

THE STATE OF TEXAS

COMMISSIONERS COURT MINUTES

COUNTY OF COLLIN

DECEMBER 18, 2007

On Tuesday, December 18, 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 Hatchell led the Invocation.

Judge Self led the Pledge of Allegiance.

Commissioner Cole led the Pledge to the Texas Flag.

Judge Self called the Collin County Health Care Foundation meeting to order at 1:33 p.m. and adjourned at 1:35 p.m.

Item No. 1 Judge Self convened the Collin County Commissioners Court meeting at 1:35 p.m.

FYI NOTIFICATION

1. AI-27699 Addendum(s) No. 1 - 3 to Vehicles, Dump Trucks to make various changes to the bid invitation and extend the due date, Public Works.
2. AI-27712 Amendment No. 2 to Construction Services: Fuel Oil Piping Replacement with Les Gray & Company to make various changes to the contract for an increase of \$24,390 (previously approved by County Administrator per Court Order No. 2007-180-02-27) (budgeted), Construction & Projects.
3. AI-27693 Change Order No. 1 to Vehicles: Police Sedans with Sam Pack Five Star Ford, the 2008 vehicles and option packages will be provided in lieu of 2007 at no additional charge to the county due to delivery delay (budgeted), Public Works.

Commissioners Court Minutes

December 18, 2007

Page 2 of 17

4. AI-27720 Change Order No. 2 to Construction Building: Myers Park Event Center with KC Construction Services, Inc. for additional electrical work (budgeted), Construction & Projects.
5. AI-27685 Change Order No. 2 to Construction, Road: Dallas North Tollway (Phase IV) East Service Road with Rodman Paving for modifications to a culvert and storm drains (budgeted), Engineering.
6. AI-27743 Change Order No. 4 for Supplies: Janitorial with Clean Care, Inc. to add an additional item to the contract and further authorize the Purchasing Agent to finalize and execute same (budgeted), Facilities.
7. AI-27714 Change Order No. 5 to Equipment & Installation: Audio/Visual Equipment for New Courthouse with Visual Innovations Company, Inc. to make various changes to the contract for an increase of \$4,862.08 (budgeted), Construction & Projects.
8. AI-27742 Change Order No. 6 for Supplies: Janitorial with Olmsted-Kirk Equipment and Supply, Inc. to add additional items to the contract and further authorize the Purchasing Agent to finalize and execute same (budgeted), Facilities.
9. AI-27665 Please note the executed Letter of Engagement with Patillo, Brown & Hill L.L.P. for county audit services for the Juvenile Probation Department for FY2007, Auditor.
10. AI-27664 Please note utilization of the State of Texas TXMAS-6-840160 contract for the award of Chiller #2 Upgrade to Johnson Controls for HVAC Maintenance and Service in the amount of \$51,875 (budgeted), Facilities.
11. AI-27722 Please note utilization of the Department of Information Resources (DIR) contracts (per Court Order 2004-188- 03-23 which complies with Government Code 271.102) to purchase software maintenance for the ARCIMS, ARCSDE & ARCGIS server (budgeted), Information Technology.
12. AI-27700 Budget Amendment(s)/Adjustment(s) totaling \$2,200,000 to allocate the funds for the Fourth Series - 2003 Park and Open Space Project Funding Assistance Program, Budget.
13. AI-27746 Budget Amendment(s)/Adjustment(s) totaling \$20,732,276.99 (over \$5,000 per c/o 2005-589-08-01), Budget.

Item No. 1 Call to order. The court will convene in open session for consideration of the following business matters:

Item No. 2 Public Comments. There were no public comments.

Item No. 3 Presentation/Introduction/Recognition:

