COURT ORDER NO. 2009- 265 -04-06

THE STATE OF TEXAS **COMMISSIONERS COURT MINUTES**

COUNTY OF COLLIN **FEBRUARY 23, 2009**

On Monday, February 23, 2009, the Commissioners Court of Collin County, Texas, met in regular session in the Commissioners Courtroom, 210 S. McDonald Street, City of McKinney, Texas, at 9:30 a.m., with the following members present, and participating, to wit:

Judge Keith Self
Commissioner Prct 1 Matt Shaheen
Commissioner Prct 2 Jerry Hoagland
Commissioner Prct 3 Joe Jaynes
Commissioner Prct 4 Kathy Ward

Judge Self led the Invocation.

Commissioner Shaheen led the Pledge of Allegiance.

Commissioner Hoagland led the Pledge to the Texas Flag.

President Self called the **Collin County Health Care Foundation** meeting to order at 9:30 a.m. and adjourned at 9:34 a.m.

ITEM NO. 1 Judge Self convened the **Collin County Commissioners Court** meeting at 9:34 a.m.

John Kleinheksel, Public Works, presented Deborah Rutledge with a 25-year service pin.

DECISIONS MANDATED BY LEGAL ENTITIES OUTSIDE OF COMMISSIONERS COURT AUTHRORITY:

1. AI-29614 Budget adjustment in the amount of $8,720 to reallocate funds to purchase office equipment utilizing the DA's Forfeiture fund, District Attorney.

2. AI-29737 Personnel Appointments, Human Resources.

3. AI-29734 Personnel Changes, Human Resources.

FYI NOTIFICATION

1. AI-29661 Addendum No. 1 to Services: Onsite Grinding/Mulching and Removal of Debris (IFB No. 01340-09) to delete various items from the bid invitation, Public Works.

2. AI-29685 Change Order No. 11 to Construction, Building: Collin County Administration Building with Ratcliff Constructors, L.P. (IFB No. 05097-07) to add various items to the contract for an increase of $36,432 (previously approved by the County Administrator per Court Order No. 2007-180-02-27) (budgeted), Construction & Projects.

3. AI-29722 Budget amendment in the amount of $538,052 to reallocate funds to the appropriate line items for the FY2009 Bioterrorism Grant, Auditor.

4. AI-29708 Budget amendment(s)/adjustment(s) totaling $48,403 (over $5,000 per c/o 2005-589-08-01), Budget.

5. AI-29597 Utilization of the BuyBoard Cooperative contract to purchase two (2) F150 CrewCab Pickups from Philpott Motors for the Fire Marshal's office budgeted), Public Works.

6. AI-29696 Utilization of the BuyBoard Cooperative contract to purchase vehicles for replacement as part of the LIRAP/TCEQ grant (Clean Air Initiative Project) (budgeted), Public Works.

7. AI-29657 Designation of the location for the Collin County Trustee Sales, effective February 23, 2009, County Clerk.

ITEM NO. 2 Public Comments.

Glen Renfro Allen, Texas, approached the Court to give comments on two different topics: Groundwater Conservation District and Myers Park. Mr. Renfro first addressed the Groundwater Conservation District as a representative of Hurricane Creek County Club, Anna, Texas. They were concerned about the impact on people being able to drill wells and how much usage would be available for homes, golf courses and municipalities.

Additionally, Mr. Renfro spoke in support of Myers Park, stating it was the best kept secret in the county.

Paul Furr, Prosper, Texas, gave comments regarding Myers Park, also stating the county should continue to support the Park for the FFA and 4-H members of the county as it gives members a place to show.

Norman Gidney, McKinney, Texas, also spoke in support of Myers Park. Mr. Gidney has been using the Youth Park since 1969. Thousands of citizens have benefited from using the park.

Terri Ricketts, Blue Ridge, Texas, came forward. Ms. Ricketts was president of the Chamber of Commerce in McKinney for ten years, and, as a result, learned a lot of the history of Myers Park. Ms. Ricketts also asked the Court to continue support of Meyers Park.

Phil Prosser, Celina, Texas, land owner, read a prepared speech regarding the county's staking of right-of-way for paving which destroyed several trees which were valuable to his land. He said the county also trespassed on his property and burned a brush pile which he had created for fire wood and mulch. After his statement Judge Self commented since this was not on the agenda, the Court could not discuss.

