

State of Texas	§	Court Order
Collin County	§	2020-1188-12-07
Commissioners Court	§	

An order of the Commissioners Court approving the filing of the November 9, 2020 minutes.

On Monday, November 9, 2020, 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

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

Judge Hill called to order the meeting of the Collin County Commissioners Court at 1:30 p.m. and recessed the meeting at 2:45 p.m. The meeting was reconvened at 2:45 p.m. and recessed into Executive Session at 2:46 p.m. Judge Hill reconvened the meeting at 3:02 p.m. and adjourned at 3:03 p.m.

President Hill called to order the meeting of the Collin County Health Care Foundation at 2:45 p.m. and adjourned the meeting at 2:45 p.m.

President Hill called to order the meeting of the Collin County Toll Road Authority at 2:45 p.m. and adjourned the meeting at 2:45 p.m.

DECISIONS MANDATED BY LEGAL ENTITIES OUTSIDE OF COMMISSIONERS COURT AUTHORITY:

1. AI-49428 Personnel Appointments, Human Resources.

FYI NOTIFICATION

1. **AI-49416** Intra-County account transfers transmitted on October 22, 2020, Auditor.

2. **Notification of budget adjustment(s)/amendment(s), Auditor:**

a. **AI-49390** \$50,000 to establish the budget for the FY2021 JABG-SOAR Substance Abuse and Mental Health Evaluation grant, through the Office of the Governor-Criminal Justice Division, Auditor.

2. **Public Comments.**

Antonio Palazzolo, Blue Ridge, came forward to address the Court regarding the roads in the Trails of Blue Ridge. Mr. Palazzolo asked when the work on the roads will commence. It has been a year since the election to raise taxes to support the roadways. At this point, it has become a safety issue. (Time: 1:33 p.m.)

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: 1:34 p.m.)

Motion by: Commissioner Cheryl Williams

Second by: Commissioner Darrell Hale

Vote: 5 – 0 Passed

a. **AI-49380** Disbursements for the period ending November 3, 2020, Auditor.

COURT ORDER NO. 2020-1111-11-09

b. **AI-49383** Indigent Defense Disbursements, Auditor.

COURT ORDER NO. 2020-1112-11-09

c. **AI-49354** Tax refunds totaling \$572,495.59, Tax Assessor-Collector.

COURT ORDER NO. 2020-1113-11-09

d. **Advertisement(s):**

1. **AI-49411** Construction of Concrete Retaining Wall (IFB No. 2020-410), Public Works.

COURT ORDER NO. 2020-1114-11-09

e. **Award(s):**

1. **AI-49330** Heavy Equipment, Motor Graders (Contract No. 2021-043) to Holt Texas, LTD., through Sourcewell Cooperative Contract No. 032119-CAT, Public Works.

COURT ORDER NO. 2020-1115-11-09

2. **AI-49351** Heavy Equipment, Padfoot Compactor (Contract No. 2021-044) to Holt Texas, LTD., through Sourcewell Cooperative Contract No. 032119-CAT, Public Works.

COURT ORDER NO. 2020-1116-11-09

3. **AI-49344** Supplies: Jail Kitchen Non-Food (IFB No. 2020-368) to various vendors, Sheriff.

COURT ORDER NO. 2020-1117-11-09

f. Agreement(s):

1. **AI-49409** Interlocal Agreement with the North Texas Municipal Water District for road repairs, Public Works.

COURT ORDER NO. 2020-1118-11-09

2. **AI-49391** Interlocal Dispatch Agreement (Agreement No. 2021-079) with Josephine Volunteer Fire Department effective October 1, 2020 through and including September 30, 2021, Sheriff.

COURT ORDER NO. 2020-1119-11-09

g. Amendment(s):

1. **AI-49419** No. 1 to Engineering Services, Geotech and Materials Testing for Roads and Buildings (RFQ No. 2020-200) with EST, Inc. to make various changes to the contract, and further authorize the Purchasing Agent to finalize and execute same, Public Works.

COURT ORDER NO. 2020-1120-11-09

2. **AI-49364** No. 1 to Interlocal Agreement for Dispatch Services (Agreement No. 2020-031) with Westminster Volunteer Fire Department to extend the contract for one (1) year through and including September 30, 2021, make various changes to the contract, and further authorize the Purchasing Agent to finalize and execute same, Sheriff.

