

**COMMISSIONERS COURT
MAY 12, 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:**

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| CHRIS FLORANCE | COUNTY JUDGE |
| JERRY WIMPEE | COMMISSIONER PCT #1 |
| LORIE GRINNAN | COMMISSIONER PCT #2 |
| DENNIS BAILEY | COMMISSIONER PCT #3 |
| DAVID MAGNESS | COMMISSIONER PCT #4 |
| LISA CONSTANT | COUNTY CLERK |

- THE MEETING WAS CALLED TO ORDER BY JUDGE FLORANCE AT 9:00AM. OTHERS PRESENT WERE COUNTY AUDITOR JOHN BLACKWOOD, COUNTY TREASURER BILL SINCLAIR AND ASSISTANT DISTRICT ATTORNEY BRIAN WILLIAMS.
- THE INVOCATION WAS GIVEN BY JUDGE FLORANCE.
- THE PLEDGES OF ALLEGIANCE TO THE UNITED STATES FLAG AND TO THE TEXAS FLAG WERE LED BY COMMISSIONER BAILEY.
- NO GUESTS WERE PRESENT THAT REQUESTED TO ADDRESS THE COURT.

ITEM #1

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY JUDGE FLORANCE WITH THE COURT VOTING 4-0 IN FAVOR OF APPROVING A RESOLUTION AUTHORIZING THE NEIGHBORHOOD STABILIZATION PROGRAM APPLICATION; COMMISSIONER BAILEY ABSTAINED. COMMISSIONER GRINNAN POINTED OUT THAT THE VOTE ONLY SHOWS A WILLINGNESS TO PARTICIPATE IN THE PROGRAM; NOT A COMMITMENT TO PARTICIPATE IN THE PROGRAM.

ITEM #2

THE MOTION WAS MADE BY COMMISSIONER WIMPEE TO REVISE THE CURRENT HOLIDAY POLICY FOR DISCUSSION PURPOSES, COMMISSIONER GRINNAN SECONDED. AFTER DISCUSSION, A MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER WIMPEE WITH THE COURT VOTING 5-0 IN FAVOR OF CHANGING THE CURRENT POLICY FROM 30 DAYS TO 90 DAYS; I.E. IF A DESIGNATED HOLIDAY FALLS ON AN ELIGIBLE EMPLOYEE'S DAY OFF, THE EMPLOYEE SHALL BE ALLOWED TO TAKE ANOTHER DAY OFF WITH PAY DURING THE FOLLOWING 90 DAYS.

ITEM #3

COMMISSIONER BAILEY REPORTED BRIEFLY ON CURRENT STATE LEGISLATION ISSUES AFFECTING ROCKWALL COUNTY.

ITEM #4

COMMISSIONER MAGNESS REPORTED ON ROAD BOND ISSUES REGARDING THE NEXT CONSORTIUM MEETING AND COMMISSIONER GRINNAN REPORTED ON THE 740 TASK FORCE MEETING.

ITEM #5

COMMISSIONER MAGNESS REPORTED ON THE COUNTY SERVICES BUILDING IMPROVEMENT PROJECT.

ITEM #6

THE MOTION WAS MADE BY COMMISSIONER WIMPEE, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 5-0 IN FAVOR OF APPROVING (4) FIVE-YEAR LEASE AGREEMENTS WITH DE LAGE LANDEN FINANCIAL SERVICES FOR NEW COPIERS FOR THE COUNTY ANNEX, COUNTY COURT AT LAW, DISTRICT ATTORNEY AND DISTRICT JUDGE AT AN ANNUAL COST OF \$6,240.00.

ITEM #7

THE MOTION WAS MADE BY COMMISSIONER WIMPEE, SECONDED BY COMMISSIONER MAGNESS WITH THE COURT VOTING 5-0 IN FAVOR OF APPROVING AN AGREEMENT FOR THE ANNUAL QEI STATE INSPECTION OF ELEVATORS LOCATED IN THE GOVERNMENT CENTER, HISTORIC COURTHOUSE, ADULT PROBATION AND COUNTY LIBRARY AT A COST OF \$2,750.00.

ITEM #8

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 5-0 IN FAVOR OF APPROVING AN INTERGOVERNMENTAL AGREEMENT WITH THE UNITED STATES MARSHALS SERVICE FOR HOUSING FEDERAL PRISONERS IN THE ROCKWALL COUNTY JAIL AT A PER-DIEM RATE OF \$65.00 PER INMATE.

