

**COMMISSIONERS COURT
SEPTEMBER 23, 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:

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

- THE MEETING WAS CALLED TO ORDER BY COMMISSIONER WIMPEE AND THE INVOCATION WAS GIVEN BY COMMISSIONER WIMPEE.
- THE PLEDGES OF ALLEGIANCE TO THE UNITED STATES FLAG AND TO THE TEXAS FLAG WERE LED BY COMMISSIONER GRINNAN.
- NO GUEST WAS PRESENT THAT REQUESTED TO ADDRESS THE COURT: NONE

ITEM #1

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER BEATY WITH THE COURT VOTING 4-0 IN FAVOR OF APPROVING A PROCLAMATION FOR NATIONAL 4-H WEEK, OCTOBER 5-11, 2008 AS PRESENTED.

ITEM #2

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER BEATY WITH THE COURT VOTING 4-0 IN FAVOR OF MOVING THE REGULAR COMMISSIONERS COURT FROM NOVEMBER 11, 2008 (VETERANS DAY HOLIDAY) TO WEDNESDAY, NOVEMBER 12, 2008.

ITEM #3

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER BEATY WITH THE COURT VOTING 4-0 IN FAVOR OF APPROVING THE 2009 SHERIFF'S AND CONSTABLE'S FEES AS PRESENTED.

ITEM #4

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 4-0 IN FAVOR OF APPROVING OUT OF STATE TRAVEL FOR THE SHERIFF TO ATTEND THE ANNUAL SOUTHWESTERN BORDER SHERIFF'S COALITION SEPTEMBER 28TH THRU SEPTEMBER 30TH, 2008 IN TUSCAN, ARIZONA.

ITEM #5

DISCUSSION ONLY REGARDING COUNTY ROAD BOND ISSUES.

ITEM #6

NO DISCUSSION REGARDING COUNTY SPACE ISSUES.

ITEM #7

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER BEATY WITH THE COURT VOTING 4-0 IN FAVOR OF RENEWING THE CONTRACT WITH THE DEPARTMENT OF STATE HEALTH SERVICES TO PROVIDE ONLINE BIRTH CERTIFICATES FOR THE COUNTY CLERK'S OFFICE EFFECTIVE SEPTEMBER 1, 2008 AT A FEE OF \$1.83 FOR EACH CERTIFICATE OF VITAL RECORD PRINTED.

ITEM #8

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 4-0 IN FAVOR OF APPROVING AN ADDENDUM WITH LANDLOW LLC TO CONTINUE LEASING FOUR SUITES AT 811 YELLOWJACKET LANE UNTIL DECEMBER 31, 2008 AT A MONTHLY RATE OF \$1,175.00 AS PRESENTED.

ITEM #9

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER BEATY WITH THE COURT VOTING 4-0 IN FAVOR OF RENEWING THE ANNUAL INTERLOCAL AGREEMENT WITH KAUFMAN AREA RURAL TRANSPORTATION (KART) TO PROVIDE PUBLIC TRANSPORTATION SERVICES FOR THE CITIZENS OF THE COUNTY EFFECTIVE OCTOBER 1, 2008 AT AN ANNUAL CONTRIBUTION OF \$10,000.00.

ITEM #10

THE MOTION WAS MADE BY COMMISSIONER BEATY, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 4-0 IN FAVOR OF RENEWING THE TRANSPORTATION SERVICES CONTRACT WITH INNOVATIVE TRANSPORTATION SOLUTIONS, INC. TO PROVIDE PROFESSIONAL CONSULTING SERVICES FOR THE COUNTY EFFECTIVE OCTOBER 1, 2008 AT AN ANNUAL FEE OF \$120,000.00.

ITEM #11

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER BEATY WITH THE COURT VOTING 4-0 IN FAVOR OF APPROVING A ONE-YEAR AGREEMENT EFFECTIVE OCTOBER 1, 2008 WITH ROCKWALL COUNTY EMERGENCY SERVICES CORPORATION FOR THE COUNTY'S SHARE OF MEDIC RESCUE SUBSIDY FOR AMBULANCE SERVICES IN THE AMOUNT OF \$226,044.50.