Glen Coleman commented on Myers Park, stating the county should continue support of the park. (Time: 9:48 a.m.)

ITEM NO. 3 Consent agenda to approve:

Judge Self asked if any member of the Court or any member of the audience would like to have an item pulled off the consent agenda for individual consideration. Commissioner Shaheen requested items 3f4 and 3f5. Judge Self requested items j1 and 3j1. Judge Self stated that item 3l4 had been pulled from the agenda. Commissioner Hoagland motioned to approve the remainder of the consent agenda. (Time: 9:52 a.m.)

Motion By: Commissioner Prct 2 Jerry Hoagland
Second By: Commissioner Prct 3 Joe Jaynes

Aye: Judge Keith Self
Commissioner Prct 1 Matt Shaheen
Commissioner Prct 2 Jerry Hoagland
Commissioner Prct 3 Joe Jaynes
Commissioner Prct 4 Kathy Ward

a. Filing of the February 23, 2009, Regular Agenda.
COURT ORDER NO. 2009-108-02-23

b. AI-29677 Filing of the February 16, 2009, Special Session Agenda.
COURT ORDER NO. 2009-109-02-23

c. AI-29700 Disbursements for the period ending February 17, 2009, Auditor.
COURT ORDER NO. 2009-110-02-23

d. AI-29683 Tax Refunds totaling $603,154.50, Tax Assessor Collector.

COURT ORDER NO. 2009-111-02-23

e. **Advertisement(s):**

1. AI-29721 Maintenance: Elevators/Escalators (RFP No. 02360-09) (budgeted), Facilities.

COURT ORDER NO. 2009-112-02-23

2. AI-29681 Services: Fusion System Data and Analysis Development (RFP No. 02362-09) (budgeted), Homeland Security.

COURT ORDER NO. 2009-113-02-23

3. AI-29697 IPCC Enterprise CVP/IVR Audium Application, Technical Assistance (RFP No. 02358-09) (budgeted), Information Technology.

COURT ORDER NO. 2009-114-02-23

4. AI-29669 Equipment: Sign Fabrication (IFB No. 01333-09) (budgeted), Public Works.

COURT ORDER NO. 2009-115-02-23

5. AI-29723 Inmate Telephone Equipment and Services (RFP No. 02359-09) (budgeted), Sheriff.

COURT ORDER NO. 2009-116-02-23

f. **Agreement(s):**

1. AI-29666 Lease Agreement with the Honorable Ralph Hall, a Member of the U.S. House of Representatives for property located at 1800 North Graves Street, Suite 101, McKinney, Texas 75069, Construction & Projects.

COURT ORDER NO. 2009-117-02-23

2. AI-29665 Interlocal Agreement with the City of Frisco for the construction of improvements to Rolater Road from Independence Parkway to Custer Road (2007 Bond Project No. 07-022) and further authorize the County Judge to finalize and execute same (County's portion NTE $1,003,750 - budgeted), Engineering.

COURT ORDER NO. 2009-118-02-23

3. AI-29662 Interlocal Agreement with the City of Frisco for the construction of improvements to Eldorado Parkway from the Dallas North Tollway (DNT) to Preston Road (2007 Bond Projects No. 07-029 and No. 07-030) and further authorize the County Judge to finalize and execute same (County's portion NTE $2,026,000 - budgeted), Engineering.

COURT ORDER NO. 2009-119-02-23

4. AI-29709 Engineering Services Agreement with Lockwood, Andrews, and Newnam, Inc. for the improvements to SH 289 from Parvin Branch South of US 380 to North of US 380 (2nd Level Bridge), budget amendment in the amount of $1,031,884 and further authorize the Purchasing Agent to finalize and execute same (budgeted), Engineering. Commissioner Shaheen questioned the hourly cost of the services. He stated the county should not reconsider the scope but rather see if the costs could be lowered. Commissioner Jaynes disagreed, adding he did not want to put a major project on hold. The county is adding approximately 60 cars a day to the traffic problem at 289 and 380. Discussion followed. (Time: 9:54 a.m.)

