

STATE OF TEXAS
COUNTY OF COLLIN

COMMISSIONERS' COURT
MEETING MINUTES
NOVEMBER 30, 2009

On Monday, November 30, 2009, the Commissioners Court of Collin County, Texas, met in Regular Session in the Commissioners' Courtroom, Jack Hatchell 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 Jerry Hoagland
Precinct 3 Commissioner Joe Jaynes
Precinct 4 Commissioner Kathy Ward

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

Judge Self called to order the meeting of the Collin County Commissioners Court at 9:30 a.m.

President Self called to order the meeting of the Collin County Health Care Foundation Board of Trustees at 9:32 a.m.

DECISIONS MANDATED BY LEGAL ENTITIES OUTSIDE OF COMMISSIONERS COURT AUTHORITY:

1. AI-31163 Personnel Appointments, Human Resources.

FYI NOTIFICATION

1. AI-31083 Addendum No. 1 to Services: Cisco Voice Upgrade (RFP No. 09751-09) to extend the Request For Proposal date, Information Technology.

2. Public Comments.

Roy Serpa, Fairview, gave comments regarding his appreciation for living in Collin County and stated "God Bless Collin County". Mr. Serpa then commented on the issues being dealt with in Dallas County concerning Constables Offices and stated he trusted the same was not happening in Collin County. (Time: 9:36 a.m.)

3. Consent agenda to approve: Judge Self asked for any comments on the consent agenda. Commissioner Hoagland requested item 3f1 be pulled for discussion and Judge Self requested item 3g3f be pulled for discussion. Motion to approve remainder of the consent agenda. (Time: 9:37 a.m.)

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

a. **AI-31159** Disbursements for the period ending November 23, 2009, Auditor.

COURT ORDER NO. 2009-979-11-30

b. **AI-31082** Tax Refunds totaling \$43,279.14, Tax Assessor Collector.

COURT ORDER NO. 2009-980-11-30

c. **Advertisement(s):**

1. **AI-31107** Insurance, Health: Medical & Prescription claims Audit (RFP No. 11066-10), Human Resources.

COURT ORDER NO. 2009-981-11-30

d. **Agreement(s):**

1. **AI-31103** Interlocal Cooperation Agreement with the City of Lucas for Law Enforcement Services, further authorize the County Judge to finalize and execute same, Sheriff.

COURT ORDER NO. 2009-982-11-30

2. **AI-31109** Interlocal Agreement with the City of Josephine for improvements to Josephine City Park through the 1st Series - 2007 Parks/Open Space Project Funding Assistance Program (Bond Project No. 07PG08) (NTE \$1,648) and further authorize the County Judge to finalize and execute same, Special Projects.

COURT ORDER NO. 2009-983-11-30

3. **AI-31110** Interlocal Agreement with the City of Richardson for improvements to Richardson Cottonbelt Trail through the 1st Series - 2007 Parks/Open Space Funding Assistance Program (Bond Project No. 07PG16) (NTE \$150,000) and further authorize the County Judge to finalize and execute same, Special Projects.

COURT ORDER NO. 2009-984-11-30

e. **Change Order(s):**

1. **AI-31069** No. 3 to Supplies, Tires (IFB No. 07128-07) with Southern Tire Mart to extend the contract for one (1) year through and including September 30, 2010, further authorize the Purchasing Agent to finalize and execute same, Public Works.

COURT ORDER NO. 2009-985-11-30

f. **Budget adjustment(s)/amendment(s):**

1. **AI-31113** \$291,161 to cover the arbitrage payment made to the IRS on November 13, 2009, Auditor.

Commissioner Hoagland asked for clarification. Jeff May, County Auditor, addressed the Court in response. Mr. May stated that Internal Revenue Service rules prohibited an account from earning interest revenues greater than the interest rate. Should this occur, the difference must be paid to the Internal Revenue Service. Mr. May continued by saying this was actually a good thing because it meant the County had invested wisely and was getting a high return on investments. Brief comments from the Court followed. Motion to approve adjustment.
(Time: 9:40 a.m.)