- a. AI-27594 Service pins to employees with 10, 15, 20, 25 and 30 years of service in the month of December, Human Resources. (Time: 1:36:33 p.m.)
- | | | |
|-------------|------------------------------|----------|
| Jeff Durham | Engineering/Special Projects | 20 years |
| Dan James | Facilities Maintenance | 20 years |
- b. AI-27711 New name for the Texas Cooperative Extension which will be changing to the Texas AgriLife Extension Service, Texas Cooperative Extension. Carrie Brazeal, Texas Cooperative Extension, stated that effective January 1, 2008, the Texas Cooperative Extension would be called Texas AgriLife Extension Service. (Time: 1:36:47 p.m.)
- c. AI-27753 Collin County's Fusion System was recognized with an Award in Excellence by the Emergency Management Association of Texas (EMAT) during the Texas Homeland Security Conference in San Antonio. Kelley Stone, Homeland Security, accepted the Excellence by the Emergency Management Association of Texas on behalf of the Homeland Security Department. (Time: 1:39:16 p.m.)
- d. AI-27730 Collin County's website received national recognition among the top county government portals by the Center for Digital Government in the 2007 Best of the Web competition. Caren Skipworth, Information Technology, accepted the recognition, on behalf of the IT Department, and thanked Ardra Hull, Susan Whitaker, Larry Jones, Tim Wyatt and Eric Nishimoto for the work they've done. (Time: 1:42:13 p.m.)

Item No. 4 Consent agenda to approve. Judge Self asked if any member of the Court or member of the audience would like to have an item pulled off the consent agenda for individual consideration. Commissioner Hoagland requested to pull d1 and d2, f8a, i1, i2, and m1; Judge Self requested to pull f1, f5 and f8b and m2 for discussion. Commissioner Cole motioned to approve the balance, Commissioner Hatchell seconded, and the motion passed with a 5-0 vote of the Court. (Time: 1:44:07 p.m.)

- a. Filing of the December 18, 2007, Regular Agenda.

COURT ORDER NO. 2007-1108-12-18

- b. AI-27688 Disbursements for the period ending December 12, 2007, Auditor.

COURT ORDER NO. 2007-1109-12-18

- c. AI-27694 Tax Refunds totaling \$41,978.87, Tax Assessor Collector.

COURT ORDER NO. 2007-1110-12-18

- d. Advertisement(s):

1. AI-27718 Professional Services: Architectural: Collin County Courthouse Addition (budgeted), Construction & Projects. Commissioner Hoagland stated that since he is pleased with the way Pierce, Goodwin, Alexander & Linville (PGAL) has handled the first phase of the Courthouse construction, he would like them to continue with the next phase. Frank Ybarbo, Purchasing, stated based on previous RFI's received and evaluated from PGAL, if the Commissioners Court deems them the best qualified for this scope of work, the County can negotiate a fee with them. Commissioner Hoagland motioned to approve, Commissioner Cole seconded, and the motion passed with a 4-1 vote of the Court. Commissioner Jaynes voted no. (Time: 1:50:15 p.m.)

COURT ORDER NO. 2007-1111-12-18

2. AI-27719 Professional Services, Architectural: JJAEP/Juvenile Probation (budgeted), Construction & Projects. Commissioner Hoagland asked who the architect is for this project; Bill Bilyeu, Administrative Services, replied that this is a brand new project and there is not an architect, but added that Wiggington-Hooker worked on the previous juvenile facility. Commissioner Hoagland motioned to approve, Commissioner Hatchell seconded, and the motion passed with a 5-0 vote of the Court. (Time: 1:51:06 p.m.)

COURT ORDER NO. 2007-1112-12-18

3. AI-27724 Labels: Custom for Color Bar Printing and budget amendment in the amount of \$30,000 for same, District Clerk.

COURT ORDER NO. 2007-1113-12-18

4. AI-27691 Services: Window Cleaning (budgeted), Facilities.

COURT ORDER NO. 2007-1114-12-18

e. Award(s):

1. AI-27716 Professional Services: Surveying of Various County Properties and further authorize the Purchasing Agent to finalize and execute the agreement, Engineering.
COURT ORDER NO. 2007-1115-12-18

f. Agreement(s):

1. AI-27748 Grant exemption from the competitive bidding process per LGC VTCA 262.024 (a)(4) for a Professional Services Agreement with J.D. Hunter Associates, L.L.C. to provide Servant Leadership Development Services and further authorize the Director of Community Supervision & Corrections Department to finalize and execute the agreement (budgeted), Adult Probation. Judge Self asked Frank Ybarbo, Purchasing, the purpose of the exemption. Mr. Ybarbo replied this exemption was for professional services, which are exempt from the competitive bidding process if the Court grants the order. Mr. Ybarbo further added this request is for a leadership training program for Community Supervision. Commissioner Hatchell motioned to approve, Commissioner Cole seconded, and the motion passed with a 5-0 vote of the Court. (Time: 1:55:31 p.m.)
COURT ORDER NO. 2007-1116-12-18
2. AI-27054 Renewal of the Title IV-E Child Welfare Services Contract with the Department of Family and Protective Services for the reimbursement of foster care maintenance for FY 2008 CPS cases and further authorize the County Judge to finalize and execute the agreement, Auditor.
COURT ORDER NO. 2007-1117-12-18
3. AI-27717 Lease Agreement with the City of Frisco for space at 6101 Frisco Square Blvd., Suite 2000, Frisco, Texas (budgeted), Construction & Projects.
COURT ORDER NO. 2007-1118-12-18
4. AI-27732 Engineering Services Agreement with Birkhoff, Hendricks & Conway, L.L.P. for right-of-way acquisition services of the Craft Family Trust property located on the north side of FM 2514, budget amendment in the amount of \$4,200 for same and further authorize the