Motion By: Commissioner Prct 3 Joe Jaynes
Second By: Commissioner Prct 2 Jerry Hoagland

Aye: Judge Keith Self
Commissioner Prct 2 Jerry Hoagland
Commissioner Prct 3 Joe Jaynes
Commissioner Prct 4 Kathy Ward
Nay: Commissioner Prct 1 Matt Shaheen

COURT ORDER NO. 2009-120-02-23

5. AI-29711 Engineering Services Agreement with HNTB Corporation for the Lake Lavon Bridge Study (2007 Bond Project No. 07-093), budget amendment in the amount of $381,875 and further authorize the Purchasing Agent to finalize and execute same (not budgeted), Engineering. Commissioner Shaheen stated he thought the cost was too high. This issue was discussed in tandem with item 4 Commissioner Jaynes disagreed, saying this project was too important. Ruben Delgado, Engineering, approached at the request of Commissioner Hoagland to give comments on the quote from LAN. Commissioner Shaheen asked why this is considered the best quote if there is a company who gave a much better price for the same services. Discussion with Court members ensued. Mr. Delgado and Commissioner Ward stated there was no second company to go to. Commissioner Shaheen motioned that the county go back to HNTB, leave the scope the same, and see if rates can be dropped. Comparisons included CH2M Hill and Dannenbaum. Mr. Delgado came forward with additional comments. Frank Ybarbo, Purchasing, offered an explanation of the contracting process. Further discussion among Court members followed. Commissioner Shaheen restated his motion, adding that the county go back and renegotiate with HNTB. (Time: 10:21 a.m.)

Motion By: Commissioner Prct 1 Matt Shaheen
Second By: Commissioner Prct 4 Kathy Ward

Aye: Judge Keith Self
Commissioner Prct 1 Matt Shaheen

Commissioner Prct 4 Kathy Ward
Nay: Commissioner Prct 3 Joe Jaynes
Commissioner Prct 2 Jerry Hoagland

COURT ORDER NO. 2009-121-02-23

6. AI-29714 Agreement with AT&T for a 100 Mbps Transport and Internet Service and further authorize the Purchasing Agent to finalize and execute same (budgeted), Information Technology.

COURT ORDER NO. 2009-122-02-23

7. AI-29680 Sponsoring Organization Hold Harmless Agreement and General Release for participation by the Christie Cox family in the Adopt-A-Road program to clean up and control litter along Stone Road and further authorize the County Judge to finalize and execute same, Public Works.

COURT ORDER NO. 2009-123-02-23

g. **Amendment(s):**

1. AI-29679 Amendment No. 001A to the Department of State Health Services (DSHS) CPS - Cities Readiness Initiative (FY2009 City Readiness Initiative grant) to approve the final FY2009 budget adjustment and further authorize the County Judge to finalize and execute same, Homeland Security.

COURT ORDER NO. 2009-124-02-23

h. **Change Order(s):**

1. AI-29691 No. 1 to Signs: Road, Parking & Custom with Roadrunner Traffic Supply (Contract No. 02046-06) to delete two (2) non-usable items from the contract and further authorize the Purchasing Agent to finalize and execute same, Public Works.

COURT ORDER NO. 2009-125-02-23

2. AI-29720 No. 1 to Road Materials: Lime Treated Subgrade (IFB No. 07114-07) with JRJ Paving to extend the contract for one (1) year through September 30, 2009 and further authorize the Purchasing Agent to finalize and execute same, Public Works.

COURT ORDER NO. 2009-126-02-23

3. AI-29656 No. 2 to Services: Morgue Transport (IFB No. 06106-07) with Weatherall Family Funeral Service L.L.C to reflect a price decrease for various items and further authorize the Purchasing Agent to finalize and execute same, Purchasing.

COURT ORDER NO. 2009-127-02-23

i. **Ratification of the County Judge's prior approval:**

1. AI-29726 Grant Application with the Texas Department of Transportation for the DWI No-Refusal Mandatory Blood Draw Program grant in the amount of $75,046.50, District Attorney.

