

**COMMISSIONERS COURT
NOVEMBER 13, 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 PLEDGES 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 WIMPEE WITH THE COURT VOTING 4-1, COMMISSIONER
BEATY AGAINST, TO DENY THE REQUEST FROM THE DISTRICT CLERK
FOR REIMBURSEMENT FOR AN OFFICE REFRIGERATOR IN THE DISTRICT
CLERK'S OFFICE.

ITEM #5

ASSISTANT DISTRICT ATTORNEY CRAIG STODDART EXPLAINED THAT TO FILL AN OPEN POSITION DUE TO STAFF TURNOVER, HE WOULD LIKE TO OFFER AN EXPERIENCED POTENTIAL NEW HIRE TO RECEIVE THE SAME RATE OF PAY AS THE RESIGNING EMPLOYEE. THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING UNANIMOUSLY TO ALLOW THE DISTRICT ATTORNEY'S OFFICE TO HIRE A PART-TIME PROSECUTOR AT THE SAME RATE OF PAY AS THE PREVIOUS PART-TIME PROSECUTOR WHICH IS ALREADY ALLOTTED IN THE FY2008 BUDGET.

ITEM #6

THE MOTION WAS MADE BY COMMISSIONER BEATY, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING UNANIMOUSLY TO IMPLEMENT THE NEW ROCKWALL COUNTY OFFICE TELEPHONE NUMBERS AT THE SAME TIME AS THE INSTALLATION OF THE NEW PHONE SYSTEM ON FEBRUARY 1, 2008. A RECORDED MESSAGE CAN BE UTILIZED TO HELP THE PUBLIC WITH THE CHANGE OVER OF NEW NUMBERS NECESSARY FOR THE GROWTH OF ROCKWALL COUNTY.

ITEM #7

THE MOTION WAS MADE BY COMMISSIONER BEATY, SECONDED BY JUDGE FLORANCE WITH THE COURT VOTING 4-1, COMMISSIONER WIMPEE AGAINST, TO APPROVE A RESOLUTION TO CHANGE THE SPEED

LIMIT ON POETRY ROAD FROM 30 MPH TO 35 MPH. THE STATE LIMIT FOR A COUNTY ROAD IS 35 MPH.

ITEM #8

THE MOTION WAS MADE BY COMMISSIONER WIMPEE, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING UNANIMOUSLY TO APPOINT COMMISSIONER MAGNESS, COMMISSIONER BEATY AND DAN CHAPMAN AS TECHNICAL ADVISOR TO SERVE ON THE REGIONAL OUTER LOOP/RAIL BYPASS STAKEHOLDER ROUNDTABLE FOR ROCKWALL COUNTY.

ITEM #9

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER MAGNESS WITH THE COURT VOTING 4-1, JUDGE FLORANCE AGAINST, TO APPROVE THE POLICY AS PRESENTED FOR RECOGNITION OF NAMING RIGHTS OF SPECIFIED AREAS IN THE NEW LIBRARY .

ITEM #10

NO DISCUSSION NECESSARY REGARDING OPEN SPACE PLANNING.

ITEM #11

DISCUSSION ONLY REGARDING COUNTY ROAD BOND ISSUES: JOHN POLSTER, ITS, SUMMARIZED POTENTIAL ROCKWALL COUNTY BOND PROGRAMS FOR FUTURE ROAD IMPROVEMENTS AND PLANNING.

ITEM #12

NO DISCUSSION NECESSARY REGARDING SPACE ISSUES.

ITEM #13

THE MOTION WAS MADE BY COMMISSIONER WIMPEE, SECONDED BY COMMISSIONER BEATY WITH THE COURT VOTING UNANIMOUSLY TO APPROVE FY2007 HOMELAND SECURITY GRANT SUB-RECIPIENT AGREEMENT IN THE AMOUNT OF \$75,000.00.

ITEM #14

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY JUDGE FLORANCE WITH THE COURT VOTING UNANIMOUSLY TO APPROVE THE TEXAS STATE LIBRARY AND ARCHIVES COMMISSION LOAN STAR LIBRARIES GRANT FOR THE ROCKWALL COUNTY LIBRARY FOR THE STATE FY2008 IN THE AMOUNT OF \$10,394.00.

ITEM #15

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING UNANIMOUSLY TO APPROVE AN ENGAGEMENT LETTER WITH CONWAY COMPANY CPAs FOR THE INDEPENDENT AUDIT OF THE COUNTY FINANCIAL STATEMENTS FOR THE FISCAL YEAR ENDED SEPTEMBER 30, 2007 AT A COST NOT TO EXCEED \$23,000.00.

