

THE STATE OF TEXAS

COMMISSIONERS COURT MINUTES

COUNTY OF COLLIN

APRIL 24, 2007

On Tuesday April 24, 2007, the Commissioners Court of Collin County, Texas, met in regular session at 9:00 a.m. with the following members present, and participating to wit:

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

Judge Self led the Invocation.

Commissioner Hatchell led the Pledge of Allegiance.

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

Judge Self called **The Collin County Health Care Foundation** meeting to order at 9:02 a.m. and adjourned at 9:08 a.m.

**Item No. 1** Judge Self convened **The Collin County Commissioners Court** meeting to order at 9:08 a.m. and adjourned at 11:47 a.m.

#### **FYI NOTIFICATION**

**AI-26476** Addendum No. 1 to Services: Coffee, to make various changes to the bid invitation, Purchasing.

**AI-26481** Addendum No. 1 to Services: Moving, to make various changes to the bid invitation, Purchasing.

**AI-26457** Utilization of the contract with Jamail Construction (per the Interlocal Agreement with Denton County - Court Order No. 2007-159-02-07) for exterior painting and installation of exterior wainscot at the Collin County Farm Museum (John Wells Building) (budgeted), Purchasing.

**AI-26492** Routine Budget Amendment(s)/Adjustment(s) totaling \$276,014 (over \$5,000 per c/o 2005-589-08-01), Budget.

**Item No. 2** Public Comments. There were a total of eight Public Comment Cards. Linda Knapik and Cheryl True, McKinney, TX, Consent Agenda 3m7. Bob Roeder, McKinney, TX, and Ike Shupe, Ft. Worth, TX, both in favor of General Discussion #7. Lee Banks, Dale Clark, Steve Darling, Marta Gore and Dave Mathews, McKinney, TX; Thomas Clark, Celina, TX; Larry Delzell, Plano, TX; Jed Dolson, Dallas, TX; Marcia Timmerman, Irving, TX; and Patrick Lindner, San Antonio, TX, all against General Discussion #7. (Time: 9:09:02 a.m.)

**Item No. 3** Consent agenda to approve: Judge Self asked if any member of the Court would like to have an item pulled off the consent agenda for individual consideration. Commissioner Hatchell asked for m7. Commissioner Jaynes moved to approve the remainder of the items, Commissioner Cole seconded, and the motion passed with 5-0 vote of the Court. (Time: 9:10:00 a.m.)

- a. Filing of the April 24, 2007, Regular Agenda.  
**COURT ORDER NO. 2007-325-04-24**
- b. AI-26463 Disbursements for the period ending April 18, 2007, Auditor.  
**COURT ORDER NO. 2007-326-04-24**
- c. AI-26449 Tax refunds totaling \$679,864.69, Tax Assessor Collector.  
**COURT ORDER NO. 2007-327-04-24**
- d. Advertisement(s):
  1. AI-26471 Construction, Building: Myers Park & Event Center, CR 166 @ CR 168 (budgeted), Construction & Projects.  
**COURT ORDER NO. 2007-328-04-24**
  2. AI-26477 Services: Uniform/Miscellaneous Rental and Laundry (budgeted), Public Works.  
**COURT ORDER NO. 2007-329-04-24**
  3. AI-26498 Services: Installation for KI Gallery Seating for the new Courthouse (budgeted), Purchasing.  
**COURT ORDER NO. 2007-330-04-24**
- e. Award(s):
  1. AI-26467 Professional Services, Engineering: Transportation Engineering and Consulting, 2007 Bond Program and further authorize the Purchasing Agent to finalize and execute the agreement (budgeted), Engineering.  
**COURT ORDER NO. 2007-331-04-24**

f. Agreement(s):

1. AI-26486 Grant exemption from the competitive bidding process per VTCA Local Government Code 262.024(a)(4) for a Professional Services Agreement with Gay, McCall, Isaacks, Gordon, May & Roberts, P.C. to provide specific legal services and enforce the collection of delinquent court fees and fines, and further authorize the County Judge to finalize and execute the agreement, Budget.

**COURT ORDER NO. 2007-332-04-24**

2. AI-26437 Personal Services Agreement with Jan Kearney to pick up and legally dispose of large deceased livestock on an as needed basis (budgeted), Development Services.

**COURT ORDER NO. 2007-333-04-24**

g. Change Order(s):

1. AI-26469 No. 25 for Construction: Addition and Renovation to Collin County Adult Detention Center with Satterfield & Pontikes Construction, Inc. to provide various changes to the contract (budgeted), Construction & Projects.

**COURT ORDER NO. 2007-334-04-24**

2. AI-26468 No. 26 to Construction: Collin County Courts Building with Hunt Construction Group to add various items to the contact (budgeted), Construction & Projects.

