOR OF APPROVING EXHIBIT B AS FOLLOWS:

2008-35 TRANSFER \$700 OF BUDGETED FUNDS FOR COUNTY JUDGE TO CAPITAL OUTLAY FROM TRAVEL & TRAINING RESULTING FROM THE PURCHASE OF AN HP COMPAQ COMPUTER AND PRINTER FOR THE AUXILIARY COURTROOM WHICH WAS APPROVED IN COMMISSIONERS COURT ON JULY 8, 2008.

- **EMERGENCY BUDGET AMENDMENTS:** NONE
- THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING UNANIMOUSLY IN FAVOR OF APPROVING **PAID CLAIMS** IN THE AMOUNT OF \$ 254,533.76.
- THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER BEATY WITH THE COURT VOTING UNANIMOUSLY IN FAVOR OF APPROVING **UNPAID CLAIMS** IN THE AMOUNT OF \$305,198.41.

- THE MOTION WAS MADE BY COMMISSIONER BEATY, SECONDED BY JUDGE FLORANCE WITH THE COURT VOTING UNANIMOUSLY IN FAVOR OF APPROVING THE **PAYROLL** ENDING AUGUST 9, 2008 IN THE AMOUNT OF \$ 444,642.09.

THERE BEING NO FURTHER BUSINESS COMING BEFORE THE COURT, JUDGE FLORANCE ADJOURNED THE REGULAR MEETING AT 10:30AM.

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**LISA CONSTANT, COUNTY CLERK**