COURT ORDER NO. 2009-128-02-23

j. **Budget adjustment/amendment(s):**

1. AI-29633 $5,225 to purchase Financial Audit software utilizing the Department of Information Resources (DIR) contract per Court Order No. 2004-188-03-23 which complies with Local Government Code 271.102, Auditor. Caren Skipworth, IT, gave comments regarding the purchase of this software. IT needs to configure several pieces of software to limit access to view only. Ms. Skipworth stated this involves third party software which is proprietary, and rights and roles are controlled by the vendor. Discussion with the Court ensued. Don Cozad, County Auditor, gave comments regarding the software process. Steven Bemis, Auditor's Office, gave comments on how the software would be used. Mr. Bemis explained what the Auditor's Office is requesting. He continued, stating ACL is designed to not allow the user to change any data. Ms. Skipworth re-approached to respond to Mr. Bemis's comments. Further discussion followed. Mr. Cozad again approached to answer questions by the Court. Judge Self suggested the vote be held until the Court returned from Executive Session. He then asked for any further discussion, which followed. (Time: 10:35 a.m.)

Following Executive Session, Judge Self stated item 3j1 was pulled off of the agenda. (Time: 1:40 p.m.)

NO ACTION TAKEN

Judge Self recessed Commissioners Court at 10:35 a.m. and reconvened at 10:42 a.m.

k. **Filing of the Minute(s), County Clerk:**

1. AI-29645 January 20, 2009 - Workshop.

COURT ORDER NO. 2009-129-02-23

2. AI-29693 January 27, 2009.

COURT ORDER NO. 2009-130-02-23

l. **Miscellaneous**

1. AI-29731 Sale of Struck Off Property located at 211 Sid Nelson Street, Farmersville, Texas to the Texas Department of Transportation and further authorize the County Judge to finalize and execute associated documents, Commissioners Court.

COURT ORDER NO. 2009-131-02-23

2. AI-29607 Purchase Hardware and Services for Elections' Voter Registration Servers utilizing the Department of Information Resources (DIR) contract per Court Order No. 2004-188-03-23 which complies with Local Government Code 271.102 and budget amendment in the amount of $40,000 for same, Elections.

COURT ORDER NO. 2009-132-02-23

3. AI-29616 Re-address Wood Street rural properties in the 100-block to be consistent with Princeton City addressing, GIS/Rural Addressing.

COURT ORDER NO. 2009-133-02-23

4. AI-29684 Re-designation of the rural portion of County 486 to Lake Road (with address updates), GIS/Rural Addressing. Judge Self initially stated this item was pulled; however, after questioning from Commissioner Hoagland, Bill Boyd came forward to address the issue, stating potential problems could result for first responders if addresses are not changed. Caren Skipworth, IT, speaking on behalf of Tim Nolan, GIS, stated there was a resident that had their address in concrete and was not willing to change the address. Ms. Skipworth said she would meet with Mr. Nolan when he returned. (Time: 9:52 a.m.)

NO ACTION TAKEN

5. AI-29690 Re-designation of Private Road 5566 to Keen Avenue (with address updates), GIS/Rural Addressing.

COURT ORDER NO. 2009-134-02-23

6. AI-29668 Partial road closure (right lanes) of County Roads 132, 134, 135, 175 and 177 from 8:00 a.m. to 5:00 p.m. on March 8, 2009 to accommodate the Texas High School Cycling League (THSCL) to facilitate a bicycle race, Public Works.

COURT ORDER NO. 2009-135-02-23

7. AI-29659 Installation of a Duress Alarm in the conference room (2nd floor of the Bloomdale Courthouse) used by the Family Violence Prosecutor to conduct interviews and budget amendment in the amount of $1,407 for same, Homeland Security.

COURT ORDER NO. 2009-136-02-23

8. AI-29636 Reject all bids received for Heavy Duty Tire Changer (IFB No. 10092-09), Public Works.

COURT ORDER NO. 2009-137-02-23

9. AI-29688 Sale of the abandoned portion of the Third Street undeveloped right-of-way in Copeville Original Donation to Mr. and Mrs. Steve Pollan, Public Works.

COURT ORDER NO. 2009-138-02-23

10. AI-29609 Acceptance of the Office Depot rebate check in the amount of $2,895.37 to be deposited into account no. 001-0310-381-5941 for the Human Resources Employee Incentive/Reward Program, Purchasing.

COURT ORDER NO. 2009-139-02-23

11. AI-29676 Deposit the net proceeds totaling $139,026.40 from the Collin County On-Line Auction held on January 9, 2009 per Local Government Code 263.156, Purchasing

COURT ORDER NO. 2009-140-02-23

12. AI-29678 Declare property as surplus, authorize additions and/or deletions to the list as deemed necessary, authorize the Purchasing Agent to sell same via on-line auction (per V.T.C.A Local Government Code 263) and advertise for same, Purchasing.

