

**COMMISSIONERS COURT
AUGUST 27, 2007**

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

ITEM #3

NO GUESTS WERE PRESENT TO SPEAK.

ITEM #4

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY
COMMISSIONER BEATY WITH THE COURT VOTING UNANIMOUSLY TO
SET THE ROCKWALL COUNTY 2007 TAX RATE AT .35 CENTS WHICH
WOULD INCLUDE I & S TAX AT .0505 AND M & O TAX AT .2995 PER ONE
HUNDRED DOLLARS ASSESSED VALUATION.

ITEM #5

THE MOTION WAS MADE BY COMMISSIONER BEATY, SECONDED BY COMMISSIONER MAGNESS WITH THE COURT VOTING 4-1, COMMISSIONER WIMPEE VOTED AGAINST, TO APPROVE THE COMPENSATION FOR THE ELECTED OFFICIALS AS PRESENTED IN THE 3RD DRAFT ROCKWALL COUNTY BUDGET.

ITEM #6

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING UNANIMOUSLY TO APPROVE THE PERFORMANCE SALARY PLAN FOR CIVILIAN AND LAW ENFORCEMENT OFFICERS AS PRESENTED IN THE 3RD DRAFT ROCKWALL COUNTY BUDGET.

ITEM #7

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER BEATY WITH THE COURT VOTING UNANIMOUSLY TO APPROVE THE CAPITAL PURCHASE LIST INCLUDING CAPITAL FUND FOR FISCAL YEAR 2008 AS PRESENTED IN THE 3RD DRAFT ROCKWALL COUNTY BUDGET.

ITEM #8

AMENDMENT #1 -THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING UNANIMOUSLY TO AMEND THE JUVENILE PROBATION DEPARTMENT (SPECIAL FUND 015) TO PROVIDE TOTAL FUNDING FROM THE COUNTY

TO BE \$478,826.00. AMENDMENT #2 -THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER BEATY WITH THE COURT VOTING UNANIMOUSLY TO AMEND THE GRANT FUNDS TO AGREE WITH THE JUVENILE PROBATION DEPARTMENT BUDGET AS PRESENTED INCLUDING TITLE IV-E JUVENILE ADMINISTRATION REVENUE, SUBSTANCE ABUSE EDUCATION FUND AND JUVENILE PROBATION DEPARTMENT FUND. AMENDMENT #3 – THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING UNANIMOUSLY TO AMEND THE DISTRICT JUDGE’S BUDGET BY DECREASING THE PROBATION DEPARTMENT LINE ITEM. THE MOTION WAS MADE BY COMMISSIONER WIMPEE, SECONDED BY COMMISSIONER BEATY WITH THE COURT VOTING UNANIMOUSLY TO ADOPT THE CURRENT BUDGET DRAFT BUDGET (3RD) TO INCLUDE THE THREE AMENDMENTS FOR FY2008.

ITEM #9

THE MOTION WAS MADE BY COMMISSIONER WIMPEE, SECONDED BY COMMISSIONER BEATY WITH THE COURT VOTING UNANIMOUSLY TO DESIGNATE THE SECOND AND FOURTH TUESDAY OF EVERY MONTH, BEGINNING OCTOBER 2007, AS THE DAY THAT THE COMMISSIONERS COURT SHALL CONVENE IN A REGULAR TERM EACH MONTH. JUDGE FLORANCE STIPULATED THAT THE DEADLINE FOR THE AGENDA WILL REMAIN THAT SAME.

ITEM #10

THE MOTION WAS MADE BY COMMISSIONER WIMPEE, SECONDED BY COMMISSIONER MAGNESS WITH THE COURT VOTING UNANIMOUSLY TO MOVE THE SEPTEMBER 24TH, 2007 COMMISSIONERS COURT MEETING TO SEPTEMBER 18TH, 2007. THE ADJUSTMENT IS NECESSARY DUE TO A ANNUAL COUNTY JUDGE AND COUNTY COMMISSIONERS CONFERENCE BEING HELD ON THE SEPTEMBER 24, 2007.