**COURT ORDER NO. 2007-335-04-24**

h. Ratification of the County Administrator's prior approval:

1. AI-26479 Change Order No. 24 for Construction: Addition and Renovation to Collin County Adult Detention Center with Satterfield & Pontikes Construction, Inc. to provide for revisions to the smoke exhaust system (budgeted), Construction & Projects.

**COURT ORDER NO. 2007-336-04-24**

i. Filing of the Minutes, County Clerk:

1. AI-26456 April 2, 2007 - Workshop.

**COURT ORDER NO. 2007-337-04-24**

2. AI-26495 April 10, 2007.

**COURT ORDER NO. 2007-338-04-24**

j. Proclamation(s):

1. AI-26480 Proclamation designating May 3rd, 2007 as National Day of Prayer, Commissioners Court.  
**COURT ORDER NO. 2007-339-04-24**
2. AI-26459 Proclamation in observance of the 24th Annual National Night Out, August 7, 2007, Sheriff.  
**COURT ORDER NO. 2007-340-04-24**

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

1. AI-26417 \$15,000 to establish a budget for the Texas Department of Transportation STEP-CIOT grant funds for overtime pay for enforcement of the seatbelt law during the Memorial Day Holiday.  
**COURT ORDER NO. 2007-341-04-24**

l. Receive and File, Auditor:

1. AI-26499 Substance Abuse (4th Quarter FY2006 & 1st Quarter FY2007).  
**COURT ORDER NO. 2007-342-04-24**
2. AI-26496 Constable Precinct 2 (1st Quarter FY2007).  
**COURT ORDER NO. 2007-343-04-24**
3. AI-26497 Justice of the Peace, Precinct 2 (1st Quarter FY2007).  
**COURT ORDER NO. 2007-344-04-24**
4. AI-26485 1st Quarter Investment Report for FY2007.  
**COURT ORDER NO. 2007-345-04-24**
5. AI-26487 Monthly Financial Statement for February 2007.  
**COURT ORDER NO. 2007-346-04-24**

m. Miscellaneous

1. AI-26500 Establish night workshop date, location and time. April 30th at 6:00 pm at the City of Frisco Council Chambers located at 6101 Frisco Square Blvd, Frisco Texas 75034, Commissioners Court.  
**COURT ORDER NO. 2007-347-04-24**
2. AI-26490 Resolution supporting the issuance of Texas Health Resources Revenue Bonds, Series 2007 to finance and

refinance health facilities in Collin County owned and operated by Texas Health Resources (THR), Commissioners Court.

**COURT ORDER NO. 2007-348-04-24**

3. AI-26491 Clarification of the Early Voting locations for the May 12, 2007, Constitutional Amendment Election to include omitted school districts added to locations in Anna, Blue Ridge, Celina, Community and Farmersville, Elections.

**COURT ORDER NO. 2007-349-04-24**

4. AI-26489 Appointment of Commissioner Jack Hatchell as the County's P3 (Public Power Pool) representative and the Facilities Director and Superintendent to the P3 Technical Committee, Facilities.

**COURT ORDER NO. 2007-350-04-24**

5. AI-26488 Utilization of the Central Jury Room by the Wills for Heroes Committee to provide free legal wills and medical power of attorney for Collin County firefighters and police officers on April 28, 2007 from 8:00 a.m. – 5:00 p.m. and further waive insurance and other related fees, Facilities.

**COURT ORDER NO. 2007-351-04-24**

6. AI-26451 Revised Summer Concert Series dates to be held at Myers Park & Event Center by Sidebar Entertainment in Association with Forever Free, Special Projects.

**COURT ORDER NO. 2007-352-04-24**

7. AI-26452 Utilization of the Myers Park & Event Center, at no cost by McKinney Project Graduation for after graduation celebration events for McKinney ISD students on May 26 and May 27, 2007, Special Projects. Linda Knapik, Chairman of Project Graduation, and Cheryl True, Co-Chairman, came before the Court asking that the Myers Park rental fee, and associated fees, be waived for this event which provides an all-night venue for graduating seniors of all of McKinney's high schools. Commissioner Hoagland wanted it known that next year he would not support this donation as the park is supposed to be self-sustaining and suggested this project keep that in mind and look for donations to cover this cost in the future. Commissioner Jaynes motioned to approve, stating he was not of the same mind as Commissioner Hoagland; Commissioner Cole seconded, and the motion passed with a 5-0 vote of the Court. (Time: 9:10:48 a.m.)