ITEM #12

THE MOTION WAS MADE BY COMMISSIONER BEATY, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 4-0 IN FAVOR OF APPROVING A ONE-YEAR AGREEMENT EFFECTIVE OCTOBER 1, 2008 WITH THE ROCKWALL COUNTY EMERGENCY SERVICES CORPORATION FOR THE COUNTY'S SHARE OF THE CONSULTING AND OPERATING COSTS IN THE AMOUNT OF \$7,275.00.

ITEM #13

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER BEATY WITH THE COURT VOTING 4-0 IN FAVOR OF APPROVING THE FOLLOWING ANNUAL MAINTENANCE AGREEMENTS (ITEMS A-L) EFFECTIVE OCTOBER 1, 2008:

<u>VENDOR</u>	<u>COVERAGE</u>	<u>ANNUAL COST</u>
A. The Software Group	IT/Licenses for Judicial System Software	\$ 6,663.45
B. NetData Corporation	County Auditor/Treasurer/Financial Software	\$19,350.00
C. Votec	EA/VEMACS Software support	\$15,032.80
D. True Automation Inc.	Tax Office/Property Tax Software	\$11,788.00
E. Entech Sales & Service	Government Center/AC Heating System	\$ 7,983.00
F. Entech Sales & Service	Historic Courthouse/AC Heating System	\$ 7,660.00
G. Entech Sales & Service	Historic Courthouse/Delta Control System	\$ 3,120.00
H. DelBosque Landscaping	Historic Courthouse/Lawn Maintenance	\$ 1,920.00
I. Kone Inc.	Courthouse/Govt Ctr/Old Library/Elevators	\$ 7,092.00
J. Wheeler Systems	County Jail/Fire Alarm Panel Inspection	\$ 1,775.00
K. Siemens	County Jail/Fire Alarm Panels Inspection	\$ 6,588.00
L. Inter-County Commun.	Sheriff/Jail/Fire Marshal/Emer Mgmt/Radio Equi	\$12,858.00

ITEM #14

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER BEATY WITH THE COURT VOTING 4-0 IN FAVOR OF APPROVING THE DAILY REIMBURSEMENT OF EXPENSES FOR JURORS DURING FISCAL YEAR 2009 @ \$10.00 FOR THE FIRST DAY AND \$40.00 FOR EACH SUBSEQUENT DAY.

ITEM #15

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER BEATY WITH THE COURT VOTING 4-0 IN FAVOR OF APPROVING CERTIFICATION OF DONATED MONEY (FY2008) AVAILABLE FROM THE FRIENDS OF THE LIBRARY AND ADOPTION OF A SPECIAL

BUDGET FOR THE LIMITED PURPOSE OF SPENDING THE AID MONEY FOR ITS INTENDED PURPOSE PURSUANT TO TEXAS LOCAL GOVERNMENT CODE SECTION 111.0106.

ITEM #16

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER BEATY WITH THE COURT VOTING 4-0 IN FAVOR OF APPROVING THE PURCHASE OF ADDITIONAL LIBRARY BOOKS FROM THE LIBRARY BUILDING FUND IN THE AMOUNT OF \$50,000.00. JOHN BLACKWOOD, COUNTY AUDITOR EXPLAINED THAT THIS FUND IS NOT THE CONSTRUCTION FUND, THE LIBRARY BUILDING FUND IS ALL DONATED MONEY.

ITEM #17

EXECUTIVE SESSION – DID NOT CONVENE

- DISCUSSION OF PURCHASE, EXCHANGE, LEASE OR VALUE OF REAL PROPERTY, AND ALL RELATED ISSUES.
- DISCUSSION OF VACATION AND TIME OFF FOR FIRE MARSHAL, AND ALL RELATED ISSUES.

ITEM #18

ACTION OF EXECUTIVE SESSION: NOT APPLICABLE; COURT DID NOT MEET IN EXECUTIVE SESSION.

