COURT ORDER NO. 2011- 825 -10-10

STATE OF TEXAS

COUNTY OF COLLIN

COMMISSIONERS' COURT
MEETING MINUTES
SEPTEMBER 19, 2011

On Monday, September 19, 2011, the Commissioners' Court of Collin County, Texas, met in Regular Session in the Commissioners' Courtroom, Jack Hatchell Collin County Administration Building, 4th Floor, 2300 Bloomdale Road, City of McKinney, Texas, with the following members present, and participating, to wit:

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

Commissioner Shaheen led the Invocation.
Commissioner Williams led the Pledge of Allegiance.
Commissioner Jaynes led the Pledge of Allegiance to the Texas Flag.

1. Judge Self called to order the meeting of the **Collin County Commissioners' Court** at 1:30 p.m. and adjourned the meeting at 3:08 p.m.

President Self called to order the meeting of the **Collin County Health Care Foundation** at 3:08 p.m. and adjourned the meeting at 3:08 p.m.

President Self called to order the meeting of the **Collin County Toll Road Authority** at 3:08 p.m. and adjourned the meeting at 3:08 p.m.

FYI NOTIFICATION

1. AI-34211 Budget amendment(s)/adjustment(s) totaling $12,000 (over $5,000 per c/o 2005-589-08-01), Budget.

2. Public Comments.

W.A. Richardson, McKinney, came forward to recognize Audie Murphy for his bravery and service to the United States. Mr. Richardson proposed to rename Highway 380 to Audie Murphy Highway. (Time: 1:41 p.m.)

3. Presentation/Recognition:

a. AI-34238 Proclamation bringing awareness to Pancreatic Cancer, Commissioner, Precinct 1.

Commissioner Shaheen presented a proclamation naming November Pancreatic Cancer Awareness Month. (Time: 1:34 p.m.)

b. AI-34151 Historical Marker Book, Historical Commission.

Judge Self recognized the Collin County Historical Commission who presented a book that consists of the most recent state and county historical markers. They also presented the very first book they published which was done in 1986. Special credit went to Joy Goff for her hard work and dedication. (Time: 1:36 p.m.)

c. Service Pins for the month of September, Human Resources.

Jeff May, County Auditor, presented Robert Arruejo with a 10 year service pin.

Constable Chuck Presley, Precinct 3, presented Sergeant Tom Wiley with a 20 year service pin.

Judge Self presented Carrie Brazeal, Extension Service, with a 30 year service pin. (Time: 1:21 p.m.)

4. Consent agenda to approve: Judge Self asked for comments concerning the consent agenda. Commissioner Shaheen pulled 4b2 and 4c1. Commissioner Webb pulled items d1, d2, d4, 4a, f6, g2, h1, h2 and i2. Judge Self pulled items e7 through e10. Commissioner Webb made a motion to approve the remainder. (Time: 2:33 p.m.)

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

a. AI-34246 Disbursements for the period ending September 13, 2011, Auditor.

Commissioner Webb made a motion to approve all disbursements with the exception of the disbursement to Schindler. (Time: 2:34 p.m.)

Motion by: Commissioner Duncan Webb
Second by: Commissioner Cheryl Williams
Vote: 5 - 0 Passed

COURT ORDER NO. 2011-648-09-19

Commissioner Williams made a motion to approve disbursement to Schindler. Commissioner Webb did not participate in the vote. (Time: 2:34 p.m.)

Motion by: Commissioner Cheryl Williams
Second by: Commissioner Joe Jaynes
Vote: 4 - 0 Passed
Other: Commissioner Duncan Webb (Abstain)

COURT ORDER NO. 2011-649-09-19

b. Advertisement(s):

1. AI-34219 Voting Machines: Accuvote TSX Touchscreens, R7, Model "D" Tablet (IFB No. 09297-11), Elections.

COURT ORDER NO. 2011-650-09-19

2. AI-34100 Services, Qualified Service Entity (QSE) to Participate in ERCOT Program (RFP No. 08276-11), Facilities.

Dan James, Facilities Director, discussed the requirements needed to participate in the ERCOT program. One qualification is you must have a Qualified Service Entity (QSE). In order to have a QSE you must take 50% of the revenue off the top. Mr. James gave scenarios of how much the County could save if they conserved energy in certain situations. The County would receive 25% of every dollar saved. Commissioner Shaheen made a motion to approve. (Time: 2:40 p.m.)

