

STATE OF TEXAS
COUNTY OF COLLIN

COMMISSIONERS' COURT
MEETING MINUTES
MAY 14, 2018

On Monday, May 14, 2018, 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:

Judge Keith Self
Commissioner Susan Fletcher, Precinct 1
Commissioner Cheryl Williams, Precinct 2
Commissioner John Thomas, Precinct 3
Commissioner Duncan Webb, Precinct 4

Commissioner Thomas led the Invocation.
Commissioner Webb led the Pledge of Allegiance.
Judge Self led the Pledge of Allegiance to the Texas Flag.

1. Judge Self called to order the meeting of the Collin County Commissioners' Court at 1:30 p.m. and adjourned the meeting at 2:30 p.m.

President Self called to order the meeting of the Collin County Health Care Foundation at 2:31 p.m. and adjourned the meeting at 2:31 p.m.

President Self called to order the meeting of the Collin County Toll Road Authority at 2:31 p.m. and adjourned the meeting at 2:31 p.m.

DECISIONS MANDATED BY LEGAL ENTITIES OUTSIDE OF COMMISSIONERS COURT AUTHORITY:

1. AI-44859 Personnel Appointments, Human Resources.

FYI NOTIFICATION

1. AI-34688 Outstanding Agenda Items, Commissioners Court.

2. AI-44855 Change Order No. 1 to Construction, Modifications to Sheriff's Office Lobby (IFB No. 2018-068) with I.S. Construction Group, LLC to add a temporary construction tunnel as required by the City of McKinney Fire Marshal, Construction & Projects.

3. AI-44746 County overtime for the pay period ended May 6, 2018, Human Resources.

2. Public Comments.

Public comments were heard under General Discussion Item 7.

3. Presentation/Recognition:

a. AI-44850 Sheriff Skinner to present Life Saving Awards, Sheriff.

Sheriff Jim Skinner came forward to present two Life Saving Awards. The first was awarded to Deputy Greg Garza, Sheriff's Office, for packing and performing a compression seal on the entry and exit of a gunshot wound of a suicidal individual. Deputy Garza kept the seal until EMS arrived which saved the individual's life. The second was awarded to Deputy Travis Monk, Sheriff's Office, for pulling an unconscious individual from a vehicle which crashed and landed in a swollen creek with fast rising water. Deputy Monk jumped into the water and was able to pull the individual from the vehicle and onto the roof where they waited for EMS and Fire Rescue to arrive. (Time: 1:34 p.m.)

4. Consent agenda to approve: Judge Self pulled item 4h2 and asked for comments on the remainder of the consent agenda. Hearing no comments, a motion was made to approve the remainder of the consent agenda. (Time: 1:35 p.m.)

Motion by: Commissioner Cheryl Williams

Second by: Commissioner Duncan Webb

Vote: 5 – 0 Passed

a. AI-44819 Disbursements for the period ending May 8, 2018, Auditor.

COURT ORDER NO. 2018-380-05-14

b. AI-44820 Indigent Defense Disbursements, Auditor.

COURT ORDER NO. 2018-381-05-14

c. Advertisement(s):

1. AI-44830 Detergents and Dispensers for Laundry and Kitchen (IFB No. 2018-227), Sheriff.

COURT ORDER NO. 2018-382-05-14

d. Award(s):

1. AI-44852 General Road Maintenance (IFB No. 2018-006) to various vendors, Public Works.

COURT ORDER NO. 2018-383-05-14

2. **AI-44797** Vehicles, Light and Medium Duty Trucks (Contract No. 2018-087B) to Silsbee Ford, Inc. and Vehicles, Public Safety (Contract No. 2018-039D) to Sam Pack's Five Star Ford, LTD, Public Works.

COURT ORDER NO. 2018-384-05-14

e. Agreement(s):

1. **AI-44833** Grant an exemption from the bidding process per VTCA Local Government Code 262.024(a)(4) and approve a Professional Services Contract with Public Information Associates (PIA) to administer RHP 18 anchor duties required by the Medicaid 1115 Waiver, Administrative Services.

COURT ORDER NO. 2018-385-05-14

2. **AI-44876** Placement Agent Agreement with Hutchinson, Shockey, Erley & Co. to solicit bids from various financial institutions for the County's upcoming tax note issuance, Budget.

COURT ORDER NO. 2018-386-05-14

3. **AI-44845** Interlocal Agreement with the City of Blue Ridge for Animal Control and Animal Shelter Services to set the rate for FY2018 to be effective May 7, 2018 through and including September 30, 2018, Development Services.

COURT ORDER NO. 2018-387-05-14

f. Amendment(s):

1. **AI-44839** Amendment to the contract with the Texas Health and Human Services Commission for Contract No. 529-13-0128-0000-B, Amendment No. 2: Texas Transformation and Quality Improvement 1115 Waiver Program to extend the term of the contract through and including September 30, 2022, Administrative Services.

