

State of Texas
Collin County
Commissioners Court

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Court Order
2019-1005-10-28

An order of the Commissioners Court approving the filing of the October 7, 2019 minutes.

On Monday, October 7, 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 Webb led the Invocation.
Judge Hill led the Pledge of Allegiance.
Commissioner Williams 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 1:50 p.m.

President Hill called to order the meeting of the Collin County Health Care Foundation at 1:50 p.m. and adjourned the meeting at 1:50 p.m.

President Hill called to order the meeting of the Toll Road Authority at 1:50 p.m. and adjourned the meeting at 1:51 p.m.

DECISIONS MANDATED BY LEGAL ENTITIES OUTSIDE OF COMMISSIONERS COURT AUTHORITY:

1. **AI-47262** Affidavits and Agreements for supplemental salaries utilizing the DA Apportionment Fund and budget amendment for same, District Attorney.

2. **AI-47263** Affidavit for supplemental salary utilizing the DA Federal Treasury Forfeiture Fund and budget amendment for same, District Attorney.

3. **AI-47316** Donation of \$2,500 to Stronger Than Espresso utilizing the District Attorney State Forfeiture Special Revenue Fund, District Attorney.

4. **AI-47361** Personnel Appointments, Human Resources.

5. **AI-47362** Personnel Changes, Human Resources.

FYI NOTIFICATION

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

2. **AI-47259** Addendum No. 1 to Jail Kitchen Tray Make-Up Conveyor (IFB No. 2019-259) to make various changes to the invitation for bid, Purchasing.

3. **AI-47260** Addendum No. 1 to Construction, Collin County Public Works HVAC Replacement (IFB No.2019-161) to make various changes to the Invitation for Bid, Purchasing.

4. **AI-47261** Addendum No. 1 to Construction, Door Replacements at Adult Detention and Minimum Security Facilities (IFB No. 2019-190) to make various changes to the Invitation for Bid, Purchasing.

5. **AI-47330** Change Order No. 1 to Renovations to Beverage Bars in Detention Center Cluster Four (IFB No. 2019-140) with 1st Choice Restaurant Equipment & Supply LLC for owner requested change to move a drain to install a sink, Construction Projects.

6. **AI-47288** Budget Amendment in the amount of \$1,741 for the 471st District Judge salary supplement, Budget.

7. **AI-47300** Inter-County account transfers transmitted on September 9, 2019, Auditor.

8. **AI-47325** Inter-County account transfers transmitted on September 19, 2019, Auditor.

9. **AI-47301** Voluntary Terminations, Human Resources.

10. **AI-47302** Turnover, Human Resources.

11. **AI-47355** County overtime for the pay period ended September 22, 2019, Human Resources.

2. Public Comments.

John Stafford, Plano, said the one-time payment of \$20 made to election clerks and judges for training is in violation of the Texas Minimum Wage Act. The training is four and a half hours long, and if the clerks were paid at the minimum wage, the total would be approximately \$35. The judges have two additional hours of training and, at the minimum wage, they would be paid approximately \$50. The County could be at risk of a lawsuit by not complying with state and federal laws. Mr. Stafford said this could be fixed today and hopes it will.

Judge Hill asked if it is a requirement to pay the clerks for this training. Bill Bilyeu, County Administrator, said, according to the Election Code, payment for this training is optional. Election workers are under a separate category, and payments are set by the Election Code. The State funds primary elections and allows \$10 for training. Bruce Sherbet, Elections, said this is a one-time training to get all employees acclimated to the new voting system, and the response has been extremely positive. (Time: 1:37 p.m.)

3. Presentation/Recognition.

4. **Consent agenda to approve:** Commissioner Webb pulled item 4f1, 4f2 and 4f3. Commissioner Fletcher pulled item 4e1 for recusal. 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-47271** Disbursements for the period ending October 1, 2019, Auditor.

COURT ORDER NO. 2019-865-10-07

b. **AI-47306** Indigent Defense Disbursements, Auditor.