ITEM #12

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER BEATY WITH THE COURT VOTING UNANIMOUSLY TO CONSOLIDATE POLLING PLACES FOR PRECINCTS 1A AND 2B AT CULLINS-LAKE POINTE ELEMENTARY SCHOOL FOR THE NOVEMBER 6, 2007 ELECTION.

ITEM #13

THE MOTION WAS MADE BY COMMISSIONER WIMPEE, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING UNANIMOUSLY TO APPROVE THE REPUBLICAN PRESIDING JUDGE NICHOLAS KREEKON AND THE DEMOCRATIC ALTERNATE JUDGE JIMMY HOOVER.

ITEM #11

THE MOTION WAS MADE BY COMMISSIONER BEATY, SECONDED BY COMMISSIONER MAGNESS WITH THE COURT VOTING UNANIMOUSLY TO ACCEPT THE AMENDED ORDER FOR LOCAL OPTION ELECTIONS FOR

THE CITY OF ROCKWALL, DUE TO THE CONSOLIDATION OF THE TWO PRECINCTS.

ITEM #14

NO ACTION NECESSARY – DISCUSSION ITEM ONLY.

ITEM #15

BIDS WERE RECEIVED FROM AMERICAN NATIONAL BANK, JPMORGAN CHASE AND CITIBANK. THE MOTION WAS MADE BY COMMISSIONER BEATY, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING 4-0, COMMISSIONER MAGNESS ABSTAINED, TO AWARD THE BID FOR THE COUNTY'S BANK DEPOSITORY CONTRACT TO AMERICAN NATIONAL BANK SUBJECT TO NEGOTIATIONS AS RECOMMENDED BY THE COUNTY TREASURER, NEGOTIATIONS TO BE FINALIZED NO LATER THAN SEPTEMBER 18TH, 2007. IT SHOULD BE NOTED THAT THESE THREE BIDS WILL REMAIN OPEN.

ITEM #16

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING UNANIMOUSLY TO EXTEND CONTRACT LABOR THRU SEPTEMBER 30, 2007 IN THE AMOUNT OF \$8,400.00 WHICH WOULD ALLOW TREASURER'S OFFICE TO BRING BANK RECONCILIATIONS UP TO DATE.

ITEM #17

THE MOTION WAS MADE BY COMMISSIONER BEATY, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING UNANIMOUSLY TO

APPROVE THE ORDER APPOINTING JOSEPH A. DELANE, JR. AS THE EMERGENCY MANAGEMENT COORDINATOR FOR ROCKWALL COUNTY.

ITEM #18

DISCUSSION ONLY: COMMISSIONER BEATY WOULD LIKE TO AMEND THE CONTRACT THAT WILL BE DISCUSSED IN ITEM #21 AND MAKE IT A MONTH TO MONTH CONTRACT.

ITEM #19

THIS ITEM WAS SET ASIDE.

ITEM #20

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER BEATY WITH THE COURT VOTING UNANIMOUSLY TO APPROVE A TWENTY-FIVE MONTH AGENCY ELECTRONIC PAYMENT WITH FROST NATIONAL BANK EFFECTIVE SEPTEMBER 1, 2007, TO COLLECT CERTAIN COUNTY CLERK FEES ELECTRONICALLY AT NO COST TO THE COUNTY.

ITEM #21

THE MOTION WAS MADE BY COMMISSIONER BEATY, SECONDED BY COMMISSIONER MAGNESS WITH THE COURT VOTING UNANIMOUSLY TO APPROVE A TRANSPORTATION SERVICES CONTRACT WITH INNOVATIVE TRANSPORTATION SOLUTIONS, INC FOR PROFESSIONAL TRANSPORTATION CONSULTING SERVICES EFFECTIVE MAY 1, 2007 THRU SEPTEMBER 30, 2007. A WORKSHOP WILL BE SET FOR DISCUSSION BY SEPTEMBER 30, 2007.

