

State of Texas	§	Court Order
Collin County	§	2019-020-01-06
Commissioners Court	§	

An order of the Commissioners Court approving the filing of the November 25, 2019 minutes.

On Monday, November 25, 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.
Commissioner Hale 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 recessed the meeting at 2:28 p.m. The meeting was reconvened at 2:28 p.m. and immediately recessed into Executive Session. The meeting was reconvened at 3:13 p.m. and adjourned at 3:15 p.m.

President Hill called to order the meeting of the Collin County Health Care Foundation at 2:28 p.m. and adjourned the meeting at 2:28 p.m.

President Hill called to order the meeting of the Collin County Toll Road Authority at 2:28 p.m. and adjourned the meeting at 2:28 p.m.

DECISIONS MANDATED BY LEGAL ENTITIES OUTSIDE OF COMMISSIONERS COURT AUTHORITY:

1. AI-47655 Personnel Appointments, Human Resources.
2. AI-47656 Personnel Changes, Human Resources.

FYI NOTIFICATION

1. AI-34688 Outstanding Agenda Items, Commissioners Court.
2. AI-47637 Addendum No. 1 and No. 2 to Land and Vitals Record Management System (RFP No. 2019-321) to make various changes to the Request for Proposal, Purchasing.
3. AI-47630 Inter-County account transfers transmitted on October 31, 2019, Auditor.
4. AI-47635 Inter-County account transfers transmitted on November 8, 2019, Auditor.
5. **Notification of budget adjustment(s)/amendment(s), Auditor:**
 - a. AI-47629 \$97,903 to establish the budget for the FY 2020 Bulletproof Vest Program Grant, Auditor.
 - b. AI-47599 \$238,226 to establish the budget for the FY 2018 SCAAP Grant, Auditor.
 - c. AI-47628 \$241,000 to establish the budget for the FY 2020 Urban Area Security Initiative (UASI) Grant, Auditor.

2. Public Comments.

Judge Hill asked for all public comments related to item 5 be held until that item was discussed.

3. Presentation/Recognition.

4. Consent agenda to approve:

Judge Hill asked for comments on the consent agenda. Hearing none, a motion was made to approve the consent agenda. (Time 1:33p.m.)

Motion by: Commissioner Cheryl Williams

Second by: Commissioner Susan Fletcher

Vote: 5 – 0 Passed

- a. AI-47645 Disbursements for the period ending November 19, 2019, Auditor.

COURT ORDER NO. 2019-1087-11-25

- b. AI-47646 Indigent Defense Disbursements, Auditor.

COURT ORDER NO. 2019-1088-11-25

- c. **Award(s):**

1. AI-47644 Distributor Truck (Contract No. 2020-076) to Freightliner of Austin, through Buyboard Cooperative Contract No. 521-16, Public Works.

COURT ORDER NO. 2019-1089-11-25

2. AI-47563 Lightbars and Accessories (Contract No. 2020-043) to Dana Safety Supply, Inc. dba Fleet Safety Equipment, utilizing the Tarrant County Cooperative Contract No. 2019-181, Public Works.

COURT ORDER NO. 2019-1090-11-25

3. AI-47606 Copy Paper (Coop. Quote No. 2019-353) to various vendors, Purchasing.

COURT ORDER NO. 2019-1091-11-25

d. **Agreement(s):**

1. AI-47663 Professional Services Agreement with REALeads, LLC for consultant to assist in Radio Management tasks related to the current 800MHz Radio System and P25 upgrade project, grant exemption to the competitive bid process per Texas Local Government code 262.024(4) and further authorize the Purchasing Agent to finalize and execute same, Administrative Services.

COURT ORDER NO. 2019-1092-11-25

2. AI-47634 Professional Services Agreement with LifePath Systems to provide services for Teen Court participants for treatment of substance abuse and mental health disorders, grant exemption to the competitive bid process per Texas Local Government Code 262.024(a)(4) and further authorize the Purchasing Agent to finalize and execute same, Administrative Services.

COURT ORDER NO. 2019-1093-11-25

3. AI-47622 Texas Statewide Automated Victim Notification Service Maintenance Grant Contract with the Office of the Attorney General for the period September 1, 2019 through and including August 31, 2020, Auditor.

