COURT ORDER NO. 2011- 911 -11-14

STATE OF TEXAS

COUNTY OF COLLIN

COMMISSIONERS' COURT
MEETING MINUTES
OCTOBER 24, 2011

On Monday, October 24, 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 (absent)
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.

1. Judge Self called to order the meeting of the **Collin County Commissioners' Court** at 1:30 p.m. and recessed into the **Collin County Toll Road Authority** at 1:31 p.m.

President Self adjourned the meeting of the **Collin County Toll Road Authority** at 2:27 p.m. and convened the meeting of the **Collin County Health Care Foundation**.

President Self adjourned the meeting of the Collin **County Health Care Foundation** at 2:27 p.m. and reconvened the meeting of the **Collin County Commissioners' Court**.

DECISIONS MANDATED BY LEGAL ENTITIES OUTSIDE OF COMMISSIONERS COURT AUTHORITY:

1. AI-34411 Personnel Changes, Human Resources.

FYI NOTIFICATION

1. AI-34398 Addendum No. 1 to Voting Machines: Accuvote TSX Touchscreens, R7, Model D Tablet (IFB No. 09297-11) to extend the solicitation date to October 13, 2011, Purchasing.

2. AI-34320 Budget amendment in the amount of $3,525 to establish the budget for the 2009 State Homeland Security Program (SHSP) Grant for the purchase of Digital Flashes for Motorola Radios under the Mobile Incident Command Post (MICP) project, Auditor.

2. Public Comments.

3. Presentation/Recognition:

a. Presentation of Service Pins for the month of October, Human Resources.

Jeff May, County Auditor, presented Linda Riggs with a ten-year service pin. (Time: 1:30 p.m.)

4. Consent agenda to approve: Judge Self informed the Court and members of the audience that items 4c2 and General Discussion Item 5 would be deleted. The Judge pulled item 4g2 for discussion and then asked for any additional comments on the consent agenda. Commissioner Webb pulled items 4g3 and 4g5 for discussion. Hearing nothing further, Commissioner Jaynes made a motion to approve the remainder of the consent agenda. (Time: 2:28)

Motion by: Commissioner Joe Jaynes
Second by: Commissioner Matt Shaheen
Vote: 4-0 Passed

a. **AI-34427** Disbursements for the period ending October 18, 2011, Auditor.
COURT ORDER NO. 2011-845-10-24

b. **AI-34399** Tax refunds totaling $139,340.58, Tax Assessor Collector.
COURT ORDER NO. 2011-846-10-24

c. Agreement(s):

1. **AI-34406** Interlocal Agreement with the City of McKinney for the Ownership and Maintenance of FM 543 from US 75 to CR 206 and further authorize the County Judge to finalize and execute same, Engineering.
COURT ORDER NO. 2011-847-10-24

2. **AI-34063** Novation Agreement for Services: Inmate Health Care (RFP No. 04479-08) to change the name from Correctional Healthcare Management, Inc. to Correctional Healthcare Companies, Inc. and further authorize the Purchasing Agent to finalize and execute same, Purchasing.
HELD

d. Amendment(s):

1. **AI-34418** No. 2 to the Lease Agreement with the Collin County Health Care Foundation and Collin County (Agr. No. 01301-09) to be occupied by CSCD (Community Supervision and Corrections Department) for property located at 900 East Park Boulevard, Suite 200, Plano, Texas to decrease the total square footage of the lease to 11,349 square feet and decrease the base price of the lease to $158,886

payable in monthly installments of $13,240.50 and further authorize the County Judge to finalize and execute same, Construction & Projects.

COURT ORDER NO. 2011-848-10-24

2. AI-34416 No. 2 to the Lease Agreement with the Collin County Health Care Foundation and Collin County (Agr. No. 01307-09) for property located at 900 East Park Boulevard, Suite 140 A-C and Suite 210, Plano, Texas to increase the square footage of the lease to 7,677 square feet and increase the base price of the lease to $107,478 payable in monthly installments of $8,956.50 and further authorize the County Judge to finalize and execute same, Construction & Projects.

COURT ORDER NO. 2011-849-10-24

e. Change Order(s):

1. AI-34421 No. 2 to Detergent and Dispenser for Laundry and Kitchen (IFB No. 06293-10) with Ecolab Inc. to provide various changes to the contract and further authorize the Purchasing Agent to finalize and execute same, Sheriff.

COURT ORDER NO. 2011-850-10-24

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

1. AI-34402 October 3, 2011.

COURT ORDER NO. 2011-851-10-24

g. Miscellaneous

1. AI-34378 Grant Application and Resolution for the FY2012 Indigent Defense Formula Grant and further authorize the County Judge to finalize and execute same, Auditor.

