

THE STATE OF TEXAS

COMMISSIONERS COURT MINUTES

COUNTY OF COLLIN

MARCH 13, 2007

On Tuesday March 13, 2007, the Commissioners Court of Collin County, Texas, met in regular session with the following members present, and participating to wit:

Keith Self	County Judge, Presiding
Phyllis Cole	Commissioner, Precinct 1
Jerry Hoagland	Commissioner, Precinct 2
Joe Jaynes	Commissioner, Precinct 3
Jack Hatchell	Commissioner, Precinct 4

Commissioner Jaynes led the Pledge of Allegiance.

Commissioner Hoagland led the Pledge of Allegiance to the Texas Flag.

Judge Self led the Invocation.

Judge Self called Collin County Health Care Foundation meeting to order at 9:00 a.m. and recessed at 9:03 a.m. to move to Executive Session concurrently with Commissioners Court.

Item No. 1 Judge Self convened the Collin County Commissioners Court meeting to order at 9:03 a.m. and adjourned at 2:08 p.m.

FYI NOTIFICATION

1. AI-26278 Change Order No. 2 to Janitorial: Supplies with Olmsted Kirk to provide various changes to the contract (budgeted), Facilities.
2. AI-26277 Change Order No. 2 to Janitorial: Supplies with Clean Care Inc. to provide various changes to the contract, Sheriff.
3. AI-26280 Change Order No. 2 to Janitorial: Supplies with Corporate Express to add an item to the contract (budgeted), Sheriff.
4. AI-26279 Change Order No. 2 to Janitorial: Supplies with Pyramid School Products to add various changes to the contract (budgeted), Sheriff.

5. AI-26253 Routine Budget Amendment(s)/Adjustment(s) totaling \$140,670(over \$5,000 per c/o 2005-589-08-01), Budget. Commissioner Jaynes wanted clarification. Tracy Durham addressed the Court explaining these funds were in the budget just needing to be put in the exact budget location for access. Commissioner Hoagland moved to approve, Commissioner Jaynes seconded, and the motion passed with a 5-0 vote of the Court. (Time: 9:04:43 a.m.)

Item No. 2 Public Comments. Mary Martha Stewart, Senior Vice President of Independent Bank, representing Robert Kemp of the Volunteer McKinney Center, came before the Court to encourage a favorable vote on #4n5, using Myers Park for the Chuck Wagon Cook Off Fundraiser October 20, 2007. (Time: 9:10:15 a.m.) Roy Serpa, Fairview, came before the Court to compliment and comment on Commissioner Hoagland's recent newspaper article and to honor Cynthia Awalt, grant writer for the Collin County Children's Advocacy Center, who died recently. (Time: 10:08:35 a.m.)

Item No. 3 AI-26231 Presentation of Service Pins to employees with 10, 15, 20 and 25 years of service in the month of March, Human Resources.

Brenda Box	County Clerk	10 years
Brenda Cavender	County Clerk	10 years
Donna Laird	County Clerk	10 years
Lucas Ingram	CSCD	10 years
Janet Valentine	CSCD	15 years
John Story	CSCD	20 years
James Varner	Aux District Court	25 years
Tuesday Stephens	Development Ser	10 years
Tim Nolan	GIS/Rural Address	15 years
Richard Fairbanks	Public Works	10 years
Rick Allen	SO/Admin	25 years

Item No. 4 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 Jaynes asked for FYI Item #5 and Commissioner Hoagland asked for Consent Item #4n14. Commissioner Hatchell motioned to approve the remaining items, Commissioner Hoagland seconded, and the motion passed with a 5-0 vote of the Court. (Time: 9:03:56 a.m.)

a. AI-26312 Filing of the March 13, 2007, Regular Agenda.
COURT ORDER NO. 2007-191-03-13

b. AI-26313 Filing of the March 6, 2007, Special Session Agenda.
COURT ORDER NO. 2007-192-03-13

