COURT ORDER NO. 2010- 718 -09-13

STATE OF TEXAS

COUNTY OF COLLIN

COMMISSIONERS' COURT MEETING MINUTES AUGUST 23, 2010

On Monday, August 23, 2010, the Commissioners Court of Collin County, Texas, met in Regular Session in the Commissioners' Courtroom, Jack Hatchell Administration Building, 4th Floor, 2300 Bloomdale Road, City of McKinney, Texas, with the following members present, and participating, to wit:

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

Judge Self led the Invocation.
Commissioner Shaheen led the Pledge of Allegiance.
Commissioner Hoagland led the Pledge of Allegiance to the Texas Flag.

Judge Self called to order the meeting of the **Collin County Commissioners Court** at 9:33 a.m. and recessed into the **Collin County Health Care Foundation** at 9:34 a.m.

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

President Self called to order the meeting of the **Collin County Toll Road Authority** at 9:34 a.m. and adjourned the meeting at 9:34 a.m.

DECISIONS MANDATED BY LEGAL ENTITIES OUTSIDE OF COMMISSIONERS COURT AUTHORITY:

FYI NOTIFICATION

1. **AI-32382** Budget amendment(s)/adjustment(s) totaling $30,328 (over $5,000 per c/o 2005-589-08-01), Budget.

2. Public Comments.

3. Presentation/Recognition.

4. Consent agenda to approve: Judge Self asked for any comments on the consent agenda. Commissioner Jaynes requested item 4i1 be pulled for discussion. Commissioner Shaheen requested item 4i3 be pulled for discussion. Motion to approve remainder of consent agenda. (Time: 9:35 a.m.)

Motion by: Commissioner Jerry Hoagland
Second by: Commissioner Joe Jaynes
Vote: 5 – 0 Passed

A. **AI-32415** Disbursements for the period ending August 17, 2010, Auditor.

COURT ORDER NO. 2010-621-08-23

b. **AI-32403** Tax Refunds totaling $367,434.93, Tax Assessor Collector.

COURT ORDER NO. 2010-622-08-23

c. Advertisement(s):

1. **AI-32376** Road Materials: Recycling of Asphalt Millings (IFB No. 08356-10), Public Works.

COURT ORDER NO. 2010-623-08-23

2. **AI-32230** Construction, Bridge: County Road 463 over Branch of Sister Grove Creek (IFB No. 07300-10), Special Projects.

COURT ORDER NO. 2010-624-08-23

d. Award(s):

1. **AI-32397** Services: GPS, Offender Monitoring (IFB No. 03204-10) to G4S Justice Services, LLC, Sheriff.

COURT ORDER NO. 2010-625-08-23

e. Agreement(s):

1. **AI-32379** Interlocal Agreement with the City of Dallas, Denton County, Texas Department of Public Safety and Dallas Fort Worth International Airport for the use of a Command and Control Radio Communications System, further authorize the County Judge to finalize and execute same, Sheriff.

COURT ORDER NO. 2010-626-08-23

2. **AI-32381** Interlocal Agreement with the City of McKinney for the development of Veterans Memorial Park (Bond Project No. 07PG21) and budget amendment in the amount of $300,000 for same; further authorize the County Judge to finalize and execute same, Special Projects.

COURT ORDER NO. 2010-627-08-23

3. Interlocal Agreement(s) for Dispatch Services through and including September 30, 2011 and further authorize the County Judge to finalize and execute same, Sheriff:

a. AI-32366 City of Anna in equal quarterly installment payments of $8,734.10 (totaling $34,936.40).

COURT ORDER NO. 2010-628-08-23

b. AI-32373 City of Celina in equal quarterly installment payments of $7,274.52 (totaling $29,098.08).

COURT ORDER NO. 2010-629-08-23

c. AI-32370 Town of Fairview in equal quarterly installment payments of $7,164.30 (totaling $28,657.20).

COURT ORDER NO. 2010-630-08-23

d. AI-32367 City of Farmersville in equal quarterly installment payments of $6,988.95 (totaling $27,955.80).

COURT ORDER NO. 2010-631-08-23

e. AI-32371 City of Josephine in equal quarterly installment payments of $634.60 (totaling $2,538.40).

COURT ORDER NO. 2010-632-08-23

f. AI-32368 City of Lavon in equal quarterly installment payments of $4,468.92 (totaling $17,875.68).

COURT ORDER NO. 2010-633-08-23

g. AI-32365 City of Melissa in equal quarterly installment payments of $5,704.72 (totaling $22,818.88).

COURT ORDER NO. 2010-634-08-23

h. AI-32369 City of Princeton in equal quarterly installment payments of $19,609.14 (totaling $78,436.56).