ITEM #22

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER BEATY WITH THE COURT VOTING UNANIMOUSLY TO RENEW THE INTERLOCAL AGREEMENT WITH KAUFMAN AREA RURAL TRANSIT (KART) FOR AN ADDITIONAL ONE YEAR TERM (YEAR 3 OF 3) EFFECTIVE OCTOBER 1, 2007 AT A CONTRIBUTION OF \$10,000.00.

ITEM #23

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING UNANIMOUSLY TO TABLE THIS ITEM FOR TWO WEEKS FOR A WEBSITE DESIGN AND DEVELOPMENT CONTRACT WITH PETAIA MEDIA.

ITEM #24

THE MOTION WAS MADE BY COMMISSIONER WIMPEE, SECONDED BY COMMISSIONER BEATY WITH THE COURT VOTING UNANIMOUSLY TO ADVERTISE BY PUBLIC NOTICE FOR BIDS UPGRADING 2 CONTROL BOARDS FOR THE COUNTY JAIL.

ITEM #25

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING UNANIMOUSLY TO RENEW THE ANNUAL MAINTENANCE AGREEMENT WITH TYLER TECHNOLOGIES, INC FOR THE IBM 8MM TAPE DRIVE FOR THE TAX OFFICE EFFECTIVE OCTOBER 1, 2007.

ITEM #26

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER BEATY WITH THE COURT VOTING UNANIMOUSLY TO RENEW THE ANNUAL MAINTENANCE AGREEMENT WITH ELECTION SYSTEMS AND SOFTWARE FOR THE VOTER TABULATION SYSTEME SOFTWARE EFFECTIVE OCTOBER 1, 2007 AT A COST OF \$14,997.00.

ITEM #27

THE MOTION WAS MADE BY COMMISSIONER WIMPEE, SECONDED BY COMMISSIONER BEATY WITH THE COURT VOTING UNANIMOUSLY TO APPROVE AN ANNUAL MAINTENANCE AGREEMENT WITH ADVANCED MAILING SYSTEMS, INC. FOR THE POSTAGE MACHINE AT THE HISTORIC COURTHOUSE AT A TCOS OF \$1,300.00.

ITEM #28

THE MOTION WAS MADE BY COMMISSIONER BEATY, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING UNANIMOUSLY TO APPROVE THE ANNUAL MAINTENANCE AGREEMENT WITH MENTALIX, INC. FOR THE AUTOMATED FINGERPRINT IDENTIFICATION (AFIS) SOFTWARE EFFECTIVE OCTOBER 1, 2007 AT A COST OF \$3,665.00.

ITEM #29

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING UNANIMOUSLY TO APPROVE THE PURCHASE FROM SHI-GS FOR MCAFEE ANTI-VIRUS, CLIENT FIREWALL AND ANTI-SPYWARE SOFTWARE LICENSES AND

SUPPORT FOR THE COUNTY E-MAIL/INTERNET SYSTEM AT AN ANNUAL COST OF \$4,733.86.

ITEM #30

DISCUSSION OF LAND ACQUISITION WILL BE IN EXECUTIVE SESSION.

ITEM #31

EXECUTIVE SESSION- DISCUSSION OF LAND ACQUISITION.

ITEM #32

NO ACTION TAKEN FOLLOWING THE EXECUTIVE SESSION.