- c. AI-26314 Filing of the March 6, 2007, Workshop Agenda.
COURT ORDER NO. 2007-193-03-13
- d. AI-26262 Disbursements for the period ending March 7, 2007, County Auditor.
COURT ORDER NO. 2007-194-03-13
- e. AI-26250 Tax Refunds totaling \$345,904.14, Tax Assessor Collector.
COURT ORDER NO. 2007-195-03-13
- f. Award(s):
1. AI-26268 Construction: Fuel Oil Piping Replacement to Les Gray Co., Inc. and budget amendment of \$182,276 for same, Construction & Projects.
COURT ORDER NO. 2007-196-03-13
 2. AI-26249 Construction, Road: Dallas North Tollway (Phase IV) East Service Road to Rodman Paving, Inc. (budgeted), Engineering.
COURT ORDER NO. 2007-197-03-13
- g. Agreement(s):
1. AI-26267 Personal Services Agreement with Gary Machado to conduct plumbing inspections on an as needed basis and grant exemption from the competitive bidding process per VTCA LGC 262.024(a)(4) (budgeted), Development Services.
COURT ORDER NO. 2007-198-03-13
 2. AI-26247 Acceptance of the Hazardous Materials Emergency Preparedness Planning Grant through the State of Texas Division of Emergency Management Office of the Governor in the amount of \$5,854.46 and further authorize the County Judge to finalize and execute the agreement, Homeland Security.
COURT ORDER NO. 2007-199-03-13
 3. AI-26244 Interlocal Agreement with the City of Plano for the Collin County Emergency Communication Committee (CCECC) for the purchase, design, installation, operations and maintenance of a Fiber Optic Wide Area Network, Information Technology.
COURT ORDER NO. 2007-200-03-13

h. Amendment(s):

1. AI-26273 Amend Lease Agreement with Aventura Properties for property located at 8585 John Wesley Drive, Frisco, Texas to extend the lease through May 31, 2010 and further authorize County Judge to finalize and execute the agreement, Construction & Projects.
COURT ORDER NO. 2007-201-03-13

i. Notification of budget adjustment(s)/amendment(s), Auditor:

1. AI-26238 \$2,400 to purchase portfolios for the Sheriff's office training room utilizing LEOSE funds.
COURT ORDER NO. 2007-202-03-13

j. Receive and File, Auditor:

1. AI-26293 Asset Verification for the 366th District Court.
COURT ORDER NO. 2007-203-03-13
2. AI-26274 Monthly Financial Statement for January 2007.
COURT ORDER NO. 2007-204-03-13

k. Receive and File - Final Audit Results, Auditor:

1. AI-26271 District Attorney (3rd Quarter FY2006).
COURT ORDER NO. 2007-205-03-13
2. AI-26272 Constable, Precinct 4 (4th Quarter FY2006 & 1st Quarter FY2007).
COURT ORDER NO. 2007-206-03-13
3. AI-26292 Engineering - Road Construction Projects funded with 1999 Bond Funds.
COURT ORDER NO. 2007-207-03-13

l. Re-designation of Private Road with address update, GIS/Rural Addressing:

1. AI-26285 5539 to Four Winds Drive.
COURT ORDER NO. 2007-208-03-13
2. AI-26283 5549 to Hicks Hollow.
COURT ORDER NO. 2007-209-03-13

m. Reimbursement of fencing material and labor (budgeted), Public Works:

1. AI-26284 County Road 173 and 174 to Mr. and Mrs. Charles Bray in the amount of \$6,950.
COURT ORDER NO. 2007-210-03-13

2. AI-26217 County Road 617 to William Tuggle in the amount of \$1,565.
COURT ORDER NO. 2007-211-03-13

n. Miscellaneous

1. AI-26251 Reject all bids for Equipment: HVAC Unit for the Server Room, Construction & Projects.
COURT ORDER NO. 2007-212-03-13

2. AI-26296 Filing of the February 27, 2007, Minutes, County Clerk.
COURT ORDER NO. 2007-213-03-13

3. AI-26298 Re-plat of Rock Ridge Estates Phase IIB, lots 4R, 3R, 9R and 10R, Engineering.
COURT ORDER NO. 2007-214-03-13

4. AI-26275 Lowering the City of Irving's fiber optic line from 4 feet to 9 feet at US 380 and CR 27 for the construction of the Dallas North Tollway IV East Service Road - Bond Project #03-113 (budgeted), Engineering.
COURT ORDER NO. 2007-215-03-13

5. AI-26224 Rental of Myers Park by the Volunteer McKinney Center for a Chuck Wagon Cook Off Fundraiser Event on Saturday, October 20, 2007 for a single fee of \$1,000 to rent the entire site plus \$1 per parked car at the event, Engineering.
COURT ORDER NO. 2007-216-03-13

6. AI-26242 Additions/Deletions to the CIJS Project Team, Information Technology.
COURT ORDER NO. 2007-217-03-13

7. AI-26239 Acceptance of 3,900 cubic yards of surplus RAP material from TXDOT (Texas Department of Transportation) to be used for road maintenance, Public Works.
COURT ORDER NO. 2007-218-03-13

