COURT ORDER NO. 2011- 225 -04-11

STATE OF TEXAS

COMMISSIONERS COURT MEETING MINUTES

COUNTY OF COLLIN

MARCH 21, 2011

On Monday, March 21, 2011, the Commissioners Court of Collin County, Texas, met in Regular Session in the Town of Prosper Municipal Chambers, 108 W. Broadway, Prosper, Texas, with the following members present, and participating, to wit;

Present: Judge Keith Self
Precinct 1 Commissioner Matt Shaheen
Precinct 2 Commissioner Cheryl Williams
Precinct 3 Commissioner Joe Jaynes
Precinct 4 Commissioner Duncan Webb

Commissioner Jaynes led the Invocation.
Commissioner Webb led the Pledge of Allegiance.
Judge Self led the Pledge of Allegiance to the Texas Flag.

Judge Self called to order the meeting of the **Collin County Commissioners Court** at 6:00 p.m. and recessed into the **Collin County Health Care Foundation**.

President Self called to order the meeting of the **Collin County Health Care Foundation** at 6:00 p.m. and adjourned the meeting at 6:08 p.m.

President Self called to order the meeting of the **Collin County Toll Road Authority** at 6:08 p.m. and adjourned the meeting at 6:24 p.m.

Judge Self reconvened the meeting of the **Collin County Commissioners Court** at 6:24 p.m.

DECISIONS MANDATED BY LEGAL ENTITIES OUTSIDE OF COMMISSIONERS COURT AUTHORITY:

1. **AI-33386** Personnel Changes, Human Resources.

2. Public Comments.

3. Presentation/Recognition.

4. Consent agenda to approve. Judge Self asked if any member of the Court or any member of the audience had an item they wanted pulled from the consent agenda for individual consideration. Commissioner Webb pulled items 4c2a and 4c2b for discussion. Commissioner Jaynes made a motion to approve the remainder of the consent agenda. (Time: 6:25 p.m.)

Motion by: Commissioner Joe Jaynes
Second by: Commissioner Duncan Webb
Vote: 5 - 0 Passed

a. **AI-33381** Disbursements for the period ending March 15, 2011, Auditor.
COURT ORDER NO. 2011-163-03-21

b. Budget adjustment(s)/amendment(s):

1. **AI-33357** $6,000 for the creation of Education & Conference budgets within the Justice Court Technology Fund (028), Justice of the Peace, Precinct 1.
COURT ORDER NO. 2011-164-03-21

c. Receive and File, Auditor:

1. Change of Office Inventory Audit:

a. **AI-33361** Commissioners, Precinct 2 & Precinct 4.
COURT ORDER NO. 2011-165-03-21

b. **AI-33359** County Court at Law 3.
COURT ORDER NO. 2011-166-03-21

c. **AI-33360** 219th District Court.
COURT ORDER NO. 2011-167-03-21

2. Final Audit Result(s):

a. **AI-33358** Collin County Firefighter's Association (1st Quarter FY2008 through 3rd Quarter FY2010).

Commissioner Webb asked for clarification on the length of time for the audit. He was concerned that the County is paying the Firefighter's Association $1 million per year yet an audit has not been conducted for three years. Jeff May, County Auditor, said this is not an audit that is a statutory requirement; it was an audit that he initiated. Mr. May has been the County Auditor for a year and a half so he cannot speak to what happened before his appointment. He was prompted to perform the audit because he noticed we were not receiving our quarterly reports. Going forward, this audit will be conducted annually. Commissioner Jaynes asked Mr. May to meet with the new fire marshal because he will most

likely be treasurer of this organization. Commissioner Webb made a motion to approve. (Time: 6:28 p.m.)

Motion by: Commissioner Duncan Webb
Second by: Commissioner Joe Jaynes
Vote: 5 - 0 Passed

COURT ORDER NO. 2011-168-03-21

b. AI-33324 Constable, Precinct 4 (3rd & 4th Quarter FY2010).

The issue was an audit report that was pulled at the last Commissioners Court meeting having to do with the dollar amount of a discrepancy on the report. Mr. May stated he looked into it and the amount of the discrepancy was $17.00. Commissioner Webb made a motion to approve. (Time: 6:29 p.m.)

Motion by: Commissioner Duncan Webb
Second by: Commissioner Matt Shaheen
Vote: 5 - 0 Passed

COURT ORDER NO. 2011-169-03-21

c. AI-33352 Juvenile Probation (3rd & 4th Quarter FY2010).

COURT ORDER NO. 2011-170-03-21

d. AI-33362 Development Services (4th Quarter FY2010).

COURT ORDER NO. 2011-171-03-21

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

1. AI-33363 February 28, 2011.

COURT ORDER NO. 2011-172-03-21

e. Miscellaneous

1. AI-33353 Utilization of the Bloomdale Courthouse parking lot for CASA of Collin County to use as a starting point of an escorted motorcycle ride on April 10, 2011 from 8:00 a.m. to 12:00 p.m. and further authorize the County Judge to finalize and execute the Hold Harmless Agreement, Facilities.