COURT ORDER NO. 2010-635-08-23

f. Amendment(s):

1. AI-32352 No. 1 to Engineering Services: Geo Tech and Materials Testing for Buildings (RFQ No. 04575-09) with H.H. Holmes Testing Laboratories, Inc. to extend the contract for one (1) year through and including September 30, 2011 and further authorize the Purchasing Agent to finalize and execute same, Construction & Projects. **COURT ORDER NO. 2010-636-08-23**

2. **AI-32349** No. 2 to Engineering Services: Testing and Balancing for Various Projects (RFQ No. 07591-08) with Engineered Air Balance Co., Inc. to extend the contract for one (1) year through and including September 30, 2011 and further authorize the Purchasing Agent to finalize and execute same, Construction & Projects.

COURT ORDER NO. 2010-637-08-23

3. **AI-32391** No. 2 to the Personal Services Agreement, Parkhill Prairie Park Maintenance (Contract No. 2009-210-03-23) with Nathan McTee to extend the agreement for one (1) year through and including September 30, 2011 and further authorize the Purchasing Agent to finalize and execute same, Special Projects.

COURT ORDER NO. 2010-638-08-23

4. **AI-32348** No. 2 to Professional Services, Appraisal Services (RFP No. 05553-08) with Pyles Whatley Corporation to extend the contract for one (1) year through and including September 30, 2011 and further authorize the Purchasing Agent to finalize and execute same, Special Projects.

COURT ORDER NO. 2010-639-08-23

5. **AI-32396** No. 5 to the Interlocal Agreement for participation in the County Monthly Clean-Up program with the North Texas Municipal Water District to extend the contract for one (1) year through and including September 30, 2011 and further authorize the Purchasing Agent to finalize and execute same, Public Works.

COURT ORDER NO. 2010-640-08-23

g. Change Order(s):

1. **AI-32313** No. 1 to Road Materials, Aggregate (IFB No. 05601-09) with TXI to extend the contract for one (1) year through and including September 30, 2011 and further authorize the Purchasing Agent to finalize and execute same, Public Works.

COURT ORDER NO. 2010-641-08-23

2. **AI-32398** No. 1 to Dairy Products: Milk (IFB No. 05610-09) with Milk Products, LP for a 12.2% price increase to the contract and extend the contract for one (1) year through and including September 30, 2011; further authorize the Purchasing Agent to finalize and execute same, Sheriff.

COURT ORDER NO. 2010-642-08-23

3. **AI-32402** No. 1 to Supplies: Jail and Personal Inmate (IFB No. 03447-09) with Amercare to extend the contract for one (1) year through and including September 30, 2011 and further authorize the Purchasing Agent to finalize and execute same, Sheriff.

COURT ORDER NO. 2010-643-08-23

4. **AI-32392** No. 1 to Supplies: Jail and Personal Inmate (IFB No. 03447-09) with ICS to extend the contract for one (1) year through and including September 30, 2011 and further authorize the Purchasing Agent to finalize and execute same, Sheriff.

COURT ORDER NO. 2010-644-08-23

5. **AI-32383** No. 1 to Supplies: Jail and Personal Inmate (IFB No. 03447-09) with Uniforms Manufacturing to extend the contract for one (1) year through and including September 30, 2011 and further authorize the Purchasing Agent to finalize and execute same, Sheriff.

COURT ORDER NO. 2010-645-08-23

6. **AI-32393** No. 1 to Services, Mowing (Contract No. 07723-09) with Tandem Mowing Service to extend the contract for one (1) year through and including September 30, 2011 and further authorize the Purchasing Agent to finalize and execute same, Special Projects.

COURT ORDER NO. 2010-646-08-23

7. **AI-32390** No. 2 to Striping, Roads and Parking Lots (IFB No. 10150-09) with Stripe-A-Zone to extend the contract for one (1) year through and including September 30, 2011 and further authorize the Purchasing Agent to finalize and execute same, Facilities.

COURT ORDER NO. 2010-647-08-23

8. **AI-32399** No. 3 to Services: Prisoner Transport (IFB No. 02433-08) with Prisoner Transport Services (PTS) of America, LLC. to extend the contract for one (1) year through and including September 30, 2011 and further authorize the Purchasing Agent to finalize and execute same, Sheriff.

COURT ORDER NO. 2010-648-08-23

9. **AI-32314** No. 4 to Road Materials, Emulsified Asphalt (IFB No. 05550-08) with Ergon Asphalt and Emulsions, Inc. for a .20 cent price increase to various contract items and extend the contract for a one (1) year through and including September 30, 2011; further authorize the Purchasing Agent to finalize and execute same, Public Works.

COURT ORDER NO. 2010-649-08-23

10. **AI-32400** No. 4 to Food: Bread Products (IFB No. 07118-07) with Flowers Baking Company to extend the contract for one (1) year through and including September 30, 2011 and further authorize the Purchasing Agent to finalize and execute same, Sheriff.

