

STATE OF TEXAS

COMMISSIONERS COURT
MEETING MINUTES

COUNTY OF COLLIN

JUNE 7, 2010

On Monday, June 7, 2010, 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:

Present: 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 of Allegiance to the Texas Flag.

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

Judge Self recessed the meeting of the Collin County Commissioners Court at 9:38 a.m. and convened the meeting of the Collin County Health Care Foundation Board of Trustees.

President Self adjourned the meeting of the Collin County Health Care Foundation Board of Trustees at 9:53 a.m. and convened the meeting of the Collin County Toll Road Authority Board of Directors.

President Self adjourned the meeting of the Collin County Toll Road Authority Board of Directors at 9:53 a.m. and reconvened the meeting of the Collin County Commissioners Court.

DECISIONS MANDATED BY LEGAL ENTITIES OUTSIDE OF COMMISSIONERS COURT AUTHORITY:

1. AI-31895 Advertise for Services: Offender Specimen Collection and Drug Testing (RFP No. 05251-10), Adult Probation.
2. AI-31979 Personnel Changes, Human Resources.

3. Notification of budget adjustment(s)/amendment(s):

- a. **AI-31750** \$574 to reallocate funds to the appropriate line items to purchase software for laptop computer assigned to officers in Judge Wheless' court on drug cases, Auditor.
- b. **AI-31928** \$600 to establish a budget to purchase two desk chairs utilizing the Drug Forfeiture fund, District Attorney.
- c. **AI-31900** \$26,000 for the payment of leased vehicles for the Sheriff's office utilizing the Drug Forfeiture fund, Auditor.

FYI NOTIFICATION

1. **AI-31934** City of Weston disannexed County Road(s) 170, 206, 209, 884, 885, 203, 971 and 203 (total of 4.60 miles), which falls under the purview of Collin County and are in need of repair and rehabilitation, Public Works.
2. **AI-31955** Provide fill dirt to remedy several eroded areas of a local historic cemetery, Public Works.

2. Public Comments.

Judge Self heard public comments out of order. Paul E. Tucker, Princeton, came forward to speak. Mr. Tucker stated he moved to Texas in 1981 and in 1983 he bought four acres of land near Lake Lavon. Last month when he received his estimated taxes for 2010, he felt the need to go to the tax assessor. When he asked the tax assessor why the development and land values of Lake Lavon and the branch area south of Princeton were so degraded, he was told that area was considered "the armpit of Collin County". Mr. Tucker stated that was a disturbing attitude to hear. Mr. Tucker continued, providing the Court with some background: in 1985 Wylie put an ETJ on the branch peninsula which stopped development. In 1989 they ran into problems with people not being able to sell their land there because they could not subdivide. Twenty-some families lost their properties. Mr. Tucker came before the Commissioners Court in 1989 and made a presentation. In 1990 he went to Wylie city meetings and watched them run developers off the peninsula. In 1990 they broke the ETJ, but it was too late. Mr. Tucker stated in 1995 they had the county do a study to rezone Lake Lavon. In early 2000 they had a developer who had a contract with the land owner to put in 2,700 houses, but that did not go through. Currently there are open meetings for a bridge proposal going across from Parker to 78. Mr. Tucker said he's been to public meetings and meet the candidate meetings, he's been to council meetings and he's been to city council meetings. In all of those they have been denied the right to have the bridge go across.

In each meeting he has proposed an alternate route that will bring improvement through Lake Lavon. Mr. Tucker stated he has talked to Commissioner Hoagland personally. Mr. Tucker said he's presented his idea of taking the end of 982 and putting a bridge in across Lake Lavon south through 78. At the last public meeting he talked to NTHB and they said it was discounted. He talked to Ruben Delgado, County Engineer. Mr. Delgado wanted to know where his study for the transportation and traffic was.

Mr. Tucker wanted to know what could be done to end this attitude that the center of Lake Lavon is the armpit of Collin County; what can be done to get some development in this area? Judge Self thanked him for his comments but stated since this was not an agenda item the Court could not make comment. (Time: 9:38 a.m.)

Judge Self recessed the meeting of the Commissioners Court at 9:38 a.m. and convened the meeting of the Collin County Health Care Foundation.

3. Presentation/Recognition.

4. Consent agenda to approve: Judge Self asked if any member of the Court or any member of the audience had an item they wanted pulled from the consent agenda for individual consideration. Commissioner Shaheen pulled item 4j2 for discussion and Judge Self pulled items 4j3 and 4j9. Commissioner Ward made a motion to approve the remainder of the consent agenda. (Time: 9:54 a.m.)

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

a. AI-31939 Disbursements for the period ending June 1, 2010, Auditor.
COURT ORDER NO. 2010-367-06-07

b. AI-31931 Tax Refunds totaling \$808,616.60, Tax Assessor Collector.
COURT ORDER NO. 2010-368-06-07

c. Advertisement(s):

1. AI-31958 Emergency Alert Notification System (RFP No. 03221-10), Homeland Security.
COURT ORDER NO. 2010-369-06-07

d. Agreement(s):

1. AI-31880 2007 Grant Adjustment Notice with the Texas Division of Emergency Management for the 2007 Homeland Security Grant Program to

close out the grant and to de-obligate the \$11,837.48 in unspent funds and further authorize the County Judge to finalize and execute same, Auditor.

COURT ORDER NO. 2010-370-06-07

2. **AI-31922** Mutual Agreement with the National Disaster Life Support Foundation to provide Basic Disaster Life Support (BDLS) training to be held June 19, 2010 in the Collin County Homeland Security office located at 4300 Community Ave., McKinney, Texas and further authorize the Purchasing Agent to finalize and execute same, Homeland Security.

COURT ORDER NO. 2010-371-06-07

3. **AI-31940** Workforce Solutions for North Central Texas - Worksite Agreement (AGR No. 06665-09) for participation in the Workforce Investment Act (WIA) Youth Program - 2010 Summer Jobs Program and further authorize the County Judge to finalize and execute same, Human Resources.

COURT ORDER NO. 2010-372-06-07

e. Amendment(s):

1. **AI-31907** No. 1 to the Lease Agreement between Collin County Health Care Trust Foundation and Collin County for property located at 920 E. Park Blvd., Plano, TX to reduce the square footage of the lease to 27,036 sq. ft. and to reduce the lease to \$378,504.00 per year payable in monthly installments of \$31,542.00; further authorize the County Judge to finalize and execute same, Construction & Projects.