COURT ORDER NO. 2009-141-02-23

13. AI-29667 Reject all proposals received for Feasibility Study Collin County Radio System (RFP No. 04502-08), Sheriff.

COURT ORDER NO. 2009-142-02-23

14. AI-29719 Submission of a Local Initiative Project application to the Texas Commission on Environmental Quality (TCEQ) for vehicle replacement and further authorize the County Judge to finalize and execute same, Special Projects.

COURT ORDER NO. 2009-143-02-23

GENERAL DISCUSSION

ITEM NO. 4 AI-29562 **Public Hearing** – Consideration, discussion and any action regarding the placement of Regulatory Signs on various County Roads, Public Works. Jon Kleinheksel, Public Works, requested a Public Hearing regarding the placement of regulatory signs on various public roads, due mainly to new construction. Judge Self asked for public comment. There was none and the public hearing was closed. Commissioner Shaheen motioned to approve. (Time: 10:43 a.m.)

Motion By: Commissioner Prct 1 Matt Shaheen
Second By: Commissioner Prct 3 Joe Jaynes

Aye: Judge Keith Self
Commissioner Prct 1 Matt Shaheen
Commissioner Prct 2 Jerry Hoagland
Commissioner Prct 3 Joe Jaynes
Commissioner Prct 4 Kathy Ward

COURT ORDER NO. 2009-144-02-23

ITEM NO. 5 AI-29637 Presentation, discussion and any action regarding Myers Park & Event Center, Special Projects.

Wade Shackelford, Prosper, Texas, came forward as a representative of the Collin County Jr. Livestock Show Association and gave comments regarding Meyers Park and how the Court's decisions would affect the children involved in the FFA. Myers Park is one of the premiere facilities in the country and Mr. Shackelford felt the program should be preserved.

Linda Dixon, Manager, Myers Park, gave a presentation on Myers Park and Event Center. The presentation included statistics on events. Weddings are a large event for the park, but the trend is changing to more family time attendance. Public attendance for 2009 is estimated to be approximately 50,000. Ms. Dixon answered questions from the Court. Discussion followed. Ms. Dixon stated the Park is looking into ways to increase their revenue, including developing a second pole barn.

Commissioner Hoagland suggested they revisit the possibility of an Equestrian Center for future events. (Time: 11:01 a.m.)

NO ACTION TAKEN

ITEM NO. 6 AI-29749 Consideration, discussion and any action regarding goal setting for the Justice of the Peace and Constable redistricting, Commissioners Court. Bill Bilyeu, Administrative Services, approached to ask the Court to give the JP Courts and Constables direction as far as setting goals. Mr. Bilyeu suggested that Judge Self give the direction. Extensive discussion followed among Court members regarding a list of items that required approval.

Constables Paul Elkins, Charles Presley, Johnny Todd, Joe Barton and Judge Terry Douglas were asked to approach. Judge Terry Douglas, JP Prct. 2, gave comments regarding this issue. Judge Douglas stated he did not know where this list came from since he did not give input nor did any of the other JP Judges. He continued by saying he needed two offices for his precinct to give the citizens access to JP services.

Constable Johnny Todd, Prct. 4, commented regarding how this issue impacts the Constables' offices.

Constable Paul Elkins, Prct. 1, commented to the Court regarding the various duties of the Constables' offices.

Constable Charles Presley, Prct. 3, also addressed the Court and asked for direction from the Court. Constable Presley stated the quadrant idea would not work for his precinct.

Constable Joe Barton, Prct. 2, came forward with comments, Constable Barton was happy with the way his precinct was set up.
Discussion followed regarding workload to be equally distributed among the four districts. Commissioner Hoagland moved to equalize the workload. (Time: 11:06 a.m.)

Motion By: Commissioner Prct 2 Jerry Hoagland
Second By: Prct 1 Matt Shaheen

Aye: Judge Keith Self
Commissioner Prct 1 Matt Shaheen
Commissioner Prct 2 Jerry Hoagland
Commissioner Prct 3 Joe Jaynes
Commissioner Prct 4 Kathy Ward

COURT ORDER NO. 2009-145-02-23

Commissioner Hoagland made a motion regarding direction by Commissioners Court to the Justices of the Peace and Constables to propose new precinct lines, including both four and five precincts.