COURT ORDER NO. 2019-866-10-07

c. **AI-47321** Tax refunds totaling \$749,469.32, Tax Assessor-Collector.

COURT ORDER NO. 2019-867-10-07

d. **Advertisement(s):**

1. **AI-47346** Services, Cafeteria Management for Courthouse (RFP No. 2019-327), Development Services.

COURT ORDER NO. 2019-868-10-07

2. **AI-47334** Dairy Products: Milk (IFB No. 2019-379), Sheriff.

COURT ORDER NO. 2019-869-10-07

e. Award(s):

1. **AI-47329** VxRail Hyper-Converged Infrastructure - 12 Nodes (Coop Quote No. 2019-346) to Unique Digital Technology, Inc. DBA Unique Digital, Inc. utilizing TX DIR Cooperative Contract No. DIR-TSO-3763, Information Technology.

Judge Hill made a motion to approve this item. (Time: 1:38 p.m.)

Motion by: Judge Chris Hill

Second: Commissioner Cheryl Williams

Vote: 4 – 0 Passed

Abstained: Commissioner Susan Fletcher

COURT ORDER NO. 2019-870-10-07

f. Agreement(s):

1. **AI-47228** Interlocal Agreement for Environmental Services (Agreement No. 2019-372) with the City of Josephine commencing on October 1, 2019 through and including September 30, 2020, Development Services.

Commissioner Webb said the \$290 listed on page 360 of this agreement is incorrect and should be \$1,160. The summary shows the revenue of \$1,160 is to be paid to Collin County for providing the service, and the \$290 listed is the quarterly amount. In previous agreements, the total amount is listed not the quarterly amount. Commissioner Webb made a motion to approve this item reflecting the change from \$290 to \$1,160. (Time: 1:40 p.m.)

Motion by: Commissioner Duncan Webb

Second by: Commissioner Susan Fletcher

Vote: 5 – 0 Passed

COURT ORDER NO. 2019-871-10-07

2. **AI-47255** Interlocal Agreement with Community Independent School District to construct the expansion of FM 1138, Engineering.

Commissioner Webb said TxDOT will not do work with the ISD so this Interlocal Agreement is needed for the expansion of FM 1138. The work will be done by TxDOT (Texas Department of Transportation)

via a separate agreement listed under item 4f3, and the amount necessary for the expansion is listed as \$738,834 with the potential of being higher. This item does not have a mechanism to charge more if the costs are higher. Commissioner Webb made a motion to approve both items with the following language added to the end of the second paragraph on page 379: "If after completion of construction of the expansion of FM 1138, TxDOT determines that the construction costs for the expansion are greater than \$738,834, then Community ISD shall immediately pay the County the additional costs charged by TxDOT for the expansion over the \$738,834 initially paid."

Judge Hill asked if this amendment would be sent to the trustees of Community ISD for review. Clarence Daugherty, County Engineer, said the agreement would be sent back to Community ISD for their review and re-execution. Commissioner Webb said the agreement could be approved today with the added verbiage, and Community ISD would initial the amended agreement as an acknowledgement of the change. With no further comments, a motion was made to approve both 4f2 and 4f3. (Time: 1:44 p.m.)

Motion by: Commissioner Duncan Webb

Second by: Commissioner Susan Fletcher

Vote: 5 – 0

COURT ORDER NO. 2019-872-10-07

3. **AI-47366** Local Project Advance Funding Agreement for Voluntary Local Government Contributions to Transportation Improvement Projects with no required match with TxDot for the construction of turn lanes, driveways and drainage improvements along FM 1138, Engineering.

This item was discussed and approved in conjunction with item 4f2.

COURT ORDER NO. 2019-873-10-07

4. **AI-47307** Interlocal Agreement with Lavon Volunteer Fire Department (Agreement No. 2019-388) for firefighting and protection services in unincorporated areas within the Lavon Fire District, Fire Marshal.

COURT ORDER NO. 2019-874-10-07

5. **AI-47249** 2020 State and Local Task Force Agreement and associated documents with the United States Department of Justice, Drug Enforcement Administration (DEA) for participation in the DEA Task Force, Sheriff.

