

State of Texas
Collin County
Commissioners Court

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Court Order
2019-976-10-21

An order of the Commissioners Court approving the filing of the September 16, 2019 minutes.

On Monday, September 16, 2019, 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 Chris Hill
Commissioner Susan Fletcher, Precinct 1
Commissioner Cheryl Williams, Precinct 2
Commissioner Darrell Hale, Precinct 3
Commissioner Duncan Webb, Precinct 4

Commissioner Fletcher led the Invocation.
Commissioner Williams led the Pledge of Allegiance.
Commissioner Webb led the Pledge of Allegiance to the Texas Flag.

1. Judge Hill called to order the meeting of the Collin County Commissioners Court at 1:30 p.m. and adjourned the meeting at 2:29 p.m.

President Hill called to order the meeting of the Collin County Health Care Foundation at 2:29 p.m. and adjourned the meeting at 2:29 p.m.

Director Hill called to order the meeting of the Collin County Toll Road Authority at 2:29 p.m. and adjourned the meeting at 2:29 p.m.

DECISIONS MANDATED BY LEGAL ENTITIES OUTSIDE OF COMMISSIONERS COURT AUTHORITY:

1. AI-47122 Award for Sex Offender Counseling and Treatment Services (RFP No. 2019-157) to various vendors, Adult Probation.
2. AI-47125 Donation of \$1,250 to Hope's Door utilizing the District Attorney State Forfeiture Fund, District Attorney.

FYI NOTIFICATION

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

2. AI-47197 P-Card Disbursements, Auditor

3. AI-47179 Inter-County account transfers transmitted on August 29, 2019, Auditor.

4. AI-47151 Addendum No. 1, No. 2, No. 3, and No. 4 to Group Benefit/Insurance for Medical, Pharmacy, Dental, Vision, Cobra, Flexible Spending Account, Retiree Health Administration and Stop Loss Coverage for Medical and Pharmacy Benefits (RFP No. 2019-267), Purchasing.

2. Public Comments.

3. Presentation/Recognition.

Judge Hill said SB891 authorizes the Commissioners Court to appoint a new magistrate. The Judge conducted the swearing in of the first Collin County Magistrate, Judge Lisa Bronchetti. Judge Bronchetti said she has been a Collin County citizen for 25 years and is excited to be a part of the system.

(Time: 1:34 p.m.)

4. Consent agenda to approve: Judge Hill pulled items 4i6 and 4i10 and then asked for comments on the consent agenda. Commissioner Webb pulled item 4i5 and Commissioner Williams pulled item 5g. With no further comments, a motion was made to approve the remainder of the consent agenda.

(Time: 1:35 p.m.)

Motion by: Commissioner Susan Fletcher

Second by: Commissioner Cheryl Williams

Vote: 5 – 0 Passed

a. AI-47189 Disbursements for the period ending September 10, 2019, Auditor.

COURT ORDER NO. 2019-773-09-16

b. AI-47190 Indigent Defense Disbursements, Auditor.

COURT ORDER NO. 2019-774-09-16

c. Award(s):

1. AI-47177 GPS Offender Monitoring (RFP No. 2019-169), Sheriff.

COURT ORDER NO. 2019-775-09-16

2. AI-47216 Audio Visual for 471st District Court (RFP No. 2019-271), Information Technology.

COURT ORDER NO. 2019-776-09-16

d. Amendment(s):

1. AI-47169 Amendment to the Interlocal Agreement with the City of Melissa (Agreement No.10111-09) for animal control services to extend the contract, set the rate for FY2020, and further authorize the Purchasing Agent to finalize and execute same, Development Services.

COURT ORDER NO. 2019-777-09-16

2. AI-47143 Amendment to Tyler Technologies Master Service Agreement to add two (2) additional Judge's edition licenses and authorize the Purchasing Agent to finalize and execute same, Information Technology.

COURT ORDER NO. 2019-778-09-16

3. AI-47201 No. 3 to the Interlocal Agreement for Animal Control & Animal Shelter Services (Agreement No. 2017-208) with the City of Weston, to set the rate for FY2020, extend the agreement for one (1) year through and including September 30, 2020 and further authorize the Purchasing Agent to finalize and execute same, Development Services.

COURT ORDER NO. 2019-779-09-16

4. AI-47161 No. 10 to P25 Trunked Radio Replacement (Contract No. 2016-020) with Motorola Solutions, Inc., to provide various changes to the contract and further authorize the Purchasing Agent to finalize and execute same, Sheriff.