Motion by: Commissioner Matt Shaheen
Second by: Commissioner Joe Jaynes
Vote: 5 – 0 Passed

COURT ORDER NO. 2011-651-09-19

3. AI-33704 Insurance: Basic Life and Accidental Death & Dismemberment (AD&D) (RFP No. 09299-11), Human Resources.

COURT ORDER NO. 2011-652-09-19

c. Award(s):

1. AI-34156 Construction, Myers Park Pump Station and Ground Storage Tank Project (IFB No. 04179-11) to Lamarc, Inc., budget amendment in the amount of $179,117 and further authorize the Purchasing Agent to finalize and execute Construction Agreement, Facilities.

Commissioner Shaheen asked to hold this item until a corrected court order could be attached. (Time: 2:43 p.m.)

HELD

2. AI-34155 Maintenance, Roads: Crack Sealing Services (IFB No. 07237-11) to Curtco, Inc., Public Works.

COURT ORDER NO. 2011-653-09-19

d. Agreement(s):

1. AI-34186 FY2012 Statewide Automated Victim Notification Service (SAVNS) Annual Maintenance Grant contract with Office of the Attorney General of Texas (OAG) for the period beginning September 1, 2011 through and including August 31, 2012 with a maximum liability of the Office of the Attorney General (OAG) NTE $30,710 and further authorize the County Judge to finalize and execute same, Auditor.

Commissioner Webb asked what the intent of the agreement is because it appears to give victims notice of release of offenders. Jeff May, County Auditor, said they are working with this company which notifies a victim when an inmate of a violent crime is released. Sheriff Terry Box stated they have been using this service for a few years and it keeps the victim aware of where the offender is at all times. The amount is the money paid to the vendor. Commissioner Webb made a motion to approve. (Time: 2:45 p.m.)

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

COURT ORDER NO. 2011-654-09-19

2. AI-34145 Annual contract with the Collin County Community Supervision and Corrections Department (CSCD) to establish a system for CSCD employee benefits and further authorize the County Judge to finalize and execute same, CSCD.

Commissioner Webb said the court order did not clearly state what the item was for. He requested additional information to be added to the court order and brought back with the correct language. Judge Self asked why these were on the same item. Bill Bilyeu, County Administrator, stated it has always been done this way. (Time: 2:47 p.m.)

HELD

3. AI-34062 Interlocal Agreement with the City of Wylie to provide GIS services and further authorize the County Judge to finalize and execute same, Information Technology.

HELD

4. AI-34223 Personal Services Agreement with Andrew Don Smith, Sr. (AGR No. 07254-11) for autopsy assistant services at the Collin County Medical Examiner's office through and including September 30, 2012 and further authorize the Purchasing Agent to finalize and execute same, Medical Examiner.

COURT ORDER NO. 2011-655-09-19

5. AI-34224 Personal Services Agreement with Erin Kirsten Duddleston (AGR No. 07253-11) for autopsy assistant services at the Collin County Medical Examiner's office through and including September 30, 2012 and further authorize the Purchasing Agent to finalize and execute same, Medical Examiner.

Commissioner Webb spoke about items d4 and d5 together. He expressed his concerns with the language of the contract and the payment of services. Frank Ybarbo, Purchasing, stated he received a letter from the vendor clarifying the language stating the amount is not $280 but is actually $295 maximum per day. Commissioner Webb made a motion to approve items d4 and d5 with the correction of $295 per day. (Time: 2:50 p.m.)

Motion by: Commissioner Duncan Webb
Second by: Commissioner Cheryl Williams
Vote: 5 – 0 Passed

COURT ORDER NO. 2011-656-09-19

6. AI-34116 Renewal of Maintenance Contracts in the amount of $457,479.83 for Motorola communications equipment & software (Contract No. 03511-09) through and including September 30, 2012 and further authorize the Purchasing Agent to finalize and execute same, Sheriff.

COURT ORDER NO. 2011-657-09-19

7. Interlocal Agreement(s) for Dispatch Services through and including September 30, 2012 and further authorize the County Judge to finalize and execute same, Sheriff.

a. AI-34121 City of Anna in equal quarterly installment payments of $7,648.60 (totaling $30,594).

COURT ORDER NO. 2011-658-09-19

b. AI-34122 City of Celina in equal quarterly installment payments of $5,998.64 (totaling $23,994.56).

COURT ORDER NO. 2011-659-09-19

c. **AI-34129** Town of Fairview in equal quarterly installment payments of $8,944.52 (totaling $35,778.08).

COURT ORDER NO. 2011-660-09-19

d. **AI-34123** City of Farmersville in equal quarterly installment payments of $5,714.74 (totaling $22,858.96).

COURT ORDER NO. 2011-661-09-19

e. **AI-34124** City of Josephine in equal quarterly installment payments of $549.43 (totaling $2,197.72).

COURT ORDER NO. 2011-662-09-19

f. **AI-34125** City of Lavon in equal quarterly installment payments of $3,854.36 (totaling $15,417.44).