COURT ORDER NO. 2019-1094-11-25

4. AI-47566 Agreement for Intelligent Automation - Pilot Program (Contract No. 2020-077) with MCCi, LLC to reduce or eliminate double entry between the ICS CAD software and Tyler Odyssey Jail software and further authorize the Purchasing Agent to finalize and execute same, Information Technology.

COURT ORDER NO. 2019-1095-11-25

5. AI-47572 Non-Disclosure Agreement (Contract No. 2020-081) with Socrata, Inc. to participate in a presentation only demonstration of the Socrata Software as a service product, and further authorize the Purchasing Agent to finalize and execute same, Information Technology.

COURT ORDER NO. 2019-1096-11-25

6. AI-47636 Interlocal Dispatch Agreement with Anna ISD effective October 1, 2019 through and including September 30, 2020, Sheriff.

COURT ORDER NO. 2019-1097-11-25

7. AI-47613 Interlocal Dispatch Agreement with the City of Farmersville effective October 1, 2019 through and including September 30, 2020, Sheriff.

COURT ORDER NO. 2019-1098-11-25

8. AI-47642 Interlocal Agreement with the City of Allen for the design of Rowlett Creek trail segments within the Eugene McDermott Park (Bond Project No. OI07PG103), Special Projects.

COURT ORDER NO. 2019-1099-11-25

9. AI-47643 Interlocal Agreement with the City of Allen for the design of Rowlett Creek trail segments within the Exchange Parkway Community Park (Bond Project No. OI07PG102), Special Projects.

COURT ORDER NO. 2019-1100-11-25

e. Amendment(s):

1. AI-47653 No. 1 to County Clerk Records Preservation Project (Contract No. 2019-065) with NBS Holdings, LLC dba Data Preservation Solutions to make various changes to the contract, County Clerk.

COURT ORDER NO. 2019-1101-11-25

2. AI-47651 No. 1 to Jail Services (Agreement No. 2018-407) with Anna ISD 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. 2019-1102-11-25

3. AI-47476 No. 2 to Consulting Services: Phase III Implementation P25 Trunked Radio System Replacement (Contract No. 2017-086) with Black & Veatch Corporation to extend the contract through and including August 31, 2020, and further authorize the Purchasing Agent to finalize and execute same, Sheriff.

COURT ORDER NO. 2019-1103-11-25

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

1. AI-47631 November 4, 2019.

COURT ORDER NO. 2019-1104-11-25

g. **Miscellaneous**

1. AI-47652 Designation of Private Road 5675 with associated address updates, GIS/Rural Addressing.

COURT ORDER NO. 2019-1105-11-25

2. AI-47694 Temporarily reclassify Legal Clerk II to Legal Clerk I, Justice of the Peace 3-1.

COURT ORDER NO. 2019-1106-11-25

3. AI-47658 Personnel Appointments, Human Resources.

COURT ORDER NO. 2019-1107-11-25

4. AI-47659 Personnel Changes, Human Resources.

COURT ORDER NO. 2019-1108-11-25

GENERAL DISCUSSION

5. AI-47695 Resolution affirming support for the Second Amendment to the Constitution, County Judge.

Judge Hill opened the court for public comments.

Sean McCaffity, Lucas, spoke against this item. Mr. McCaffity said he appreciates all of our rights including the Second Amendment, but he thinks it can be done in a less polarizing and divisive way.

Sharon Stark, Frisco, spoke against this item in relation to a public health issue. Ms. Stark believes that guns are a public health issue, and we need to support gun efforts in Collin County.

Markita Hall-Gumble spoke against this item. Ms. Gumble said she is afraid in Collin County because of the color of her skin and her religion. She wants to see the County interested in the citizens' safety as much as they are with making a political statement.

Kathryn Vargas, Plano, spoke against this item. Ms. Vargas wanted to know how many taxpayer dollars were used by the Sheriff's Office for mass shooter training. She stated she's never felt more afraid for her "brown boys" than she does now in Collin County.

John Stafford, Plano, spoke against this item. Mr. Stafford was disappointed this resolution was on the agenda today as it does nothing to further public safety. Mr. Stafford stated we have a well-regulated militia in Collin County, that being the Sheriff's Office and the municipal police departments, and we do not need citizens obtaining guns.