COURT ORDER NO. 2010-373-06-07

2. **AI-31957** No. 3 to Emergency Alert Notification System (Contract No. 02060-07) with Emergency Communications Network to extend the contract for three months (3) through and including September 25, 2010 and further authorize the Purchasing Agent to finalize and execute same, Information Technology.

COURT ORDER NO. 2010-374-06-07

f. Change Order(s):

1. **AI-31918** No. 2 to Supplies: Janitorial Paper and Disposable Products (Contract No. 07728-09) with Empire Paper Company to add item 07728-09-1-46, Mop Head to the contract and further authorize the Purchasing Agent to finalize and execute same, Facilities.

COURT ORDER NO. 2010-375-06-07

g. Ratification of the County Judge's prior approval:

1. **AI-31850** Grant application for the FY2011 Bulletproof Vest Partnership grant funds with the US Department of Justice, Office of Justice Programs, Auditor.

COURT ORDER NO. 2010-376-06-07

2. **AI-31933** Cooperative Agreement with the U.S. Army Corps of Engineers, Fort Worth District to provide additional law enforcement services for Lake Lavon from May 28, 2010 through and including September 6, 2010 and further authorize the County Judge to finalize and execute same (NTE \$57,476.82), Sheriff.

COURT ORDER NO. 2010-377-06-07

h. Budget adjustment(s)/amendment(s):

1. **AI-31956** \$1,500,000 for Grade Separation at Exchange Parkway and SH 121, Engineering.

COURT ORDER NO. 2010-378-06-07

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

1. **AI-31914** May 10, 2010.

COURT ORDER NO. 2010-379-06-07

j. Miscellaneous

1. **AI-31960** Disburse payments to various vendors each month prior to receiving approval from Commissioners Court to avoid late charges and penalties, Auditor.

COURT ORDER NO. 2010-380-06-07

2. **AI-31937** Accept the donation of various items from deputies in the Constable, Precinct 4 office, Constable, Precinct 4.

Commissioner Shaheen wanted to know where the donation was coming from. Hearing no response, he stated he would like to hold this agenda item. His concern was even though these items are being donated there will be maintenance costs and replacements and he wanted to get a better picture of what is involved. Judge Self agreed with Commissioner Shaheen. He said this is part of the discussion about how constables are equipped to do their constitutional duty. (Time: 9:55 a.m.)

HELD

3. **AI-31962** Reinstate the 2003 bond funds for Bond Project No. 03-048–Plano Parkway East of Los Rios to 14th Street and budget amendment in the amount of \$1,400,000 for same, Engineering.

Without discussion, Judge Self made a motion to approve. (Time: 9:56 a.m.)

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

COURT ORDER NO. 2010-381-06-07

4. **AI-31943** Authorization for P3 Power Pool to amend the current contract with Reliant for removal of the Justice Center electrical meter (No. 089766927LG) so that the County can utilize MCPE (Market Clearing Price of Energy) rates to take advantage of the Central Plant's capabilities to produce chill water at off peak hours, Facilities.

COURT ORDER NO. 2010-382-06-07

5. **AI-31941** Rescind Court Order No. 2009-1042-06-07 to opt out of the Public Power Pool Energy Procurement (P3) contract, Facilities.

COURT ORDER NO. 2010-383-06-07

6. **AI-31923** Re-designation of PR 5580 to Bear Paw Lane (with address updates), GIS/Rural Addressing.

COURT ORDER NO. 2010-384-06-07

7. **AI-31899** Purchase and installation of one Infax docketCall system for the Justice of the Peace, Precinct 1 office utilizing funds from the JP Court Technology Fund, budget amendment in the amount of \$6.540 and further designate Infax, Inc. as a sole source per LGC 262.024(a)(7)(A); items for which competition is precluded because of the existence of patents, copyrights, secret processes, or monopolies, Justice of the Peace, Precinct 1.

COURT ORDER NO. 2010-385-06-07

8. **AI-31929** Grant application for the Regional Solid Waste Management Plan Grant Program with the Texas Commission on Environmental Quality (TCEQ) through the North Central Texas Council of Governments (NCTCOG), Public Works.

COURT ORDER NO. 2010-386-06-07

9. **AI-31920** Retain a 2002 Vermeer Chipper (Unit No. 38666) for use in the CSCD Community Service Program and the Inmate Work Program, Public Works.

Judge Self asked Jon Kleinheksel, Public Works, to come forward. Judge Self asked if adding this piece of equipment to our inventory means we would have to replace it in the future. Mr. Kleinheksel said it adds a piece of equipment; however, we will not replace it. It is something used in CSCD and the work program, but we would not replace it. Mr. Kleinheksel said it would be used until

it was unable to be repaired and then it would be auctioned off. Judge Self made a motion to approve. (Time: 9:56 a.m.)

Motion by: Judge Keith Self
Second by: Commissioner Jerry Hoagland
Vote: 5 - 0 Passed

COURT ORDER NO. 2010-387-06-07

10. AI-31912 Purchase Forensic Recovery of Evidence Data (FRED) computer systems from Digital Intelligence and further designate Digital Intelligence as a sole source per LGC 262.024(a)(7)(A); items for which competition is precluded because of existence of patents, copyrights, secret processes, or monopolies, Sheriff.

COURT ORDER NO. 2010-388-06-07

GENERAL DISCUSSION

5. AI-31963 Dallas North Tollway extension alignment and incentives, Commissioner Precinct 1.

Commissioner Shaheen led this discussion, saying there has been a lot of discussion about the future alignment extension of the Dallas North Tollway (DNT), north of 428. This infrastructure means billions of dollars in economic development for Collin County. Commissioner Shaheen said he thinks it's very important for Collin County's future to keep the DNT alignment in Collin County. He commended the City of Celina for doing an excellent job. He thanked Mayor Lewis and Jason Gray, who were present in the courtroom, for their leadership in working with the NTTA (North Texas Tollway Authority) and land owners who may potentially give land for rights-of-way (ROW) and making sure that the alignment is optimal for Collin County.

Mayor Jim Lewis, City of Celina, came forward with a Power Point presentation. Mayor Lewis gave a review of the history and timeline so the Court and citizens could understand the direction Celina is taking in this project. Mayor Lewis stated in order to ensure that they will meet the needs of the citizens, they are happy to work with the leaders of Collin County to provide an eastern route for the Tollway to keep the Tollway in the City of Celina, as has always been proposed. His staff and the representatives of Collin County started working together in 2008 to make the eastern route a reality. This project will benefit long-time residents who are eager to participate instead of mega developers. This project will be shorter and less expensive to build and operate, and cheaper to drive on. It will give Celina the tax base they need to give their citizens and neighbors the services they deserve.