ITEM #9

THE MOTION WAS MADE BY COMMISSIONER WIMPEE, SECONDED BY COMMISSIONER GRINNAN WITH THE COURT VOTING 5-0 IN FAVOR OF APPROVING A CHANGE ORDER INCREASING THE AMOUNT OF THE CONTRACT WITH BRINKLEY SARGENT ARCHITECTS BY \$2,000.00 FOR ADDITIONAL CIVIL ENGINEERING SERVICES.

ITEM #10 – EXECUTIVE SESSION: 9:25AM – 11:20AM & 2:35PM – 3:50PM

DISCUSSION OF PURCHASE, EXCHANGE, LEASE OR VALUE OF REAL PROPERTY, AND ALL RELATED ISSUES;

DISCUSSION OF PERSONNEL ISSUES RELATED TO THE FIRE MARSHAL'S DEPARTMENT, AND ALL RELATED ISSUES;

**JUDGE FLORANCE RECESSED THE MEETING UNTIL 1:30PM. **JUDGE FLORANCE RE-CONVENED THE MEETING AT 1:30PM AND RECESSED UNTIL 2:30PM. ** AT 2:30PM, JUDGE FLORANCE RE-CONVENED THE MEETING AND IMMEDIATELY RETURNED TO EXECUTIVE SESSION.

****COMMISSIONER GRINNAN WAS ABSENT WHEN THE COURT RETURNED FROM EXECUTIVE SESSION ****

ITEM #11 – ACTION OF EXECUTIVE SESSION

NO ACTION TAKEN REGARDING THE PURCHASE, EXCHANGE, LEASE OR VALUE OF REAL PROPERTY.

NO ACTION TAKEN REGARDING PERSONNEL ISSUES RELATED TO THE FIRE MARSHAL'S DEPARTMENT.

ITEM #12

THE MOTION WAS MADE BY COMMISSIONER WIMPEE, 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. Librarian, March-09 activity monthly report(s);
- c) Co. Agent, April-09 activity expense report(s);
- d) Co. Agent, Feb-March-April-09 activity expense report(s);
- e) J.P. Pct. 1, April-09 monthly judicial activity report(s);
- f) District Clerk, April-09 monthly fee report(s);
- g) Co. Auditor, Approve payment to Chiang, Patel, & Yerby Inc., for engineering services at the 549/I30 interchange during March 2009 in the amount of \$12,600.10;
- h) Co. Auditor, Approve payment to Brinkley Sargent Architects for March 2009 architectural services on the Rockwall County Justice Center in the amount of \$77,225.94;
- i) Co. Auditor, March monthly report(s);

ITEM #13

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

- A. County Library to purchase from Library Building Fund: (2) Citizen circulation thermal receipt printers including delivery @ a quoted cost of \$1,028.00.
- B. Health Coordinator to purchase from FY2003 Capital Purchase Fund: Brother MFC – 8860DN fax machine including delivery @ an estimated cost of \$450.00.
- C. Commissioner Pct. #3 transfer to Maintenance & Operations: Dell Inspiron 8100 Pentium III laptop computer @ an original cost of \$2,393.00.
- D. Surplus transfer to District Attorney: (3) partition walls including modular furniture.

ITEM #14

NON-EMERGENCY BUDGET TRANSFERS:

NONE

****COMMISSIONER GRINNAN RETURNED TO THE MEETING****

ITEM #15

THE MOTION WAS MADE BY COMMISSIONER WIMPEE, SECONDED BY JUDGE FLORANCE WITH THE COURT VOTING 4-0 IN FAVOR OF APPROVING **PAID CLAIMS** BASED ON THE COUNTY AUDITOR'S RECOMMENDATION IN THE AMOUNT OF \$11,723.25; COMMISSIONER BAILEY ABSTAINED FROM DISCUSSION AND VOTE.

THE MOTION WAS MADE BY COMMISSIONER MAGNESS, SECONDED BY COMMISSIONER BAILEY WITH THE COURT VOTING 5-0 IN FAVOR OF APPROVING **UNPAID CLAIMS** BASED ON THE COUNTY AUDITOR'S RECOMMENDATION IN THE AMOUNT OF \$525,360.58;

THE MOTION WAS MADE BY COMMISSIONER GRINNAN, SECONDED BY COMMISSIONER BAILEY WITH THE COURT VOTING 5-0 IN FAVOR OF

APPROVING THE **PAYROLL** ENDING MAY 2, 2009 IN THE AMOUNT OF \$491,621.49.

ITEM #16

THERE BEING NO FURTHER BUSINESS COMING BEFORE THE COURT, JUDGE FLORANCE ADJOURNED THE MEETING AT 3:55PM.

LISA CONSTANT, COUNTY CLERK