Purchasing Agent to finalize and execute the agreement, Engineering.

COURT ORDER NO. 2007-1119-12-18

5. AI-27750

Grant exemption from the competitive bidding process per LGC VTCA 262.024 (a)(4) and approve a Professional Services Agreement with Carter & Burgess to provide the Texas Commission on Environmental Quality (TCEQ) a Notice of Intent (NOI) to implement a Storm Water Management Program (SWMP), budget amendment in the amount of \$55,000 for same and further authorize the purchasing agent to finalize and execute the agreement, Engineering. Frank Ybarbo, Purchasing, stated the exemption requested was for professional services, which may be exempt from competitive bid if ordered by the Court. Mr. Ybarbo continued, stating Carter Burgess is being recommended to provide management and consultation rather than engineering or architectural services. Ruben Delgado, Engineering, addressed the Court regarding the Federal Clean Water Act and the EPA's rules as they apply to small and large cities, adding a storm water management plan had to be implemented by February 10th, 2008. Steven C. Veal, Principal/Vice-President, Carter & Burgess, outlined a Power Point presentation. Commissioner Hatchell motioned to approve, Commissioner Hoagland seconded, and the motion passed with a 5-0 vote of the Court. (Time: 2:09:07 p.m.)

COURT ORDER NO. 2007-1120-12-18

6. AI-27721

Renewal of the TexasOnline First Level Agreement with Bearing Point for the electronic filing of documents with the District and County courts to extend the agreement for one year and further authorize the Purchasing Agent to finalize and execute the agreement, Information Technology.

COURT ORDER NO. 2007-1121-12-18

7. Interlocal Agreement(s) for Law Enforcement Data Sharing and further authorize the County Judge to finalize and execute same, Homeland Security:

a. AI-27671

City of Garland.

COURT ORDER NO. 2007-1122-12-18

b. AI-27673 City of Greenville.
COURT ORDER NO. 2007-1123-12-18

c. AI-27662 City of Richardson.
COURT ORDER NO. 2007-1124-12-18

d. AI-27659 Town of Highland Park.
COURT ORDER NO. 2007-1125-12-18

8. Interlocal Agreement(s) for funding through the Collin County Parks/Open Space Project Funding Assistance Program and further authorize the County Judge to finalize and execute same, Special Projects.

a. AI-27657 Arts of Collin County Commission, Inc. for enhancements at the Arts of Collin County site in Allen (budgeted - NTE \$476,000). Commissioner Hoagland asked for an update on the Arts of Collin County. Jeff Durham, Parks and Projects Manager, stated that the Court committed to provide up to \$3 million for open space enhancements with funding going to the Arts of Collin County Commission to build trails and be reimbursed for the work done. Judge Self suggested tabling this item until more of the Court's questions can be answered. (Time: 2:13:47 p.m.)

Held

b. AI-27708 Blackland Prairie Raptor Center for land survey, soil testing and demonstration gardens to develop a Raptor Center in Collin County (budgeted - NTE \$16,500). Judge Self stated he wanted this matter to be brought to a vote since it is a non-profit group. Jeff Durham, Parks and Projects Manager, added this is a project that requires a lot of discussion. Commissioner Cole suggested holding the matter until more information is available. (Time: 2:16:20 p.m.)

Held

c. AI-27707 City of Princeton for improvements to develop a community park (budgeted NTE \$36,590).