COURT ORDER NO. 2019-780-09-16

e. Change Order(s):

1. AI-47180 No. 1 to Services: Janitorial (RFP No. 2017-172) with Oriental Building Services, Inc. to delete WIC-Wylie and WIC-Frisco locations and renew the contract for one (1) year through and including September 30, 2020, Facilities.

COURT ORDER NO. 2019-781-09-16

2. AI-47198 No. 1 to Services: Prisoner Transport (Contract No. 2017-223) with US Corrections, LLC to extend the contract for one (1) year through and including September 30, 2020 and further authorize the Purchasing Agent to finalize and execute same, sheriff.

COURT ORDER NO. 2019-782-09-16

f. Contract Renewal(s):

1. AI-47173 Supplies: Veterinary and Animal Care (IFB No. 2017-074) with Boxes 4 U, Inc., to extend the contract for one (1) year through and including September 30, 2020, Development Services.

COURT ORDER NO. 2019-783-09-16

2. AI-47172 Supplies: Veterinary and Animal Care (IFB No. 2017-074) with NAO Global Health LLC, to extend the contract for one (1) year through and including September 30, 2020, Development Services.

COURT ORDER NO. 2019-784-09-16

3. AI-47200 Veterinary Services - General and Spay/Neuter (RFP No. 2017-276) with Taylor Tillery DVM PLLC, to extend the contract for one (1) year through and including September 30, 2020, Development Services.

COURT ORDER NO. 2019-785-09-16

4. AI-47146 Services, Onsite Grinding, Mulching and Removal of Debris (IFB No. 2017-347) with Camo Farms, Inc. to renew the contract for one (1) year through and including September 30, 2020, Public Works.

COURT ORDER NO. 2019-786-09-16

g. Receive and File, Auditor:

1. AI-47192 Monthly Financial Reports for July 2019.

COURT ORDER NO. 2019-787-09-16

2. AI-47202 Comprehensive Audit for Constable, Precinct 4 (1st, 2nd, 3rd, 4th Quarter FY 2017).

COURT ORDER NO. 2019-788-09-16

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

1. AI-47158 August 5, 2019.

COURT ORDER NO. 2019-789-09-16

2. AI-47164 August 19, 2019.

COURT ORDER NO. 2019-790-09-16

i. Miscellaneous

1. AI-47183 Acceptance of the roads within McKinney Meadows Phase IV for County maintenance, Engineering.

COURT ORDER NO. 2019-791-09-16

2. AI-47184 Final Plat for Bridgewater Phase 2, Engineering.

COURT ORDER NO. 2019-792-09-16

3. AI-47195 Final Plat of Lot 1, Deer Pond Phase, The Hills of Lone Star, Engineering.

COURT ORDER NO. 2019-793-09-16

4. AI-47196 Replat of Lot 6/7RRR and Tract 1R in the Hills of Lone Star Subdivision Deer Meadow Phase 2B, Engineering.

COURT ORDER NO. 2019-794-09-16

5. AI-47181 Utilization of the Russell A. Steindam Courts Building for the Collin County Bar Association's Mock Trial Competition on Friday, February 21, 2020 from 7:30 a.m. to 5:00 p.m. and Saturday, February 22, 2020 from 8:00 a.m. to 1:00 p.m. The Collin County Bar Association has agreed to pay for security and housekeeping services on Saturday, February 22, 2020, and further requests a waiver of the fees and insurance requirements, Facilities.

Commissioner Webb asked for this order to include the security and housekeeping services will be paid by the Collin County Bar Association. With no further comments, a motion was made to approve this item. (Time: 1:36 p.m.)

Motion by: Commissioner Duncan Webb
Second by: Commissioner Cheryl Williams
Vote: 5 – 0 Passed

COURT ORDER NO. 2019-795-09-16

6. AI-47208 Redesignation of County Road 228 and sections of Trinity Falls Parkway, County Road 206, and County Road 281 with associated address updates, GIS/Rural Addressing.

Caren Skipworth, CIO, said a correction to the memo was needed to change the city from Weston to McKinney. With no further comments, a motion was made to approve this item.

Motion by: Commissioner Susan Fletcher
Second by: Commissioner Cheryl Williams

Vote: 5 – 0 Passed

COURT ORDER NO. 2019-796-09-16

7. AI-47147 Abandon a portion of Lynda Lane, Public Works.

COURT ORDER NO. 2019-797-09-16

8. AI-47162 Sale of fuel truck (Asset No. 55218) in the amount of \$265,000 to the City of Plano per Texas Local Government Code, Subchapter D, Section 263.152(a)(1), Public Works.

