

State of Texas
Collin County
Commissioners Court

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Court Order
2019-904-10-07

An order of the Collin County Commissioners Court approving the minutes from August 26, 2019.

The following members were 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 Hale led the invocation.
Commissioner Williams led the Pledge of Allegiance.
Commissioner Fletcher 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 3:29 p.m. The Judge reconvened Commissioners Court and immediately recessed into Executive Session at 3:30 p.m. Judge Hill reconvened and adjourned Commissioners Court at 6:57 p.m.

President Hill called to order the meeting of the **Collin County Health Care Foundation** at 3:29 p.m. and adjourned the meeting at 3:30 p.m.

Decisions Mandated by Legal Entities Outside of Commissioners Court Authority:

1. AI-47064 Personnel Changes, Human Resources.

FYI Notifications

1. AI-34688 Outstanding Agenda Items, Commissioners Court.
2. AI-47005 P-Card Disbursements, Auditor.
3. AI-47033 Budget amendment in the amount of \$2,950 for the repair of a Vision V20 Videoscope

utilizing the Sheriff's Office Forfeiture Funds, Sheriff.

4. AI-47071 County overtime for the pay period ended August 11, 2019, Human Resources.

2. Public Comment.

John Stafford, Plano, said the school districts and city boundaries need to be considered when splitting precincts. Mr. Stafford also thanked Commissioner Webb for adding the Complete Count Committee to the agenda. (Time: 1:36 p.m.)

3. Presentation/Recognition:

a. AI-46990 Sheriff Skinner to present Life Saving Awards, Sheriff.

Judge Hill started the meeting with a special presentation from Jim Skinner, Sheriff. Sheriff Skinner asked Officer Michael Casey to come forward. The Sheriff said on May 30, 2019, Officer Casey was at LA Fitness when a person collapsed and stopped breathing. Deputy Casey hooked an automatic external defibrillator device to the man and was able to revive him. The Sheriff presented the Life Saving Award to Officer Casey for his distinguished and meritorious conduct that resulted in saving the life of an unresponsive male. (Time: 1:35 p.m.)

4. Consent Agenda to approve:

Judge Hill asked for comments on the consent agenda. The Judge then pulled check number 494524 payable to Marc Fratter from item 4b and asked the auditor for a detailed report on this account. Commissioner Webb pulled item 4g1. With no further comments, a motion was made to approve the remainder of the consent agenda. (Time: 1:39 p.m.)

Motion by: Commissioner Duncan Webb

Second by: Commissioner Susan Fletcher

Vote: 5 – 0 Passed

a. AI-47042 Disbursements for the period ending August 20, 2019, Auditor.

Court Order No. 2019-683-08-26

b. AI-47043 Indigent Defense Disbursements, Auditor.

Court Order No. 2019-684-08-26

c. Award (s):

1. **AI-47044** Construction, Collin County Elections RTU Additions (IFB No. 2019-162) to Infinity Contractors International, LTD and further authorize the Purchasing Agent to finalize and execute the Construction Agreement, Construction & Projects.

Court Order No. 2019-685-08-26

2. **AI-46989** Construction, Reroof Collin County 920 E. Park Blvd., Plano (IFB No. 2019-262) to Flynn BEC LP and further authorize the Purchasing Agent to finalize and execute the Construction Agreement, Construction & Projects.

Court Order No. 2019-686-08-26

3. **AI-46899** Declare Integrated Computer Systems, Inc. as the sole source provider for ICS Athena CAD, ICS Athena Law, and ICS Athena Mobile products and grant an exemption from the competitive bid process per Texas Local Government Code 262.024(a)(7)(A), approval to award Software Licenses for the Constable (AGR. No. 2019-308) to Integrated Computer Systems, Inc., and further authorize the Purchasing Agent to finalize and execute same, Information Technology.

Court Order No. 2019-687-08-26

d. Agreement(s):

1. **AI-46949** Interlocal Cooperation Contract with the Collin County Sheriff's Office and the Community Supervision and Corrections Department for the SCORE (Sheriff's Convicted Offender Re-Entry Effort) Program, Adult Probation.

Court Order No. 2019-688-08-26

2. **AI-47034** Interlocal Agreement with Blue Ridge ISD for School Resource Officer Services commencing on August 1, 2019 through and including September 30, 2022, Sheriff.

Court Order No. 2019-689-08-26

3. **AI-47049** Interlocal Agreement with the Texas Department of Motor Vehicles (TxDMV) for Provision of Equipment and Consumables, Tax Assessor-Collector.