COURT ORDER NO. 2007-1126-12-18

- d. AI-27654 Town of Fairview for improvements to Monarch Park (budgeted - NTE \$45,496.50).
COURT ORDER NO. 2007-1127-12-18
- e. AI-27653 Town of Fairview for the construction of Pilkington Trail (budgeted - NTE \$75,000).
COURT ORDER NO. 2007-1128-12-18
- f. AI-27559 Town of New Hope for improvements to Town Park (budgeted – NTE \$73,650).
COURT ORDER NO. 2007-1129-12-18
- g. AI-27652 Town of Prosper for improvements to Folsom Park (budgeted – NTE \$390,000).
COURT ORDER NO. 2007-1130-12-18

g. Amendment(s):

- 1. AI-27731 No. 1 for Animal Control and Animal Sheltering Services with the City of Blue Ridge to extend the contract for one additional year and further authorize the Purchasing Agent to finalize and execute same, Development Services.
COURT ORDER NO. 2007-1131-12-18
- 2. AI-27733 No. 1 for Animal Control and Animal Sheltering Services with the Town of New Hope to extend the contract for one additional year and further authorize the Purchasing Agent to finalize and execute same, Development Services.
COURT ORDER NO. 2007-1132-12-18
- 3. AI-27674 No. 1 for Animal Sheltering Services with the City of Frisco to extend the contract for one (1) year and further authorize the Purchasing Agent to finalize and execute same, Development Services.
COURT ORDER NO. 2007-1133-12-18
- 4. AI-27663 No. 2 to Interlocal Cooperative Agreement-NTTA with the North Texas Tollway Authority (NTTA) to extend the contract through and including September 30, 2008 to fund a full time Legal Clerk I for all JP courts impacted by NTTA activity and further authorize the County Judge to finalize and execute same, Human

Resources.

COURT ORDER NO. 2007-1134-12-18

5. AI-27727 No. 2 for Professional Services, Architectural: Collin County Administration Building with PGAL for revisions to the chilled water delivery system for an increase of \$6,625 and further authorize the Purchasing Agent to finalize and execute same (budgeted), Construction & Projects.

COURT ORDER NO. 2007-1135-12-18

h. Change Order(s):

1. AI-27703 No. 2 to Maintenance: Elevators with Kone Inc. to increase the contract amount by 7.28% due to Union Labor Rates and a budget amendment in the amount of \$1,694.76 for same, Facilities.

COURT ORDER NO. 2007-1136-12-18

2. AI-27648 No. 3 to Lease: Road Construction and Right of Way Maintenance Equipment with Holt Cat to add Holt Cat as the primary vendor for Caterpillar Model CB534D-XW Vibratory Double Drum Asphalt Roller and further authorize the Purchasing Agent to finalize and execute same (budgeted), Public Works.

COURT ORDER NO. 2007-1137-12-18

i. Budget adjustment/amendment(s):

1. AI-27723 \$1,425,450 for 2007 budget adjustments to allocate funding to line items with negative budget balances, Auditor. Commissioner Hoagland requested a reason for the negative balances. Don Cozad, County Auditor, replied these are standard adjustments for expenses such as electrical services, infirmary services and salary items. Rodney Rhoades, Budget Director, added that paying longevity pay after salary increases contributed to the negative balance, but that will not be an issue in the future. Commissioner Hatchell motioned to approve, Commissioner Cole seconded, and the motion passed with a 4-1 vote of the Court. Commissioner Jaynes voted no. (Time: 2:20:14 p.m.)

COURT ORDER NO. 2007-1138-12-18

Commissioners Court Minutes

December 18, 2007

Page 10 of 17

2. AI-27744

Encumbrance Rollover from FY2007 to FY2008 in the amount of \$21,752,849, Auditor. Don Cozad, County

Auditor, stated this item is a standard entry made every year. Commissioner Hoagland voted to approve, Commissioner Hatchell seconded, and the motion passed with a 5-0 vote of the Court. (Time: 2:20:49 p.m.)