COURT ORDER NO. 2011-663-09-19

g. **AI-34126** City of Melissa in equal quarterly installment payments of $5,185.35 (totaling $20,741.40).

COURT ORDER NO. 2011-664-09-19

h. **AI-34127** City of Parker in equal quarterly installment payments of $4,931.51 (totaling $19,726.04).

COURT ORDER NO. 2011-665-09-19

i. **AI-34128** City of Princeton in equal quarterly installment payments of $11,549.72 (totaling $46,198.88).

COURT ORDER NO. 2011-666-09-19

e. Amendment(s):

1. **AI-34198** No. 1 to CSCD/SCORE (Contract No. 09440-10) with Collin County Community Supervision and Corrections to extend the contract for one (1) year through and including August 31, 2012, further authorize the County Judge to finalize and execute same, CSCD.

COURT ORDER NO. 2011-667-09-19

2. **AI-34096** No. 1 to Personal Services Agreement: Deceased Livestock Pickup (Contract No. 09443-10) with Jan Kearney to extend the agreement for one (1) year through and including September 30, 2012, further authorize the Purchasing Agent to finalize and execute same, Development Services.

COURT ORDER NO. 2011-668-09-19

3. **AI-34111** No. 1 to Personal Service Agreement for Plumbing Inspector (Contract No. 09441-10) with Gary Machado to extend the contract for one (1) year through and including September 30, 2012 and further authorize the Purchasing Agent to finalize and execute same, Development Services.

COURT ORDER NO. 2011-669-09-19

4. **AI-34102** No. 1 to Personal Services Agreement for Plumbing Services (Contract No. 09442-10) with Paul Drake to extend the contract for one (1) year through and including September 30, 2012 and further authorize the Purchasing Agent to finalize and execute same, Development Services.

COURT ORDER NO. 2011-670-09-19

5. **AI-34105** No. 2 to Interlocal Agreement for Environmental Services (Agreement No. 02189-10) with the City of Lowry Crossing to extend the contract for one (1) year through and including September 30, 2012. Payments will be made in equal quarterly installments for an annual amount of $1,368 and further authorize the Purchasing Agent to finalize and execute same, Development Services.

COURT ORDER NO. 2011-671-09-19

6. **AI-34027** No. 2 to Maintenance: Scanners (RFP No. 12113-10) with Harris, Mackessy & Brennan, Inc. (HMB) to delete item 4340C and add item 6770A, extend the contract for one (1) year through and including September 30, 2012 and further authorize the Purchasing Agent to finalize and execute same, Information Technology.

COURT ORDER NO. 2011-672-09-19

7. **AI-33905** No. 2 to Recycling (Contract No. 05591-09) with the Branch Volunteer Fire Department to extend the contract for one (1) year through and including September 30, 2012 and further authorize the Purchasing Agent to finalize and execute same, Public Works.

COURT ORDER NO. 2011-673-09-19

8. **AI-34077** No. 2 to Recycling (Contract No. 05593-09) with the City of Lucas to extend the contract for one (1) year through and including September 30, 2012 and further authorize the Purchasing Agent to finalize and execute same, Public Works.

COURT ORDER NO. 2011-674-09-19

9. **AI-33906** No. 2 to Recycling (Contract No. 09759-09) with the City of Nevada to extend the contract for one (1) year through and including September 30, 2012 and further authorize the Purchasing Agent to finalize and execute same, Public Works.

COURT ORDER NO. 2011-675-09-19

10. AI-33903 No. 2 to Recycling (Contract No. 05595-09) with NTMWD to extend the contract for one (1) year through and including September 30, 2012, further authorize the Purchasing Agent to finalize and execute same, Public Works.

Judge Self spoke about items e7 through e10 together. He asked how efficient the recycling programs are and how much they cost per year. Jon Kleinheksel, Public Works, said it cost approximately $60,000 annually to facilitate the program and they collect approximately 150 tons of recyclables per year. Judge Self said he would like to take a three month period and review the program to see its efficiency. Judge Self made a motion to approve items e7 through e10. (Time: 2:53 p.m.)

Motion by: Judge Keith Self
Second by: Commissioner Cheryl Williams
Vote: 5 - 0 Passed

COURT ORDER NO. 2011-676-09-19

11. AI-34070 No. 4 to Interlocal Agreement for Animal Control Service with the City of Lucas to extend the contract for one (1) year through and including September 30, 2012. Payment will be made in quarterly installments for an annual amount of $19,030, further authorize the Purchasing Agent to finalize and execute same, Development Services.

