

State of Texas	§	Court Order
Collin County	§	2019-676-08-19
Commissioners Court	§	

An order of the Collin County Commissioners Court approving the meeting minutes from July 22, 2019.

Commissioner Hale led the invocation.
Commissioner Williams led the Pledge of Allegiance.
Judge Hill led the Pledge of Allegiance to the Texas Flag.

1. Call to Order

Judge Hill called to order the meeting of the Collin County Commissioners Court at 1:30 p.m. and recessed the meeting at 2:09 p.m. Judge Hill reconvened Commissioners Court at 2:11 p.m. and recessed into Executive Session at 2:11 p.m. Judge Hill reconvened and immediately adjourned Commissioners Court at 3:24 p.m.

President Hill called to order the meeting of the Collin County Health Care Foundation at 2:09 p.m. and adjourned the meeting at 2:10 p.m.

President Hill called to order the meeting of the Collin County Toll Road Authority at 2:10 p.m. and adjourned the meeting at 2:10 p.m.

Decisions Mandated by Legal Entities Outside of Commissioners Court Authority:

- 1. AI-46794 Proposed FY2020-2021 Biennium Budget for CSCD, Adult Probation.
- 2. AI-46874 Personnel Changes, Human Resources.

FYI Notifications

- 1. AI-46843 P-Card Disbursements, Auditor.
- 2. AI-34688 Outstanding Agenda Items, Commissioners Court.

2. Public Comments

Judge Hill called forward John Stafford, Plano, to speak on the census. Mr. Stafford said the upcoming 2020 census takes a count of the entire population in the United States. Through the Census we get representation in Congress, the State Legislature and the State Senate. The census also determines how much funding is obtained from the State and Federal government. Thirteen of the thirty-one cities in Collin County have created complete count committees, but many of the smaller cities have not. Mr. Stafford would like to ask the Commissioners Court to create a Complete Count Committee for the County to ensure no one goes uncouncted. (Time 1:37p.m.)

3. Presentation/Recognition

a. AI-46888 Justices of the Peace and Constables Association has awarded the T.A. Vines Award to Constable Sammy Knapp, Commissioners Court.

Judge Hill said each year the Justices of the Peace and Constables Association of Texas chooses one of its members who best exemplifies leadership skills, service to the State, talent, and vision to receive the T.A. Vines Award. This year the award goes to Constable Sammy Knapp, Precinct 3. Constable Knapp was honored to receive the award, and said he could not have done this without the support from his family, his staff and the County. (Time 1:35 p.m.)

4. Consent agenda to approve

Judge Hill pulled items 4c2, 4f1b, and 4f1e and then asked for comments on the consent agenda. Commissioner Webb pulled items 4f2 a-g. With no further comments, a motion was made to approve the remainder of the consent agenda. (Time: 1:38 p.m.)

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

a. AI-46823 Disbursements for the period ending July 16, 2019, Auditor.

Court Order No. 2019-566-07-22

b. AI-46824 Indigent Defense Disbursements, Auditor.

Court Order No. 2019-567-07-22

c. Agreement(s):

1. **AI-46791** Amended and Restated Lease Agreement with the City of Frisco for property located at 6101 Frisco Square Blvd., Suite 2000, Frisco, Texas commencing on January 1, 2019 and terminating on December 31, 2019, Construction and Projects.

Court Order No. 2019-568-07-22

2. **AI-46831** Interlocal Agreement with the City of McKinney to Exchange Tower Access for Their Public-Safety Radio Systems, Sheriff.

Judge Hill referenced page 20 of the contract which lists the County contacts for the Purchasing Department. The email listed for Ms. Hoglund is incorrect. Also, Judge Hill would like to have Bill Bilyeu, County Administrator, added as a county contact in the future. Judge Hill will correct the email and add Mr. Bilyeu manually at the time the contract is signed. With no further comments, a motion was made to approve this item. (Time 1:39 p.m.)