Motion By: Commissioner Prct 2 Jerry Hoagland
Second By: Judge Keith Self

Aye: Judge Keith Self
Commissioner Prct 1 Matt Shaheen
Commissioner Prct 2 Jerry Hoagland
Commissioner Prct 4 Kathy Ward
Nay: Commissioner Prct 3 Joe Jaynes

COURT ORDER NO. 2009-146-02-23

Commissioner Hoagland made a motion regarding utilization of current physical offices and new precinct lines that do not reduce the number of office locations. (Time: 11:26 a.m.)

Motion By: Commissioner Prct 2 Jerry Hoagland
Second By: Commissioner Prct 3 Joe Jaynes

Aye: Judge Keith Self
Commissioner Prct 1 Matt Shaheen
Commissioner Prct 2 Jerry Hoagland
Commissioner Prct 3 Joe Jaynes
Commissioner Prct 4 Kathy Ward

COURT ORDER NO. 2009-147-02-23

ITEM NO. 7 AI-29748 Consideration, discussion and any action regarding a Multi-County Groundwater Conservation District, Engineering. Tracy Homfield,

Engineering, addressed the Court regarding a multiple county groundwater district and to request this be brought before the legislators. Judge Self asked Ms. Homfield to address the concerns raised by Glen Renfro. Ms. Homfield answered the questions which were raised and discussion followed with the Court. Glen Renfro re-approached to give comments on the direction of the Board. Commissioner Jaynes made a motion to choose option one, Denton/Collin District. (Time: 12:00 p.m.)

Motion By: Commissioner Prct 3 Joe Jaynes
Second By: Commissioner Prct 2 Jerry Hoagland

Aye: Judge Keith Self
Commissioner Prct 1 Matt Shaheen
Commissioner Prct 2 Jerry Hoagland
Commissioner Prct 3 Joe Jaynes
Commissioner Prct 4 Kathy Ward

COURT ORDER NO. 2009-148-02-23

ITEM NO. 8 AI-29695 Presentation, discussion and any action regarding the remaining $10,477.07 Local Initiative Project Funding to be used for implementation of the North Central Texas Council of Government's (NCTCOG) Enhanced Remote Sensing Performance Based Pilot Program and further authorize the County Judge to finalize and execute associated documents for same, Special Projects. Jeff Durham, Special Projects Manager, approached the Court with an update of this item. Judge Self wanted it noted that Collin County would not be putting any money into this program. Commissioner Jaynes made a motion to approve. (Time: 12:04 p.m.)

Motion By: Commissioner Prct 3 Joe Jaynes
Second By: Commissioner Prct 1 Matt Shaheen

Aye: Judge Keith Self
Commissioner Prct 1 Matt Shaheen
Commissioner Prct 2 Jerry Hoagland
Commissioner Prct 3 Joe Jaynes
Commissioner Prct 4 Kathy Ward

COURT ORDER NO. 2009-149-02-23

ITEM NO. 9 AI-29703 Consideration, discussion and any action regarding a uniform decal package for the Constables' vehicles (NTE $25,000 - not budgeted), Public Works. Jon Kleinheksel, Public Works addressed the Court with several options for unit identification for Constables' vehicles. The Constables selected option number 4. Discussion with the Court followed. Constable Charles Presley approached to represent the Constables regarding marking their vehicles. Constable Johnny Todd addressed the Court to give his comments regarding marking the vehicles in his precinct. Constable Todd

disagreed with changing the current decals for his precinct. He stated he preferred to have his decals different and does not want to waste money on changing the markings. Further discussion ensued. Commissioner Hoagland made a motion to choose option 4 through attrition. (Time: 12:18 p.m.)

Motion By: Commissioner Prct 2 Jerry Hoagland
Motion died for lack of second.

NO ACTION TAKEN

ITEM NO. 10 AI-29747 Consideration, discussion and any action regarding a review on the Texas Commission on Environmental Quality (TCEQ) letter on Natural Resources Conservation Service (NRCS) Dams, Public Works. Jon Kleinheksel, Public Works, addressed the Court with information regarding this item and stated he wanted the Court to be aware of this issue. Judge Self said he requested the addition of this item because the maintenance agreement had expired and the Court should be aware of this. Discussion among Court members followed. Marvin Wilson approached to give comments on the expiration of the 50-year contract on the dam maintenance. Commissioner Jaynes wanted locations for the dams in question. The Court decided to bring this item back to a later Court. (Time: 12:26 p.m.)