Jason Gray, City Manager, City of Celina, spoke next. He stated he had a brief presentation entitled "Dallas North Tollway Alignment Phase 4B/5A" to update the Court. Mr. Gray stated there are three general alignments that have been identified by the NTTA: an eastern, middle and a western alignment. He gave a status of DNT Phase 4B/5A, saying the NTTA began preliminary route studies of the DNT extension in November 2007. Mr. Gray gave some additional history and outlined the boundaries of the three alignments. He next discussed the Celina/Collin County preferred alignment update, saying they are more closely identifying the proposed alignment, working with NTTA consulting staff to mitigate design issues, negotiating with property owners for ROW commitments and discussing construction funding leveraging opportunities with NTTA staff.

Mr. Gray moved on to right-of-way acquisition commitments, describing terms and conditions of the Memorandum of Understanding (MOU). General terms include property owners committing to freely dedicate appropriate ROW necessary, which is generally between 200' to 400' in width. Celina has committed to build or have built a frontage road from FM 428 to the Grayson County line within ten years. As an incentive, the City of Celina is giving property owners a credit against future development fees of \$40,000 per acre over the entire affected tract.

Mr. Gray showed the Court a map which highlighted the ROW commitment status. There are 25 total parcels that are directly impacted, and owners of 18 of those 25 parcels have signed or agreed to sign the MOU after minor issues get resolved. Mr. Gray added six parcels are outstanding and one has declined the proposal. Judge Self and Commissioner Jaynes had questions about the property markings on the map.

Mr. Gray next discussed proposed construction funds partnership. The DNT is an economic engine for Collin County and every city it goes through. Mr. Gray stated an economic impact analysis of Phase 4B of the DNT shows it is likely to generate about \$1.2 billion annually in taxable value along its frontage directly due to the quality planning of the communities involved and the NTTA. That \$1.2 billion in assessed property value could generate \$7.74 million of tax levy which could be used to service \$96.7 million in debt annually.

Mr. Gray concluded by saying last week they received a briefing at the System Projects and Operations Committee (SPOC) meeting of the NTTA. He presented the timeline for meetings, updates and when recommendations could be expected. Judge Self said on Friday the NTTA offered Collin and Denton Counties the opportunity to make a presentation at the July 1st System Projects and Operations Committee meeting. The City of Celina and the County will be there. Commissioner Shaheen said this was well done and is so significant to our county and the City of Celina. He said he appreciated what the City of Celina has done and this is a very compelling story to present to the NTTA.

Discussion followed between Mr. Gray and Court members. Commissioner Jaynes said we now have a reason to keep it in Collin County. Commissioner Hoagland asked how much it will cost to put service roads up to the Grayson County line. Ruben Delgado, County Engineer, said a rule of thumb today is \$2.5 to \$3 million per mile. Commissioner Hoagland thought Collin County should step up and do something; we have huge reserves and this would be a good opportunity for us to help with construction of at least half of the service road.

Discussion continued with Mr. Gray answering additional questions from Court members. Commissioner Shaheen thought Commissioner Hoagland had a very good point, our County transportation dollars are rare resources and are very vital and it is up to this body to allocate those resources in a way most effective for our citizens. Commissioner Hoagland asked Monika Arris, Budget, to put on the next agenda a review of how that would impact our reserves if we were to participate in the construction of the service roads. Judge Self described a map showing what the area will look like in 2030. Collin County has a dense population which shows where growth is going and why we are having this conversation today. Commissioner Hoagland again asked that this be put on the next agenda. (Time: 10:30 a.m.)

NO ACTION TAKEN

6. AI-31884 PEB (Post Employment Benefit) Trust Agreement, further authorize the County Judge to finalize and execute same, Auditor.

Jeff May, County Auditor, came forward. He has been working with First Southwest to create a trust fund for the county's post employment benefits so the county can begin paying down its liability. He invited Carey Austin from First Southwest to do a presentation on a new organization they created called the Post Employment Benefit Trust of Texas. PEB is an organization that he believes will save the county money and will have no upfront costs to create our trust fund. David Medanich with First Southwest Company spoke first. First Southwest is the financial advisor to Collin County. For years First Southwest has seen the issues coming with unfunded liabilities. Mr. Medanich said they have tried to determine if there is anything they can offer that could be of help with unfunded obligations. He gave a brief description of the tax exempt trusts and then introduced Carey Austin and Brian Whitworth, Senior Vice Presidents with First Southwest.

Ms. Austin reiterated that First Southwest has worked with Collin County for a number of years. She stated the purpose of this trust is to create a vehicle where you can place your funds and get the investment authority to invest your funds in a different way other than short term government paper. You have the benefit of having a higher interest rate and lowering the cost overtime. Ms. Austin started

with an overview of PEB Trust of Texas, noting this Trust is designed solely for Texas government entities. She continued with the overview of the Trust saying all contracts with providers must be under Texas Law; governance is public, not private; the Trust maintains total transparency and is structured to avoid conflicts of interest; First Southwest works as a fiduciary to manage the trust, not the money; they provide an IRS approved vehicle for public entities to prefund toward their OPEB (Other Post Employment Benefits) expenses; reduce accrued liabilities and ARCs (Annual Required Contributions) and lower the long term cost of funding benefits; insulate employers from volatility in benefit costs; reduce administrative burden versus creating their own trust; lower costs for legal, investment, etc., staff time; obtain investment advice from firms familiar with OPEB and GASB (Governmental Accounting Standards Board) accounting; and aid in presentations to rating agencies.

Commissioner Shaheen asked if this was a fund or a retirement system. Currently TCDRS administers our retirement. Ms. Austin said this isn't pension money; it's primarily for retirement medical, that's the biggest cost. Mr. May said this will fund our retirement health benefits. Commissioner Jaynes asked if every entity is now required to do this. Ms. Austin said every entity is required to calculate their liability; they are not today required to fund. GASB will come out the 16th of this month and they may impose a requirement to fund. Mr. May added, keep in mind this liability wasn't required to be reported until recently. Ms. Austin said it is a trust vehicle; you place money inside the trust and it will be invested in the way you choose. She stated they are the custodian, that is their role. Ms. Austin continued with her presentation. Commissioner Hoagland asked if Collin County wanted to transfer to another trust, is there somebody else out there doing it. Ms. Austin said there are a couple other multi-employer trusts out there or the County can form their own.