Motion by: Judge Chris Hill

Second by: Cheryl Williams

Vote: 5 – 0 Passed

Court Order No. 2019-569-07-22

3. **AI-46867** Interlocal Agreement with the North Central Texas Emergency Communications District for Regional 9-1-1 Service, Sheriff.

Court Order No. 2019-570-07-22

4. **AI-46866** Pilot Program Agreement with SURVIVR PBC for virtual reality based training for law enforcement, Sheriff.

Court Order No. 2019-571-07-22

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

1. **AI-46842** \$103,428 for the 468th District Court and \$103,428 for the 471st District Court to establish the budget for the purchase of furniture, technology, and other one-time purchase items, Budget.

Court Order No. 2019-572-07-22

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

1. **AI-46816** FY2019 Title IV-E County Legal Services contract with the Texas Department of Family and Protective Services for the October 1, 2018 through and including September 30, 2025 for the partial reimbursement of Collin County's foster care maintenance for CPS cases, Auditor.

Court Order No. 2019-573-07-22

2. **AI-46817** FY2019 Title IV-E County Legal Services contract with the Texas Department of Family and Protective Services for the October 1, 2018 through and including September 30, 2025 for the partial reimbursement of Collin County's legal services for CPS cases, Auditor.

Court Order No. 2019-574-07-22

f. Receive and File, Auditor:

1. Compliance Audit Report(s) (1st Quarter FY2019):

a. **AI-46845** Development Services.

Court Order No. 2019-575-07-22

b. **AI-46844** Justice of the Peace, Precinct 3-1.

Judge Hill referenced page 467 of the Court packet which states the October, November, and December 2018 bank reconciliations had not been submitted and would like to know if they have since been submitted. Linda Riggs, Auditor, said they have been submitted. With no further comments, a motion was made to approve the item. (Time 1:40 p.m.)

Motion by: Judge Chris Hill

Second by: Commissioner Cheryl Williams

Vote: 5 – 0 Passed

Court Order No. 2019-576-07-22

c. **AI-46846** Law Library.

Court Order No. 2019-577-07-22

d. **AI-46848** Sheriff's Office.

Court Order No. 2019-578-07-22

e. AI-46847 Tax Office.

Judge Hill said the comments on page 482 of the Court packet state the Plano property drawer has a broken lock and is not secure. The Judge asked the Auditor if the lock has been repaired. Linda Riggs, Auditor, said she does not know if it has been repaired. Judge Hill said that attention to the cash drawer is needed. With no further comments, a motion was made to approve the item. (Time 1:41 p.m.)

Motion by: Judge Chris Hill

Second by: Cheryl Williams

Vote: 5 – 0 Passed

Court Order No. 2019-579-07-22

2. Comprehensive Audit Report(s):

a. AI-46853 Animal Services (1st, 2nd, 3rd, and 4th Quarter FY2017).

Court Order No. 2019-580-07-22

b. AI-46852 County Clerk (1st, 2nd, 3rd, and 4th Quarter FY2017).

Court Order No. 2019-581-07-22

c. AI-46851 Justice of the Peace, Precinct 1 (1st, 2nd, 3rd, and 4th Quarter FY2017).

Court Order No. 2019-582-07-22

d. AI-46855 Justice of the Peace, Precinct 4 (1st, 2nd, 3rd, and 4th Quarter FY2017).

Court Order No. 2019-583-07-22

e. AI-46856 Juvenile Probation (1st, 2nd, 3rd, and 4th Quarter FY2017).

Court Order No. 2019-584-07-22

f. AI-46850 Constable, Precinct 2 (1st, 2nd, 3rd, and 4th Quarter FY2018).

Court Order No. 2019-585-07-22

g. AI-46849 Justice of the Peace, Precinct 2 (1st, 2nd, 3rd, and 4th Quarter FY2018).