Court Order No. 2019-690-08-26

e. Contract Renewal(s):

1. AI-47037 Software Maintenance for the Tax Collection Software (Contract No. 2014-271) with SpindleMedia, Inc. to extend the contract for one (1) year through and including September 30, 2020, Information Technology.

Court Order No. 2019-691-08-26

2. AI-47038 Services: Coffee (IFB No. 2017-159) with Office Perks, Inc. to extend the contract for one (1) year through and including September 30, 2020, Purchasing.

Court Order No. 2019-692-08-26

3. AI-47036 Tax Statement Preparation and Mailing Service (RFP No. 2017-202) with VariVerge, LLC to extend the contract for one (1) year through and including August 31, 2020, Tax Assessor-Collector.

Court Order No. 2019-693-08-26

f. Budget adjustments(s)/amendment(s):

1. AI-47019 \$20,000 for pre-employment psychological exams, Human Resources.

Court Order No. 2019-694-08-26

2. AI-46994 \$1,622,466 for the replacement of end of life equipment, Information Technolgoy.

Court Order No. 2019-695-08-26

3. AI-47035 \$8,500 to transfer funds from the LiDAR project for the purchase of ArcGIS Monitor, Information Technology.

Court Order No. 2019-696-08-26

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

1. AI-47046 August 5, 2019.

Commissioner Webb said he was not present at this meeting, and the minutes do not indicate he was not there. For purposes of transparency, it should be noted who is present at each meeting. The Commissioner asked for this item to be held for correction. (Time: 1:41 p.m.)

HELD

h. Miscellaneous

1. AI-47052 ExpressVote Universal Voting System for early voting in person, early voting by mail, election day voting, and provisional voting, Elections.

Court Order No. 2019-697-08-26

2. AI-46948 Voting precinct boundary changes to maintain compliance with Section 42.006 of the Texas Election Code, Elections.

Court Order No. 2019-698-08-26

3. AI-46977 Designation of Private Road 5674 with associated address updates, GIS/Rural Addressing.

Court Order No. 2019-699-08-26

4. AI-47039 Acceptance of the Dining Alliance rebate check in the amount of \$385.68 to be deposited in the Going the Extra Mile Employee Incentive Program line item and budget amendment for same, Purchasing.

Court Order No. 2019-700-08-26

5. AI-47107 Adoption of an Order Prohibiting Outdoor Burning in the unincorporated areas of Collin County, Fire Marshal.

Court Order No. 2019-701-08-26

6. AI-47060 Personnel Appointments, Human Resources.

Court Order No. 2019-702-08-26

7. AI-47061 Personnel Appointments, Human Resources.

Court Order No. 2019-703-08-26

General Discussion

5. AI-47051 Public Hearing – Proposed Collin County subdivision regulations, Engineering.

Tracy Homfeld, Engineering, came forward to address the Court. Ms. Homfeld said there was an amendment to the Collin County Subdivision Regulations that edits the language to the following: Minimum lot frontage on existing county roads shall be 100 feet.

Judge Hill opened the Public Hearing at 1:42 p.m. and asked for public comments. Hearing no comments, the Judge closed the Public Hearing at 1:42 p.m. With no further comments, a motion was made to approve this item. (Time: 1:43 p.m.)

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

Court Order No. 2019-704-08-26

6. AI-47090 US Census 2020 Complete Count, Commissioner, Pct.4.

Commissioner Webb said the 2020 census is coming, and it is expected the county will be redistricted. The US Census Bureau is encouraging local governments to put together Complete Count Committees, and the Commissioner thinks this is something the Planning Board can research and present a plan to the Court. Judge Hill asked what the intentions are, and are there guidelines that need to be followed. Commissioner Webb said the objective is to increase the response rate and educate the populace about the census. The Planning Board could come up with a plan for this committee and coordinate with the cities especially in the rural areas. Commissioner Fletcher said there is public information and education that needs to happen on why it is important to respond. Also, there are federal dollars that are given depending on the population count. The Court will ask the Planning Board to put together a proposal with ideas on a plan and report back to the Court. (Time: 1:50 p.m.)

NO ACTION

7. FY2020 Budget:

a. AI-47102 Elected Official Salaries, Human Resources.