**COURT ORDER NO. 2007-353-04-24**

## GENERAL DISCUSSION

**Item No. 4** Presentation, discussion and any action regarding receiving and filing, Auditor:

- a. AI-26470 FY2006 Comprehensive Annual Financial Report and the Management Letter. Don Cozad, Auditor, came forward to present the annual report to the Court and announced that Collin County received a clean opinion from the outside auditors, Patillo, Brown & Hill, and introduced Chris Pruitt, CPA. Mr. Pruitt stated that Collin County had received the highest opinion available and would be receiving an award and went on to talk about the CAFAR. (Time: 9:14:52 a.m.) Commissioner Cole asked for clarification on a noted 'prior year issue' with the JP's Court. Judge Raleeh came before the Court to respond to the issue concerning his court, JP 1. (Time: 9:17:42 a.m.) Commissioner Hatchell motioned to accept the report, Commissioner Hoagland seconded, and the motion passed with a 5-0 vote of the Court.

**COURT ORDER NO. 2007-354-04-24**

- b. AI-26473 FY2006 Single Audit. Mr. Pruitt addressed this issue, explaining the parameters of the audit. Frank Ybarbo, Purchasing, was asked some specific questions concerning federally suspended or barred vendors which he addressed and then went on to say that Purchasing will be developing language to include in future bid documents if soliciting grant-funded items. (Time: 9:43:26 a.m.) Commissioner Hatchell motioned to accept the report, Commissioner Hoagland seconded, and the motion passed with a 5-0 vote of the Court.

**COURT ORDER NO. 2007-355-04-24**

- c. AI-26474 Community Supervision and Corrections Department Financial Statement and Supplementary Information. Commissioner Hatchell motioned to accept the report, Commissioner Hoagland seconded, and the motion passed with a 5-0 vote of the Court.

**COURT ORDER NO. 2007-356-04-24**

- d. AI-26475 Juvenile Probation Financial and Compliance Audit Reports. Commissioner Hatchell motioned to accept the report, Commissioner Hoagland seconded, and the motion passed with a 5-0 vote of the Court.

**COURT ORDER NO. 2007-357-04-24**

**Item No. 5** AI-26478 Ballot drawing from the 2006 Grand Jury list to fill three (3) vacant public member positions and to select three (3) alternate members to be appointed and serve on the 2007 Salary Grievance Committee and any action, Commissioners Court. Laura Eubanks, Cheryl Winger and Raymond Wilson's names were drawn for the Grand Jury. Tom Baird, Jr., James J. Collier, and Velma Bailey were drawn as alternates. (Time: 9:27:20 a.m.)

**COURT ORDER NO. 2007-358-04-24**

**Item No. 6** AI-26462 Consideration, discussion and any action regarding setting priorities for the 2007 Bond Committee, Commissioners Court. Bill Bilyeu, Administration Services, brought this before the Court, referring to the Bond Committee Framework. Discussion followed between Mr. Bilyeu and the Court on what parameters to give the committees in considering their responsibilities, whether a bond election to fund projects should be considered and the timeframes it would involve. Commissioner Jaynes motioned to approve the preliminary figures discussed--\$200M for Transportation, \$80M for Facilities if needed, and \$20M for Open Space--as guidelines for the Citizens Bond Committee and the Open Space Board; Commissioner Cole seconded, and the motion passed with a 4-1 vote of the Court. Commissioner Hoagland voted no. (Time: 9:28:56 a.m.)

**COURT ORDER NO. 2007-359-04-24**

**Item No. 7** AI-26493 Consideration, discussion and any action regarding the endorsement of Stover Creek Municipal Utility District, Commissioners Court. Judge Self invited the public comments from the people who came to speak on this issue. The majority who spoke were asking the Court to vote against this, and not support, the formation of this MUD. Two men came forward to speak in favor of it. Commissioner Cole motioned to oppose endorsement of this item stating she would take these citizens' request to Austin and inform Representative Paxton, Commissioner Hoagland seconded, and the motion to not support the formation passed with a 5-0 vote of the Court. (Time: 9:57:47 a.m.)

**COURT ORDER NO. 2007-360-04-24**

**Item No. 8** AI-26501 Presentation, discussion and any action regarding Collin County's Groundwater Conservation District Formation, Engineering. Tracy Homfeld, Engineering, reviewed information concerning the formation of ground water conservation districts and the potential designation of Collin County for a priority ground water management area, PGMA, and what this involves. The consensus from the Court is that Collin County desires to be an individual conservation district and not join with other counties. Commissioner Hoagland made a motion to approve the public letter and resolution to the Texas Commission on Environmental Quality, TCEQ, file and to ask the Board to study the situation and make some recommendations to the Court, Commissioner Jaynes seconded, and the motion passes with a 5-0 vote of the Court. (Time: 10:44:06 a.m.)