COURT ORDER NO. 2019-875-10-07

6. Interlocal Agreement(s) for Dispatch Services effective October 1, 2019 through and including September 30, 2020, Sheriff:

a. **AI-47349** Celina ISD.

COURT ORDER NO. 2019-876-10-07

b. **AI-47350** Community ISD.

COURT ORDER NO. 2019-877-10-07

c. **AI-47352** City of Josephine.

COURT ORDER NO. 2019-878-10-07

d. **AI-47348** Blue Ridge Volunteer Fire Department.

COURT ORDER NO. 2019-879-10-07

e. **AI-47351** Farmersville Volunteer Fire Department.

COURT ORDER NO. 2019-880-10-07

g. Amendment(s):

1. **AI-47293** Amendment to the Interlocal Agreement with the Town of Prosper (Agreement No. 10100-09) for the facility construction and use of the animal shelter 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. 2019-881-10-07

2. **AI-47333** No. 1 to Design of Park Blvd. from FM 2514 to SH 78 (Agreement No. 2019-055) with Halff Associates, Inc. to add traffic modeling, budget amendment in the amount of \$51,230, and further authorize the Purchasing Agent to finalize and execute same, Engineering.

COURT ORDER NO. 2019-882-10-07

3. **AI-47286** No. 1 to Jail Services (Agreement No. 2018-388) with the City of Anna to extend the contract for one (1) year through and including September 30, 2020, set the rate for FY2020, and further authorize the Purchasing Agent to finalize and execute same, Sheriff.

COURT ORDER NO. 2019-883-10-07

4. **AI-47305** No. 1 to Jail Services (Agreement No. 2018-396) with the City of Lavon to extend the contract for one (1) year through and including September 30, 2020, set the rate for FY2020, and further authorize the Purchasing Agent to finalize and execute same, Sheriff.

COURT ORDER NO. 2019-884-10-07

5. **AI-47285** No. 1 to Jail Services (Agreement No. 2018-398) with the City of McKinney to extend the contract for one (1) year through and including September 30, 2020, set the rate for FY2020, and further authorize the Purchasing Agent to finalize and execute same, Sheriff.

COURT ORDER NO. 2019-885-10-07

6. **AI-47327** No. 1 to Jail Services (Agreement No. 2018-400) with the City of Murphy to extend the contract for one (1) year through and including September 30, 2020, set the rate for FY2020, and further authorize the Purchasing Agent to finalize and execute same, Sheriff.

COURT ORDER NO. 2019-886-10-07

7. **AI-47297** No. 1 to Jail Services (Agreement No. 2018-404) with the Town of St. Paul to extend the contract for one (1) year through and including September 30, 2020, set the rate for FY2020, and further authorize the Purchasing Agent to finalize and execute same, Sheriff.

COURT ORDER NO. 2019-887-10-07

8. **AI-47280** No. 1 to Jail Services (Agreement No. 2018-391) with Community ISD to extend the contract for one (1) year through and including September 30, 2020, set the rate for FY2020, and further authorize the Purchasing Agent to finalize and execute same, Sheriff.

COURT ORDER NO. 2019-888-10-07

9. **AI-47332** No. 4 to Interlocal Agreement for Environmental Services (Agreement No. 2015-337) with the City of Lowry Crossing 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, Development Services.

COURT ORDER NO. 2019-889-10-07

10. **AI-47295** No. 13 to Interlocal Agreement for Animal Control Services (Agreement No. 01357-09) with the City of Celina to extend the contract for one (1) year through and including September 30, 2020, set the rate for FY2020, and further authorize the Purchasing Agent to finalize and execute same, Development Services.

COURT ORDER NO. 2019-890-10-07

11. **AI-47291** No. 13 to Interlocal Agreement for Animal Control Services (Agreement No. 10112-09) with the Town of Fairview to extend the contract for one (1) year through and including September 30, 2020, set the rate for FY2020, and further authorize the Purchasing Agent to finalize and execute same, Development Services.