Erica Johnson, Human Resources, came forward to address the Court. Ms. Johnson said the OCA (Office of Court Administration) informed the County that the \$8,400 longevity payment will now be paid by the state. The Court will need to make a decision on what the county supplemental pay will be. If the county goes to the \$18,000 supplement which matches the other district judges, it will cause Judge Mason, Judge Wilson and Judge Copeland's pay to shift. Also, based on the longevity pay schedule, Judge Walker and Judge Waddill's salaries will be less than their current salary. The OCA confirmed they may receive a higher amount if the Commissioners Court desires to maintain their current pay. The DA's (District Attorney) supplement of \$3,562 paid by the state has been discontinued. Since he is losing this supplement, Ms. Johnson said the Court could give him a 3% increase like other elected officials, and this would not have an impact on the budget. Judge Hill said the OCA has a maximum salary set across the state, and the new legislation tiers the minimum salary for county court at law judges and establishes the compensation for district courts based on their years of experience. The Judge presented a set of slides with several options to adjust the salaries in order to conform to the new legislation.

Commissioner Fletcher said there are now judges with different levels of experience making the same amount of money when the legislation was supposed to separate according to the levels of experience. Judge Hill said, by

holding harmless some of the judges because of their lack of years of experience, they are elevated to the level of someone with more experience. This can be overcome by taking out the county supplement from the district judge's salary which is paid by the state. This is a great opportunity to discuss whether the Court would want to discontinue the local supplement for state employees. A brief discussion followed about the salaries of the new district court judges.

Commissioner Fletcher said, in order to be compliant, the salaries of Judge Mason, Judge Wilson and Judge Copeland would need to be corrected, and the Court would need to consider bringing Judge Walker and Judge Waddill up to their current FY2019 salaries. Commissioner Fletcher made a motion to amend the pay for Judge Mason and Judge Wilson from \$185,000 to \$193,400, to amend the pay for Judge Copland from \$187,032 to \$194,432, and to maintain the current pay of Judge Waddill and Walker. Monika Arris, Budget, said the total gross increase to the budget would be \$53,045 if those amendments to the judges' salaries are approved.

Commissioner Fletcher said that 9 of 465 district judges do not receive a county supplement. The County Court at Law judges will be severely underpaid compared to other counties. Judge Hill said comparing these positions to other counties is not relevant. A lengthy discussion ensued about the salaries of state paid judges.

Commissioner Williams said she could support this motion if the salary of the 468th court is left at \$140,000. Judge Hill asked if once a salary is set, could it be revised when a new incumbent comes into office. Mr. Bilyeu said the salary could be adjusted up, but he is not sure if it could be adjusted down. Commissioner Fletcher said, Government Code 24.025, indicates all district judges in a county are entitled to equal amounts of supplemental compensation from the county. Judge Hill said he will vote no and make a motion to pay according to the revised schedule.

Judge John Roach, 296th District Court, came forward to address the Court. Judge Roach said the district judges have not gotten a raise in seven years. Longevity is only for judges with over twelve years of experience, and he believes it was done so that the pension would not have to be paid. The district judges have worked tirelessly to save the county money and they deserve a raise. Commissioner Williams took exception to Judge Roach's comment that the district bench has pushed hard to reduce costs. Commissioner Webb agreed with Commissioner Williams, and said it is not reflected in the million dollar increase in indigent defense. Commissioner Webb said he hopes the district judges will consider amending the indigent defense fee schedule to go to a flat fee soon. Judge Roach said he understands and the judges are open to it, but the indigent defense fee schedule should have nothing to do with their salary.

Judge Emily Miskel, 470th District Court, Judge Piper McCraw, 469th District Court, and Judge Andrea Thompson, 416th District Court, came forward to address the Court. Judge Miskel said data from the 2016 Texas Judicial Compensation Study showed at that time 72% of all Texas district judges received the maximum \$18,000 county supplement. Reducing the supplement would place Collin County's district judges in the bottom 8% of

Texas counties. State legislation is concerned because Texas judges are paid 20% lower compared to other states and are not in keeping with population size.

Judge Thompson said legislator's retirement is tied to judicial compensation. Historically, judicial judges get a raise every 7-12 years and it's built in as a raise for the legislator as well. As a result, the legislators do not adequately compensate judges because the legislator's retirement is being factored in their salaries. There are no employees in this county that have gone without a raise for four years. Judge Hill said the state legislation has seen fit to tie their own retirement to the judicial salaries. It would be more appropriate to have an independent person set the legislators salaries and separate the retirement from the judicial salaries. Judge Thompson said the vast majority of the counties pay the maximum supplement, and the supplement was contemplated into the judicial raise. The reason the district judges receive supplemental pay is because of the work done for county through the Juvenile Board, Auditors, and Purchasing Board. The district judges have done a poor job in publicizing the work done on behalf of the county and that is not required of them. Judge Miskel said her court is handling 33% more cases than four years ago with the same compensation from four years ago. The Court is now talking about taking away this benefit that has been uniformly paid every year. Judge Hill said perhaps new courts need be created. A brief discussion followed.

