

**COMMISSIONER COURT
JULY 10, 2006**

**STATE OF TEXAS
COUNTY OF ROCKWALL**

**BE IT REMEMBERED THERE WAS HELD A REGULAR
MEETING OF THE COMMISSIONER COURT ON THE ABOVE DATE WITH
THE FOLLOWING MEMBERS OF THE COURT PRESENT:**

BILL BELL	COUNTY JUDGE
JERRY WIMPEE	COMMISSIONER PCT #1
DAVID MAGNESS	COMMISSIONER PCT #4
LISA CONSTANT	DEPUTY COUNTY CLERK

SCOTT SELF, COMMISSIONER PCT #2, WAS ABSENT
BRUCE BEATY, COMMISSIONER PCT #3, WAS ABSENT

ITEM #1

COMMISSIONER WIMPEE GAVE THE INVOCATION.

ITEM #2

THE PLEDGE OF ALLEGIANCE AND PLEDGE TO THE TEXAS FLAG WERE
LED BY JUDGE BELL.

ITEM #3

RECOGNITION OF GUEST - SHIRLEY HOWARD, A FORMER EMPLOYEE OF
THE DISTRICT CLERK'S OFFICE REQUESTED THAT HER EMPLOYMENT
WITH ROCKWALL COUNTY BE REINSTATED.

ITEM #4

THIS ITEM WAS PLACED ON HOLD.

ITEM #5

THE MOTION WAS MADE BY COMMISSIONER WIMPEE, SECONDED BY
JUDGE BELL WITH THE COURT VOTING 2-1, COMMISSIONER MAGNESS

VOTED NO, TO APPROVE A ONE-TIME EXCEPTION TO THE COUNTY OVERTIME PAY POLICY PERTAINING TO THE PERIOD OF TIME ENCOMPASSING THE RECENT MEMORIAL DAY HOLIDAY. THIS EXCEPTION WILL ALLOW THE COUNTY TO BE REIMBURSED BY THE CLICK IT OR TICKET GRANT, WHICH IS A PASS-THROUGH FEDERAL GRANT IN THE AMOUNT OF \$5,000.00. COMMISSIONERS COURT PREVIOUSLY APPROVED THE CLICK IT OR TICKET GRANT ON APRIL 24, 2006.

ITEM #6

THIS ITEM WAS PULLED.

ITEM #7

THE MOTION WAS MADE BY JUDGE BELL, SECONDED BY COMMISSIONER MAGNESS WITH THE COURT VOTING UNANIMOUSLY TO APPROVE THE WATERS CONSULTING GROUP, INC PHASE ONE PROPOSAL WHICH INCLUDES 1) PROJECT PLANNING AND ADMINISTRATION; 2) REVIEW OF BENCHMARK POSITIONS AND SALARY SURVEY PROCESS (THIS INCLUDES CITY JOBS AND DATA); 3) UPDATE OF COMPENSATION STRUCTURE; 4) DEVELOPMENT OF FINAL REPORT AND RECOMMENDATIONS AND ON-SITE PRESENTATION AT A COST OF PROFESSIONAL FEES NOT TO EXCEED \$18,500.00 WHICH SHOULD BE COMPLETED NO LATER THAN AUGUST 15th, 2006. ESTABLISHING A COUNTY HUMAN RESOURCE PERSON/DEPARTMENT WAS NOT VOTED

ON WITH THIS MOTION AND WILL BE DISCUSSED DURING THE BUDGET MAKING PROCESS.

ITEM #8

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING UNANIMOUSLY TO APPROVE AN ADDENDUM TO RENEW THE INTERLOCAL AGREEMENT FOR LAW ENFORCEMENT SERVICES EXTENDING THE CONTRACT FOR ONE-YEAR WITH THE CITY OF FATE FOR THE FY2007 IN THE AMOUNT OF \$174,934.00. SEE PAGE _____.

ITEM #9

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING 2-0, JUDGE BELL ABSTAINED, TO APPROVE A COMMERCIAL LEASE FOR JUVENILE SERVICES TO LEASE OFFICE SPACE AT 915 WHITMORE DRIVE FOR A ONE-YEAR LEASE THROUGH JULY 31, 2007, WITH TWO SUBSEQUENT ONE-YEAR RENEWALS INCLUDING AN OPTION TO PURCHASE. SEE PAGE _____.