COURT ORDER NO. 2010-650-08-23

11. **AI-32401** No. 7 to Supplies: Jail and Personal Inmate (IFB No. 03447-09) with Bob Barker Company, Inc. to extend the contract for one (1) year through and including September 30, 2011 and further authorize the Purchasing Agent to finalize and execute same, Sheriff.

COURT ORDER NO. 2010-651-08-23

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

1. **AI-32386** August 2, 2010.

COURT ORDER NO. 2010-652-08-23

i. Miscellaneous

1. **AI-32211** Re-appointment of Steve Deffibaugh as the Collin County Fire Marshal for a two year term, Administrative Services.

Commissioner Jaynes commended Mr. Deffibaugh for his work as the Fire Marshal especially in the area of illegal dumping. Commissioner Hoagland agreed. Motion to approve the re-appointment of Steve Deffibaugh as Collin County Fire Marshal.
(Time: 9:36 a.m.)

Motion by: Commissioner Joe Jaynes
Second by: Commissioner Jerry Hoagland
Vote: 5 – 0 Passed

COURT ORDER NO. 2010-653-08-23

2. **AI-32439** Two year appointment of Judges and Alternate Judges pursuant to §32.002 of the Texas Election Code; appointment information provided by the Democratic Party Chair, Elections.

COURT ORDER NO. 2010-654-08-23

3. **AI-32300** Adoption of the early voting locations, dates and times and update the election day vote centers for the November 2, 2010 General and Special Elections, Elections.

Commissioner Shaheen asked if this item was also calling for the November election. Bill Bilyeu, County Administrator, approached in response saying yes, this was also calling for the November election as well as appointing Sharon Rowe as the early voting ballad board clerk. Mr. Bilyeu stated this is also reminding citizens that the deadline for an application by mail is October 26, 2010. Commissioner Shaheen requested the packet be updated to include the order of election. Mr. Bilyeu agreed and said he would also include a list of offices.

Commissioner Jaynes gave comments on the selection of the polling places and stated he was glad the John and Judy Gay Library had been added for the convenience of McKinney voters and said he would like it to replace Fire Station No. 7.

Commissioner Jaynes continued saying he would like to have the library as a location for all future early voting and would like to hear the benefits of the library versus the fire station. Vicki Self, Elections, replied to Commissioner Jaynes' comments saying the reason the library was not added as a full time polling location is because it is not a full time library and is not always open. Commissioner Shaheen thanked Elections for adding the Frisco location. Motion to call the November 2, 2010 General Election.
(Time: 9:37 a.m.)

Motion by: Commissioner Matt Shaheen
Second by: Commissioner Kathy Ward
Vote: 5 - 0 Passed **COURT ORDER NO. 2010-655-08-23**

Motion to adopt early voting locations, dates and times and update the Election Day vote centers for the November 2, 2010 General and Special Elections.
(Time: 9:38 a.m.)

Motion by: Commissioner Matt Shaheen
Second by: Commissioner Kathy Ward
Vote: 5 - 0 Passed **COURT ORDER NO. 2010-656-08-23**

GENERAL DISCUSSION

5. AI-32384 CUC Tech Share, CIJS & JCMS update presented by Charles Gray and acceptance of the CIJS rebate check in the amount of $78,855, Information Technology.

Caren Skipworth, Information Technology, opened the discussion by introducing Charles Gray of the Texas Conference of Urban Counties (CUC) and informed the court of the acceptance of a rebate check from the County's initial involvement with the CIJS project. These funds have been deposited back into the CIJS project funds to be used for other initiatives.

Charles Gray, CUC, gave a power point presentation and provided an update of the Techshare program. There are three (3) projects at the CUC related to technology. Common Integrated Justice System (CIJS), the Juvenile Case Management System which is a new collaboration with the State and an Adult Case Management System will is scheduled to begin soon. The update included a brief overview of the program which was formed in 2004 in order to enable counties to collaborate on information technology projects while also saving money; the goal of the program is to provide better systems at lower costs to the counties.

Mr. Gray continued with an update on CIJS saying the program began providing license fee rebates in 2009 and to date has rebated nearly one million dollars back to the participating counties. Currently there are 15 counties enrolled in the program and the contract has been extended until 2014. The CIJS contract includes all court types and so far criminal, which is the most difficult to implement, is the only court type not yet in Collin County. CIJS offers optional modules which include law enforcement, jail, check processing and adult probation. A list of the participating counties was shown to the court with the most recent to join being El Paso County. Tarrant and Travis counties are currently looking at the system.