COURT ORDER NO. 2007-1139-12-18

j. Receive and File, Auditor:

1. AI-27701 CSCD (3rd Quarter).

COURT ORDER NO. 2007-1140-12-18

2. AI-27676 Constable, Precinct 1 (4th Quarter).

COURT ORDER NO. 2007-1141-12-18

3. AI-27666 Constable, Precinct 2 (Payroll).

COURT ORDER NO. 2007-1142-12-18

4. AI-27667 Justice of the Peace, Precinct 2 (Payroll).

COURT ORDER NO. 2007-1143-12-18

5. AI-27668 Countywide Cash Audit

COURT ORDER NO. 2007-1144-12-18

k. Filing of the Minutes, County Clerk:

1. AI-27692 November 19, 2007 - Workshop.

COURT ORDER NO. 2007-1145-12-18

2. AI-27741 November 27, 2007.

COURT ORDER NO. 2007-1146-12-18

3. AI-27740 December 3, 2007 - Special Session.

COURT ORDER NO. 2007-1147-12-18

l. Grant Application(s):

1. AI-27702

FY2008 Solid Waste Implementation Project from the North Central Council of Governments for the Solid Waste Management Technical Recycling Study in the amount of \$110,000 with Local Match funds in the amount \$10,000 (not budgeted), Public Works. Jon Kleinheksel, Director of Public Works, came before the Court requesting \$110,000 to pay for assistance with the County's eleven recycling centers which are in

disarray. Commissioner Cole motioned to approve, Commissioner Hatchell seconded, and the motion

passed with a 5-0 vote of the Court. (Time: 2:22:46 p.m.)

COURT ORDER NO. 2007-1148-11-27

2. AI-27734

FY2008 Solid Waste Implementation Project from the North Central Council of Governments for additional analysis to complete the MSW facility siting ordinance in the amount of \$7,500 with Local Match of staff services to support the proposed project, Public Works. Jon Kleinheksel, Director of Public Works, requested \$7,500 of the grant application to finalize the solid waste study that was initiated approximately three months ago, which will enable him to include the outer loop in the study. Commissioner Cole motioned to approve, Commissioner Hatchell seconded, and the motion passed with a 5-0 vote of the Court. (Time: 2:22:57 p.m.)

COURT ORDER NO. 2007-1149-12-18

m. Resolution(s):

1. AI-27649

Establishing a Drug Court Program, County Court at Law 4. Bill Bilyeu, Administrative Services, stated this program is post-adjudication counseling for Adult Probation which meets legislative requirement. Commissioner Hatchell motioned to approve, Commissioner Hoagland seconded, and the motion passed with a 5-0 vote of the Court. (Time: 2:24:01 p.m.)

COURT ORDER NO. 2007-1150-12-18

2. AI-27751

Supporting the request for a public hearing on an application filed by APAC-Texas, Inc. for renewal of air quality permit No. 8597 before the Texas Commission on Environmental Quality, Commissioners Court.

COURT ORDER NO. 2007-1151-12-18

n. Miscellaneous

1. AI-27709

Dissolution of the Jail Facilities Financing Corporation, Auditor.

COURT ORDER NO. 2007-1152-12-18

2. AI-27710

Early Voting locations, dates and hours for the March 4, 2008, Democratic and Republican Primaries, Elections. Sharon Rowe, Elections Administrator, requested two changes: one, a name change on the Courthouse, which is now referred to as the Collin County Government Center, rather than McKinney Government Center; second, the Christ United Methodist Church is unavailable for an early voting location in the March primary. Haggard Public Library has granted approval to be used as an early voting facility. Christ United Methodist Church will be available in November. Ms. Rowe added that with those changes, Elections is ready to send for Department of Justice clearance. Commissioner Cole asked when the Courthouse was named Collin County Government Center. Ms. Rowe replied the name change was to avoid confusion with the City of McKinney offices. Commissioner Hoagland stated churches should be paid for use of their facilities on election days, and schools should not be used for elections during school hours. Commissioner Cole motioned to approve, Commissioner Hoagland seconded, and the motion passed with a 5-0 vote of the Court. (Time: 2:32:35 p.m.)

COURT ORDER NO. 2007-1153-12-18

3. AI-27591

Reallocation of 1999 Bond Funds in the amount of \$300,000 from project no. 99-105 - Stone Road to project no. 99-107 - Ballard Avenue (requested by the City of Wylie) and budget amendment for same, Engineering.

COURT ORDER NO. 2007-1154-12-18

4. AI-27747

Updated Longevity Policy, Human Resources.

COURT ORDER NO. 2007-1155-12-18

5. AI-27682

Replace a 3/4 ton Pick Up (Vehicle Unit No. 37915) with a Ford Hybrid Escape utilizing the BuyBoard contract per VTCA LGC 271.102 (budgeted), Public Works.