ITEM #33

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

- A) MINUTES OF PREVIOUS MEETINGS;
- B) LARRY HOLLOWAY, JP PCT 2, RECEIVE JULY 2007 MONTHLY REPORT;
- C) TODD WILLIAMS, COUNTY AGENT, RECEIVE MAY, JUNE AND JULY 2007 MONTHLY REPORTS;
- D) KATHY MELSTON, COUNTY LIBRARIAN, RECEIVE JULY 2007 MONTHLY REPORT;
- E) JOHN BLACKWOOD, COUNTY AUDITOR, APPROVE PAYMENT TO POGUE CONSTRUCTION FOR WORK IN PROGRESS ON THE NEW COUNTY LIBRARY IN THE AMOUNT OF \$667,771.61;

F) BRETT HALL, DISTRICT JUDGE, ACKNOWLEDGE FOR THE RECORD DISTRICT COURT ORDERS SETTING THE COUNTY AUDITOR'S OFFICE BUDGET AND COMPENSATION FOR THE COUNTY AUDITOR, ASSISTANT AUDITORS AND OFFICIAL COURT REPORTER OF THE 382ND DISTRICT COURT FOR FY2008;

G) JOHN BLACKWOOD, COUNTY AUDITOR, RECEIVE JULY 2007 MONTHLY REPORT;

ITEM #34

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER BEATY WITH THE COURT VOTING UNANIMOUSLY TO APPROVE THE FOLLOWING PROPERTY ACQUISITIONS/DISPOSITIONS OF FIXED ASSETS:

- A. ELECTIONS ADMINISTRATOR TO PURCHASE FROM GENERAL FUND: (1) VOTER REGISTRATION CARD STORAGE SYSTEM @ AN ESTIMATED COST OF \$4,000.00.
- B. COUNTY LIBRARY TO PURCHASE FROM GENERAL FUND: (5) EPSON TM-T881V THERMAL RECEIPT PRINTERS INCLUDING SHIPPING @ AN ESTIMATED COST OF \$1,500.00.
- C. COUNTY LIBRARY TO PURCHASE FROM GENERAL FUND: (1) HP LASERJET 4250N PRINTER INCLUDING SHIPPING @ AN ESTIMATED COST OF \$1,300.00.

ITEM #35

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

2007-24 TRANSFER \$500.00 OF BUDGETED FUNDS FOR ELECTION ADMINISTRATOR **TO** TRAVEL & TRAINING **FROM** EQUIPMENT REPAIRS RESULTING FROM FY2007 THAT EXCEEDED BUDGETED FUNDS APPROVED AND ALLOWED.

2007-25 TRANSFER \$70,300.00 OF BUDGETED FUNDS **TO** TAX ASSESSOR COLLECTOR/CAPITAL OUTLAY **FROM** GENERAL GOVERNMENT/CONTINGENCY RESULTING FROM AN AGREEMENT WITH TRUE AUTOMATION FOR THE PURCHASE OF COLLECTION SOFTWARE WHICH WAS APPROVED IN COMMISSIONERS COURT ON JULY 30, 2007.

2007-26 TRANSFER \$400.00 OF BUDGETED FUNDS FOR TAX ASSESSOR-COLLECTOR **TO** CAPITAL OUTLAY **FROM** COPIER EXPENSE RESULTING FROM THE PURCHASE OF A LATERAL FILE CABINET WHICH WAS APPROVED IN COMMISSIONERS COURT ON AUGUST 13, 2007.

ITEM #36

EMERGENCY BUDGET AMENDMENTS: NONE

ITEM #37

THE MOTION WAS MADE BY COMMISSIONER WIMPEE, SECONDED BY COMMISSIONER BEATY WITH THE COURT VOTING UNANIMOUSLY TO APPROVE THE PAID CLAIMS IN THE AMOUNT OF \$72,711.64.

THE MOTION MADE BY COMMISSIONER BEATY, SECONDED BY JUDGE FLORANCE WITH THE COURT VOTING UNANIMOUSLY TO APPROVE THE UNPAID CLAIMS IN THE AMOUNT OF \$885,072.22.

THE MOTION WAS MADE BY COMMISSIONER BEATY, SECONDED BY COMMISSIONER MAGNESS WITH THE COURT VOTING UNANIMOUSLY TO APPROVE THE PAYROLL ENDING AUGUST 11, 2007 IN THE AMOUNT OF \$398,224.76.

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

LISA CONSTANT, COUNTY CLERK