ITEM #19

THE MOTION WAS MADE BY COMMISSIONER BEATY, SECONDED BY COMMISSIONER MAGNESS WITH THE COURT VOTING 4-0 IN FAVOR OF APPROVING THE FOLLOWING CONSENT AGENDA ITEMS:

- a) Minutes of previous meeting(s);
- b) Co. Clerk's, Aug-08 monthly report(s);
- c) District Clerk's, Aug-08 monthly report(s);
- d) J.P. Pct. 1, Aug-08 monthly report(s);
- e) J.P. Pct. 2, Aug-08 monthly report(s);
- f) Indigent Health, Aug-08 monthly report(s);
- g) Tax Assessor-Collector's Aug-08 monthly report(s);
- h) Co. Agent's May, June, July, Aug-08 monthly report(s);
- i) Co. Auditor, Approve payment application #14 to Pogue Construction for work in progress on the new County Library in the amount of \$154,026.85;
- j) Co. Auditor, Approve payment to Bucher, Willis & Ratliff Corp. for road improvement engineering services during July 2008 in the amount of \$3,739.79;
- k) Co. Auditor, Receive reports of the Rockwall County Jail Commissary audit and the County Jail Operations for the Fiscal Year 2007 that were filed with the Texas Commission on Jail Standards on September 10, 2008;
- l) Co. Auditor, Acknowledge the Official Statement from the County Auditor affirming that MCS Comtex Wireless Communication Solutions is the sole provider for the (12) MDS Mercury 900 Mobile Units;

ITEM #20

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER BEATY WITH THE COURT VOTING 4-0 IN FAVOR OF APPROVING THE FOLLOWING PROPERTY ACQUISITION AND DISPOSITION OF FIXED ASSETS:

- a. County Sheriff purchased from General Fund: Samsung 42" Plasma TV/Monitor including shipping @ a cost of \$1,136.09. (Emergency Purchase)

- b. Emergency Management to purchase from FY07 Homeland Security Grant: MDS Mercury 900 Mobile Unit including associated equipment & installation @ an estimated cost of \$29,500.00.
- c. County Library to purchase from Library Building Fund: Nintendo Wii Game System including accessories and delivery @ an estimated cost of \$600.00.
- d. County Agent to purchase from General Fund: Sony HVRA1U HDV Camcorder including accessories and delivery @ an estimated cost of \$3,100.00
- e. Justice of the Peace #1 transfer to Constable #1: 2-drawer file cabinet @ an original cost of \$20.00.
- f. Surplus transfer to Maintenance & Operations: 1999 Ford Crown Victoria/Mileage 96,365 @ an original cost of \$24,723.00.
- g. Various departments transfer to Surplus: Misc. desks/desk parts/office furniture, computer equipment & parts, printers, faxes, copiers & scanners, Coke & vending machines, TV/TV monitors, lawn equipment, scrap materials, appliance, Road & Bridge misc. equipment and etc. @ an estimated value of \$500.00.

ITEM #21

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER BEATY WITH THE COURT VOTING 4-0 IN FAVOR OF APPROVING THE FOLLOWING NON-EMERGENCY BUDGET TRANSFERS:

2008-37 Transfer \$700 of budgeted funds for County Jail TO Capital Outlay FROM Software Training resulting from the purchase of a Handy Plasma 550 Steel Cutter which was approved in Commissioners Court on August 11, 2008.

2008-38 Transfer \$4,022 of budgeted funds for Juvenile Probation StateAid/Grant A TO Non-Residential Services FROM Residential Placement resulting from the reallocation of grant funds.

ITEM #22

- THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 4-0 IN FAVOR OF APPROVING **PAID CLAIMS** IN THE AMOUNT OF \$ 268,272.89.

- THE MOTION WAS MADE BY MAGNESS, SECONDED BY COMMISSIONER BEATY WITH THE COURT VOTING 4-0 IN FAVOR OF APPROVING **UNPAID CLAIMS** IN THE AMOUNT OF \$ 433,714.18.
- THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER MAGNESS WITH THE COURT VOTING 4-0 IN FAVOR OF APPROVING THE **PAYROLL** ENDING SEPTEMBER 6, 2008 IN THE AMOUNT OF \$ 465,855.94.

THERE BEING NO FURTHER BUSINESS COMING BEFORE THE COURT, COMMISSIONER WIMPEE ADJOURNED THE REGULAR MEETING.

LISA CONSTANT, COUNTY CLERK