COURT ORDER NO. 2007-1156-12-18

6. AI-27661

Termination of a contract for Services, Vehicle Body Repair and Painting with Caliber Collision Centers, Public Works.

COURT ORDER NO. 2007-1157-12-18

7. AI-27645

Transfer a tow behind compactor (Unit No. 43560) from Road and Bridge to Myers Park, Public Works.

COURT ORDER NO. 2007-1158-12-18

GENERAL DISCUSSION

Item No. 5 **AI-27766** Update, discussion and any action regarding Transportation Funding Issues by Bill Hale with the Texas Department of Transportation, Commissioners Court. Brian Barth, Texas Department of Transportation, approached the Court with an update on where the Department of Transportation is relating to transportation funding and the impact that funding has on the district and, specifically, Collin County. Mr. Barth stated the past few years have seen record-level transportation spending in Texas because of the Texas Mobility Fund, the ability to sell bonds backed by toll revenue, the ability to do toll roads, and the ability to do private/public partnerships. Mr. Barth continued with a presentation on the 2008-2009 State budget. Judge Self asked if any mobility projects were delayed in Collin County. Mr. Barth replied no, mobility projects have not been delayed in Collin County. Discussion followed regarding the budget. Mr. Barth stated that two projects, Highway 380 in Farmersville and Highway 121 north, will slow down a little. Mr. Barth added that the Department of Transportation had agreed to offers made to homeowners for right-of-way acquisitions on Highways 380, 75 and 289. Further, Mr. Barth said the professional services budget and right-of-way budget was cut substantially, and, as a result, work was stopped so an analysis could be completed. Work has now started again with high priority projects. Commissioner Hatchell wanted to know if Collin County could loan money to the Department of Transportation out of a bond fund rather than delay the projects on Highways 380 and 289. Mr. Barth stated the loan could be paid back with future right-of-way budgets. Commissioner Jaynes asked Ruben Delgado, Engineering, to appear at the next meeting of the Commissioners Court with more information. (Time: 2:58:36 p.m.)

NO ACTION TAKEN

Item No. 6 **AI-27651** Presentation, discussion and any action regarding FY2009 Budget, Budget. Rodney Rhoades, Budget Director, stated he is seeking the Court's approval for changes to the FY2009 Budget. Mr. Rhoades added that the majority of the budget process will not change; the calendar will be changed accordingly for adoption purposes; there will not be a kick-off meeting this year because packets will go out electronically with no changes. The changes that are proposed are for new personnel requests and reclass requests. Those requests could be sent out electronically on January 2, 2008, with a due date of February 15th, 2008. Judge Self stated that a vote was not needed. (Time: 3:00:52 p.m.)

NO ACTION TAKEN

Item No. 7 **AI-27683** Consideration, discussion and any action regarding Johnson County's application for NTTA membership, Commissioners Court. Judge Self stated the NTTA is looking for Collin County's feedback regarding Johnson

county's application, and asked whether Johnson County had committed any funds or issued debt instruments. Judge Self further stated if they approve the NTTA

membership, the Board starts getting diluted. Commissioner Hoagland stated that the public did not want more toll roads; therefore, he could not support this. Commissioner Hoagland further stated he would encourage the Court to meet with their representatives and instruct them not to support this. Commissioner Jaynes stated he would like to hear from NTTA. Jerry Holder, NTTA, approached the Court and said Chisholm Trail would be one of the corridors that they are pushing to do a market evaluation in 2008. Commissioner Cole stated she would like to bring the matter back to Court. Judge Self stated there will be no action taken or motion made. (Time: 3:06:42 p.m.)

NO ACTION TAKEN

Item No. 8 AI-27726 Consideration, discussion and any action regarding an Engineering Services Agreement with HNTB to determine a realignment of CR 472 and the Collin County Outer Loop; and survey & develop field notes for the proposed right-of-way donation by Pate Rehabilitation Clinic, budget amendment in the amount of \$23,000 for same and further authorize the Purchasing Agent to finalize and execute the agreement, Engineering. Ruben Delgado, Engineering, stated the Pate Rehabilitation Clinic is a piece of land just east of 121. Pate Rehabilitation Clinic has offered to donate land for the right-of-way to Collin County if Collin County will align the Outer Loop in such a way as to be conducive to a better use of the whole property. Commissioner Cole motioned to approve, Commissioner Jaynes seconded, and the motion passed with a 5-0 vote of the Court. (Time: 3:09:12 p.m.)