COURT ORDER NO. 2011-173-03-21

2. AI-33387 Personnel Appointments, Human Resources.

COURT ORDER NO. 2011-174-03-21

3. AI-33388 Personnel Changes, Human Resources.

COURT ORDER NO. 2011-175-03-21

GENERAL DISCUSSION

5. AI-33390 Sublease with Project Access of Collin County for property located at 6101 Frisco Square Blvd., Frisco, Texas, Commissioner, Precinct 1.

Bill Bilyeu, County Administrator, requested that this item be held. Construction is necessary at this facility and they are waiting for prices. Project Access is happy with the space and will be able to move in May 1, 2011.

HELD

6. AI-33368 Interlocal Agreement with NTTA regarding the Outer Loop, County Judge.

This item was discussed in the Collin County Toll Road Authority meeting. Judge Self stated they needed to vote as both the CCTRA and Commissioners Court. He said he would need the same motion that was made in the CCTRA meeting on the Interlocal Agreement with the NTTA. Commissioner Webb said he would make the same motion to approve. (Time: 6:30 p.m.)

Motion by: Commissioner Duncan Webb
Second by: Commissioner Joe Jaynes
Nay: Judge Keith Self
Commissioner Matt Shaheen
Vote: 3 - 2 Passed

COURT ORDER NO. 2011-176-03-21

7. AI-33382 Board/Committee Appointments, Commissioners Court.

Commissioner Williams appointed Stephen Wright to the Myers Park Board.

Motion by: Commissioner Cheryl Williams
Second by: Commissioner Joe Jaynes
Vote: 5 - 0 Passed

Commissioner Shaheen appointed Marianne Wells to the Myers Park Board. (Time: 6:30 p.m.)

Motion by: Commissioner Matt Shaheen
Second by: Commissioner Cheryl Williams
Vote: 5 - 0 Passed

COURT ORDER NO. 2011-177-03-21

8. Potential 82nd Legislative items, Commissioners Court:

a. <u>AI-31816</u> Discussion and any action of legislative priorities

1. Update Section 234.032 of the Local Government Code regarding the authority of a county to regulate certain aspects of slaughter operations to include Collin County. Laubenberg HB 141 (5-0 endorsed)

2. Various updates to TCDRS statutes.

Commissioner Shaheen said item 8a2 could be removed. Representative Taylor never submitted the bill. Commissioner Jaynes asked if there was the possibility of submitting this item as an amendment. Commissioner Shaheen replied there is the possibility of another bill which would allow TCDRS to provide 401k type retirement plans. (Time: 6:34 p.m.)

3. Update Local Initiative Project statutes to allow for more uses of the funding including replacing fleets and improving traffic flows. Madden HB 2030

Judge Self thought the Court should support this house bill which has to do with how the County can spend their clean air funds. Commissioner Williams made that in the form of a motion. (Time: 6:34 p.m.)

Motion by: Commissioner Cheryl Williams
Second by: Commissioner Matt Shaheen
Vote: 5 - 0 Passed

<u>COURT ORDER NO. 2011-178-03-21</u>

4. Amend Section 61.006 of the Health and Safety Code by deleting (d) to remove the requirement that DHS adopt rules governing county indigent eligibility rules linked to Temporary Assistance for Needy Families-Medicaid (TANF) rules. Taylor HB 655 (5-0 endorsed)

5. Amend Section 25.0453 of the Texas Government Code to provide explicit authority to utilize electronic court reporting in a Statutory Probate Court. Paxton draft local bill

6. Regional Toll Revenues (RTR funds) should be considered locally generated transportation funding and not included in state transportation funding formulas or budgets. Davis SB 814 (5-0 endorsed)

7. Require TxDOT to adopt rules creating funding formulas for highway projects utilizing input from planning organizations, transportation officials and local government officials. Shapiro SB 161 (5-0 endorsed)

8. A constitutional amendment prohibiting the legislature from adopting any new unfunded mandates on local government. HJR 56 Solomons

9. Prohibits the use of 4A and 4B funds to recruit or relocate a business from neighboring counties. HB 3215 Button

Judge Self wanted to discuss item 8a9. Commissioner Jaynes said he was okay within the county; but he had an issue with outside the county. Commissioner Williams said the Court shouldn't take action yet. She spoke with Frank Turner who visited Representative Button's office. They are trying to make some changes to confine it to urban centers. Judge Self agreed it needed to be monitored because Collin County is the biggest county this item would impact. (Time: 6:33 p.m.)

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

Commissioner Jaynes asked for an update on the status of all bond projects. Monika Arris, Budget, said that an update would be presented in an April court.

Commissioner Shaheen thanked the City of Prosper and the Mayor Pro Tem for hosting the meeting.

EXECUTIVE SESSION

There being no reason to recess into Executive Session and no further business of the Court, Judge Self adjourned the meeting at 6:35 p.m.

Keith Self, County Judge

Matt Shaheen, Commissioner, Pct. 1

Cheryl Williams, Commissioner, Pct. 2

Joe Jaynes, Commissioner, Pct. 3

Duncan Webb, Commissioner, Pct. 4

COMMISSIONERS COURT COLLIN COUNTY TEXAS

ATTEST:

Stacey Kemp, Ex-Officio Clerk
Commissioners Court
Collin County, T E X A S