Ms. Austin continued her presentation, next discussing approach and the steps necessary to join as well as discussing the Trust structure. In order to join, Collin County must have the Commissioners Court approve the Trust Agreement and Adoption Agreement; designate a plan administrator and primary contact at employer; and review and complete the service agreement between the Trust and the county. It is recommended that the County decide the amount and timing of prefunding and choose investment counsel. Commissioner Hoagland asked about the rate of return on existing money. Mr. May replied currently less than 1%. Commissioner Hoagland asked Ms. Austin if her return was approximately 3 or 4%. Ms. Austin said it depends on asset allocation, but a conservative estimate might be 4 or 4 1/2% and a more aggressive estimate might be 7 or 8%. Commissioner Hoagland next asked about fees. Ms. Austin described the fee structure, saying fees are paid quarterly in advance and there

are no front end or back end fees. Commissioner Hoagland said he thought PEB was a good idea because the county can increase their rate of return. Judge Self

asked how long we will have to fund. Ms. Austin said she has not seen the new GASB release.

Brian Whitworth spoke next. Mr. Whitworth stated various drafts have come out from GASB. Over time GASB has been shortening the period over which people can accrue on the pension side and the same type things may occur on the OPEB side but they won't know until the 16th when they see the proposal. Judge Self said in studies and news reports the estimated rate of return is what is getting government entities into trouble. They are overestimating their returns and underestimating the costs. Discussion continued. Judge Self asked what would happen if they were to form their own trust and what other costs might they expect to see. Ms. Austin outlined the requirements and steps involved, adding a multi-employer trust will handle all of those issues. Ms. Austin also outlined the internal costs that are embedded in all mutual funds. She stated there would be no sales commissions or sales trails. Themes are transparency and cost effectiveness. Ms. Austin said the county will be advised of every fee.

Ms. Austin continued answering questions from Court members. Commissioner Hoagland made a motion to approve. Judge Self noted this is just a vehicle; there is no other funding available. Judge Self asked Mr. May if they need to do an RFP or an RFQ for this. Mr. May said an RFP or RFQ is not needed because this is a professional services contract. Commissioner Shaheen said he wants to bid it out. Mr. May said there are only two other providers that offer this, one is not compliant with Texas law and the other is in California and with both of those funds you pool your money with money from other entities. With PEB Collin County would have their own individual account. Michalyn Rains, Purchasing, stated this would be an exemption under the bid process under 262. Commissioner Shaheen asked if we could bid this out with an RFP. Ms. Rains answered yes. Commissioner Shaheen said he is not a fan of sole sourcing; he would like it to go through the bid process. Commissioner Jaynes agreed, he wants to see what's out there. Judge Self also agreed and stated we have to wait for the GASB 45. Commissioner Hoagland again stated his motion to approve because there are only two other options. Ms. Austin offered information on the other two providers mentioned. Judge Self said the motion failed for lack of a second. Commissioner Shaheen motioned to bid out trust services. Commissioner Hoagland said he would vote against the motion because the county will spend \$50,000 only to come back to this same conclusion.
(Time: 11:02 a.m.)

Motion by: Commissioner Matt Shaheen
Second by: Commissioner Kathy Ward
Vote: 4 - 1 Passed
Nay: Commissioner Jerry Hoagland

COURT ORDER NO. 2010-389-06-07

Judge Self recessed Commissioners Court at 11:02 a.m. and reconvened at 11:12 a.m.

7. AI-31845 Collin County Visitor Program presentation by Myra Kirkland, Administrative Services.

Myra Kirkland thanked the Court for the opportunity to talk about Guardianship Monitoring, which is also known as the Court Visitors' Program. Ms. Kirkland is a practicing attorney in Collin County, a Master's of Social Work student, and the municipal judge in Blue Ridge. She had a Power Point presentation entitled "Guardianship Monitoring". Ms. Kirkland stated she had given the commissioners a binder several months ago which had more information than the presentation. All Master's of Social Work students have to have internships and she chose to do Dallas's Court Visitors' Program. As a result, she became familiar with Texas Probate Codes 648 and 683.

Ms. Kirkland began her presentation with a demographic imperative. She stated we have "a massive tsunami of elderly", the number of people with Alzheimer's is increasing, and a lot of elderly do not have family or friends or anybody qualified to take care of them. According to North Central Texas Council of Governments (NCTCOG), this year Collin County will have over 91,000 residents over the age of 60 and by 2017 that number will double. 55% of those aged 85 or older will not be able to take care of their daily activities. Currently there are approximately 3,000 individuals in Collin County who cannot take care of themselves; in 2017 there will be approximately 5,000. Guardianship monitoring must be done by statute. Currently each probate court is statutorily mandated to annually review every guardianship and determine whether it should be continued as presently ordered, modified or terminated. Ms. Kirkland stated Guardianship under Chapter 13 of the Texas Probate Code defines an incapacitated person as "a minor or adult with a physical or mental condition who is substantially unable to provide clothing or shelter or manage their own financial affairs". Ms. Kirkland described how a guardianship is created in the Probate Courts. Currently Collin County has 900-1,000 wards at risk, 900-1,000 people with guardianships. Judge Self asked how Ms. Kirkland determined that there are 1,000 guardianships that are at risk. Ms. Kirkland replied every ward is at risk because they are not being monitored face to face. Commissioner Shaheen said they went through Court and they could be very well taken care of. Ms. Kirkland said yes, they could be very well taken care of. Ms. Kirkland next addressed funding. Every county with a statutory probate court is returned \$40,000 to the county, plus excess. Excess varies by county. Collin County's excess has been \$10,000 to \$15,000. Those funds are statutorily placed into an account and can only be used for probate judicial purposes.

Ms. Kirkland is requesting funding for two new positions in the Probate Court. Interns and volunteers generally man the Court Visitors' Program, but you have to have a manager and a person to answer the phones. She quoted Texas

Probate Code 648: "Each statutory probate court shall operate a Court Visitor Program to assess the conditions of wards and proposed wards". She said most counties have 10-20 volunteers per semester to go out and check on their wards. She next discussed the fiduciary duty of the court. Ms. Kirkland quoted Probate Code 671: "The court shall use reasonable diligence to determine whether a guardian is performing all of the duties required of the guardian that pertain to the guardian's ward".

Ms. Kirkland listed the qualifications of a manager for the Court Visitors' Program and proposed skills needed for staff. Judge Self asked Ms. Kirkland to stick with what is required by law for the rest of the briefing. She gave suggestions for locating volunteers and interns and gave an example of a budget.

Ms. Kirkland described conducting a random sampling of a ward she went to visit in Collin County. The ward lived in a nice house but when she was able to enter, she saw the young man laying on a bed and being starved to death. His case manager said nobody noticed he had been steadily losing weight. Commissioner Hoagland asked who the case manager is. Ms. Kirkland said the case manager is being paid through Medicaid to take care of this child. Ms. Kirkland showed pictures from Dallas County depicting individuals with bed sores and living in dirty environments. Ms. Kirkland also spoke about a guardian who had cancer.