ITEM #16

THIS CONTRACT WITH THE CHANGES REQUESTED BY THE AUDITOR HAD NOT BEEN RETURNED FROM ELECTION SYSTEMS AND SOFTWARE,

INC. AS YET THEREFORE THE MOTION WAS MADE BY COMMISSIONER WIMPEE, SECONDED BY JUDGE FLORANCE WITH THE COURT VOTING UNANIMOUSLY TO TABLE THIS ITEM FOR A THREE-YEAR AGREEMENT WITH ELECTION SYSTEMS AND SOFTWARE, INC. FOR BALLOT LAYOUT, CODING, VOICE FILE SERVICES AND BALLOT PRINTING.

ITEM #17

THE MOTION WAS MADE BY COMMISSIONER WIMPEE, SECONDED BY COMMISSIONER BEATY WITH THE COURT VOTING UNANIMOUSLY TO APPROVE AN ADDENDUM TO RENEW THE INTERLOCAL COOPERATION AGREEMENT WITH LIMESTONE COUNTY FOR HOUSING ROCKWALL COUNTY INMATES, IF NEEDED, UNTIL SEPTEMBER 30, 2008 AT A COST OF \$44.00 PER DAY PER INMATE.

ITEM #18

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER BEATY WITH THE COURT VOTING UNANIMOUSLY TO APPROVE AN ANNUAL MAINTENANCE AGREEMENT WITH MX LOGIC FOR SPAM BLOCKING, VIRUS SCANNING AND FILTERING FOR THE COUNTYWIDE E-MAIL SYSTEM AT A COST OF \$2,807.16.

ITEM #19

THE MOTION WAS MADE BY COMMISSIONER BEATY, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING UNANIMOUSLY TO AUTHORIZE A CHANGE OF NETWORKS FROM HEALTHSMART TO TEXAS TRUE CHOICE AND TO APPROVE A ONE-YEAR AGREEMENT WITH TEXAS

TRUE CHOICE INC. TO PROVIDE PPO NETWORK SERVICES FOR
ROCKWALL COUNTY GROUP INSURANCE, EFFECTIVE JANUARY 1, 2008.

ITEM #20

THE MOTION WAS MADE BY COMMISSIONER WIMPEE, SECONDED BY
JUDGE FLORANCE WITH THE COURT VOTING UNANIMOUSLY TO AWARD
THE BID FOR UPGRADING THREE CONTROL BOARDS FOR THE
ROCKWALL COUNTY JAIL AT A BID OF \$57,940.50 TO MONTGOMERY
TECHNOLOGY SYSTEMS, LLC.

ITEM #21

DISCUSSION ON THE PURCHASE, EXCHANGE, LEASE OR VALUE OF REAL
PROPERTY WAS HELD IN EXECUTIVE SESSION.

ITEMS #22

EXECUTIVE SESSION – 10:30AM TO 11:05AM

ITEM #23

ACTION OF EXECUTIVE SESSION:

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY
COMMISSIONER BEATY WITH THE COURT VOTING UNANIMOUSLY TO
AUTHORIZE THE PAYMENT OF RELATED COSTS ASSOCIATED WITH THE
EVALUATION OF THE I-30 PROPERTY.

ITEM #24

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

- A) MINUTES OF PREVIOUS MEETING;
- B) LISA CONSTANT, CO. CLERK, RECEIVE AMENDED SEPTEMBER 2007 MONTHLY REPORT;
- C) KAY MCDANIEL, DISTRICT CLERK, ACKNOWLEDGE THE DEPUTATION OF DISTRICT CLERK ALVA DOLORES CARAWAY;
- D) KAY MCDANIEL, DISTRICT CLERK, RECEIVE OCTOBER 2007 MONTHLY REPORT;
- E) DAVID KARR, J.P. PCT. 1, RECEIVE OCTOBER 2007 MONTHLY REPORT;
- F) KATHY MELSTON, CO. LIBRARIAN, RECEIVE SEPTEMBER AND OCTOBER 2007 MONTHLY REPORTS;
- G) RON MERRITT, CO. ENVIRONMENTAL HEALTH COORDINATOR, RECEIVE OCTOBER 2007 MONTHLY REPORT;
- H) LARRY HOLLOWAY, J.P. PCT. 2, RECEIVE OCTOBER 2007 MONTHLY REPORT;
- I) BRETT HALL, DISTRICT JUDGE, ACKNOWLEDGE FOR THE RECORD COURT ORDER APPOINTING JOHN A. BLACKWOOD AS THE ROCKWALL COUNTY AUDITOR;
- J) JOHN BLACKWOOD, CO. AUDITOR, APPROVE PAYMENT TO BUCHER, WILLIS AND RATLIFF CORPORATION FOR ROAD IMPROVEMENTS DURING SEPTEMBER 2007 IN THE AMOUNT OF \$5,128.44;
- K) JOHN BLACKWOOD, CO. AUDITOR, APPROVE PAYMENT TO POGUE CONSTRUCTION FOR WORK IN PROGRESS ON THE NEW COUNTY LIBRARY IN THE AMOUNT OF \$274,549.77;
- L) 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;
- M) JOHN BLACKWOOD, CO. AUDITOR, RECEIVE PRELIMINARY SEPTEMBER 2007 MONTHLY REPORT;