ITEM#10

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING 2-0, JUDGE BELL ABSTAINED, TO APPROVE THE COST OF MOVING OFFICE SPACE FOR THE JUVENILE SERVICES OFFICES AT AN ESTIMATED AMOUNT OF \$5,190.00. THIS COST WOULD BE PAID FROM THE JUVENILE PROBATION

BUDGET LINE ITEM WITHIN DISTRICT JUDGE HALL'S BUDGET WHICH WOULD BE DONE BY USING A BUDGET TRANSFER. JUVENILE SERVICES HAD PREVIOUSLY PAID FROM THEIR OWN BUDGET THE AMOUNT FOR THE TELEPHONE SYSTEM AT THE SOROPTIMIST HOUSE LOCATION; IT WAS RECOMMENDED TO THE COURT TO APPROVE PAYMENT INSTEAD OF MOVING THE JUVENILE SERVICES TELEPHONE SYSTEM TO THE NEW OFFICE, PAYING FOR THE COST TO MOVE THE TELEPHONE SYSTEM AND PAYING FOR A NEW TELEPHONE SYSTEM TO BE INSTALLED FOR THE COUNTY EXTENSION AGENT WHICH WILL TAKE OVER THE LEASE AT THE SOROPTIMIST HOUSE.

ITEM #11

THE MOTION WAS MADE BY JUDGE BELL, SECONDED BY COMMISSIONER MAGNESS WITH THE COURT VOTING UNANIMOUSLY TO APPROVE ADVERTISING BY PUBLIC NOTICE FOR THE SALE OF SURPLUS COMPUTER AND OFFICE EQUIPMENT.

ITEM #12

THE COURT DISCUSSED THE BOND MONEY THAT WAS USED TO PURCHASE PROPERTY TO BUILD A LIBRARY AND A JUSTICE CENTER. JOHN BLACKWOOD, COUNTY AUDITOR, STATED THAT THE PROPOSED 6 ACRES FOR THE NEW LIBRARY IS ON A PORTION OF ONE TRACT OF LAND. THE COST OF THE LIBRARY LAND (PURCHASE PRICE PAID PER ACRE OF THAT ONE TRACT X 6 ACRES) EXCEEDS THE PRICE OF THE APPROVED \$900,000 BOND. RAY SUMROW STATED THAT THE LAW

SUPPORTS THE REASONABLENESS OF AVERAGING OUT THE PRICE PER ACRE SINCE THE INTENT OF THE PURCHASE WAS TO MAKE ONE ENTIRE PARCEL OF LAND WHICH REQUIRED BUYING THREE DIFFERENT TRACTS AT THREE DIFFERENT PRICES FROM DIFFERENT OWNERS. THE MOTION WAS MADE BY JUDGE BELL, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING UNANIMOUSLY TO ACCEPT THE RECOMMENDATION OF THE DISTRICT ATTORNEY AND TAKE ALL THREE TRACTS AND COMBINE THEM - USING THE PRICE PAID PER ACRE ON EACH OF THE THREE TRACTS OF LAND AND DIVIDE THEM OUT AND USE THAT AS THE PURCHASE PRICE OF EACH ACRE; SUBJECT TO THE DISTRICT ATTORNEY GIVING A WRITTEN LEGAL OPINION ON THE MATTER TO THE AUDITOR.

ITEM #13

THE MOTION WAS MADE BY COMMISSIONER WIMPEE, SECONDED BY COMMISSIONER MAGNESS WITH THE COURT VOTING UNANIMOUSLY TO HIRE PART-TIME PERSONNEL TO HELP WITH REMOVAL OF ANIMALS FROM PUBLIC ROADWAYS IN ROCKWALL COUNTY. THE BUDGETED FUNDS FOR THE ANIMAL CONTROL LINE ITEM WILL COVER THE PERSONNEL COSTS FOR FY2006 AND THE COUNTY WILL BUDGET MONIES ACCORDINGLY IN FUTURE BUDGETS FOR THIS EXPENSE.

ITEM #14

THIS ITEM WAS PULLED.

ITEM #15

THE MOTION WAS MADE BY JUDGE BELL, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING UNANIMOUSLY TO APPROVE THE FIRE MARSHAL WESLEY ROBERTS TO ATTEND THE FIRE PATTERN CERTIFICATION CONFERENCE HELD IN EDMOND, OKLAHOMA, JULY 17-19th, 2006.