8. AI-26290 Donation of Collin County Inventory No. 30420, 1997 Chevy 1 Ton Flatbed Truck to the Weston Volunteer Fire Department, Public Works.
COURT ORDER NO. 2007-219-03-13
9. AI-26183 Implementation of an Adopt A Road Program, Public Works.
COURT ORDER NO. 2007-220-03-13
10. AI-26301 Resolution supporting the application by the City of McKinney for Federal assistance to rehabilitate Natural Resources Conservation Service Flood Retarding Structure 2A East Fork Above Lavon (NRCS FRS 2A EFAL) and removal of the dam from the County's maintenance responsibility, Public Works.
COURT ORDER NO. 2007-221-03-13
11. AI-26212 Upgrade the standard cab truck to an extended cab truck (budgeted for replacement in FY07) to be used by Facilities, Public Works.
COURT ORDER NO. 2007-222-03-13
12. AI-26282 Acceptance of twenty-two (22) Mobile Data Computers (MDC) for the Sheriff's office to be funded through the Urban Area Security Grant in the amount of \$96,712, Information Technology.
COURT ORDER NO. 2007-223-03-13
13. AI-26303 Update policy for the County tax abatement for historical properties, Commissioners Court.
COURT ORDER NO. 2007-224-03-13
14. AI-26324 Change Order No. 0203 for the Collin County Justice Center in the amount of \$187,774, Construction & Projects. Commissioner Hoagland was concerned about the large amount of changes on the new building. Bill Bilyeu, Administrative Services, addressed the concerns by explaining that there have been two large changes: the cooling system and moving the location of the server room which had large dollar amounts tied to them. Mr. Bilyeu explained that overall it is all within a very small range of changes. Commissioner Hoagland went on to say that his concern is being at the mercy of the contractor and not getting the very best price; Commissioner Hoagland stressed he would like close supervision on these changes. Judge Self added that he has talked to Bill Burke, Construction & Projects, and that

our percentage of change orders for a job of this magnitude is well within the scope of the job. Commissioner Hoagland made a motion to approve the item, Commissioner Hatchell seconded, and the motion passed with a 5-0 vote of the Court. (Time: 9:06:23 a.m.)

COURT ORDER NO. 2007-225-03-13

GENERAL DISCUSSION

Item No. 5 AI-26305 Consideration, discussion and any action regarding the use of time clocks in outlying areas of the county, Commissioners Court. Commissioner Cole started the discussion saying she does not think it should be optional for any group. Cynthia Jacobson stood to address the commissioners questions. Ms. Jacobson stated that those without formal time collection were: an outlying area of Road & Bridge, JP and Constable Courts in Wylie & Farmersville, the JP office in Frisco has indicated they will not go to a time clock situation, and the tax office in Frisco. The Medical Examiner's employees keep detailed records on their comings and goings which satisfy any documentation requirements. Commissioner Cole felt strongly that if most of the County employees can badge in, then everyone should be willing to clock in. Commissioner Jaynes motioned to install stand alone time clocks for these areas without securenet equipment, Commissioner Hatchell seconded, and the motion passed with a 5-0 vote of the Court. (Time: 9:14:55 a.m.)

COURT ORDER NO. 2007-226-03-13

AI-26347 Amend the Collin County policy. Commissioner Hoagland made a motion to put stand alone time clocks in for those without the securenet swiping equipment (and if someone refuses to comply, withhold their pay—discussion ensued on the legality and the exact employees involved), motion died for lack of a second. Commissioner Cole made a motion to put into payroll policy that if a department is not on the securenet equipment, then outlying areas will clock in/out manually, Commissioner Hatchell seconded, and the motion passed with a 4-1 vote of the Court. Commissioner Hoagland voted no.

COURT ORDER NO. 2007-227-03-13

Item No. 6 AI-26229 Consideration, discussion and any action regarding Personnel Appointments, Human Resources. Cynthia Jacobson, Human Resources, told the Court that all the appointments conformed to standard guidelines except for one, Beverly Parrish, who would start at Step 4 and then gave her credentials. Commissioner Hatchell moved to approve, Commissioner Cole seconded, and the motion passed with a 5-0 vote of the Court. (Time: 9:24:56 a.m.)