COURT ORDER NO. 2018-388-05-14

2. **AI-44776** No. 2 to Insurance, Property, Boiler and Machinery (RFP No. 2017-271) with Arthur J. Gallagher Risk Management Services Inc. to add various items to the current property insurance policy effective through and including September 30, 2018 and further authorize the Purchasing Agent to finalize and execute same, Human Resources.

COURT ORDER NO. 2018-389-05-14

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

1. **AI-44841** April 23, 2018.

COURT ORDER NO. 2018-390-05-14

h. Miscellaneous

1. **AI-44837** Grant application for the FY 2018 Bulletproof Vest Partnership Grant with the US Department of Justice, Bureau of Justice Assistance for the purchase of life saving body armor, Auditor.

COURT ORDER NO. 2018-391-05-14

2. **AI-44851** Resolution supporting Environmental Clearance and Construction of SH 5 from SH 121 to CR 375, Engineering.

Judge Self said the Court should support this resolution and recommended the following changes: 1) construct sidewalks only where there is existing development; and 2) change the lane width from 14 feet to 12 feet. With no further discussion, a motion was made to approve the item with the changes made. (Time: 1:36 p.m.)

Motion by: Commissioner Cheryl Williams
Second by: Commissioner Susan Fletcher
Vote: 5 – 0 Passed

COURT ORDER NO. 2018-392-05-14

3. **AI-44860** Personnel Appointments, Human Resources.

COURT ORDER NO. 2018-393-05-14

4. **AI-44861** Personnel Changes, Human Resources.

COURT ORDER NO. 2018-394-05-14

GENERAL DISCUSSION

5. **AI-44772 Public Hearing** – Consideration and any action for the issuance of a Mass Gathering permit for The Lights Fest event scheduled for October 13, 2018 at LG Motorsports Park located at 704 E. Houston Street in Anna, Texas in accordance to Health and Safety Code Chapter 751, Fire Marshal.

Brett Hanes, Event Coordinator for The Lights Fest event, came forward to request approval of the Mass Gathering Permit for The Lights Fest event scheduled for October 13, 2018 at LG Motorsports Park. This is the second year for the family-oriented event. There will be live music, games, food and a sky lantern release. Commissioner Webb said there was a letter from the Sheriff's Office in the Court packet stating there are no objections to the event as long as two things occurred, but there is no notation the promoter agreed to the two conditions. The Commissioner asked if the promoter agrees to provide a minimum of four law enforcement officers for traffic control and a minimum of three law enforcement officers for event security. Mr. Hanes said they agree to the terms.

Judge Self opened the public hearing at 2:12 p.m. and asked for comments. Hearing no comments, Judge Self closed the public hearing at 2:12 p.m. A motion was made to approve the item. (Time: 2:13 p.m.)

Motion by: Commissioner Cheryl Williams
Second by: Commissioner Susan Fletcher
Vote: 5 – 0 Passed

COURT ORDER NO. 2018-395-05-14

6. AI-44783 Public Hearing – Placement of regulatory signs on various County Roads, Public Works.

Jon Kleinheksel, Public Works, came forward to request a public hearing for the placement of regulatory signs on County roads. Judge Self opened the public hearing at 2:13 p.m. and asked for comments. Hearing no comments, Judge Self closed the public hearing at 2:13 p.m. A motion was made to approve the item. (Time: 2:14 p.m.)

Motion by: Commissioner Susan Fletcher
Second by: Commissioner Cheryl Williams
Vote: 5 – 0 Passed

COURT ORDER NO. 2018-396-05-14

7. AI-44847 Presentation by the Texas Department of Transportation regarding US 380, Engineering.

Clarence Daugherty, Engineering, came forward to introduce Stephen Enders, P.E., TxDOT (Texas Department of Transportation), to give a presentation on the US380 Collin County Feasibility Study. This information has been presented at public meetings, stakeholder meetings and city council meetings. The study is for all of Collin County along US380 from the Denton County line to the Hunt County line. The population of Collin County increased 24% from 2010 – 2017 and is anticipated to increase 166% by 2040.

When looking at freeway network spacing, the optimal spacing between freeways/tollways is about five miles and arterial streets every one mile. There are five miles between I635 and PGBT (President George Bush Turnpike), eight miles between PGBT and SRT (Sam Rayburn Tollway) and 14 miles between SRT and the location planned for the Outer Loop. Cutting the distance in half from SRT to the Outer Loop would be seven miles which is the approximate location of US380.

Currently US380 is a four to six lane arterial with an “F” level of service rating. Right-of-way width ranges from 130-feet to 180-feet. Traffic on US380 is over capacity during rush hours. Traffic volumes across US380 in Collin County have increased by 30% from 2010 – 2016.