ITEM #16

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING UNANIMOUSLY TO AWARD BID #06-006-003 TO DOLESE BROS. FOR AGGREGATE FOR SURFACE TREATMENT. THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING UNANIMOUSLY TO AWARD BID #06-06-004 SPECIFICALLY FOR PRODUCT MC-30 TO ERGON EMULSION & ASPHALT, EL DORADO, ARKANSAS AND FOR PRODUCT CRS2H+EMULSION TO ERGON EMULSION & ASPHALTS, MOUNT PLEASANT, TEXAS, OTHER BIDDING ON PRODUCTS PERTAINING TO THIS PARTICULAR BID NUMBER WERE REJECTED. THE MOTION WAS MADE BY COMMISSIONER WIMPEE, SECONDED BY COMMISSIONER MAGNESS WITH THE COURT VOTING UNANIMOUSLY TO AWARD BID #06-06-005 TO BIG CITY CRUSHED CONCRETE FOR FLEXIBLE BASE. THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING UNANIMOUSLY TO AWARD BID #06-06-006 TO

APAC, TEXAS, INC FOR HOT MIX ASPHALT CONCRETE. BID #06-06-007 HAD NO BIDDERS THEREFORE THE ROAD AND BRIDGE DEPARTMENT IS ALLOWED TO ORDER GAS, OIL & DIESEL WHEREVER ROAD & BRIDGE CAN FIND THE BEST PRICES, NO ACTION NECESSARY. THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING UNANIMOUSLY TO AWARD BID #06-06-008 TO CONTECH CONSTRUCTION FOR CORRUGATED METAL PIPE. THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING UNANIMOUSLY TO AWARD BID #06-06-009 TO BEAL CONCRETE ENTERPRISES, LTD FOR LIME SLURRY AND QUICK LIME DRY. BID #06-06-010 FOR AGGREGATE HAULING HAD NO BIDDERS, THEREFORE NO ACTION IS NECESSARY.

ITEM #17

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

- a) MINUTES OF THE PREVIOUS MEETING;
- b) RANDY PARKS, CONSTABLE FOR PRECINCTS 1&4, APPROVE JOHN A VERMILLION, JR. AS RESERVE DEPUTY CONSTABLE FOR PRECINCTS 1&4 FOR ROCKWALL COUNTY;

- c) RANDY PARKS, CONSTABLE FOR PRECINCTS 1&4, APPROVE \$50.00 BOND FOR RESERVE DEPUTY CONSTABLE JOHN A. VERMILLION, JR.;
- d) DAVID KARR, JUSTICE OF THE PEACE, PRECINCTS 1&4, RECEIVE JUNE 2006 MONTHLY REPORT;
- e) JANIE SQUIER, COUNTY AGENT, RECEIVE JUNE 2006 MONTHLY REPORT;
- f) RON MERRITT, COUNTY HEALTH COORDINATOR, RECEIVE JUNE 2006 MONTHLY REPORT;
- g) JOHN BLACKWOOD, COUNTY AUDITOR, APPROVE PAYMENT TO BUCHER, WILLIS & RATLIFF CORPORATION FOR ROAD BOND IMPROVEMENTS IN THE AMOUNT OF \$64,352.54;
- h) JOHN BLACKWOOD, COUNTY AUDITOR, RECEIVE APRIL MONTHLY REPORT;

ITEM #18A

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

COUNTY SHERIFF PURCHASED FROM GENERAL FUND: (1) 13 SEER GAS/ELECTRIC A/C UNIT INCLUDING INSTALLATION PLUS REPAIR AND RELOCATION OF EXISTING A/C UNIT @ AN ESTIMATED COST OF \$3,163.49 **(EMERGENCY PURCHASE)**

ITEM #18B

THE MOTION WAS MADE BY JUDGE BELL, SECONDED BY COMMISSIONER MAGNESS WITH THE COURT VOTING UNANIMOUSLY TO APPROVE THE FOLLOWING:

TRANSFER TO SURPLUS: COMPUTERS AND OFFICE EQUIPMENT
PER ATTACHED LIST @ AN ESTIMATED VALUE OF \$500.00.

ITEM #19

NONE

ITEM #20

NONE

ITEM #21

THE MOTION WAS MADE BY COMMISSIONER WIMPEE, SECONDED BY COMMISSIONER MAGNESS WITH THE COURT VOTING UNANIMOUSLY TO APPROVE THE "PAID CLAIMS" IN THE AMOUNT OF \$28,093.42.

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING UNANIMOUSLY TO APPROVE THE "UNPAID CLAIMS" IN THE AMOUNT OF \$449,265.73.

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING UNANIMOUSLY TO APPROVE PAYROLL ENDING JUNE 17, 2006 IN THE AMOUNT OF \$367,670.49.

THE MOTION WAS MADE BY COMMISSIONER WIMPEE, SECONDED BY
COMMISSIONER MAGNESS WITH THE COURT VOTING UNANIMOUSLY TO
ADJOURN.

LISA CONSTANT, DEPUTY COUNTY CLERK