COURT ORDER NO. 2007-1159-12-18

Item No. 9 AI-27728 Consideration, discussion and any action regarding the grant application for the FY2008 Solid Waste Implementation Project from the North Central Council of Governments for enhancing illegal dumping enforcement in Collin County in the amount of \$84,588 with a 25% Local Match of staff services to support the proposed project; and an additional \$10,250 for the vehicle requested, Fire Marshal. Kelley Stone, Homeland Security, stated Steve Deffibaugh, County Fire Marshal, is in training and he will be appearing on his behalf. Mr. Stone continued, explaining this request is in regard to a Solid Waste Implementation Project Grant through NCTCOG made available to Mr. Deffibaugh which will be used to purchase a new vehicle to replace the 1999 Ford Expedition driven by Environmental Enforcement Investigator David Toler, and to purchase surveillance equipment that will assist the County's enforcement efforts against illegal dumping. Commissioner Hatchell motioned to approve, Commissioner Cole seconded, with the motion passing with a 4-0 vote of the Court. Commissioner Hoagland voted no. (Time: 3:13:09 p.m.)

COURT ORDER NO. 2007-1160-12-18

Item No. 10 AI-27642 Consideration, discussion and any action regarding approval of the Orion Project for the District Attorneys and Sheriffs Office through

Agreement) and budget amendment in the amount of \$103,749 for same, Information Technology. Caren Skipworth, Information Technology, stated IT has been working on this project with the Sheriff's office and the District Attorney's office, explaining the product allows for management of officers to appear in courtrooms when subpoenaed or requested to appear at court hearings. Commissioner Hoagland motioned to approve, Commissioner Hatchell seconded, and the motion passed with a 5-0 vote of the Court. (Time: 3:19:46 p.m.)

COURT ORDER NO. 2007-1161-12-18

Item No. 11 **AI-27735** Consideration, discussion and any action regarding approval to grant exemption from the competitive bidding process per Local Government Code 262.024 Discretionary Exemptions, (a) (9) (A) for approval to purchase one, pre-owned patch truck sold by a licensed auctioneer (Rene Bates Auctioneers) on behalf of Kaufman county in the amount of \$75,000 and budget amendment for same, Public Works. Jon Kleinheksel, Public Works, stated an asphalt patch truck was up for replacement when Mr. Kleinheksel received a call from Commissioner Jaynes stating that Kaufman County had a unit in their auction identical to the unit Collin County was preparing to purchase for \$52,000 less. Mr. Kleinheksel was seeking approval from the Court to (a), purchase the original unit as planned for \$127,000; (b), purchase the unit from Kaufman County for \$75,000; or, (c), purchase both units. Commissioner Hoagland asked how old the unit was. Mr. Kleinheksel replied it was a 2006 model with 2000 miles. Commissioner Hoagland motioned that the Court allow Public Works to buy both units, Commissioner Cole seconded, and the motion passed with a 5-0 vote of the Court. (Time: 3:23:58 p.m.)

COURT ORDER NO. 2007-1162-12-18

Item No. 12 **AI-27713** Consideration, discussion and any action regarding a request from the City of McKinney for increased flexibility in spending Open Space Funds previously allocated for land acquisition along the Wilson Creek Corridor from Stonebridge Drive to Lake Lavon to acquire all or parts of tracts 2-23, approve the use of funds for the construction of hike/bike trails and pedestrian bridges along the corridor and further authorize the County Judge to finalize and execute the agreement, which will supersede agreements approved by court order numbers 2005-1019-12-20 and 2006-1040-11-15 (budgeted), Special Projects. Jeff Durham, Parks and Projects Manager, stated the City of McKinney requested and was awarded funding of \$500,000 for a 127 acre tract of land as part of the 2005 Series 2 Open Space and \$180,000 as part of the 2006 Series 3 for roughly 28 acres in the flood plain. Mr. Durham added the City of McKinney would like the flexibility to purchase other tracts along corridor for hike and bike trails and pedestrian bridges. Commissioner Hoagland motioned to approve, Commissioner Hatchell seconded, and the motion passed with a 5-0 vote of the Court. (Time: 3:27:37 p.m.)