Commissioner Webb pulled this item to commend the staff and elected officials for their clean audit reports. With no further comments, a motion was made to approve these items. (Time 1:41 p.m.)

Motion by: Commissioner Duncan Webb

Second by: Commissioner Susan Fletcher

Vote: 5 – 0 Passed

Court Order No. 2019-586-07-22

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

1. AI-46833 June 24, 2019.

Court Order No. 2019-587-07-22

2. AI-46868 July 1, 2019.

Court Order No. 2019-588-07-22

h. Miscellaneous

1. AI-46829 Acceptance of the Dining Alliance rebate check in the amount of \$263.44 to be deposited in the Going the Extra Mile Employee Incentive Program line item and budget amendment for same, and a rebate in the amount of \$1,300 in the form of gift cards to be managed by Human Resources for employee events and activities, Purchasing.

Court Order No. 2019-589-07-22

2. AI-46597 Sale of property located at Floyd Street, Farmersville, Texas, Tract I (0.418 acres), Tract II (0.21 acres) Tract III (0.21 acres) Tract IV (0.21 acres) of Abstract 952, WB Williams Survey, Block 5, Volume 714 Page 786 as recorded in the Collin County Deed Records to Kent Starr upon the payment of \$40,000, Commissioners Court.

Court Order No. 2019-590-07-22

3. AI-46875 Personnel Appointments, Human Resources.

Court Order No. 2019-591-07-22

4. AI-46876 Personnel Changes, Human Resources.

Court Order No. 2019-592-07-22

GENERAL DISCUSSION

5. AI-46827 Public Hearing - Replat of lots 9A and 9B of the McKinley Estates Subdivision, Engineering.

Tracy Homfeld, Engineering, said this is for the re-plat of lots 9A and 9B in McKinley Estates, and local government code requires a public hearing. Judge Hill opened the public hearing at 1:42 p.m. and asked for comments. Walter Horak, property owner in McKinley Estates, came forward to address the Court. Mr. Horak said there are concerns with the sub-division and would like to see it maintained the way it is. There are also concerns for property values and the reasoning for the re-plat. Mr. Horak also prefers the lots do not get reduced to less than five acres each.

Chebon Bravo, Farmersville, came forward and said there are concerns with how building will occur with the deed restrictions currently in place. The deed restrictions don't allow building within certain sections on each side of the fence. Mr. Bravo would like to know if there are going to be changes to the current deed restrictions.

There being no other speakers Judge Hill closed the public hearing at 1:47 p.m. and asked Ms. Homfeld to address the questions from the public speakers.

Ms. Homfeld said the lots are located near the Hunt and Collin County line near CR 618. The lot is being divided into two lots of approximately 2.4 acres each, and the frontages and plat do meet the current County Regulations. The current drainage patterns are not going to be changed, and no new infrastructure will be put in place. There are no changes to any roads, and no deed restrictions that would prohibit the sub-division. Commissioner Williams said by state law, if plats comply with County subdivision requirements, the County must approve them. The County has no authority to enforce private deed restrictions and is required to approve the plat. Ms. Homfeld stated the deed restrictions were researched to ensure that this plat does not go against people's property rights. There being no further comments, a motion was made to approve the item. (Time 1:47 p.m.)

Motion by: Commissioner Cheryl Williams

Second by: Commissioner Susan Fletcher

Vote: 5 – 0 Passed

Court Order No. 2019-593-07-22

6. AI-46787 2019 Legal Compensation, Human Resources.

Cynthia Jacobson, Human Resources, came forward with a PowerPoint presentation on Legal Compensation. The five-year turnover history for attorneys is at its lowest at 10.7% for FY2018. Ms. Jacobson said there are twelve budgeted Misdemeanor Prosecutor positions with the average years of service being less than one year. The position has a salary range of \$59,547 - \$82,494 and is ranked seventh out of eleven when compared to Bexar, Dallas, Denton, El Paso, Fort Bend, Montgomery, Tarrant, Travis and Williamson Counties and the State of Texas. Eventually, the Misdemeanor Prosecutors move to one of the eight Chief Misdemeanor Prosecutor positions increasing their pay range to \$75, 268 - \$104,163. Since most of the Misdemeanor Prosecutors move to Chief Prosecutors within a year, it is not recommended to move the Misdemeanor Prosecutor's salary. A chart demonstrated the duties of the Chief Felony Prosecutors and the Misdemeanor Prosecutors.