Commissioner Fletcher said the motion is to remove the Permanent Improvement Project funds that came out of the general fund, and replace them with \$53,045 to cover the difference of: bringing up the salaries of Judge Mason and Judge Wilson to \$193,400; bringing up Judge Copeland's salary to \$194,432; and keeping the salaries of Judge Walker and Judge Waddill at their current level. With no further comments, a motion was made to approve this item. (Time: 3:19 p.m.)

Motion by: Commissioner Susan Fletcher

Second by: Commissioner Duncan Webb

Vote: 3 – 2

Nay: Judge Chris Hill and Commissioner Darrell Hale

Court Order No. 2019-705-08-26

Erica Johnson, Human Resources said the \$3,562 supplement that was paid to the DA (District Attorney) will no longer be paid by the state. The DA will be moved to the elected official pay group and receive a 3% pay increase on his supplement for a total impact to the budget of \$1,816. With no further comments, a motion was made to approve this item. (Time: 3:26 p.m.)

Motion by: Commissioner Cheryl Williams

Second by: Commissioner Duncan Webb

Vote: 4- 0 Passed

Nay: Judge Chris Hill

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

Judge Hill updated the Court on the last NCTCOG (North Central Texas Council of Government) meeting. The RTC (Regional Transportation Council) and Michael Morris, Director of Transportation, will attempt to encourage Austin to use the Air Check Texas Funds that have been held back and never released as the local match for the ATCMTD (Advanced Transportation and Congestion Management Technologies Deployment) Initiative grant program.

The next item of interest was a resolution endorsing the three BUILD (Better Utilizing Investments to Leverage Development) grant applications at \$25 million each for a total of \$75 million dollars. The RTC approved the submission of the projects to the USDOT (United States Department of Transportation) under the BUILD Discretionary Grant Program on July 11, 2019.

Lastly, there was also a grant application to the Federal Highway Administration regarding hydrogen fueled electric semi-trucks. The only emission from these trucks would be water, and it could tremendously change the paradigm for North Texas as we are a nonattainment area. It is estimated that 60% of our air emissions comes from the semi-trucks moving through the region. (Time: 3:29 p.m.)

NO ACTION

9. Future agenda items

Judge Hill recessed Commissioners Court into the Healthcare Foundation at 3:29 p.m.

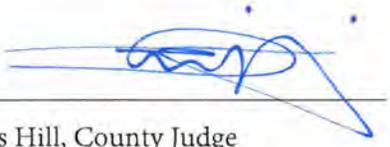
Executive Session

Judge Hill reconvened Commissioners Court at 3:30 p.m. and immediately recessed into Executive Session in accordance with Chapter 551.076, Security, of the Government Code, to discuss Courthouse Security.

AI-47063 Courthouse Security.

NO ACTION

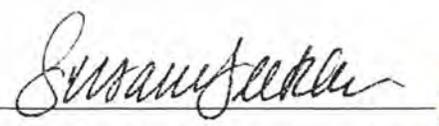
Judge Hill reconvened Commissioners Court at 6:57 p.m. There being no further business of the Court, Judge Hill adjourned Commissioners Court at 6:57 p.m.



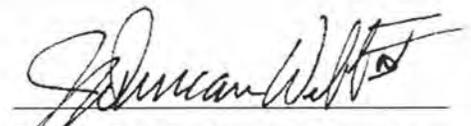
Chris Hill, County Judge



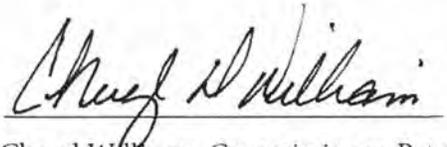
Darrell Hale, Commissioner, Pct 3



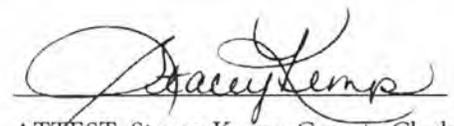
Susan Fletcher, Commissioner, Pct 1



Duncan Webb, Commissioner, Pct 4



Cheryl Williams, Commissioner, Pct 2



ATTEST: Stacey Kemp, County Clerk