Ms. Kirkland read from Texas Probate Code 683, Court Initiated Guardianships, and gave examples. Currently Collin County does not have a 683 program which protects individuals from exploitation. The visitor program will reduce the number of police calls and EMT visits. Adult Protective Services only takes the worst of the worst because they have so many cases. A 683 program will need to have a contract with a guardianship program. Ms. Kirkland thanked the Court for their time.

Judge Weldon Copeland, Probate Court, came forward. Judge Self asked him if this briefing was brought under his auspices. Judge Copeland said Ms. Kirkland has advocated this for him but the funding request comes from him. Judge Self asked Judge Copeland what he wanted to add. Judge Copeland said apart from statutory mandate, this program will do good things. Collin County has been fortunate not to have had a catastrophe where someone we've had guardianship over has come to harm. Judge Copeland said he was aware of several cases involving financial exploitation. We are at risk if we have something here that goes wrong. We can't catch everything, but we will know that we did what was right and what the law required if we fund this program. Judge Copeland said he would be worried about growth. There is only enough space in the new courthouse for the new employees being asked for today. He stated he will not be asking for increases to expand this program. Expansion will be with volunteers. They have not been compliant with the statutory mandate in the past. Judge Self asked Judge Copeland if he agreed with the \$150,000 annual budget.

Judge Copeland said he is proposing that and he agrees with it, but that is for the Court to set.

Commissioner Shaheen asked what other options counties use. Are there companies that provide these services? Judge Copeland said they can contract with Senior Source in Dallas. They were not inexpensive and the County would lose autonomy. Commissioner Shaheen had questions on the duties of the requested staff. Ms. Kirkland addressed those questions and discussion continued. Commissioner Shaheen wanted to know what their options were, whether it was hiring staff or hiring a third party. Ms. Kirkland said in Dallas County there is one guardianship coordinator with a staff position. Investigators go out if there is an emergency case. Judge Copeland asked the Court to fund these positions at the requested level and if an alternative method can be found, he will not spend the money. Commissioner Shaheen stated he wants to find out if there are other optimal ways of attacking this problem. Judge Copeland said he wanted to go with one position but it would overwhelm that one person. Commissioner Hoagland asked Judge Copeland if he thought there was a need. Judge Copeland said yes. Commissioner Ward wanted it on record that the Court is in agreement to get compliant. Commissioner Hoagland said we don't have a choice. Judge Self said there is a lot of work to do and we are talking about layering another level of review. We need the right person, not a big bureaucracy. Judge Copeland answered questions from Commissioner Shaheen. Commissioner Ward said she would be okay with Judge Copeland coming up with something moving us towards compliance. Judge Self said a vote was not necessary. (Time: 11:50 a.m.)

NO ACTION TAKEN

8. Approval to Post Position(s):

a. AI-31870 Teen Court, Administrative Services.

Judge Self heard this item out of order. Nina Dowell Ringley, McKinney, came forward to share her experience as a parent volunteer with Teen Court. Her son Corbin was involved in Teen Court from 2006 until 2009. Her son was a juror, a prosecuting attorney and a truancy judge. Ms. Ringley stated as a parent volunteer she heard pros and cons from parents about the program, adding she heard more pros than cons. Ms. Ringley stated her son got a lot out of this program. From his experience with Teen Court, he's now in the service and will possibly be an attorney. Ms. Ringley introduced two students who are currently part of the program.

Ms. Ringley said she was available to answer any questions. She requested that the Court continue the program since it is a very good experience for the students on both sides of the spectrum. Additionally, teachers would bring their

classes in to observe. Judge Self thanked Ms. Ringley for her service with the Teen Court program, and asked Kerry Randol-Johnsten if she wanted to speak. Ms. Randol-Johnsten said she did not wish to speak but she supported the program. (Time: 10:00 a.m.)

The Court returned to item 8a at 11:51 a.m. Judge Self asked Cynthia Jacobson, Human Resources, for an explanation of the following items. Ms. Jacobson said following last Court, they created a personnel requisition for each of the currently unstaffed open positions. Department heads and elected officials were asked to complete those requisitions. Ms. Jacobson noted that while these positions have been approved in budget, this is the justification for that particular position. Each position is listed and the department heads and elected officials are present.

Bill Bilyeu, Administrative Services, was present to talk about Teen Court following requests made by Court members at the last meeting for additional information. Judge Self had asked for a distribution of defendants by district which Mr. Bilyeu provided. Commissioner Shaheen asked for information on the City of Wylie and Mr. Bilyeu said he talked to the court coordinator in Wylie and she has an interest in the program. Judge Self said this is really a teen court which is supposed to keep teens out of future trouble. The City of Frisco brings 167 cases and the only JP that brings any cases is JP1. We are running this program for the City of Frisco and one JP. Mr. Bilyeu said the program wasn't put in place for the kids committing crimes; it's been put in place for those plus the volunteer participants. It was put in place for kids and their parents. Commissioner Jaynes noted the program has had its ups and downs. He asked Mr. Bilyeu if anybody looked at this as a part-time job. Mr. Bilyeu replied he doesn't think it's a part-time job. Discussion followed, including an estimate of how much money could be brought in if the City of Wylie participated in the program. Mr. Bilyeu thought it could be as much as \$10,000. Mr. Bilyeu concluded by adding that Judge Payton puts time in with the program by training the attorneys and training the kids for the competition. Commissioner Jaynes said he would go for it for one more year but he wants to see more involvement. (Time: 12:04 p.m.)

Motion by: Commissioner Joe Jaynes
Second by: Commissioner Matt Shaheen
Vote: 4 - 1 Passed
Nay: Judge Keith Self

COURT ORDER NO. 2010-390-06-07

**b. AI-31966 Animal Control Officer – Kennel Tech (Regular-Part-time),
Development Services.**

NO ACTION TAKEN

c. AI-31965 Animal Control Officer, Development Services.

Misty Brown, Development Services, was present for items b and c. Ms. Brown stated she would like to transfer a part-time employee into the full-time position, and if approved, she would need to hire another part-time person. Currently she has 13 employees, both full and part-time, and she listed their duties and responsibilities. Ms. Brown said this department is open 365 days a year and on call 24 hours a day. They are open for 14 hours a day Monday through Saturday and approximately 11 hours on Sunday. S.C.O.R.E. (Sheriff's Convicted Offender Re-Entry Effort) comes in to assist with clean up in the mornings. Ms. Brown stated one employee is out in the field, but if a livestock call comes in, that requires a supervisor and another employee to answer that call, which often leaves one employee alone in the 10,000 square foot facility.