COURT ORDER NO. 2011-852-10-24

2. AI-34423 Application for a Slaughter Facility submitted by Ayachi Investments, LLC to be located at FM 1377 and CR 494, Development Services.

Misty Brown, Development Services, stated on September 1st, 2011, state law changed to allow Collin County to be covered under Local Government Code 234.033 which means the Commissioners' Court can approve the location of slaughter plants. The Commissioners' Court can prohibit the operations of a slaughterer if:

(1) They are within 1,000 feet of a school or residence; or,

(2) At any other location if the Commissioners' Court finds that the operation of a slaughterer's business is incompatible with the existing land use of the neighboring area or would impose an undue hardship on persons residing or trading in the neighboring area.

Continuing, Ms. Brown said on September 13th, 2011, they received an application for a new slaughter plant. A study showed there are five residential properties located within 1,000 feet so the application was being brought before the Court.

Mostapha Ayachi stated he purchased land in Princeton about a year ago. He owns several Subway and Church's Chicken franchises. Mr. Ayachi is from North Africa and he said there is a great demand for Kosher and Halal meat. Raw meat would not be sold from this facility. Mr. Ayachi said based on religion and holidays, the Muslim people purchase live animals, slaughter and process them. He stated he would engage the services of a company that would follow the proper procedures for the disposal of blood and innards. Commissioner Jaynes said he would vote against this item. He felt the legislation should work in this case and he made a motion to deny the request. (Time: 2:35 p.m.)

Motion by: Commissioner Joe Jaynes
Second by: Commissioner Duncan Webb
Vote: 4-0 Denied

DENIED

3. AI-34433 Resolution supporting the reconstruction of US 380 from the Denton County Line to Custer Road, including the addition of frontage roads between the Dallas North Tollway and SH 289 (Preston Road), Engineering.

Commissioner Webb said he is supportive of this item but he wanted to bring to the Court's attention that 380 is the major east-west road that goes through the center of the county. He is concerned that we continue to devote the necessary resources to continue to plan for this roadway to ultimately be a freeway. We are running into issues with the amount of right-of-way. We have RTR savings from other projects and he asked the Court to consider that we plan for that process. Following brief discussion, Commissioner Webb made a motion to approve. (Time: 2:41 p.m.)

Motion by: Commissioner Duncan Webb
Second by: Commissioner Joe Jaynes
Vote: 4-0 Passed

COURT ORDER NO. 2011-853-10-24

4. AI-34434 Resolution supporting the proposed improvements to SH 121 from SH 5 to CR 635/Fannin County Line, Engineering.

COURT ORDER NO. 2011-854-10-24

5. AI-32790 FY2012 Compensation Plan, Human Resources

Commissioner Webb asked Cynthia Jacobson, Human Resources, why this item was before the Court because he thought the Court had approved the pay ranges and salaries for all these different positions. Ms. Jacobson said it has been the tradition to

bring back the entire plan with everything listed in one place together. If the Court did not approve the plan today, it would still be in place. Commissioner Jaynes said he likes to approve the whole thing for transparency reasons and he made a motion to approve the compensation plan. Commissioner Webb voted no. (Time: 2:43 p.m.)

Motion by: Commissioner Joe Jaynes
Second by: Commissioner Matt Shaheen
Vote: 3-1 Passed
Nay: Commissioner Duncan Webb

COURT ORDER NO. 2011-855-10-24

6. AI-34442 Personnel Appointments, Human Resources.

COURT ORDER NO. 2011-856-10-24

7. AI-34443 Personnel Changes, Human Resources.

COURT ORDER NO. 2011-857-10-24

GENERAL DISCUSSION

5. AI-34420 Travel contract with Arta Travel, Administrative Services.

HELD

6. AI-34425 Begin negotiations with the top-ranked firm as determined by the evaluation committee for Professional Services, Engineering: Mobility Plan Update (RFQ No. 06207-11), Engineering.

Mr. Delgado stated following approval by the Court, several RFQ's were received and presented to the Planning Board to evaluate. The number one firm was Jacobs and the number two firm was Freese and Nichols. The request before the Court is to authorize the start of negotiations with the top-ranked firm as determined by the evaluation committee. Commissioner Webb made a motion to approve. (Time: 2:49 p.m.)

Motion by: Commissioner Duncan Webb
Second by: Commissioner Joe Jaynes
Vote: 4-0 Passed

COURT ORDER NO. 2011-858-10-24

7. Possible future agenda items by Commissioners Court without discussion. Judge Self said the discussion on the travel contract with Arta Travel will be held when Commissioner Williams returns. (Time: 2:49 p.m.)

EXECUTIVE SESSION

There being no reason to recess into Executive Session and no further business of the Court, Judge Self adjourned the meeting at 2:49 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