Motion by: Commissioner Jerry Hoagland
Second by: Commissioner Matt Shaheen
Vote: 4 - 1 Passed
Nay: Commissioner Joe Jaynes

COURT ORDER NO. 2009-986-11-30

g. Receive and File, Auditor:

1. **AI-31114** FY2008 Sheriff's Convicted Offender Reentry Effort.

COURT ORDER NO. 2009-987-11-30

2. **AI-31102** Final Audit Results - Justice of the Peace, Precinct 4 (2nd & 3rd Quarter FY09).

COURT ORDER NO. 2009-988-11-30

3. 2009 Inventory Audit(s):

a. **AI-31085** Computer Parts Warehouse.

COURT ORDER NO. 2009-989-11-30

b. **AI-31087** Equipment Service Parts.

COURT ORDER NO. 2009-990-11-30

c. **AI-31104** Facilities.

COURT ORDER NO. 2009-991-11-30

d. **AI-31086** Fuel.

COURT ORDER NO. 2009-992-11-30

e. **AI-31088** Handheld.

COURT ORDER NO. 2009-993-11-30

f. **AI-31084** Public Works Stockpile (Physical Inventory).

Judge Self asked Jon Kleinheksel, Public Works, to address the Court. Judge Self first congratulated Mr. Kleinheksel on the Public Service Announcement which will go up on the County's website today, then asked him to explain the inventory control on the stockpile and culverts.

Mr. Kleinheksel approached in response saying his department transitioned into a new process this fiscal year with the aid of the County Auditor and the Purchasing department. Mr. Kleinheksel said the process was a checks and balances to monitor the entire inventory as it enters and leaves his department rather than rely on quarterly reports. Judge Self responded saying Mr. Kleinheksel answered the question he had because the report submitted to the Court today included some words that sounded negative. Judge Self asked for verification that

the County had positive control over inventory. Mr. Kleinheksel said yes, there was positive control over inventory and always had been. Jeff May, County Auditor, gave comments saying he was very satisfied with the new process. Judge Self said he just wanted the clarification that the County's internal controls were tight. Motion to approve. (Time: 9:42 a.m.)

Motion by: Judge Keith Self
Second by: Commissioner Kathy Ward
Vote: 5 - 0 Passed

COURT ORDER NO. 2009-994-11-30

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

1. **AI-31080** November 2, 2009.

COURT ORDER NO. 2009-995-11-30

i. Miscellaneous

1. **AI-31096** Re-designation of PR 5279 to Elida Lane (with address updates), GIS/Rural Addressing.

COURT ORDER NO. 2009-996-11-30

GENERAL DISCUSSION

4. **AI-30985** FY2010 Compensation Plan, Human Resources.

Cynthia Jacobson, Human Resources, approached the Court regarding the compensation plan. Ms. Jacobson stated that the FY 2010 Compensation Plan was approved by the Court during the annual budget process; however, there were re-classes that were approved by Court and minor changes for some CSCD employees, which are reflected on the updated plan. Motion to approve revised Compensation Plan. (Time: 9:43 a.m.)

Motion by: Commissioner Jerry Hoagland
Second by: Commissioner Joe Jaynes
Vote: 5 - 0 Passed

COURT ORDER NO. 2009-997-11-30

5. **AI-31128** West side access road of the Dallas North Tollway (DNT) between US 380 and FM 428, Commissioner - Precinct 1.

Commissioner Shaheen gave comments to the Court saying he had requested this item be placed on the agenda for the Court to consider using some of the interest earned on the County's RTR funds to add west side access to the Dallas North Tollway. Judge Self asked if this would provide congestion relief or economic development. Commissioner Shaheen said it would provide both although, as a matter of timing, the economic development would come first. Commissioner Shaheen continued saying he didn't think the Court had to make a decision now he just wanted to see if the Court agreed with looking into the feasibility of the west side. Commissioner Jaynes stated that the next RTC meeting would be held on December 10, 2009 and, at that time, they would get an update on the balance of the funds including interest earned so the Court would know how much was available. Commissioner

Jaynes said he estimated the balance to be approximately 40 million dollars and suggested the Court wait on a decision until January so they had complete information as to what they could and could not do and how much funding would be available. Discussion and comments with the Court followed.