COURT ORDER NO. 2011-677-09-19

12. AI-34071 No. 4 to Interlocal Agreement for the Facility Construction and use of Animal Shelter Services with the City of Lucas to set the rate for FY2012 and extend the contract for one (1) year through and including September 30, 2012. Payment will be made in quarterly installments for an annual amount of $14,570, further authorize the Purchasing Agent to finalize and execute same, Development Services.

COURT ORDER NO. 2011-678-09-19

13. AI-34104 No. 4 to Interlocal Agreement for Environmental Services (Agreement No. 10176-09) with the City of Melissa to extend the contract for one (1) year through and including September 30, 2012. Payments will be made in equal quarterly installments for an annual amount of $3,928 and further authorize the Purchasing Agent to finalize and execute same, Development Services.

COURT ORDER NO. 2011-679-09-19

14. AI-34147 No. 4 to Interlocal Agreement for Environmental Services (Contract No. 10178-09) with the City of Wylie to extend the contract for one (1) year through and including September 30, 2012. Payments will be made in equal quarterly installments for an annual amount of $33,632, further authorize the Purchasing Agent to finalize and execute same, Development Services.

COURT ORDER NO. 2011-680-09-19

15. AI-34150 No. 4 to the Interlocal Agreement for On-Site Sewage Facility (OSSF) with the City of Lucas to extend the contract for one (1) year through and including September 30, 2012 and further authorize the County Judge to finalize and execute same, Development Services.

COURT ORDER NO. 2011-681-09-19

16. AI-34069 No. 5 to the Interlocal Agreement with the Town of Lavon for Animal Control and Animal Shelter Services to set the FY2012 rate (to be paid in quarterly installment payments for an annual total of $6,150), extend the agreement for one (1) year through and including September 30, 2012 and further authorize the Purchasing Agent to finalize and execute same, Development Services.

COURT ORDER NO. 2011-682-09-19

17. AI-34133 No. 5 to Interlocal Agreement the Town of Nevada for Animal Control and Animal Shelter Services to set the FY2012 rate (to be paid in quarterly installment payments for an annual total of $3,075), extend the agreement for one (1) year through and including September 30, 2012 and further authorize the Purchasing Agent to finalize and execute same, Development Services.

COURT ORDER NO. 2011-683-09-19

18. AI-34141 No. 5 to Interlocal Agreement for Animal Control Services with the Town of Prosper to extend the contract for one (1) year through and including September 30, 2012. Payment will be made in quarterly installments for an annual amount of $34,563, further authorize the Purchasing Agent to finalize and execute same, Development Services.

COURT ORDER NO. 2011-684-09-19

19. AI-34132 No. 5 to the Interlocal Agreement with the City of Frisco for the Facility Construction and use of the Animal Shelter Services to set the rate for FY2012 in equal quarterly installment payments for an annual amount of $270,431 effective October 1, 2011 through and including September 30, 2012 and further authorize the Purchasing Agent to finalize and execute same, Development Services.

COURT ORDER NO. 2011-685-09-19

20. AI-34134 No. 5 to Interlocal Agreement for the Facility Construction and Use of Animal Shelter Services with the City of Farmersville to set the rate for FY2012 and extend the contract for one (1) year through and including September 30, 2012. Payment will be made in quarterly installments for an annual amount of $8,463, further authorize the Purchasing Agent to finalize and execute same, Development Services.

COURT ORDER NO. 2011-686-09-19

21. **AI-34140** No. 5 to Interlocal Agreement for the Facility Construction and Use of Animal Shelter Services with the Town of Prosper to set the rate for FY2012 and extend the contract for one (1) year through and including September 30, 2012. Payment will be made in quarterly installments for an annual amount of $23,620, further authorize the Purchasing Agent to finalize and execute same, Development Services.

COURT ORDER NO. 2011-687-09-19

22. **AI-34206** No. 6 to Engineering Services For Roads FM 2551 from FM 544 to FM 2514 (Agreement No. 02384-09) with Chiang Patel & Yerby, Inc. to add Supplemental Agreement No. 8 to the contract, budget amendment in the amount of $44,919 and further authorize the Purchasing Agent to finalize and execute same, Engineering.

COURT ORDER NO. 2011-688-09-19

f. Change Order(s):

1. **AI-33773** No. 1 to Equipment, Grounds Maintenance (IFB No. 03212-10) with Irrigators Supply, Inc. to extend the contract for one (1) year through and including September 30, 2012, further authorize the Purchasing Agent to finalize and execute same, Public Works.

COURT ORDER NO. 2011-689-09-19

2. **AI-33775** No. 1 to Equipment, Grounds Maintenance (IFB No. 03212-10) with Longhorn, Inc. to extend the contract for one (1) year through and including September 30, 2012 and further authorize the Purchasing Agent to finalize and execute same, Public Works.