Commissioner Shaheen asked if head count was being increased. Ms. Brown said no, these are positions that they've had. Commissioner Jaynes said he would support the full-time position but not the part-time. He wanted to see Teen Court participants involved as part of their community service. Commissioner Ward stated the part-time position is the county representative present with the S.C.O.R.E. people. She added, animal needs aren't 9:00-5:00. This is a unique situation. Judge Self asked if the part-time position is not approved, would that raise overtime. Ms. Brown said yes, it would raise it exponentially. The salary for the part-time position is funded by 14 contract cities and Collin County. Collin County's portion is \$2,371. Judge Self asked the Court to consider the overtime, and then asked Ms. Jacobson about overtime. Ms. Jacobson said their overtime is fairly minor. Ms. Brown said they have legislative mandates they have to cover. Discussion continued. Judge Self said that's why we're going through this process. Commissioner Jaynes made a motion to approve item 8c and not approve item 8b. He said the Court would look at this item again during Budget and reconsider if overtime increases substantially. Commissioner Ward had concerns about who would be with S.C.O.R.E. in the mornings to which Ms. Brown replied this part-time position is a weekend position when S.C.O.R.E. is not present. (Time: 12:08 p.m.)

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

COURT ORDER NO. 2010-391-06-07

d. AI-31968 Deputy District Clerk 1, District Clerk.

Commissioner Hoagland stated item 8d is not an option. It was approved in the District Clerk's budget. Hannah Kunkle, District Clerk, said someone has been hired to fill this position. Judge Self said if the elected officials exercise their

statutory rights to fill positions, they have to understand that the Court may come back and change their positions on October 1 thereby putting this position and this person at risk. Ms. Kunkle said this position is critical. Commissioner Shaheen said the emphasis the Judge is putting in place is you have the budget now for this position but come 2011 you may not. He asked Ms. Kunkle to look carefully at open positions so the budget process for 2011 is easier. Ms. Kunkle noted the vacancy was prompted by a Clerk II who retired. That position was a six-year tenured person, so the salary is going down. Commissioner Shaheen said he looked at the case load for the district courts and they are down 558 cases from 2009. He asked Ms. Kunkle to look at her entire organization. Ms. Kunkle itemized the positions in this particular court as well as their duties and responsibilities.

Commissioner Shaheen said his preference is that the Commissioners Court not make any head count reductions, but if forced to they will due to the \$14 - \$18 million reduction in revenues for next year. Commissioner Shaheen made a motion to approve item 8d at the discretion of the District Clerk knowing that that position may not be funded next year. Commissioner Hoagland seconded. Commissioner Ward stated Ms. Kunkle can do that. I don't think this needs to be done in the form of a motion. You have the right as an elected official to do that. Judge Self agreed with Commissioner Ward.

Commissioner Hoagland said his understanding was the Court instructed Ms. Jacobson to only bring positions to them that reported up to the Commissioners Court. Ms. Jacobson replied it was done this way so elected officials would be aware of what positions the Court would possibly be looking at. Commissioner Hoagland replied it may not be this individual; it may be another individual in her department. He stated this is a waste of time. Commissioner Ward felt this helped the Court fine tune their knowledge for what they need for the next budget cycle. Commissioner Shaheen asked if a vote would be taken on his motion. Discussion followed between Court members on the difference between item 8 and item 9. Commissioner Shaheen withdrew his motion. Judge Self said this is a process and we will probably come back to this again. (Time: 12:21 p.m.)

NO ACTION TAKEN

The Court returned to item 8d at 3:08 p.m. at the request of Patricia Crigger, Chief Deputy District Clerk. Ms. Crigger "begged" the Court to reconsider their position because this Clerk I position was posted in early May and the individual has been interviewed, had her physical, an offer has been made and she has given her notice. Commissioner Hoagland told Ms. Crigger she was within her authority to hire this individual, and then in October when the new budget goes into effect this Court may say we are no longer going to keep that person around or someone else in your department. Ms. Crigger said they want to cooperate and do what they can. Ms. Crigger asked to see the Court's figures because

everything she has run says their filings have gone up and the number of people we serve has gone up. Judge Self also said Ms. Kunkle is well within her rights to hire this person. Mr. Bilyeu said the Court made a motion on all positions except that one. Commissioner Hoagland felt if something was on the agenda, it should be voted on. Mr. Bilyeu said for item 9 the Court voted 4-1 to approve every position except the District Clerk's.

Commissioner Hoagland made a motion to approve and Commissioner Shaheen seconded. Judge Self, Commissioner Jaynes and Commissioner Ward voted no.

Motion by: Commissioner Jerry Hoagland

Second by: Commissioner Matt Shaheen

Vote: 3 - 2 Failed

Nay: Judge Keith Self

Nay: Commissioner Joe Jaynes

Nay: Commissioner Kathy Ward

Commissioner Shaheen said he was confused by his colleagues and wanted to discuss it further. Judge Self explained to Ms. Kunkle and Ms. Crigger that they had full authority to hire this position under the 2010 approved budget; again, they did not know about October. He said the Court voted not to approve it. However, Ms. Kunkle, as elected District Clerk, can go to HR and say "put this person on the payroll". Judge Self said this is basically a sense of the Court.

Mr. Bilyeu said in the past without the Court's approval, individuals were not added to the payroll. Elected officials cannot go to HR and tell them to hire. It has to be approved by the Commissioners Court. Judge Self said this is that legal gray area we've dealt with for a long time now because she has the authority to hire that person. Judge Self stated if a mechanism is needed, he would change his vote if he gets another motion. Commissioner Hoagland made a motion to approve. Commissioner Jaynes voted no. (Time: 3:15 p.m.)

Motion by: Commissioner Jerry Hoagland

Second by: Commissioner Matt Shaheen

Vote: 4 - 1 Passed

Nay: Commissioner Joe Jaynes

COURT ORDER NO. 2010-398-06-07

e. **AI-31970** CRI Coordinator, Homeland Security.

Bill Bilyeu, Administrative Services, said item 8e is funded 100% by grant money. Commissioner Shaheen made a motion to approve. (Time: 12:21 p.m.)

Motion by: Commissioner Matt Shaheen
Second by: Commissioner Jerry Hoagland
Vote: 5 - 0 Passed

COURT ORDER NO. 2010-392-06-07

f. AI-31959 Network Support Specialist, Information Technology.