NO ACTION TAKEN

ITEM NO. 11 AI-29730 Consideration, discussion and any action regarding Personnel Appointments, Human Resources. Cynthia Jacobson, Human Resources, addressed the Court regarding the appointment of new employees. Ms. Jacobson informed the Court all appointments were at the beginning of the pay grade and followed standard procedures. Commissioner Hoagland made a motion to approve personnel appointments. (Time: 12:27 p.m.)

Motion By: Commissioner Prct 2 Jerry Hoagland
Second By: Commissioner Prct 1 Matt Shaheen

Aye: Judge Keith Self
Commissioner Prct 1 Matt Shaheen
Commissioner Prct 2 Jerry Hoagland
Commissioner Prct 3 Joe Jaynes
Commissioner Prct 4 Kathy Ward

COURT ORDER NO. 2009-150-02-23

ITEM NO. 12 AI-29729 Consideration, discussion and any action regarding Personnel Changes, Human Resources. Cynthia Jacobson, Human Resources, addressed the Court regarding changes to current employees. Ms. Jacobson informed the Court all changes followed standard procedures. Commissioner Shaheen made a motion to approve personnel changes. (Time: 12:27 p.m.)

Motion By: Commissioner Prct 1 Matt Shaheen
Second By: Commissioner Prct 4 Kathy Ward

Aye: Judge Keith Self
Commissioner Prct 1 Matt Shaheen
Commissioner Prct 2 Jerry Hoagland
Commissioner Prct 3 Joe Jaynes
Commissioner Prct 4 Kathy Ward

COURT ORDER NO. 2009-151-02-23

ITEM NO. 13 Discussion and any action regarding Potential 81st Legislative items, Commissioners Court.

a. Legislation creating Sienna Ranch Municipal Utility District No. 1. Mr. Bilyeu spoke on this item, stating Rider Scott apologized, but he had to leave for Austin to meet with a Senator on RTR funding. The attorney for Sienna Ranch was present; a development agreement is still being worked on between the city and the district. Julianne Kugle, attorney with Coats Rose, Houston, Texas, requested written evidence from the Commissioners Court that Representative Laubenberg and Senator Estes can proceed with filing the legislation. Discussion and explanation continued between Ms. Kugle and the Court. Commissioner Hoagland made a motion that the Court approve this item with the provision that it be annexed into the City of Nevada. (Time: 12:45 p.m.)

Motion By: Commissioner Prct 2 Jerry Hoagland
Second By: Commissioner Prct 4 Kathy Ward

Aye: Judge Keith Self
Commissioner Prct 1 Matt Shaheen
Commissioner Prct 2 Jerry Hoagland
Commissioner Prct 3 Joe Jaynes
Commissioner Prct 4 Kathy Ward

COURT ORDER NO. 2009-152-02-23

b. AI-29508 Legislation creating Van Alstyne Municipal Utility District (MUD) No. 2.

PULLED

ITEM NO. 14 AI-29739 Consideration, discussion and any action regarding the proposal for Collin County Commissioners Court Training Seminar, Commissioners Court. Pastor Trey Graham, Commissioners' Court Chaplain, approached the Court with a presentation regarding a training program. The first session would be to review current needs of the county and citizens, then talk about ways to meet those needs. The second session would be a full day to review the thoughts from session one, draft these to see if the ideas meet the

current needs of the county and citizens, then allow the Court to use the document as a guideline. Chaplain Graham gave the Court an overview of his qualifications to make the proposal. Discussion followed. Concerns regarding the time spent and cost of the training were discussed. Chaplain Graham stated that the time and cost of $4,500 were flexible.

Commissioner Shaheen commented that the costs should be revised. Frank Ybarbo, Purchasing, stated this does not have to go out for bid because it is less than $25,000; therefore, this would be an informal bid. Commissioner Shaheen motioned to have the proposal revised.