COURT ORDER NO. 2007-1163-12-18

Item No. 13 **AI-27695** Consideration, discussion and any action regarding Personnel Appointments, Human Resources. Cynthia Jacobson, Human

Resources Director, stated all appointments are within standard parameters, other than a request from Carrie Brazeal, Texas Agrilife Extension Service, for \$6,110 for an auto allowance for Gregory Church, Extension Agent. Commissioner Hatchell motioned to approve with the recommendation from Ms. Jacobson, Commissioner Cole seconded, and the motion passed with a 5-0 vote of the Court. (Time: 3:28:51 p.m.)

COURT ORDER NO. 2007-1164-12-18

Item No. 14 **AI-27696** Consideration, discussion and any action regarding Personnel Changes, Human Resources. Cynthia Jacobson, Human Resources Director, stated all actions are within standards, with the exception of one increase of 15% due to an administrative error. Commissioner Jaynes motioned to approve, Commissioner Hoagland seconded, and the motion passed with a 5-0 vote of the Court. (Time: 3:29:53 p.m.)

COURT ORDER NO. 2007-1165-12-18

Item No. 15 Consideration, discussion and any action regarding 2007 RTC Comprehensive Development Funding Initiative, Commissioners Court. Commissioner Jaynes stated the RTC money is going to the 121 project, with some money going to cost overruns. Judge Self asked how much money had been lost on cost overruns. Commissioner Jaynes replied \$35 million. Discussion continued among the Court. (Time: 3:33:12 p.m.)

Item NO. 16 Possible future agenda items by Commissioners Court without discussion. Judge Self asked if there were any future agenda items. Commissioner Jaynes responded he'll have a gentleman coming to the January 8th, 2008, Court who has a property in the outer loop area. Commissioner Hoagland stated he is concerned about the corridor in Rockwall County. (Time: 3:35:06 p.m.)

EXECUTIVE SESSION

Judge Self recessed the Court into Executive Session at 3:35 p.m. and reconvened the Court into Open Session at 3:50 p.m.

AI-27749 Board/Committee Appointments. Judge Self asked if there were any nominations. Commissioner Hatchell motioned to reappoint Gerald Vokolek to the Planning Board and Jack Evans, Jr. to the Myers Park Advisory Board. Judge Self asked for a second to the motion. Commissioner Hoagland seconded, and the motion passed with a 4-0 vote of the Court. Commissioner Cole was not present.

Judge Self asked if there were any nominations to the Open Space Committee. Commissioner Jaynes motioned to appoint Jane Willard to the Park Foundation

Commissioners Court Minutes

December 18, 2007

Page 17 of 17

Advisory Board, Commissioner Hatchell seconded, and the motion passed with a 4-0 vote of the Court. Commissioner Cole was not present.

COURT ORDER NO. 2007-1166-12-18

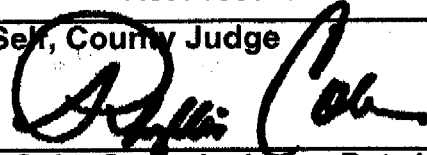
Legal (551.071)

AI-27697 Settlement of an automobile accident.

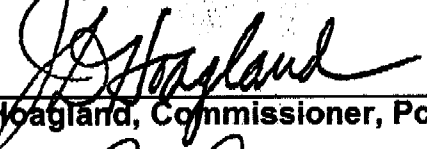
There being no further business of the Court, Judge Self adjourned the meeting at 3:50 p.m.

Not Present

Keith Self, County Judge



Phyllis Cole, Commissioner, Pct. 1



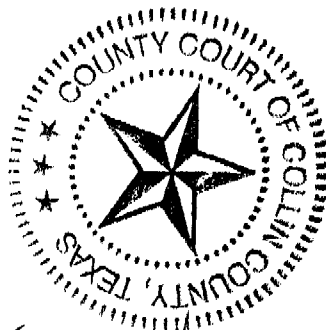
Jerry Hoagland, Commissioner, Pct. 2



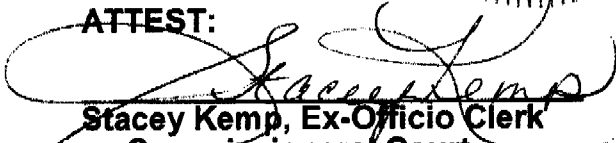
Joe Jaynes, Commissioner, Pct. 3



Jack Hatchell, Commissioner, Pct. 4



ATTEST:



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