Mr. Bilyeu remained before the Court and stated items f, g and h are for departments that report to the Commissioners Court. Each department head has a presentation as to why that position is needed to finish out the last quarter. He continued, saying our IT department is very small and when vacancies sit there it affects us in rolling out CJIS and supporting our own current operations. Commissioner Ward wanted to hear the presentations from the department heads present.

Caren Skipworth, Information Technology, came forward and stated the position is a network support specialist. As a result of a low performer, that position was vacated and another person was moved into that position. Ms. Skipworth stated there are 1,300 users, 4,200 devices on the desktop. In addition to this position, IT has four other network tech positions who take 2,000 calls a month. She continued with her explanation of the necessity of this position. Commissioner Shaheen said you have four specialists now; this would be a fifth. Ms. Skipworth added her department is on call 24 hours a day with the jail and Sheriff's office. Commissioner Shaheen thought we could manage this so there is no impact to CJIS. It will be a decrease to productivity. Commissioner Jaynes said we have a \$15 million hit to this budget, that's a hit to productivity. Ms. Skipworth said they can prioritize. Commissioner Shaheen said he is fine with not funding this position. (Time: 12:28 p.m.)

NO ACTION TAKEN

g. AI-31952 Maintenance Specialist, Public Works.

Jon Kleinheksel stated he did not wish to make a presentation.

NO ACTION TAKEN

h. AI-31967 Truck Driver, Public Works.

Jon Kleinheksel stated he did not wish to make a presentation.

NO ACTION TAKEN

i. AI-31951 Captain, Sheriff.

NO ACTION TAKEN

j. AI-31944 Detention Officer, Sheriff.

k. **AI-31945** Detention Officer, Sheriff.

l. **AI-31946** Detention Officer, Sheriff.

m. **AI-31948** Detention Officer, Sheriff.

n. **AI-31942** Temporary Pool, Sheriff.

Before moving to item d, Commissioner Jaynes made a motion to approve items 8j, k, l and m. Commissioner Shaheen agreed but asked about 8n, temporary pool. Cynthia Jacobson, Human Resources, said the temporary pool saves money. Rather than paying detention officers time and a half, we are now paying the temporary pool \$10 per hour. Judge Self asked Chief Clark if this position was necessary for ratio. Chief Randy Clark, Sheriff's Office, said they are part of their accrued staffing plan as approved by the Jail Commission on an annual basis. Commissioner Jaynes included item 8n in his motion. (Time: 12:11 p.m.)

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

COURT ORDER NO. 2010-393-06-07

o. **AI-31950** Transfer Officer, Sheriff.

Chief Randy Clark, Sheriff's Office, said item 8o is an existing transfer officer. It's a separate budget and separate position from the detention officer position. It's a peace officer position. It's approved in the budget and is a result of normal turnover. Chief Clark stated they are using approximately 40 hours of overtime a week, which is down considerably from the last couple of years. Commissioner Shaheen said this is budgeted already. Judge Self said we don't need to vote on this. Commissioner Shaheen had questions about video arraignments which Chief Clark answered. (Time: 12:31 p.m.)

NO ACTION TAKEN

p. **AI-31954** Tech I, Veterans Services.

Cynthia Jacobson, Human Resources, stated this office operates with a staff of three and they are at the lowest pay grade. In an attempt to deal with the Court's cost concerns they opted to go with two part-timers, thereby reducing costs by almost \$10,000, which is slightly more than temporaries. Ms. Jacobson stated veterans are constantly looking for someone to help them because it takes up to 12 months to process a medical claim. This is the only group in Collin County to help with that. Ms. Jacobson provided additional information on the operation of

the office, adding this office ranked number one for the number of claims they processed. Judge Self made a motion to approve this position since the Court will have to grapple with our three-person offices at budget time anyway. Commissioner Shaheen said he wanted to see if there's administrative support that can be leveraged across these small offices. Commissioner Hoagland felt this was another example of layering more government on top of more government. (Time: 12:37 p.m.)

Motion by: Judge Keith Self
Second by: Commissioner Kathy Ward
Vote: 4 - 1 Passed
Nay: Commissioner Joe Jaynes

COURT ORDER NO. 2010-394-06-07

9. AI-31977 Personnel Appointments, Human Resources.

Cynthia Jacobson, Human Resources, stated all personnel appointments were at the beginning of the pay grade. Commissioner Jaynes made a motion to approve all positions with the exception of the District Clerk. He stated that office was overstaffed. Commissioner Hoagland said he would vote no because it was an approved budgeted position. Commissioner Jaynes said somebody has to take a stand. (Time: 12:37 p.m.)

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

The Court returned to item 9 at 3:08 p.m. following a request by Ms. Jacobson to make corrections. Mr. Bilyeu stated John Ruckel was a new hire, an offer had been made and accepted but the Court voted not to allow that position to be filled so that needs to be pulled back. Commissioner Jaynes said he was having an issue voting on a posting when an offer has already been made so he changed his vote on Jake Shepherd under item 10 and he voted no on this item. (Time: 3:08 p.m.)

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

COURT ORDER NO. 2010-395-06-07

10. AI-31978 Personnel Changes, Human Resources.

Cynthia Jacobson, Human Resources, stated all personnel changes were within standard guidelines with the exception of some corrections of temporaries who never started employment. Commissioner Jaynes made a motion to approve.

Ms. Jacobson asked for clarification on what the Court wanted on positions, whether they wanted department heads to complete personnel requisitions and not elected officials. Commissioner Shaheen said they wanted them all to complete the requisitions. (Time: 12:38 p.m.)

Motion by: Commissioner Joe Jaynes
Second by: Commissioner Kathy Ward
Vote: 5 - 0 Passed

The Court returned to item 10 at 3:03 p.m. following a request from Ms. Jacobson to make corrections. Earlier the Court approved salaries for two people for which they did not approve positions. Judge Self asked for a motion to unapprove the salary for Jake Shepherd. Commissioner Hoagland made a motion to approve. Mr. Bilyeu said these positions were already being worked on before they came before the Court for posting and job offers were made, so once the Court said they did not support that position being filled, they needed to now go back and change the court order and say these people shouldn't be in that position. This item was moving Jake Shepherd up into the IT position discussed in item number 8. (Time: 3:05 p.m.)

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

COURT ORDER NO. 2010-396-06-07

Judge self asked if there was any objection to holding items 11 and 12 for the next court. Hearing none, Commissioners Court was recessed at 12:39 p.m. and reconvened at 1:30 p.m.