Mr. Gray then gave an overview of the newly developed Juvenile Case Management Justice System (JCMS), which is one system for all Texas counties. This system will replace the system currently in use and will be funded by the State. Additional modules will be available should the counties want to the share cost of implementation. All participating counties will share the data in accordance with the Family Code. Collin County will have the choice of implementing the new JCMS basic case management system, or keep Odyssey which it is already using. Additional information regarding the new JCMS was given to the court.

Commissioner Shaheen gave comments saying it is good for counties to share information; to see what is working and what is not. A brief discussion regarding the benefits of the program followed. Mr. Gray then gave the court an overview of the Adult Case Management System (ACMS).

Mr. Gray informed the Court the county would be invited to join the project. This would be a 12 week project and would consist of three steps. First, they would draft rules for criminal justice in order to enable electronic filing (e-filing) for criminal cases. Currently in Texas e-filing is only accepted for civil cases. Second, there will be an update to the plan for CIJS and third, a software development project; the type of development will be decided by the counties who participate.

All CUC members will be invited to participate in one of two levels. Planning, in which they would share in the planning costs, and full participation which would be committed to developing the Criminal Justice module. The total cost for the project will be approximately $100,000. This cost will be split between the participating counties. Mr. Gray informed the court that due to Caren Skipworth's duties as chair of the technical committee, the county will be able to participate in the project without having to commit to the project.

Commissioner Shaheen asked why a cost was associated with the program. Mr. Gray replied the cost covers the fee for a consulting firm to assist in drafting the rules and updating the plan as well as exposing them to initiatives that are going on in other states. The period for the project will be from October 2010 to November 2011.

Judge Self asked what size counties will join the program. Mr. Gray replied there are smaller counties that are interested because they can use the system without having to host it; they can accept the standard configuration which has been done by other counties and just take training. The cost would be very low and that is attractive to them. After a brief discussion with the court, Judge Self thanked Mr. Gray for the information. (Time: 10:01 a.m.)

NO ACTION TAKEN

6. **AI-32418** Local Option Election for the City of Lavon to be held on November 2, 2010, Uniform Election Date for the legal sale of beer and wine for off-premise consumption only, Elections.

Vicki Self, Elections, addressed the court with the certification of signatures to order a local option election for the legal sale of beer and wine for off-premise consumption only in the City of Lavon. Ms. Self stated the required number of signatures is 98 and 118 signatures had been accepted as valid for the petition. Commissioner Jaynes asked what the formula was for setting the required number of signatures. Ms. Self replied she could not answer that question, but would find out and send him an email. (Time: 10:01 a.m.)

Motion by: Commissioner Jerry Hoagland
Second by: Commissioner Kathy Ward
Vote: 5 - 0 Passed

COURT ORDER NO. 2010-657-08-23

7. **AI-32437** Personnel Appointments, Human Resources.

Bill Bilyeu, County Administrator, addressed the Court regarding personnel appointments. Mr. Bilyeu stated all appointments followed standard guidelines. Motion to approve personnel appointments. (Time: 10:01 a.m.)

Motion by: Commissioner Joe Jaynes
Second by: Commissioner Jerry Hoagland
Vote: 5 - 0 Passed

COURT ORDER NO. 2010-658-08-23

8. **AI-32438** Personnel Changes, Human Resources.

Bill Bilyeu, County Administrator, addressed the Court regarding personnel changes. Mr. Bilyeu stated all changes followed standard guidelines. Motion to approve personnel changes. (Time: 10:01 a.m.)

Motion by: Commissioner Jerry Hoagland
Second by: Commissioner Joe Jaynes
Vote: 5 - 0 Passed

COURT ORDER NO. 2010-659-08-23

9. **AI-32455** Board/Committee Appointments, Commissioners Court.

Commissioner Hoagland stated that Paul Wageman, NTTA Board Representative, requested an effective date of October 1, 2010 for the appointment of Jane Willard to the NTTA Board. Motion to approve effective date of appointment.
(Time: 10:02 a.m.)

Motion by: Commissioner Jerry Hoagland
Second by: Commissioner Joe Jaynes
Vote: 5 - 0 Passed

COURT ORDER NO. 2010-660-08-23

10. **Potential 82nd Legislative items, Commissioners Court:**

a. **AI-31816** Discussion of legislative priorities.

NO ACTION TAKEN

b. **AI-31724** Transportation Priorities as recommended by Commissioners Court.

NO ACTION TAKEN

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

EXECUTIVE SESSION

Legal (551.071)

AI-32456 Confer with legal counsel on matters pertaining to budget, including funding of District Clerk's office and personnel, Commissioners, Precinct 3.

Judge Self recessed the Commissioners Court meeting into Executive Session at 10:03 a.m.

Judge Self reconvened the meeting of the Commissioners Court at 10:43 a.m. There being no further business of the Court, Judge Self adjourned the meeting at 10:43 a.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

COMMISSIONERS COURT COLLIN COUNTY TEXAS

ATTEST:

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