There are a few additional improvements planned for US380 not associated with this project. For Prosper/Frisco US380 will widen from four to six lanes with added access roads from the Denton County line to east of SH289. This is scheduled to open in 2018. There will also be new interchanges along US380 at DNT (Dallas North Tollway) and SH289 which are scheduled to open in 2018. For McKinney/Princeton US380 will widen from four to six lanes with a raised median from Airport Road to 4th Street. The completion date is yet to be determined. The addition of a raised median from 4th Street to CR985 in Princeton is undergoing a planning study.

The purpose of the US380 Feasibility Study is to analyze potential roadway options which includes including improving the existing alignment or utilizing new alignments. It also identifies high level or critical elements of engineering, impacts to stakeholders and the public, and economic feasibility of new roadways or improvements to existing roadways. The study is not intended to result in detailed design, environmental analysis or cost estimates.

Mr. Enders began explaining the possible options for US380. One option is to do no new improvements and maintain the current alignment of six lanes rated in engineering terms as an "F" level of service. Another option would be grade separated intersections. This option would maintain the current alignment, but allow drivers to bypass select major intersections. There would still be six lanes with frontage road lanes at some intersections. Restricted access would improve safety, but the rating would remain an "F". This option has a lower cost than the freeway option.

Commissioner Thomas asked if there is a plan to replace traffic signal lights with smart lights. Smart lights are used in the Middle East and in a few cities across the US that are aware of traffic in each direction and adjust based on the traffic. Mr. Enders was not aware of any such project with TxDOT.

The third option is making US380 a freeway. There would be multiple alignment options with six lanes and frontage roads in both directions. This would improve safety with no signalized intersections. Depending on the alignment, this option would have a rating of "B" for level of service. This option will reduce congestion and improve mobility. The cost is higher, but a freeway supports future economic growth.

TxDOT has done extensive analysis of the needs of the community and potential solutions. Many alignments have been studied, but not all alignments are viable. Nonviable alignments would have impacted a significant number of homes and business, conflicted with major future development plans, impacted floodplains or floodways, parks, and/or federally protected lands, not provided significant congestion relief and/or would have conflicted with regional goals. The US Army Corps of Engineers said they would only support an alignment down US380; therefore, TxDOT narrowed the alignments down to five viable options for the future growth of Collin County. It is possible a combination of draft alignment segments could be merged for preferred alignment.

Mr. Enders shared the feasibility study process. Currently, the study is in the stakeholder input and public involvement stage. By summer 2018 the study should be in the process data/input stage. All input will be analyzed and alignments will be selected for further refinement. Two to four alignments will then be selected to move forward to the next stage in the fall. At that time there will be more stakeholder input and public involvement which will lead to the project implantation plan stage in late 2018. Long and short-term improvements will be recommended as well as regional action items. Following the feasibility study it is hoped the corridor will be separated into independent projects and prioritized. Environmental study and design schematics would follow. Then final design and construction plans, cost estimates and utility coordination would begin.

Mr. Enders reviewed the five alignments for the Court.

Commissioner Thomas asked if TxDOT is addressing the safety issues with US380. Without a median in place there have been a number of accidents, some of which have been fatal. Mr. Daugherty said Engineering has received a notice for a public meeting for a TxDOT project addressing a median from Princeton to McKinney. Commissioner Thomas said there are also concerns with there being no median west toward Denton County. Mr. Enders said TxDOT is looking at grade separation throughout the County.

Tracy Thomas, McKinney, came forward to speak against a potential bypass running along Bloomdale Road/CR123 at Lake Forest Drive. This would cause loss of homes and land. Ms. Thomas asked the Court to consider choosing the pink or green alignment which would have minimal impact. It is her understanding as well as other residents that Bloomdale Road/CR123 is scheduled to be widened to six lanes because it is a major arterial road. This is according to the 2040 Comprehensive Plan for the City of McKinney which should have been listed as part of the solution on TxDOT's survey. A bypass would be nothing more than a bandage that would not solve the issue of safety along US380. Rather than spending money on a temporary solution, the money should be applied to the coming improvements on US380. Also, the potential bypass stops short of the section where Prosper meets McKinney. This will not prevent the bottleneck of traffic headed east. On Friday Ms. Thomas filed a petition with the Court against the bypass with almost 1500 signatures. (Time: 2:04 p.m.)

Commissioner Fletcher said the County's thoroughfare plan shows a major four-lane divided road for Bloomdale Road/CR123. She asked Engineering for clarification on this. If there is a difference the Court needs to be aware.

Discussion continued. Commissioner Thomas said cities in his precinct have shared their hopes for the US380 alignment. Princeton does not want the freeway to run through downtown. They prefer the alignment to the north. Farmersville prefers the alignment running south and not through their downtown. Fairview City Council sent a petition requesting the red line not run through their town as well. Mr. Enders said TxDOT is trying to come up with a good alignment to serve the whole region. (Time: 2:10 p.m.)

