

**COMMISSIONERS COURT
MARCH 24, 2009**

**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-ABSENT
JERRY WIMPEE	COMMISSIONER PCT #1
LORIE GRINNAN	COMMISSIONER PCT #2
DENNIS BAILEY	COMMISSIONER PCT #3
DAVID MAGNESS	COMMISSIONER PCT #4
LEA CARLSON	CHIEF DEPUTY COUNTY CLERK

- THE MEETING WAS CALLED TO ORDER BY COMMISSIONER WIMPEE AT 1:30PM.
- THE INVOCATION WAS GIVEN BY COMMISSIONER MAGNESS.
- THE PLEDGES OF ALLEGIANCE TO THE UNITED STATES FLAG AND TO THE TEXAS FLAG WERE LED BY COMMISSIONER WIMPEE.
- NO GUESTS WERE PRESENT THAT REQUESTED TO ADDRESS THE COURT.

ITEM #1

KAY MCDANIEL, DISTRICT CLERK STATED THAT HER OFFICE COLLECTS A \$100.00 FEE UPON CONVICTION UNDER ARTICLE 102.0186 OF THE CODE OF CRIMINAL PROCEDURE AND UPON WHICH THE COUNTY MUST DESIGNATE AN ENTITY TO RECEIVE THE FUNDS. A MOTION WAS MADE

BY COMMISSIONER GRINNAN TO ESTABLISH A CHILD ABUSE AND PREVENTION FUND AND TO DESIGNATE THE MONEY COLLECTED TO BE DISTRIBUTED TO CASA. COMMISSIONER WIMPEE QUESTIONED WHETHER THE LAW REQUIRES THE COURT TO CREATE THE FUND OR SOLELY DESIGNATE THE ENTITY THAT WILL RECEIVE THE MONIES COLLECTED. COMMISSIONER GRINNAN AMENDED THE MOTION TO ALLOCATE THE FUNDS COLLECTED BY THE CHILD ABUSE AND PREVENTION FUND TO CASA, COMMISSIONER BAILEY SECONDED THE MOTION AND THE COURT VOTED 4-0 IN FAVOR.

ITEM #2

THE MOTION WAS MADE BY COMMISSIONER BAILEY, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 4-0 IN FAVOR OF AUTHORIZING THE SHERIFF'S OFFICE TO APPLY FOR THE COPS GRANT AS SUBMITTED BY THE SHERIFF'S OFFICE FOR TWO FIELD DEPUTIES, TWO WARRANT DEPUTIES, ONE DEPUTY THAT WILL BE UPGRADED TO AN ADMINISTRATIVE SERGEANT POSITION AND ONE DEPUTY THAT WILL SERVE AS A CRIME PREVENTION/VICTIMS COORDINATOR /COMMUNITY RESOURCE DEPUTY WITH THE STIPULATION THAT IF THE GRANT IS NOT AWARDED THEN THE REQUESTED POSITIONS WILL NOT BE FILLED.

ITEM #3

THE MOTION WAS MADE BY COMMISSIONER WIMPEE, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 4-0 TO SET ASIDE THIS ITEM UNTIL THE NEXT MEETING REGARDING THE SELECTION OF

MIKE GILBERT, GILBERT CONSTRUCTION COMPANY, AS THE OWNERS REPRESENTATIVE FOR THE COUNTY SERVICES BUILDING PROJECT.

ITEM #4

NO ACTION NECESSARY; DISCUSSION ITEM ONLY REGARDING RESCINDING THE BURN BAN. THE BURN BAN EXPIRED ON MARCH 15, 2009 AND DUE TO WEATHER CONDITIONS IT IS NOT CURRENTLY NECESSARY AS EXPLAINED BY FIRE MARSHAL WESLEY ROBERTS.

ITEM #5

NO ACTION NECESSARY; DISCUSSION ONLY REGARDING COUNTY SPACE ISSUES.

ITEM #6 – EXECUTIVE SESSION – 2:10PM TO 2:52PM

DISCUSSION OF SALARY FOR ROCKWALL COUNTY DISTRICT ATTORNEY SENIOR PROSECUTOR.