Motion By: Commissioner Prct 3 Joe Jaynes
Second By: Commissioner Prct 2 Jerry Hoagland

Aye: Commissioner Prct 2 Jerry Hoagland
Commissioner Prct 3 Joe Jaynes

Nay: Judge Keith Self
Commissioner Prct 1 Matt Shaheen
Commissioner Prct 4 Kathy Ward

Motion failed with a vote of 2 – 3

Commissioner Shaheen made a motion to have Mr. Bilyeu and Pastor Graham work together to submit another proposal. (Time: 11:42 a.m.)

Motion By: Commissioner Prct 1 Matt Shaheen
Second By: Commissioner Prct 3 Joe Jaynes

Aye: Judge Keith Self
Commissioner Prct 1 Matt Shaheen
Commissioner Prct 2 Jerry Hoagland
Commissioner Prct 3 Joe Jaynes
Commissioner Prct 4 Kathy Ward

COURT ORDER NO. 2009-153-02-23

Judge Self recessed Commissioners Court at 11:45 a.m. and reconvened at 11:51 a.m.

ITEM NO. 15 Consideration, discussion and any action regarding 2007 RTR funding, Commissioners Court. Commissioner Jaynes presented the Court with an update on this item. (Time: 12:47 p.m.)

NO ACTION TAKEN

ITEM NO. 16 Consideration, discussion and any action regarding Board/Committee Appointments, Commissioners Court.

a. AI-29732 Appointment to the Regional Emergency Preparedness Advisory Committee (REPAC), Commissioners Court. Judge Self made a motion to appoint Dr. Muriel A. Marshall. (Time: 12:47 p.m.)

Motion By: Judge Keith Self
Second By: Commissioner Prct 3 Joe Jaynes

Aye: Judge Keith Self
Commissioner Prct 1 Matt Shaheen
Commissioner Prct 2 Jerry Hoagland
Commissioner Prct 3 Joe Jaynes
Commissioner Prct 4 Kathy Ward

COURT ORDER NO. 2009-154-02-23

b. AI-29736 Board/Committee Appointments. Commissioner Ward appointed Doug Kowalski to the LifePath Board. (Time: 12:48 p.m.)

Motion By: Commissioner Prct 4 Kathy Ward
Second By: Commissioner Prct 2 Jerry Hoagland

Aye: Judge Keith Self
Commissioner Prct 1 Matt Shaheen
Commissioner Prct 2 Jerry Hoagland
Commissioner Prct 3 Joe Jaynes
Commissioner Prct 4 Kathy Ward

COURT ORDER NO. 2009-155-02-23

17. Possible future agenda items by Commissioners Court without discussion.

EXECUTIVE SESSION

Judge Self recessed Commissioners Court at 12:48 p.m. and convened the Collin County Toll Road Authority meeting.

Judge Self recessed the Commissioner Court into Executive Session, in accordance with Chapter 551.074 of the Government Code, Personnel; Chapter 551.071, Legal; and 551.072, Real Estate at 12:54 p.m. Commissioners Court was reconvened at 1:40 p.m.

Personnel (551.074)

To deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee.

AI-29728 Retiree requesting waiver to the retiree insurance policy.

NO ACTION TAKEN

Legal (551.071)

AI-29740 Collin County v. County Auditor.

NO ACTION TAKEN

Real Estate (551.072)

AI-29705 Condemnation proceedings to acquire the right-of-way to construct the Outer Loop section between US 75 and SH 121, Engineering. Commissioner Jaynes made a motion to move forward with condemnation proceedings. (Time: 1:40 p.m.)

Motion By: Commissioner Prct 3 Joe Jaynes
Second By: Commissioner Prct 2 Jerry Hoagland

Aye: Judge Keith Self
Commissioner Prct 1 Matt Shaheen
Commissioner Prct 2 Jerry Hoagland
Commissioner Prct 3 Joe Jaynes
Commissioner Prct 4 Kathy Ward

COURT ORDER NO. 2009-156-02-23

There being no further business of the Court, Judge Self adjourned the meeting at 1:40 p.m.

Keith Self, County Judge

Matt Shaheen, Commissioner, Pct. 1

Jerry Hoagland, Commissioner, Pct. 2

Joe Jaynes, Commissioner, Pct. 3

Kathy Ward, Commissioner, Pct. 4

ATTEST:

Stacey Kemp, Ex-Officio Clerk
Commissioners' Court
Collin County, T E X A S