COURT ORDER NO. 2011-690-09-19

3. **AI-34091** No. 1 to Detergent and Dispenser for Laundry and Kitchen (IFB No. 06293-10) with Ecolab Inc. to extend the contract for one (1) year through and including September 30, 2012 and further authorize the Purchasing Agent to finalize and execute same, Sheriff.

COURT ORDER NO. 2011-691-09-19

4. **AI-34053** No. 2 to Supplies: Janitorial Equipment (IFB No. 07728-09) with American Health and Safety to add item no. 07728-09-1-43 - vinyl gloves, extend the contract for one (1) year through and including September 30, 2012 and further authorize the Purchasing Agent to finalize and execute same, Facilities.

COURT ORDER NO. 2011-692-09-19

5. **AI-34158** No. 2 to Supplies, Janitorial Paper and Disposable Products (Contract No. 07722-09) with Glazier Foods to extend the contract for one (1) year through and including September 30, 2012 and further authorize the Purchasing Agent to finalize and execute same, Facilities.

COURT ORDER NO. 2011-693-09-19

6. AI-34212 No. 2 to Services, Maintenance: Plumbing Contractor (IFB No. 03489-09) with Plumb Right Services, Inc. to provide various changes and extend the contract for one (1) year through and including September 30, 2012, further authorize the Purchasing Agent to finalize and execute same, Facilities.

Commissioner Webb said he noticed the plumbing expenditures went up drastically and he wanted to know why. Dan James, Facilities Director, stated this was due to the jail. The jail had a line rupture and was seeping raw sewage under the dining room. Commissioner Webb made a motion to approve. (Time: 2:55 p.m.)

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

COURT ORDER NO. 2011-694-09-19

7. AI-34078 No. 2 to Services, Mowing (IFB No. 07723-09) with AMA Construction Services, LLC to extend the contract for one (1) year through and including September 30, 2012 and further authorize the Purchasing Agent to finalize and execute same, Facilities.

COURT ORDER NO. 2011-695-09-19

8. AI-34092 No. 2 to Dairy Products: Milk (IFB No. 05610-09) with Milk Products, LP to extend the contract for one (1) year through and including September 30, 2012 and further authorize the Purchasing Agent to finalize and execute same, Sheriff.

COURT ORDER NO. 2011-696-09-19

9. AI-34228 No. 3 to Collin County Central Plant Upgrade (IFB No. 09782-09) with Swaim Construction & Associates, Inc. for final credit for water treatment and architect/engineer fees, further authorize the Purchasing Agent to finalize and execute same, Construction & Projects.

COURT ORDER NO. 2011-697-09-19

10. AI-33958 No. 4 to Services: Uniform & Miscellaneous Rental and Laundry Services (Contract No. 03079-07) with G & K Services to extend the contract for one (1) year through and including September 30, 2012 and further authorize the Purchasing Agent to finalize and execute same, Facilities.

COURT ORDER NO. 2011-698-09-19

11. AI-34093 No. 4 to Travel Management Services, Fleet Fuel Card (RFP No. 07117-07) with Wright Express Financial Services Corp. to extend the contract for one (1) year through and including September 30, 2012 and further authorize the Purchasing Agent to finalize and execute same, Public Works.

COURT ORDER NO. 2011-699-09-19

12. AI-34120 No. 4 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, 2012 and further authorize the Purchasing Agent to finalize and execute same, Sheriff.

COURT ORDER NO. 2011-700-09-19

13. AI-34090 No. 5 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, 2012 and further authorize the Purchasing Agent to finalize and execute same, Sheriff.

COURT ORDER NO. 2011-701-09-19

14. AI-34095 No. 5 to Uniforms: Law Enforcement & Related items, Work Uniforms and Miscellaneous (IFB No. 07126-07) with Lone Star Uniforms, Inc. to extend the contract for one (1) year through and including September 30, 2012 and further authorize the Purchasing Agent to finalize and execute same, Sheriff.

COURT ORDER NO. 2011-702-09-19

15. AI-34221 No. 9 to Services: Janitorial (Contract No. 01390-08) with James Enterprises to provide various changes to the contract, further authorize the Purchasing Agent to finalize and execute same, Facilities.