11. AI-31976 Board/Committee Appointments, Commissioners Court.

NO ACTION TAKEN

12. Potential 82nd Legislative items, Commissioners Court:

a. AI-31816 General

NO ACTION TAKEN

**b. AI-31724 Transportation Priorities as recommended by Commissioners Court
NO ACTION TAKEN**

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

Commissioner Jaynes asked Mr. Bilyeu to bring David Medanich from First Southwest back to a future court to restructure bond debt. He believes it could save \$6.5 million this year. Additionally, Commissioner Jaynes wants to talk to Ms. Jacobson about insurance adjustments and keeping everybody in network. He believes there could be a \$1 million savings there. (Time: 3:16 p.m.)

Commissioners Court reconvened at 1:30 p.m. for a Workshop session.

1. AI-31925 UNT Phase 1 Study findings regarding Mental Health, Administrative Services.

des Anges Cruser, Ph.D., MPA, Executive Director UNT Health Sciences Center, was present to review the Phase One Report via Power Point presentation. UNT has a contract with the county. Dr. Cruser introduced the members of her study team to the Court. She stated they have experience with planning and managing mental health services and bio-statistics.

Dr. Cruser began with Phase One of the study which is describing where the money went to serve Collin County residents as well as the utilization of NorthSTAR services by Collin County residents and to evaluate the organizational structure and communications. Phase Two of the study is to analyze the services utilization by how they see need and assess the community needs and to recommend a services plan. She presented Court members with a copy of the report.

Dr. Cruser listed the principles in preparing the report. She spoke about NorthSTAR which is a financially and programmatically blended system of mental

health and chemical dependency services for all ages of residents of Collin, Dallas, Ellis, Hunt, Kaufman, Navarro and Rockwall Counties. Dr. Cruser said pooled purchasing is a separate and unique system where care and funding sources are blended into one. Dr. Cruser stated there were four key findings: no evidence of systemic disparities or differential treatment for Collin County residents compared to the rest of NorthSTAR, nor did they find any discernable differences between any previous reports taken as a whole; if the recovery model is the foundation, certain services are under-resourced; confounded communications in provider negotiations, client/customer service and services evaluation and planning; and confounding in the organizational structures and processes.

Dr. Cruser next gave a detailed presentation on money entitled "Financing Behavioral Health Care in NorthSTAR Counties". She noted the following observations which occurred between 2004 and 2009: total number of individuals receiving services annually increased from 18,000 to 22,000; emergency room and 23-hour care costs increased from \$3.9 million to \$7.8 million; inpatient expenditures increased from \$8 million to \$14 million; outpatient expenditures increased from \$38 million to \$43 million; and medication expenditures decreased from \$22 million to \$10 million.

Judge Self asked for a discussion of the populations of the different counties. Dr. Cruser said she would address that.

Dr. Cruser continued with an in-depth review of her report. She covered geographic diversity of sites of service as well as expenditures by service category for Collin County residents, encounters by service category for Collin County residents, and individual Collin County residents served by service category. Dr. Cruser answered questions from the Court. She then compared reports for all NorthSTAR and Collin County data. She showed a map which highlighted the community based services encounters by Collin County residents by billing zip code for 2009. She had a slide that compared the state hospital bed days per 100,000 population below 200% federal poverty level by county. Dr. Cruser spoke about Medicaid, saying Dallas had a Medicaid acceptance rate of 38.6% compared with the national average of 55%. Dallas ranks last among 15 major cities in the percentage of physicians accepting Medicaid. Judge Self wanted to know about residential versus non-residential, and he asked who would be a typical non-Medicaid in residential. Dr. Cruser said it could be someone who lost their job or whose income was so far below the 200% poverty that they were eligible but not Medicaid eligible, or it could be a referral from an employer for chemical dependency treatment.

Dr. Cruser had a chart showing the average rate paid to providers per encounter, noting rates differed per provider. NorthSTAR covers more persons in need than other mental health authorities. The discussion then covered prescription drug expenditures and trends in enrollment in the children's health insurance program (CHIP).

In conclusion Dr. Cruser had six recommendations: hire a behavioral health administrator/director for Collin County positioned in the County Health Department; have a strong presence throughout the system; decentralize some of the VO's (Value Options) current functions to re-empower local communities; require a bidding process for new services; reorganize NTBHA (North Texas Behavioral Health Authority); and reinvest local dollars with a memorandum of understanding or contract for the deployment of those dollars.

Judge Self asked what the total population of Collin County is that is using NorthSTAR. Dr. Cruser said that will be in the second phase. Commissioner Hoagland wanted to know how Collin County stands relative to the rest of the state on a per capita basis. Commissioner Ward said Collin County doesn't stand very well. A brief discussion followed. Dr. Cruser thanked the Court for their patience. Judge Self thanked her for her Phase One Report. Dr. Cruser stated Phase Two will be ready in late August. (Time: 3:01 p.m.)

NO ACTION TAKEN

2. **AI-31843** North Texas Behavioral Health Authority (NTBHA) Resolution regarding NorthSTAR authority, Administrative Services.

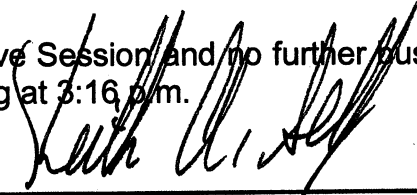
Bill Bilyeu, Administrative Services, came forward to describe the differences as requested by Judge Self. Mr. Bilyeu said he looked at the resolution the Court had last time this was discussed and he looked at Dallas County and made some amendments to the resolution. A discussion of the amendments to the resolution followed. Judge Self asked if any Court members saw a reason not to approve it. Commissioner Shaheen asked Susan Miles and Pat Lawson, NTBHA Board members who were present in Court, if they agreed. Ms. Miles and Ms. Lawson said yes. Commissioner Hoagland made a motion to approve. (Time: 3:03 p.m.)

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

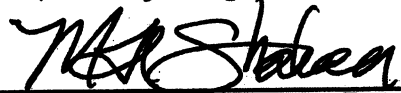
COURT ORDER NO. 2010-397-06-07

EXECUTIVE SESSION

There being no reason to recess into Executive Session and no further business of the Court, Judge Self adjourned the meeting at 3:16 p.m.



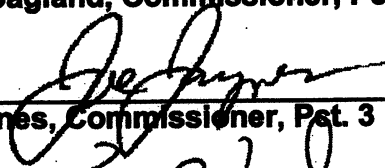
Keith Self, County Judge



Matt Shaheen, Commissioner, Pct. 1

Not Present

Jerry Hoagland, Commissioner, Pct. 2




Joe Jaynes, Commissioner, Pct. 3



Kathy Ward, Commissioner, Pct. 4



ATTEST:



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