Half of Collin County's attorney positions are Felony Prosecutors, and the pay range is \$81, 523 - \$112,835 ranking third out of ten for minimum salary and sixth out of ten for maximum salary. The Felony Appellate attorney has three positions with the pay range of \$81,523 - \$112,835 ranking fifth out of eight for minimum salary and sixth out of eight for maximum salary. There are eleven Chief Felony prosecutor positions with a pay range of \$104,075 - \$144,093 ranking seventh out of eight. The Chief Appellate attorney has been with Collin County for twelve years, and the pay rank is fifth out of eight. Ms. Jacobson said the DA (District Attorney) has voiced concerns with the pay range rankings. The pay range is the market worth for the job, and it varies from year to year. What the other counties are paying is taken into consideration but is not the determining factor for what the job is worth and what the pay range will be. The 2nd Assistant DA is one incumbent with nineteen years of service and ranks fifth out of six. The 1st Assistant DA is one incumbent with nearly four years of service and ranks fifth out of nine.

Ms. Jacobson moved onto legal positions that are not under the DA. There is a Legal Advisor position in the Sheriff's Office with a pay range of \$104,075 - \$144,093 ranking second out of four. The Chief MHMC (Mental Health Managed Counsel) Attorney position does not have a job match, so it is considered equivalent to the 2nd Assistant DA. Each year the County gets a little behind because of adjustments made to compensation by surrounding counties but eventually gets caught up with regression work.

Commissioner Fletcher asked if there has been a problem with hiring into these positions when there are openings. Ms. Jacobson said the DA did have concerns with hiring Misdemeanor Prosecutors and it was explained that, as a recruiting mechanism, they look at the long-term process. The Misdemeanor Prosecutors make \$8,000 more to start in Dallas County and stays in that position as opposed to Collin County, when after a year of service, they get the opportunity for a promotion.

Judge Hill asked if there are significant openings and if they are being filled in a timely manner. Ms. Jacobson said there have been no issues regarding the length of time it takes to fill open positions. The turnover rate allows for advancement within the DA's Office. (Time 2:09 p.m.)

NO ACTION

7. AI-46828 Interlocal Jail Services Agreement with Franklin County effective June 1, 2019 through and including May 31, 2020, Sheriff.

Judge Hill said the Sheriff's Office asked to hold this item for a future Court. (Time 2:09 p.m.)

HELD

8. Future agenda items without discussion.

EXECUTIVE SESSION

Judge Hill recessed Commissioners Court into Executive Session at 2:11 p.m. in accordance with Chapter 551.072, of the Local Government Code, Real Estate, to consult with legal counsel on the following items: the State of Texas vs Warren Kenneth Paxton and the Right-of-Way for the Collin County Outer Loop.

The meeting was reconvened at 3:24 p.m.

Real Estate (551.072)

AI-46881 Right-of-Way for Collin County Outer Loop - Parcels 29, 30, and 31 – Charla Choate, Special Projects.

NO ACTION

There being no further business of the Court, Judge Hill adjourned Commissioners Court at 3:24 p.m.

Chris Hill, County Judge

Darrell Hale, Commissioner, Pct 3

Susan Fletcher, Commissioner, Pct 1



Duncan Webb, Commissioner, Pct 4

Not Present

Cheryl Williams, Commissioner, Pct 2

ATTEST: Stacey Kemp, County Clerk