COURT ORDER NO. 2011-703-09-19

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

1. AI-34201 $452 to cover negative balance in Education and Conference line item, Justice of the Peace, Precinct 3-2.

COURT ORDER NO. 2011-704-09-19

2. AI-34172 $8,000 to purchase 10 computers, Tax Assessor Collector.

Commissioner Webb stated the County had adopted a technology replacement policy. He noticed a comment in the packet about how IT would not replace these specific computers so the Tax Assessor is requesting to take the money out of his own budget. Caren Skipworth, IT Director, said the Tax Assessor is not in the replacement plan until 2013 and with the processes they are running they would need all new machines rather than software upgrades. Commissioner Webb asked why the Tax Assessor requested $8,000 but the bill was for $9,000. Monika Arris, Budget Director, stated the difference is because the request was for computers only, without monitors, so there was an

adjustment made. She stated this is the first year the Tax Assessor has not spent his entire office supply budget. Ms. Arris explained how the office supply budget is allocated. Commissioner Webb made a motion to approve. (Time: 3:03 p.m.)

Motion by: Commissioner Duncan Webb
Second by: Commissioner Cheryl Williams
Vote: 5 - 0 Passed

COURT ORDER NO. 2011-705-09-19

3. AI-34239 $22,897 to establish a budget for fund 031 for FY2011 (Economic Development) for distribution to the Children's Advocacy Center per Chapter 381.004(f) of the Local Government Code, Budget.

COURT ORDER NO. 2011-706-09-19

h. Receive and File, Auditor:

1. AI-34057 3rd Quarter Investment Report for FY2011.

Commissioner Webb asked for clarification on the insurance claim fund. Jeff May, County Auditor, stated this fund receives the bulk of its funding in March of each year once the County receives their tax dollars. He also said the insurance claims are paid throughout the year. Commissioner Webb made a motion to approve. (Time: 3:05 p.m.)

Motion by: Commissioner Duncan Webb
Second by: Commissioner Cheryl Williams
Vote: 5 - 0 Passed

COURT ORDER NO. 2011-707-09-19

2. AI-34216 Final Audit Results – Justice of the Peace, Precinct 2 (3rd Quarter FY2010).

Commissioner Webb stated there was a finding related to a $0.10 fee that was not being collected. Jeff May, County Auditor, said over a four-month period this Justice of the Peace collected $54 for this particular fee. Commissioner Webb made a motion to approve. (Time: 3:06 p.m.)

Motion by: Commissioner Duncan Webb
Second by: Commissioner Cheryl Williams
Vote: 5 - 0 Passed

COURT ORDER NO. 2011-708-09-19

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

1. AI-34208 August 15-17, 2011, Budget Workshop.

COURT ORDER NO. 2011-709-09-19

2. AI-34164 August 17, 2011, Workshop.

COURT ORDER NO. 2011-710-09-19

j. Miscellaneous

1. AI-34203 Adoption of the Collin County Gift Policy, Administrative Services.

COURT ORDER NO. 2011-711-09-19

2. AI-34204 Strike off Properties described as Abstract 56 of the W.D. Burnett Survey, Tract 7 and Abstract 800 of the Orpha Shelby Survey, Tract 23, Town of Saint Paul, Texas and further authorize the County Judge to finalize and execute the attached Resolution, Administrative Services.

COURT ORDER NO. 2011-712-09-19

3. AI-34195 Trade-in an Oce Plotwave toward the purchase of a new Oce Plotwave for the County Clerk's office utilizing the TXMAS cooperative contract authorized by Local Government Code 791 and budget amendment in the amount of $19,011 for same, County Clerk.

COURT ORDER NO. 2011-713-09-19

4. AI-34252 Deletion of Lucas City Hall as an Early Voting location for the November 8, 2011, Constitutional Amendment Election, Elections.

COURT ORDER NO. 2011-714-09-19

5. AI-34165 Utilization of the University Drive Courts Facility Jury Room by Mothers Against Drunk Driving to conduct an English and Spanish Victims Impact Panel Class from 5:00 p.m. to 9:00 p.m. on September 21, 2011, September 28, 2011, October 19, 2011, November 16, 2011 and December 21, 2011, Facilities.

COURT ORDER NO. 2011-715-09-19

6. AI-34193 Disposal/salvage of units replaced with new vehicles under the Low-Income Repair and Replacement Assistance Program (LIRAP) grant (per LGC 263.151; Salvage Property) and further allow Red River Truck Repair (an authorized Texas Department of Transportation Salvage Vehicle Dealer) to disable and dispose of the units per requirements of Texas Commission on Environmental Quality (TCEQ) (Publication No. RG-464A), Public Works.

COURT ORDER NO. 2011-716-09-19

7. AI-34199 Reimbursement of fencing materials in the amount of $2,699.26 to Mr. Donald Bodwell for property along CR 498 and further authorize the County Judge to finalize and execute the Agreement for Release and Waiver of Liability, Public Works.

COURT ORDER NO. 2011-717-09-19

8. AI-34112 Reimbursement to Ms. Joyce Hassell in the amount of $275 for dust control oiling on County Road 565, Public Works.