NO ACTION TAKEN

8. AI-44846 Update regarding funds collected from OmniBase Services and Inmate Trust Accounts by the District Clerk Felony Collections Department for FY 2018 (YTD), District Clerk.

Lynne Finley, District Clerk, gave an update on the funds collected from OmniBase Services and Inmate Trust Accounts. During the last budget workshop, Ms. Finley looked into adding a Felony Collections Clerk position due to new mandates of the Collection Improvement Program. There was concern these were unfunded mandates. The Court requested Ms. Finley to present more information on her department's felony collection efforts during the year to aid in the discussion of adding a new position.

The District Clerk's Office is the collection department for individuals who have court costs, fees and fines related to a plea agreement or conviction. OmniBase Services prevents an individual who has continually remained delinquent on payment from renewing a driver's license. The individual will have to pay their court costs, fees and fines before they can be issued their license. Almost \$200,000 was collected in 2017 for felony collections by using OmniBase. It is anticipated the collection in 2018 will be even higher. Currently, \$117,000 has been collected this year with five months left in the fiscal year.

Because there was concern with OCA (Office of Court Administration) compliance with reporting for the new mandates, focus had to be shifted from Inmate Trust Accounts. This was due to the amount of documentation and time required for those accounts. The time was needed to make the required phone calls to defendants in order to be in compliance. The amount collected for Inmate Trust Accounts in 2017 was \$48,892 which is almost \$50,000 less than 2016.

In November 2017, delinquent and pre OmniBase phone calls required by OCA were implemented using Everbridge which is a free service to the County. This amounts to approximately 500 calls the clerks no longer have to make by using the service. However, the clerks are only able to answer a fraction of the phone calls coming in from defendants trying to make payments. The three clerks can each do about 40 calls per day for a total of 120 calls. This includes incoming and outgoing calls and voicemails. By implementing the automated calls with Everbridge the clerks have been able to resume Inmate Trust Account collection. So far this year, approximately \$60,000 has been collected.

Ms. Finley said there are 1,438 inactive cases which cannot be put into OmniBase because there is no driver's license information on file. The value for those cases is a little over \$1.2 million. Ms. Finley would like to collect those funds, but the three collection clerks do not have time to do the research to track down those individuals.

Judge Self asked if the collection of payments could be automated when individuals call in. Ms. Finley believes there are too many variables to do this, but she would look into the possibility.

Commissioner Fletcher asked if it would be possible to hire a law firm to go after the inactive cases. The individuals could be charged a percentage above their fines and fees for the service. Ms. Finley has spoken with a few collection agencies, but has found that the fee for the service will come out of the money owed not in addition to the amount. The Commissioner suggested Ms. Finley explore this option further. (Time: 2:25 p.m.)

NO ACTION TAKEN

9. AI-44862 Board/Committee Appointments, Commissioners Court:

a. Child Protective Services Board.

A motion was made to appoint Kacie Baxley and Dorothy Culham to the CPS (Child Protective Services) Board. (Time: 2:25 p.m.)

Motion by: Commissioner John Thomas
Second by: Commissioner Susan Fletcher
Vote: 5 – 0 Passed

COURT ORDER NO. 2018-397-05-14

10. AI-33858 RTC monthly update, Commissioner, Precinct 4.

Commissioner Webb updated the Court on the May 10, 2018 RTC (Regional Transportation Council) meeting. The RTC approved the compromise with the Texas Transportation Commission and approved the funding and building of I635-E. No major project was defunded to provide funds for this project. The I635-E structure will have five free lanes and one managed lane on each side as well as continuous service roads from US75 to I30.

The Tire Recycling Program was approved. The Dallas-Fort Worth region produces around 20 million tires a year. This program will recycle tires into new products such as railroad ties which are more stable, quieter and more flexible. The program will be included in Mobility 2045 and in the next Metropolitan Transportation Plan Policy Bundle. Mobility 2045 will be up for approval in June.

Commissioner Webb said ozone season has begun and the RTC is waiting to see where the region will end up. The region has continuously gone down and is now at 73 parts per billion. The reduced standard is 70 parts per billion. (Time: 2:30 p.m.)

NO ACTION TAKEN

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

EXECUTIVE SESSION

The Court did not recess into Executive Session. There being no further business of the Court, Judge Self adjourned the meeting at 2:30 p.m.



Keith Self

Keith Self, County Judge

Susan Fletcher

Susan Fletcher, Commissioner, Pct. 1

Cheryl Williams

Cheryl Williams, Commissioner, Pct. 2

John B. Thomas

John B. Thomas, Commissioner, Pct. 3

Duncan Webb

Duncan Webb, Commissioner, Pct. 4

ATTEST:

Stacey Kemp

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