COURT ORDER NO. 2019-798-09-16

9. AI-47159 Variance to the Utility Accommodation Policy to place a twelve inch High Density Polyethelene (HDPE) gas line in the right-of-way of the Collin County Outer Loop, Public Works.

COURT ORDER NO. 2019-799-09-16

10. AI-47167 Rescind Court Order No. 2011-332-05-23, grant discretionary exemption for purchases of food per Local Government Code Section 262.024(a)(8) and (d), and appoint the Purchasing Agent as an authorized agent for the Commissioners Court to negotiate and make contracts on the County's behalf for purchases of Food, per Local Government Code 262.001, Sheriff.

Judge Hill said this item is regarding discretionary exemption for purchases of food. The Judge presented a revised motion with the same essence of the items on the previous order, but compiled onto one page. Judge Hill said pages 494 and 495 will be replaced with the revised court order. There was a change to the language of exhibit A of page 496 to place brackets on the minimum standards on the frequency of repricing and rebidding of food purchases. With no further comments, a motion was made to approve this item. (Time: 1:42 p.m.)

Motion by: Commissioner Cheryl Williams

Second by: Commissioner Darrell Hale

Vote: 5 – 0 Passed

COURT ORDER NO. 2019-800-09-16

11. AI-47211 Personnel Appointments, Human Resources.

COURT ORDER NO. 2019-801-09-16

12. AI-47213 Personnel Changes, Human Resources.

COURT ORDER NO. 2019-802-09-16

Presentation, discussion and any action regarding:

GENERAL DISCUSSION

5. FY 2020 Budget:

a. AI-47070 Public Hearing - Proposed FY 2020 Tax Rate.

Monica Arris, Budget, came forward with a PowerPoint presentation on the FY2020 Proposed Budget. The FY2020 proposed general fund budget is \$221.5 million which includes \$13.6 million of one-time expenditures utilizing fund balance. The estimated revenue for FY2020 is \$207.9 million. The Road & Bridge estimated expenditures are \$25.1 million with \$23.1 million in revenues. The Permanent Improvement Fund has an estimated \$2.2 million for both expenditures and revenues. The Operating Funds budget is \$248.9 million of which \$13.6 million are one-time expenditures, and the estimated Operating revenues are \$233.2 million. The FY2020 proposed budget for debt service is \$76.5 million. The Health Care Fund proposed budget expenditures are \$4.7 million with a revenue estimate of \$3.2 million. The total Combined Funds revenue is \$366.2 million with an expenditure estimate of \$381.9 million.

Ms. Arris said a record vote would be needed on the motion to adopt the FY2020 Budget. The Court would also need to vote on the adoption of elected officials salaries, the M&O Tax Rate, the Debt Service Tax Rate, the Total Combined Tax Rate, the FY2020 Fee Schedule, and the FY2020 Committed Fund Balance.

Judge Hill opened the public hearing at 1:45 p.m. and asked for public comments. Hearing none, the public hearing was closed at 1:45 p.m.

Judge Hill said on August 26, 2019, Court Order number 2019-705-08-26, regarding judicial salaries, passed and he would like to discuss this topic again. Since then, the Judge has met with several of the judges, legislators and constituents to discuss this topic and with the understanding he gained has now changed his position. Judge Hill said he would like to remake the motion made on August 26, 2019, and cast the vote again. Commissioner Hale said he would also change his vote to yes because he would like the judges to know the Court values and recognizes their work.

The motion Commissioner Fletcher made three weeks ago was to set judges' salaries for County Court at Law 1 and 5 at \$193,400, Court 2 at \$174,712.65, Court 7 at \$174,712.65 and the Probate Court at \$194,432. With no further comments, a recast of the vote was taken. (Time: 2:00 p.m.)

Motion by: Commissioner Susan Fletcher

Second by: Commissioner Duncan Webb

Vote: 5 – 0 Passed

COURT ORDER NO. 2019-803-09-16

b. AI-47075 Adoption of an order setting and approving the FY 2020 Elected Officials salaries.

In addition to the County Court at Law judges' salaries, Judge Hill said each district judge will have a supplement of \$18,000 for FY2020. With no further comments a motion was made to approve this item. (Time: 2:03 p.m.)