COURT ORDER NO. 2007-228-03-13

Item No. 7 AI-26230 Consideration, discussion and any action regarding Personnel Changes, Human Resources. Ms. Jacobson continued saying that all

the personnel changes conformed to standard guidelines except for Albert Orris in telecom. Ms. Jacobson explained the situation and answered yes when Judge Self asked if she approved. Commissioner Hatchell motioned to approve, Commissioner Cole seconded, and the motion passed with a 5-0 vote of the Court. (Time: 9:25:16 a.m.)

COURT ORDER NO. 2007-229-03-13

Item No. 8 Discussion and any action regarding legislative items for the upcoming 80th Legislative Session, Commissioners Court. Discussion of new district court. Judge Self spoke about his trip to Austin to speak before the legislature on the County's bill for one new District Court. Judge Self stated that Governor Perry wants to appoint the first judge. Discussion followed on past situations and the impact of this new development. Judge Self made the motion to leave the current court order worded as is; Judge Self also stated he would try to negotiate with Governor Perry's office on this issue. It was noted that this did not guarantee anything. Commissioner Hoagland moved to go with Judge Self's wording, Commissioner Cole seconded, and the motion passed with a 5-0 vote of the Court. (Time: 9:25:59 a.m.)

COURT ORDER NO. 2007-230-03-13

a. AI-26310 Court record and electronic court reporting. Commissioner Hoagland covered his concerns with court reporting as it currently is handled and stated that the topic needs clarification on several areas. Commissioner Hoagland motioned to approve the resolution, Commissioner Cole seconded, and the motion passed with a 4-1 vote of the Court. Commissioner Jaynes voted no. (Time: 9:32:21 a.m.)

COURT ORDER NO. 2007-231-03-13

Item No. 9 AI-26306 Consideration, discussion and any action regarding the forming of a Citizens Bond Committee and further appoint members for same, Commissioners Court. The general consensus was to hold this item till Court on March 27, 2007, and bring it back for final resolution. (Time: 9:34:15 a.m.)

HELD

Item No. 10 Possible future agenda items by Commissioners Court without discussion. Citizens Bond Committee; Ruben Delgado, Engineering, and pass-through financing;

EXECUTIVE SESSION

Judge Self recessed the Court into Executive Session at 10:08 a.m. and reconvened the Court into Open Session at 2:06 p.m.

AI-26304 Former employee's request for reinstatement. Judge Self stated that no action would be taken on this item. (Time: 2:06:41 p.m.)

AI-26316

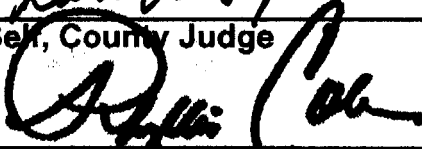
Board/Committee Appointments. Judge Self motioned to appoint Elvia Hernandez Clark to the Health Care Foundation Advisory Board, Commissioner Jaynes seconded, and the motion passed with a 5-0 vote of the Court. Commissioner Jaynes motioned to appoint Randy Williams to the Health Care Foundation Advisory Board, Commissioner Cole seconded, and the motion passed with a 5-0 vote of the Court. Commissioner Cole motioned to reappoint Donna Watson and Loretta Ellerby to the Life Path Board, Commissioner Hatchell seconded, and the motion passed with a 5-0 vote of the Court. (Time: 2:07:22 p.m.)

COURT ORDER NO. 2007-232-3-13

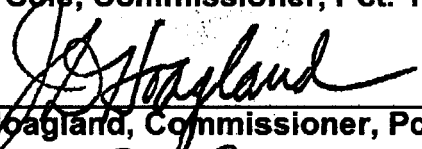
Judge Self announced that there was no further business and adjourned the meeting at 2:08 p.m. The next regularly scheduled meeting is the Workshop on Monday, March 19, 2007 at 6:00 p.m. at the EOC; the next regularly scheduled Commissioners Court meeting is Tuesday, March 27, 2007, at 9:00 a.m.



Keith Self, County Judge



Phyllis Cole, Commissioner, Pct. 1



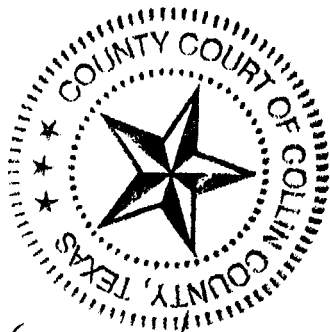
Jerry Hoagland, Commissioner, Pct. 2




Joe Jaynes, Commissioner, Pct. 3



Jack Hatchell, Commissioner, Pct. 4



ATTEST:



Stacey Kemp, Ex-Officio Clerk
Commissioners Court
Collin County, TEXAS