COURT ORDER NO. 2019-891-10-07

12. AI-47292 No. 13 to Interlocal Agreement for Animal Control Services (Agreement No. 10095-09) with the City of Lucas to extend the contract for one (1) year through and including September 30, 2020, set the rate for FY2020, and further authorize the Purchasing Agent to finalize and execute same, Development Services.

COURT ORDER NO. 2019-892-10-07

13. AI-47294 No. 13 to Interlocal Agreement for Animal Control Services (Agreement No. 10110-09) with the Town of Prosper to extend the contract for one (1) year through and including September 30, 2020, set the rate for FY2020, and further authorize the Purchasing Agent to finalize and execute same, Development Services.

COURT ORDER NO. 2019-893-10-07

14. AI-47290 No. 13 to Interlocal Agreement for Animal Control and Animal Shelter Services (Agreement No. 10107-09) with the City of Lavon to extend the contract for on (1) year through and including September 30, 2020, set the rate for FY2020, and further authorize the Purchasing Agent to finalize and execute same, Development Services.

COURT ORDER NO. 2019-894-10-07

15. AI-47296 No. 13 to Interlocal Agreement for the Facility Construction and Use of an Animal Shelter in Collin County (Agreement No. 06668-09) with the City of Celina to extend the contract for one (1) year through and including September 30, 2020, set the rate for FY2020, and further authorize the Purchasing Agent to finalize and execute same, Development Services.

COURT ORDER NO. 2019-895-10-07

h. Change Order(s):

1. AI-47126 No. 2 to Supplies, Jail Kitchen, Non-Food (IFB No. 2017-241) with Empire Paper Company to extend the contract for one (1) year through and including September 30, 2020, make various changes to the contract, and further authorize the Purchasing Agent to finalize and execute same, Sheriff.

COURT ORDER NO. 2019-896-10-07

i. Contract Renewal(s):

1. AI-47279 Motor Vehicle License Agreement with Toyota Motor Credit Corporation (TMCC) to extend the contract, County Judge.

COURT ORDER NO. 2019-897-10-07

2. **AI-47176** Supplies: Veterinary and Animal Care (IFB No. 2017-074) with Infinity Supply & Service, Inc. to extend the contract for one (1) year through and including September 30, 2020, Development Services.
COURT ORDER NO. 2019-898-10-07

3. **AI-47199** Veterinary Services-General and Spay/Neuter (RFP No. 2017-276) with Meier Veterinary Services LLC dba All Heart Veterinary Center to extend the contract for one (1) year through and including September 30, 2020, Development Services.
COURT ORDER NO. 2019-899-10-07

4. **AI-47242** Services, Qualified Service Entity to Participate in ERCOT Program (RFP No. 2016-163)with Enerwise Global Technologies, Inc. d/b/a CPower to extend the contract for one (1) year through and including September 30, 2020, Facilities.
COURT ORDER NO. 2019-900-10-07

5. **AI-47252** Uniforms, Honor Guard (IFB No. 2017-175) with Galls, LLC to extend the contract for one (1) year through and including September 30, 2020, Sheriff.
COURT ORDER NO. 2019-901-10-07

j. Receive and File, Auditor:

1. **AI-47336** Monthly Financial Report for August 2019.
COURT ORDER NO. 2019-902-10-07

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

1. **AI-47311** August 12-14, 2019, Budget Workshop.
COURT ORDER NO. 2019-903-10-07

2. **AI-47312** August 26, 2019.
COURT ORDER NO. 2019-904-10-07

3. **AI-47314** September 9, 2019.
COURT ORDER NO. 2019-905-10-07

4. **AI-47324** September 9, 2019, Special Session.
COURT ORDER NO. 2019-906-10-07

1. Miscellaneous

1. **AI-47354** Appoint Leland Ray Caldwell as magistrate pursuant to Sec. 54.2201 of the Texas Government Code, Administrative Services.

COURT ORDER NO. 2019-907-10-07

2. **AI-47281** Designation of the 2020 Commissioners Court regular term meeting dates and times, Commissioners Court.