Motion by: Commissioner Cheryl Williams

Second by: Commissioner Darrell Hale

Vote: 5 – 0 Passed

COURT ORDER NO. 2019-804-09-16

c. **AI-47076** Adoption of an order setting and approving the FY 2020 Budget.

A motion was made to approve the FY2020 budget. This was a record vote taken by the raising of hands. (Time: 2:03 p.m.)

Motion by: Commissioner Susan Fletcher

Second by: Commissioner Cheryl Williams

Vote: 5 – 0 Passed

COURT ORDER NO. 2019-805-09-16

Judge Hill returned to this item to make a change to the motion. The item as adopted included two court officers for the 468th and 471st courts in the non-departmental fund. A new motion was made to move the two court officers to the 468th and 471st departments respectively. The Judge asked for comments on this item. Hearing none, a motion was made to approve the motion. (Time: 2:06 p.m.)

Motion by: Judge Chris Hill

Second by: Commissioner Darrell Hale

Vote: 3 – 2 Passed

Nay: Commissioners Cheryl Williams and Duncan Webb

COURT ORDER NO. 2019-806-09-16

Judge Hill said a new record vote would also be needed for the FY2020 budget to include the motion changing the court officers from the non-departmental fund to their corresponding courts. With no further comments, a record vote was taken to approve the FY2020 budget with this change made. (Time: 2:09 p.m.)

Motion by: Judge Chris Hill

Second by: Darrell Hale

Vote: 5 – 0 Passed

COURT ORDER NO. 2019-807-09-16

The Court returned to item 5g.

d. AI-47077 Adoption of an order setting the maintenance and operating tax rate for FY 2020.

Commissioner Webb made a motion to adopt the maintenance and operating tax rate of \$0.12295 for FY2020. (Time: 2:04 p.m.)

Motion by: Commissioner Duncan Webb

Second by: Judge Chris Hill

Vote: 5 - 0

COURT ORDER NO. 2019-808-09-16

e. AI-47080 Adoption of an order setting the debt service tax rate for FY 2020.

Commissioner Williams made a motion to adopt the debt service tax rate of \$.052 for FY2020. (Time: 2:04 p.m.)

Motion by: Commissioner Cheryl Williams

Second by: Commissioner Darrel Hale

Vote: 5 – 0 Passed

COURT ORDER NO. 2019-809-09-16

f. AI-47081 Adoption of an order setting the combined tax rate for FY 2020.

Commissioner Fletcher made a motion to adopt the total combined tax rate \$0.174961 for FY2020.
(Time: 2:04 p.m.)

Motion by: Commissioner Susan Fletcher
Second by: Commissioner Duncan Webb
Vote: 5 – 0 Passed

COURT ORDER NO. 2019-810-09-16

Judge Hill returned to item 5c to make a change to the motion.

g. **AI-47082** Adoption of an order approving the FY 2020 Fee Schedule.

Commissioner Williams said there were significant changes made during this legislative session to the criminal court fees, and the Commissioner wanted to make sure these changes were captured in the new fee schedule. Judge Hill asked who certifies the accuracy of the fees on the county's fee schedule. Monika Arris, Budget, said the law library sends out the fee schedule to all elected officials and department heads to make any needed changes. Ms. Arris said not all departments responded with updates.

Tammy Mueller, Senior Administrator in the District Clerk's Office, came forward on behalf of Lynne Finley and said they spent almost a month closely reviewing all the changes and they feel confident on the accuracy of their fees. Ms. Mueller said they worked closely with the County Clerk's Office as well. Commissioner Williams said in the past there have been errors in the fees, and she would like to know how that is addressed. Bill Bilyeu, County Administrator, said TAC (Texas Association of Counties) and the associations under them review the bills looking for missed fees or changes. If a change is found, it would be brought to the Court for an amendment to the fee schedule. The fee schedule needs to be adopted annually according to the statute even if there are no changes. Judge Hill said affirmation of the fees should be required from the elected officials and department heads. Mr. Bilyeu said in the budget process next year he will make sure there is a circulation sheet that has a signature for each department to verify the fee schedules have been reviewed.