ITEM #7 – ACTION OF EXECUTIVE SESSION

THE MOTION WAS MADE BY COMMISSIONER BAILEY, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 4-0 IN FAVOR OF AUTHORIZING THE HIRING OF A SENIOR FELONY PROSECUTOR IN THE DISTRICT ATTORNEY'S OFFICE AT LEVEL 9 OF THE PAY SCALE AND AUTHORIZE THE DISTRICT ATTORNEY'S OFFICE TO PROVIDE A SALARY SUPPLEMENT FROM THE DISTRICT ATTORNEY FORFEITURE FUNDS.

ITEM #8

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 4-0 IN FAVOR OF

APPROVING THE FOLLOWING CONSENT AGENDA ITEMS:

- a) Minutes of previous meeting(s);
- b) Co. Clerk, Feb-09 monthly fee report(s);
- c) District Clerk, Feb-09 monthly fee report(s);
- d) Co. Tax Assessor-Collector, Feb-09 monthly activity/expense report(s);
- e) Co. Tax Assessor-Collector, Acknowledge the Deputation of Clerk Kim Wylie;
- f) Co. Sheriff, Acknowledge the Deputation of Deputy Sheriff Randy Leonard;
- g) J.P. Pct. 1, Feb-09 monthly judicial activity report(s);
- h) J.P. Pct. 2, Feb-09 monthly judicial activity report(s);
- i) Indigent Health, Feb-09 monthly expenditure/case report(s);
- j) Co. Auditor, Approve payment to Brinkley Sargent Architects for January 2009 architectural services on the Rockwall County Justice Center in the amount of \$16,954.96;

ITEM #9

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER BAILEY WITH THE COURT VOTING 4-0 IN FAVOR OF APPROVING THE FOLLOWING PROPERTY ACQUISITIONS AND DISPOSITIONS OF FIXED

- A. Justice of the Peace #1 to purchase from Justice Court Technology Fund: (2) HON 4-drawer legal file cabinets including delivery @ an estimated cost of \$500.00.
- B. County Judge transfer to Human Resources: NeFax 655E fax machine @ an original cost of \$1,161.08.
- C. County Clerk transfer to Surplus: (6) chairs @ an estimated value of \$10.00.
- D. Maintenance & Operations transfer to Surplus: 1999 Ford Crown Victoria/mileage 96,365 @ an original cost of \$24,723.00.
- E. Road & Bridge transfer to Surplus: 1992 Ford 6640 tractor with Alamo 17' arm shredder.
- F. Surplus transfer to Maintenance & Operations: 2004 Ford Crown Victoria/mileage 99,006 @ an original cost of \$19,953.00.

ITEM #10

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

2009-11 - Transfer \$10,413 of budgeted funds for Juvenile Probation TO Juvenile Probation Officers @ \$8,884 & Social Security @ \$679 & Retirement @ \$800 & Workers Comp @ \$26 & Unemployment @ \$24 FROM Transfer out to TPWD Grant to reallocate budgeted funds for Juvenile Probation to correct Budget Transfer #2009-10 in establishing a new Texas Parks and Wildlife Grant.

ITEM #11

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 3-0 IN FAVOR OF APPROVING **PAID CLAIMS** IN THE AMOUNT OF \$307,054.25, COMMISSIONER BAILEY ABSTAINED FROM DISCUSSION AND VOTE.

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER BAILEY WITH THE COURT VOTING 4-0 IN FAVOR OF APPROVING **UNPAID CLAIMS** IN THE AMOUNT OF \$355,976.39, THE COUNTY AUDITOR WILL CORRECT AN ACCOUNT CODE LISTED ON THE UNPAID CLAIMS LIST AS NOTED BY COMMISSIONER BAILEY.

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER BAILEY WITH THE COURT VOTING 4-0 IN FAVOR OF APPROVING THE **PAYROLL** ENDING MARCH 7, 2009 IN THE AMOUNT OF \$490,868.96.

ITEM #12

THERE BEING NO FURTHER BUSINESS COMING BEFORE THE COURT,
COMMISSIONER WIMPEE ADJOURNED THE MEETING AT 3:58PM.

LISA CONSTANT, COUNTY CLERK