ITEM #25

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

- A. COUNTY JAIL TO PURCHASE FROM GENERAL FUND: (1) VULCAN E36L ELECTRIC RANGE INCLUDING SHIPPING @ A QUOTED COST OF \$4,020.00. (**EMERGENCY PURCHASE**)
- B. COUNTY RECORDS MANAGEMENT PURCHASED FROM

RECORDS MANAGEMENT & PRESERVATION FUND: SHELVING UNITS FOR STORAGE OF RECORDS AT THE COUNTY BARN @ AN ACTUAL COST OF \$300.00. (**EMERGENCY PURCHASE**)

- C. EMERGENCY MANAGEMENT PURCHASED FROM EMERGENCY MANAGEMENT FUND: (2) MOTOROLA MOBILE RADIOS INCLUDING PROGRAMMING AND INSTALLATION @ AN ACTUAL COST OF \$1,500.00.
- D. COUNTY CLERK RECORDS MANAGEMENT PURCHASED FROM COUNTY CLERK RECORDS MANAGEMENT & PRESERVATION FUND: MOBIL-TRAK 5 FILING SYSTEM @ AN ACTUAL COST OF \$11,795.00.
- E. COUNTY SHERIFF TRANSFER TO SURPLUS: APPROXIMATELY 300 LBS. OF BRASS SHELL CASINGS INCLUDING CONTAINERS @ AN ESTIMATED VALUE OF \$300.00.
- F. HEALTH COORDINATOR TRANSFER TO SURPLUS: MISCELLANEOUS OFFICE FURNITURE & EQUIPMENT (DESK, CHAIRS, TABLE, CABINET, ETC.) @ AN ESTIMATED VALUE OF \$120.00

ITEM #26

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

2007-37 Transfer \$100 of budgeted funds for County Jail **TO** Travel & Training **FROM** Software Training resulting from expenditures during FY2007 that exceeded budgeted funds approved and allowed.

2007-38 Transfer \$6,300 of budgeted funds **TO** Grant Expenditures/SCAAP Grant Commission **FROM** General Government/Contingency resulting from failure to budget 15% fee due to Justice Benefits for the FY2006 SCAAP Grant award.

2007-39 Transfer \$1,500 of budgeted funds for Juvenile Probation Local Fund **TO** Vehicle Insurance @ \$500 & Residential Placement @ \$1,000 **FROM** Mileage & Training @ \$500 &

Psychologicals @ \$400 & Non-Res. Community Service @ \$600 resulting from expenditures during FY2007 that exceeded budgeted funds approved and allowed.

2007-40 Transfer \$300 of budgeted funds for Records Management **TO** Capital Outlay **FROM** Management & Preservation resulting from the emergency purchase of shelving units for records storage at the County Barn which was approved in Commissioners Court on November 13, 2007.

ITEM #27

EMERGENCY BUDGET AMENDMENTS: NONE

ITEM #28

THE MOTION WAS MADE BY COMMISSIONER WIMPEE, SECONDED BY COMMISSIONER MAGNESS WITH THE COURT VOTING UNANIMOUSLY TO APPROVE PAID CLAIMS IN THE AMOUNT OF \$67,332.96.

THE MOTION MADE BY JUDGE FLORANCE, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING UNANIMOUSLY TO APPROVE UNPAID CLAIMS IN THE AMOUNT OF \$593,647.63.

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY JUDGE FLORANCE WITH THE COURT VOTING UNANIMOUSLY TO APPROVE THE PAYROLL ENDING OCTOBER 20, 2007 IN THE AMOUNT OF \$424,058.56.

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING UNANIMOUSLY TO APPROVE THE PAYROLL ENDING NOVEMBER 3, 2007 IN THE AMOUNT OF \$423,000.35.

WITH NO OTHER ITEMS ON THE AGENDA, JUDGE FLORANCE
ADJOURNED THE REGULAR MEETING AT 11:10AM.

LISA CONSTANT, COUNTY CLERK