Dave Cornette, Allen, spoke in favor of this item. Mr. Cornette thanked the Court for standing by their oath and the Constitution.

Brittany Yurkovitch, Celina, spoke in favor of this item. Ms. Yurkovitch is thankful for the Nextdoor post online for alerting her to this Commissioners Court meeting. She said how refreshing it was that the Commissioners are upholding their oath of office and reaffirming it.

Joe Lassberg, Plano, spoke against this item. Mr. Lassberg said the resolution should be supporting responsible firearms storage, extreme risk protection orders, and expanding background checks. Anything else is endangering public health.

Tom Adair, Plano, spoke against this item. Mr. Adair stated this resolution stirs up anger, division and a false claim that the Second Amendment rights are unlimited. He asked the Commissioners to pass a resolution telling children and the community that they stand with them.

Chris Cupp, Plano, spoke against this item. Ms. Cupp stated that the resolution put forth by the Commissioners is misdirecting the resources of Collin County. She would like to see a resolution that addresses gun violence in the County and not divide the citizens on Constitutional rights.

Sarah Mitchell, Plano, spoke against this item. Ms. Mitchell said that two thirds of fire arm deaths are suicides, and over 90% of suicide attempts with guns are fatal. First responders and Veterans have a high suicide rate, and red flag laws and extreme risk protection orders will help protect them in a moment of struggle.

Mark Brugge, Fairview, spoke in favor of this item and thanked the Commissioners for having this forum because the media is twisting the facts.

Ashley Frederick, Allen, spoke about this item. Ms. Frederick supports our Second Amendment rights but thinks we need to expand our background checks for private sellers.

Roland Feldman, Fairview Councilman, spoke in favor of this item. Mr. Feldman appreciated the meeting held today and said that he feels the most safe in Texas because of the firearm laws. Mr. Feldman said people kill people, not guns. Red flag laws go against the Constitution, and one needs to be presumed innocent until proven guilty. Judge Hill closed public comments at 2:05 p.m.

Judge Hill said that every elected official in Texas takes an oath of office. Democrats, Republicans and Nonpartisan take an oath to preserve, protect and defend the Constitution and the laws of the United States and of this State. We all live by the rule of law - not by the rule of feelings or passions. We have partisans and liberal democrats on the national scene today who openly declare that they want to confiscate firearms from lawful citizens. Judge Hill

said that they are here today to reaffirm their oath to the County and to the citizens and that they will not be oath breakers.

Judge Hill said they have heard comments today that are rooted in fear, hatred, misgivings, misconceptions and misinformation. The Judge addressed some of the comments. Someone stated the agenda was not posted until Saturday, and that is false. The agenda was posted earlier in the week and well within the legal timeframe. There was talk of racist attacks, religious attacks and criminal actions by criminal actors in this Country and in this County. The Court stands against criminal actions, racist attacks, and religious attacks. There is no support for that from any resolution brought forward. Some have said they feel unsafe in Collin County, and some have said they feel the safest in Collin County. We do not determine your constitutional liberties based on how you feel or how someone else feels. In regards to the comments about misdirection of resources in Collin County, that is false. This statement doesn't take taxpayer resources away from or provide them to any action. This is a line in the sand; it's a statement. Some have said our rhetoric is dangerous. Judge Hill said he believes Beto O'Rourke's rhetoric is divisive and dangerous, and he disagrees with him. If the citizens agree with Beto, then they can agree to disagree peacefully.

Commissioner Williams said that this is just a reiteration of the oath they have taken. The resolution is a piece taken out of the oath that they would support, preserve and protect.

Commissioner Fletcher agreed with the comments of the Commissioners regarding the resolution. She also stated that she has not read the Nextdoor comments or posts but is reading what is in the court packet because that is what's important. Commissioner Fletcher made the point that the resolution is not a policy change. It is simply restating their oath of office.