**COURT ORDER NO. 2007-361-04-24**

**Item No. 9.** AI-26450 Set a public hearing date for May 22, 2007 for the re-plat of Lots 1 and 2 of the Surrey Wood Subdivision, Engineering. Tracy Homfeld, Engineering, explained the situation to the Court. Commissioner Hoagland motioned to approve, Commissioner Jaynes seconded, and the motion passed with a 5-0 vote of the Court. (Time: 10:54:10 a.m.)

**COURT ORDER NO. 2007-362-04-24**

**Item No. 10** AI-26460 Consideration, discussion and any action regarding Personnel Appointments, Human Resources. Cynthia Jacobson, Human Resources, stood before the Court saying there were five appointments, giving the parameters. Commissioner Hatchell motioned to approve, Commissioner Hoagland seconded, and the motion passed with a 5-0 vote of the Court. (Time: 10:54:37 a.m.)

**COURT ORDER NO. 2007-363-04-24**

**Item No. 11** AI-26461 Consideration, discussion and any action regarding Personnel Changes, Human Resources. Cynthia Jacobson, Human Resources, stated that there were none at this time. (Time: 10:55:04 a.m.)

**MINUTES**

**Item No. 12** AI-26482 Presentation, discussion and any action regarding utilization of the DIR (Department of Information Resources) contract to award Maintenance: Cisco Equipment to Calence (budgeted), Information Technology. Albert Juarez, I.T., addressed the Court stating I.T. and Purchasing had evaluated quotes received on this bid and the recommendation is to award the bid to Calence, who is offering a large percentage discount off the list price. Commissioner Hoagland motioned to approve, Commissioner Hatchell seconded, and the motion passed with a 5-0 vote of the Court. (Time: 10:55:09 a.m.)

**COURT ORDER NO. 2007-364-04-24**

**Item No. 13** AI-26446 Consideration, discussion and any action regarding the allocation of approximately \$10,000 to transport one bridge to the Justice Center site for future placement and authorization to contact Linda T. Ramey and Associates for a proposal to provide Engineering services for the design and placement of the second bridge at the Collin County Adventure Camp (not budgeted), Special Projects. Ruben Delgado, Engineering, explained the item and answered questions concerning these bridges. Commissioner Jaynes added some historical information. Commissioner Hoagland motioned to approve, Commissioner Jaynes seconded, and the motion passed with a 5-0 vote of the Court. (Time: 10:57:00 a.m.)

**COURT ORDER NO. 2007-365-04-24**

**Item No. 14** Consideration, discussion and any action regarding legislative items for the 80th Legislative Session, Commissioners Court. Judge Self asked for any updates on legislation. Commissioner Hatchell brought up the



preliminary report stating the break-down of concession fees for State Highway 121. (Time: 10:58:23 a.m.)

**MINUTES**

**Item No. 15** Possible future agenda items by Commissioners Court without discussion. The Commissioners and Judge Self discussed future dates for Court and Workshops that they would be unable to attend due to prior engagements.

**EXECUTIVE SESSION**

Judge Self recessed the Court into Executive Session at 11:00 a.m. and reconvened the Court into Open Session at 11:45 a.m.

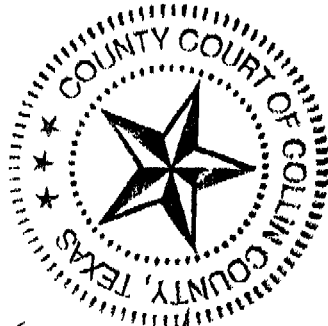
AI-26505 Board/Committee Appointments. Judge Self named Don Thoes to the Planning Board. Commissioner Hoagland motioned to approve, Commissioner Jaynes seconded, and the motion passed with a 5-0 vote of the Court.

**COURT ORDER NO. 2007-366-04-24**

Commissioner Cole named Ben Harris and Leigh Hornsby to the Transportation Committee. Commissioner Hoagland motioned to approve, Commissioner Jaynes seconded, and the motion passed with a 5-0 vote of the Court.

**COURT ORDER NO. 2007-367-04-24**

There being no further business of the court, Judge Self adjourned the meeting at 11:47 a.m.



**ATTEST:**

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

*Keith Selk*

**Keith Selk, County Judge**

*Phyllis Cole*

**Phyllis Cole, Commissioner, Pct. 1**

*Jerry Hoagland*

**Jerry Hoagland, Commissioner, Pct. 2**

*Joe Jaynes*

**Joe Jaynes, Commissioner, Pct. 3**

*Jack Hatchell*

**Jack Hatchell, Commissioner, Pct. 4**