Sheriff Jim Skinner came forward and said there is an incorrect citing regarding the fee for prisoners held in the county jail for outside governmental agencies. The correct authority citation is Local Government Code §118.131, Texas Government Code §791.003 Subsection (3)(a), §791.011 Subsection (c), and 18 U.S. Code §4002 and §4013. With no further comments, a motion was made to approve this item. (Time: 2:20)

Motion by: Commissioner Darrell Hale
Second by: Commissioner Cheryl Williams
Vote: 5 – 0 Passed

COURT ORDER NO. 2019-811-09-16

h. AI-47083 Restrictions on funds in compliance with Government Accounting Standards Board (GASB) Statement Number 54 for FY 2020.

A motion was made to approve this item. (Time: 2:21 p.m.)

Motion by: Commissioner Cheryl Williams

Second by: Commissioner Duncan Webb

Vote: 5 – 0 Passed

COURT ORDER NO. 2019-812-09-16

6. AI-47178 Public Hearing - FY 2020 Preservation, Restoration, and Records Archive Plan, District Clerk.

Judge Hill opened the public hearing at 2:21 p.m. and asked for comments on the FY2020 Preservation, Restoration, and Records Archive Plan. Hearing no comments the Judge closed the public hearing at 2:21 p.m. With no further comments, a motion was made to approve this item. (Time: 2:22 p.m.)

Motion by: Commissioner Susan Fletcher

Second by: Commissioner Cheryl Williams

Vote: 5 – 0 Passed

COURT ORDER NO. 2019-813-09-16

7. Board/Commission Appointment(s), Commissioners Court:

a. AI-47248 North Texas Tollway Authority.

Judge Hill nominated Scott Levine for appointment to the North Texas Tollway Authority Board of Directors. With no further comments, a motion was made to approve this item. (Time: 2:21 p.m.)

Motion by: Judge Chris Hill

Second by: Commissioner Cheryl Williams

Vote: 5 – 0 Passed

COURT ORDER NO. 2019-814-09-16

b. AI-47274 Northeast Texas Rural Rail Transportation District.

Commissioner Williams made a motion to appoint Commissioner Webb to the NETEX (Northeast Texas Rural Rail Transportation District) Board of Directors. Commissioner Webb made a motion to appoint Commissioner Williams to the second seat on the NETEX Board of Directors. (Time: 2:23 p.m.)

Motions by: Commissioners Cheryl Williams and Duncan Webb

Second by: Judge Chris Hill

Vote: 5 – 0 Passed

COURT ORDER NO. 2019-815-09-16

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

Commissioner Webb said the DFW (Dallas-Fort Worth) region did not meet the July 20, 2018, attainment date for the 2008 ozone standard. As a result, the EPA (Environmental Protection Agency) recently took final action to reclassify the DFW area from “moderate” nonattainment to “serious” nonattainment. This could have serious repercussions in terms of federal funding. The next deadline for compliance is July 20, 2021. The region’s numbers have dropped to 76 ppb (parts per billion), but it is even further behind because the TCEQ (Texas Commission on Environmental Quality) dropped the standard from 75 ppb to 70 ppb.

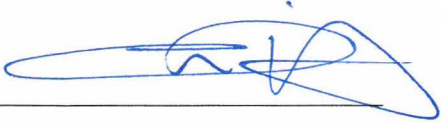
The next item of interest was the 2020 Unified Transportation Program and Regional 10-Year Plan which was updated and approved. Collin County had \$450 million allocated for the US 380 projects and \$150 million for freeways. Both projects lacked a CSJ (Control Section Job) code and, in order to comply with state law, TxDOT (Texas Department of Transportation) removed the funds. An amendment was made to reflect the change and it was understood that the commitment from the RTC (Regional Transportation Council) to fund both projects will continue. (Time: 2:29 p.m.)

NO ACTION

9. Future agenda items without discussion.

EXECUTIVE SESSION

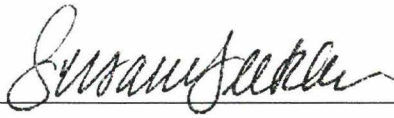
The Court did not recess into executive session. There being no further business of the Court, Judge Hill adjourned the meeting at 2:29 p.m.



Chris Hill, County Judge



Darrell Hale, Commissioner, Pct 3



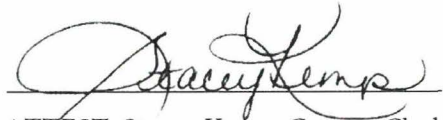
Susan Fletcher, Commissioner, Pct 1



Duncan Webb, Commissioner, Pct 4

Not Present

Cheryl Williams, Commissioner, Pct 2



ATTEST: Stacey Kemp, County Clerk