Commissioner Hale said this is an easy resolution to agree with, and everyone should be willing to sign onto something that upholds the Constitution. Commissioner Hale refutes any correlations of the acts of criminals in recent days to any of the other law abiding citizens in Collin County. Also, nowhere in the resolution is it casting judgment or expanding or limiting the Second Amendment. There were requests to expand certain laws or limit others, but this resolution doesn't do that. We should elect people and hold them to their oath to protect our rights. Commissioner Webb stated the resolution that has been presented to him is the only thing he is voting on today. He also said the resolution is part of the oath he has taken eight times in his life, and going against this resolution would mean that he would no longer preserve, protect and defend the Constitution.

Judge Hill thanked his colleagues and the citizens who spoke. A motion was made to approve the item. (Time: 2:23 p.m.)

Motion by: Commissioner Judge Hill
Second by: Commissioner Darrell Hale
Vote: 5 – 0 Passed

6. AI-47700 Approval to apply for Community Mental Health Grant Funding, MHMC.

Bill Bilyeu, Administrative Services, presented the two-year renewal for the Community Mental Health Grant. The County's commitment is \$92,000 for two years. The position is a transition position that works for the County and helps people who come out of the detention facility.

Alyse Ferguson, MHMC, (Mental Health, Managed Council), said this position is very helpful for the County, and after this application it should move to a five-year renewal process. (Time 2:26 p.m.)

Motion by: Commissioner Cheryl Williams

Second by: Judge Chris Hill

Vote: 5 – 0 Passed

7. Future agenda items without discussion.

Judge Hill recessed the meeting at 2:28 p.m. and called to order the meeting of the Collin County Health Care Foundation and the Collin County Toll Road Authority. Judge Hill reconvened the meeting at 2:28 p.m.

EXECUTIVE SESSION

Judge Hill recessed Commissioners Court into Executive Session at 2:28 p.m. in accordance with Local Government Code Chapter 551.072, Real Estate, to deliberate the purchase, exchange, lease or value of real property.

AI-47627 Offer for property located at Community Blvd. and Bloomdale Road, Administrative Services.

NO ACTION

AI-47640 Condemnation of Property for Right-of-Way to facilitate construction of a portion of the Collin County Outer Loop from County Road 87 to F.M. Highway 2478 (Custer Road), Special Projects.

NO ACTION

AI-47641 Purchase of Right-of-Way required for the Collin County Outer Loop and approval to post-closing use and occupancy agreement Parcel 44, Special Projects.

Judge Hill reconvened Commissioners Court at 3:15 p.m.

A motion was made for Collin County to authorize the Engineering Department to proceed with the purchase of the Allen house and property including actual moving and incidental closing costs, further agreeing to a post-closing use and occupancy agreement that was in the packet. (Time 3:15 p.m.)

Motion by: Commissioner Duncan Webb
Second by: Commissioner Darrell Hale
Vote: 3 – 0 Passed
Absent: Commissioners Susan Fletcher and Cheryl Williams

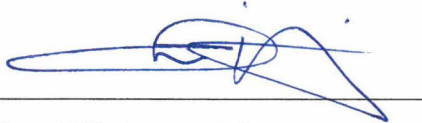
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A motion was made for Collin County to authorize the use of the Power of Eminent Domain to acquire parcels 42 and 44 to facilitate construction of the Collin County Outer Loop through western Collin County. (Time 3:15 p.m.)

Motion by: Commissioner Duncan Webb
Second by: Commissioner Darrell Hale
Vote: 3 – 0 Passed
Absent: Commissioners Susan Fletcher and Cheryl Williams

COURT ORDER NO. 2019-1112-11-25

There being no further business of the Court, Judge Hill adjourned the meeting at 3:15 p.m.



Chris Hill, County Judge



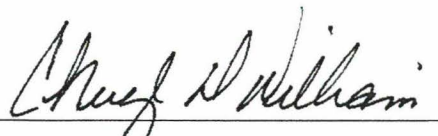
Darrell Hale, Commissioner, Pct 3



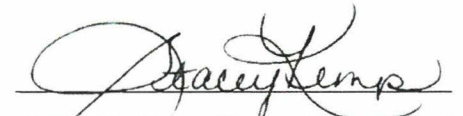
Susan Fletcher, Commissioner, Pct 1



Duncan Webb, Commissioner, Pct 4



Cheryl Williams, Commissioner, Pct 2



ATTEST: Stacey Kemp, County Clerk