COURT ORDER NO. 2011-718-09-19

9. AI-34162 Amended Facility Usage Agreement and Use Policies for Myers Park & Event Center, Special Projects.

COURT ORDER NO. 2011-719-09-19

10. AI-34259 Personnel Appointments, Human Resources.

COURT ORDER NO. 2011-720-09-19

GENERAL DISCUSSION

5. AI-34264 Truancy Court support, Constable, Precinct 3.

Constable Chuck Presley, Precinct 3, came forward to present information on the Truancy Court. Constable Presley stated that due to the elimination of positions in his department he feels he can no longer manage truancy. He gave a presentation discussing truancy and recommended adding a full-time deputy dedicated solely to the truancy program. Constable Presley discussed the many duties of the Truancy Deputy. He stated from October 1, 2010 to September 9, 2011 they have completed 77 transports of students that have been committed to the Juvenile Detention Facility or the Collin County Jail if they are over the age of 17. Each truancy transport uses approximately three deputy hours. If the student is over the age of 17 they must be delivered to the Court for a hearing, the parents must be present at the hearing and the deputy must monitor the student the entire time they are in custody. His office has supported the Students of Service (S.O.S.) Program and one Saturday of each month the students perform community service to make up lost time due to truancy. In 2010 the program consisted of 179 volunteers who performed 762 hours of service and picked up 20,300 pounds of trash. Constable Presley proposed the Court give his office this position until the school year is over in June and then reevaluating its cost effectiveness. Commissioner Shaheen asked if he was asking to move the proposed budget to employ 13 employees total. Commissioner Shaheen pointed out that from 2008 to 2009 there was a decline in papers served. Constable Presley stated that when they redistricted the areas in January 2009 he was given a much larger area to cover and had to reassign a deputy for evictions. The Court discussed reallocating duties of two deputies for the program rather than implement a new position. Commissioner

Williams suggested working with other precincts to use their deputies to assist with the truancy program. Judge Self suggested speaking to Precinct 4. (Time: 2:04 p.m.)

NO ACTION TAKEN

6. AI-34213 Budget amendment in the amount of $800 for membership dues that need to be paid prior to October 1, 2011 to qualify for discounted registration for an upcoming conference, 417th District Court.

Monika Arris, Budget, stated the request was needed to pay the dues before October 1st to qualify for a discounted registration for an upcoming conference for Drug Court. The request is to reallocate money from their library fund to pay the dues. Commissioner Shaheen made a motion to approve. (Time: 2:11 p.m.)

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

COURT ORDER NO. 2011-721-09-19

7. AI-34197 Clarification of restrictions on funds in preparation of implementing Governmental Accounting Standards Board (GASB) Statement Number 54 for the FY 2011 Comprehensive Annual Financial Report (CAFR) and further approve committing funds for disaster recovery in the General Fund, Auditor.
Item 7 and Item 8 were discussed together.

Jeff May, County Auditor, gave information concerning the Governmental Accounting Standards Board (GASB) Statement Number 54 and the FY 2011 Comprehensive Annual Financial Report (CAFR). He said the policies have changed and there are new categories added to the CAFR. He discussed the new terms and said the term "to be committed" means the Commissioners Court has to take action on the item. He said the assigned fund balance is intended to allow a designated person to assign fund balances when they determine the Commissioners Court had intent to commit the funds. Mr. May discussed the order of spending and the minimum fund balance, which is 120 operating days, which is approximately $39 million. Mr. May selected the 120 day balance because this is what GASB recommended to prevent losing the current bond rating. Commissioner Williams said they should really have reserves above the 120 day balance just in case.

Mr. May said GASB 54 will merge some special revenue funds and report them into the General Fund. He stated he needed the Court to make a decision so that he can have in writing to use these funds as committed funds. He asked to commit $10 million for disaster recovery along with a list supplied by Ms. Arris. Commissioner Shaheen asked where the numbers came from. Commissioner Webb replied, saying he did research after the Joplin, Missouri disaster. After speaking to Kelley Stone, Homeland Security,

he came back with the figure of $10 million. Monika Arris, Budget, came forward and discussed the breakdown of the disaster recovery funds as well as the list she supplied of additional funds. Commissioner Shaheen asked Caren Skipworth, IT Director, about information on rebuilding the data center in the event of an emergency. Judge Self recommended moving $2 million to the capital murder fund and $10 million in disaster recovery. This is not included in the operating reserve and it is not a permanent commitment and can change every year.

Commissioner Shaheen made a motion to commit $13.7 million funding for the General Fund for capital murder, special elections, utilities, disaster recovery and road and bridge fuel and material cost increase. (Time: 2:28 p.m.)