Commissioner Hoagland asked Ruben Delgado, Engineering, how much it cost for the east side of the tollway. Mr. Delgado approached in response saying the east side cost roughly 10.5 million dollars; however, the County still needed five right of way spans, only 39 out of 44 have been obtained. Discussion with the Court followed. Motion to submit researching the addition of the west side of the Dallas North Tollway as a project. Commissioner Jaynes suggested waiting until January to approve the project because on December 10th the Court would have an update on the RTR funds and would know how much would be available, and then the Court could decide on submitting the project. Motion revised to have Engineering move forward with right of way acquisition and traffic counts. (Time: 9:51 a.m.)

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

COURT ORDER NO. 2009-998-11-30

6. AI-31135 Wellness Program, Commissioner Pct. 2.

Commissioner Hoagland, addressed the Court with comments regarding the number of employees who were diagnosed with significant health issues after undergoing the heart screening procedure last year. Commissioner Hoagland stated he wanted to leave the screening on the wellness program and asked Cynthia Jacobson, Human Resources, for information on the types of illnesses that were diagnosed. Ms. Jacobson approached in response saying she had requested the coding, but had not yet received the information. Motion to hold the item until more information was received. (Time: 9:52 a.m.)

HELD

7. AI-31165 Ratification of the County Judge's prior approval of Personnel Appointments effective November 20, 2009, Human Resources.

Judge Self asked Cynthia Jacobson, Human Resources, to explain to the Court why the Judge's prior approval was necessary. Ms. Jacobson responded saying the new hires were scheduled to start on a specific date and then the Court schedule changed. Because the change impacted the start dates Human Resources requested pre-approval by the County Judge. Ms. Jacobson also said that all of the appointments were at the beginning of the pay range. Commissioner Jaynes asked if this was because one Court session had been missed and Ms. Jacobson replied that was correct. Motion to approve ratification. (Time: 9:53 a.m.)

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

COURT ORDER NO. 2009-999-11-30

8. AI-31164 Personnel Appointments, Human Resources.

Cynthia Jacobson, Human Resources, addressed the Court regarding the appointment of new employees. Ms. Jacobson informed the Court all appointments follow standard procedures. Motion to approve personnel appointments. (Time: 9:53 a.m.)

Motion by: Commissioner Jerry Hoagland
Second by: Commissioner Kathy Ward
Vote: 5 - 0 Passed

COURT ORDER NO. 2009-1000-11-30

9. AI-31146 Board/Committee Appointments, Commissioners Court.

Commissioner Hoagland re-appointed Nancy Crawford to the CPS Board. Additional appointments included John Tanner to the Healthcare Advisory Board, Catherine Gibbs to the LifePath Systems Board, Glen Renfro to the Myers Park Advisory Board and George Elking to the Planning Board. (Time: 9:54 a.m.)

Motion by: Commissioner Jerry Hoagland
Second by: Commissioner Joe Jaynes
Vote: 5 - 0 Passed

COURT ORDER NO. 2009-1001-11-30

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

Judge Self requested an update from Mr. Graham. Commissioner Jaynes will give an update on the RTR in the January 4, 2010 meeting. (Time 9:55 a.m.)

EXECUTIVE SESSION

Judge Self recessed Commissioners Court into Executive Session under Chapter 551.087, Economic Development Negotiations, of the Government Code at 9:56 a.m. and reconvened at 10:11 a.m.

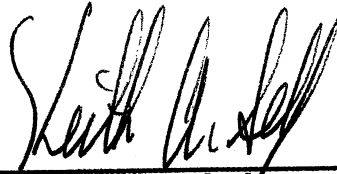
Legal (551.071)

Economic Development Negotiations (551.087)

AI-31150 Texas Instruments Tax Abatement, County Judge.

NO ACTION TAKEN

There being no further business of the Court, Judge Self adjourned the meeting at 10:11 a.m.



Keith Self, County Judge



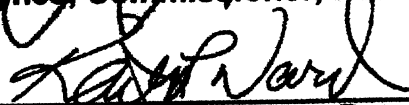
Matt Shaheen, Commissioner, Pct. 1



Jerry Heagland, Commissioner, Pct. 2



Joe Jaynes, Commissioner, Pct. 3



Kathy Ward, Commissioner, Pct. 4



ATTEST:



Stacey Kemp, Ex-Officio Clerk
Commissioners' Court
Collin County, T E X A S