COURT ORDER NO. 2019-908-10-07

3. **AI-47323** Sale of property located at 204 Arkansas Street S., Celina, Texas, Lot 2c Block 69, of Celina Original Donation, Volume 1, Page 114, as recorded in the Collin County Deed Records to the City of Celina upon the payment of \$13,322.56, Commissioners Court.

COURT ORDER NO. 2019-909-10-07

4. **AI-47258** Early Voting Calendar of locations, dates and times and Vote Centers for the November 5, 2019 General and Special Elections.

COURT ORDER NO. 2019-910-10-07

5. **AI-47276** One-time payment to election judges, alternate judges, and election clerks for attending election worker training courses for the November 5, 2019 General and Special Elections, Elections.

COURT ORDER NO. 2019-911-10-07

6. **AI-47363** Personnel Appointments, Human Resources.

COURT ORDER NO. 2019-912-10-07

7. **AI-47364** Personnel Changes, Human Resources.

COURT ORDER NO. 2019-913-10-07

GENERAL DISCUSSION

5. AI-47347 Boards & Commissions Appointments, Commissioners Court.

a. Bail Bond Board

A motion was made to appoint Judge Bronchetti to the Bail Bond Board. (Time: 1:45 p.m.)

Motion by: Commissioner Cheryl Williams

Second by: Judge Chris Hill

Vote: 5 – 0 Passed

COURT ORDER NO. 2019-914-10-07

6. AI-38983 North Central Texas Council of Governments (NCTCOG) Executive Board monthly update, County Judge.

Judge Hill gave an update on the NCTCOG (North Central Texas Council of Governments) Executive Board meeting. The Judge said a janitorial contract for the Workforce Board was the main topic of discussion. Representatives for Dallas County and the City of Dallas wanted the NCTCOG Board to reject the contract until the vendor was required to guarantee they are providing the minimum wage. The intention is to have a policy with all vendors that their contracts require a minimum wage statute or guideline.

The NCTCOG service area consists of 16 counties, and what is considered a minimum living wage in the City of Dallas is different from other counties. The staff tried to determine how this would be executed in the future with all the contracts that go before NCTCOG. The contracts may need to be broken down to 16 different contracts and that could be problematic. The contract passed without amendment with a 9 to 4 vote. It was requested the item be added to a future agenda for further discussion. The Workforce Board is independent, and has chosen the NCTCOG as their financial agent. This suggests that the NCTCOG Board doesn't have the authority to say how much will be paid in the contracts. Judge Hill said he made a point that Dallas County and Tarrant County are not part of the Workforce Board. This means that neither Dallas County nor the City of Dallas would be affected by this contract because they have their own separate Workforce Board. (Time: 1:50 p.m.)

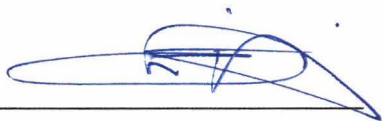
NO ACTION

7. Future agenda items without discussion.

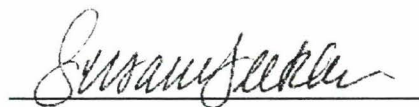
Commissioner Williams asked for a presentation from the District Clerk regarding collections. The requirement that counties provide collection services for the state has been eliminated, and the Commissioner would like to know how the District Clerk plans to move forward with this change. (Time: 1:50 p.m.)

EXECUTIVE SESSION

The Court did not recess into Executive Session. There being no further business of the Court, Judge Hill adjourned the meeting at 1:50 p.m.



Chris Hill, County Judge



Susan Fletcher, Commissioner, Pct 1

Not Present

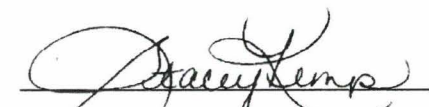
Cheryl Williams, Commissioner, Pct 2



Darrell Hale, Commissioner, Pct 3



Duncan Webb, Commissioner, Pct 4



ATTEST: Stacey Kemp, County Clerk