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

COURT ORDER NO. 2011-722-09-19

Commissioner Williams made a motion to commit funds for Juvenile Probation, pretrial release, jury fund, Myers Park operating, code inspection and permanent improvements. (Time: 2:31 p.m.)

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

COURT ORDER NO. 2011-723-09-19

8. AI-34196 Adoption of the Fund Balance Policy, Auditor.

Commissioner Webb made a motion to adopt the Fund Balance policy. (Time: 2:31 p.m.)

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

COURT ORDER NO. 2011-724-09-19

9. AI-34179 Public Hearing – Proposed FY2012 Budget, Budget.

Monika Arris, Budget, addressed the Court with the FY 2012 Proposed Budget. Ms. Arris gave an overview of the actions taken during the budget cycle and subsequent workshop. There were 11 positions added and 19 positions removed. Ms. Arris gave a presentation showing the General Fund five year trend as well as the proposed funding for FY 2012. She stated the FY 2012 proposed budget is a 4.5% decrease from the FY

2011 budget. The Operating Fund, which receives tax dollars, is decreasing 2.2% from the previous fiscal year. Ms. Arris stated the proposed tax rate is $0.24 per $100 valuation which has not been increased in the past 18 years. Changes that have come about since the proposed budget was filed include jury pay, the elimination of Justice of the Peace Precinct 3-1 arraignment duties, the Constable Precinct 3 proposal and permanent improvement regarding the animal shelter.

Judge Self opened the Public Hearing at 1:48 p.m. and asked if there were any public comments.

Roy Serpa, Fairview, came forward with comments on the proposed budget. Mr. Serpa urged the Court to be more careful with the obligations they place on the taxpayer and he recommended they reject the proposed FY 2012 budget and revise it accordingly.

There being no other comments, Judge Self closed the Public Hearing at 1:50 p.m.

NO ACTION TAKEN

10. AI-34180 Adoption of an order setting and approving the Fiscal Year 2012 Elected Officials Compensation, Budget.

Commissioner Williams made the motion based on backup information they currently have. (Time: 2:07 p.m.)

Motion by: Commissioner Cheryl Williams
Second by: Commissioner Duncan Webb
Vote: 5 – 0 Passed

COURT ORDER NO. 2011-725-09-19

11. AI-34181 Adoption of an order setting and approving the Fiscal Year 2012 Budget, Budget.

There being no discussion, Commissioner Williams made a motion to approve. (Time: 2:07 p.m.)

Motion by: Commissioner Cheryl Williams
Second by: Commissioner Duncan Webb
Vote: 4 – 1 Passed
Nay: Judge Keith Self

COURT ORDER NO. 2011-726-09-19

12. AI-34182 Adoption of an order setting the maintenance and operating tax rate of Fiscal Year 2012, Budget.

Commissioner Webb made a motion to approve the FY 2012 Maintenance and Operating Tax Rate to $0.176046. (Time: 2:08 p.m.)

Motion by: Commissioner Duncan Webb
Second by: Commissioner Cheryl Williams
Vote: 5 – 0 Passed

COURT ORDER NO. 2011-727-09-19

13. AI-34183 Adoption of an order setting the debt service tax rate of Fiscal Year 2012, Budget.

Commissioner Webb made a motion to approve the FY 2012 debt service tax rate for $0.0639546. (Time: 2:08 p.m.)

Motion by: Commissioner Duncan Webb
Second by: Commissioner Cheryl Williams
Vote: 5 – 0 Passed

COURT ORDER NO. 2011-728-09-19

14. AI-34184 Adoption of an order setting the combined tax rate for Fiscal Year 2012, Budget.

Commissioner Williams made a motion to approve the FY 2012 combined tax rate of $0.24. (Time: 2:09 p.m.)

Motion by: Commissioner Cheryl Williams
Second by: Commissioner Duncan Webb
Vote: 5 – 0 Passed

COURT ORDER NO. 2011-729-09-19

15. **AI-34185** Adoption of an order setting and approving the County Fee Schedule for Fiscal Year 2012, Budget.

Commissioner Webb made a motion to approve the FY 2012 County Fee Schedule with the changes that were posted by Ms. Arris. (Time: 2:09 p.m.)

Motion by: Commissioner Duncan Webb
Second by: Commissioner Cheryl Williams
Vote: 5 – 0 Passed

Commissioner Williams asked if they could clearly communicate the new fee schedules to the people who collect them and to follow up to make sure they are being adopted and collected.

COURT ORDER NO. 2011-730-09-19

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

Commissioner Williams requested discussion of travel policy and related costs.

EXECUTIVE SESSION

The Court did not recess into Executive Session. There being no further business of the Court, Judge Self adjourned the meeting at 3:08 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

ATTEST:

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