COURT ORDER NO. 2020-1121-11-09

3. **AI-49417** No. 2 to Amended and Restated Lease Agreement (Agreement No. 2020-181) with the City of Frisco for property located at 6101 Frisco Square Boulevard, Suite 2000, Frisco, Texas to increase the common area maintenance fee by \$0.28 per square foot, and extend the lease for one (1) year through and including December 31, 2021, Construction & Projects.

COURT ORDER NO. 2020-1122-11-09

h. Contract Renewal(s):

1. **AI-49402** Insurance, Long Term Care (RFP No. 07710-09) with Unum Life Insurance Company of America to extend the contract for one (1) year through and including December 31, 2021, Human Resources.

COURT ORDER NO. 2020-1123-11-09

2. **AI-49392** FY2021 Juvenile Case Management System with TechShare Local Government Corporation for the period of January 1, 2021 through and including March 31, 2021, Information Technology.

COURT ORDER NO. 2020-1124-11-09

i. Miscellaneous

1. **AI-49393** 2020 Tax Roll, Commissioners Court.

COURT ORDER NO. 2020-1125-11-09

2. **AI-49400** Acceptance of the FY 2021 General Victim Assistance Grant in the amount of \$71,597, through the Office of the Governor, Criminal Justice Division, District Attorney.

COURT ORDER NO. 2020-1126-11-09

3. **AI-49404** Acceptance of the FY2021 Specialty Courts Program grant for the Juvenile SOAR Program in the amount of \$50,000, through the Office of the Governor, Criminal Justice Division, Juvenile Probation.

COURT ORDER NO. 2020-1127-11-09

4. **AI-49406** Acceptance of the TIPS Purchasing Cooperative, TIPS Reward Dollars Program rebate check in the amount of \$222.99 to be deposited in the Going the Extra Mile Employee Incentive Program line item, and budget amendment for same, Purchasing.

COURT ORDER NO. 2020-1128-11-09

5. **AI-49408** Acceptance of the Rene Bates Auctioneers, Inc. check in the amount of \$450 to be deposited in the Going the Extra Mile Employee Incentive Program line item, and budget amendment for same, Purchasing.

COURT ORDER NO. 2020-1129-11-09

6. **AI-49429** Personnel Appointments, Human Resources.

COURT ORDER NO. 2020-1130-11-09

7. **AI-49430** Personnel Changes, Human Resources.

COURT ORDER NO. 2020-1131-11-09

GENERAL DISCUSSION

5. AI-49410 Update on Trails of Blue Ridge, Public Works.

Jon Kleinheksel, Public Works, came forward to give a briefing on the Trails of Blue Ridge Phase I subdivision and the current status of the roads. He showed drone footage of the potholes and cutouts in the roadway. The potholes are from two feet to four feet in size. Mr. Kleinheksel presented four options to remedy the situation. The first option, which is the option recommended by Mr. Kleinheksel, would be to grind four inches off of the existing asphalt surface, apply a stabilizing agent and then operate rollers and compactors over the surface to complete the project. The work could be finished in two to four weeks depending on weather and traffic and would cost an estimated \$68,000. This option would last from six to nine months.

The second option would patch 67 potholes and do 11 cutout repairs for a cost of \$60,000. This would take eight to twelve weeks and would require additional repairs most likely on a weekly basis. The third option would be a one inch HMAC (Hot Mix Asphalt Concrete) overlay for \$137,000 and one to two weeks to complete. This new surface will fail almost immediately without proper prep work and repairs.

The last option is the only guaranteed solution and is full reconstruction or FDR (Full Depth Reclamation). This will cost approximately \$400,000. However, based on Road & Bridge's current commitment to future road projects, Mr. Kleinheksel predicted three to four years before this work could be scheduled.

Judge Hill said this is a self-sufficient road district and is supported by those taxes. Mr. Bilyeu, County Administrator, said this year that tax should bring in approximately \$46,000. Commissioner Williams asked if they could borrow from another fund to address this issue. Mr. Bilyeu said the County attorney said they could borrow from another County road fund. Commissioner Hale explained these residents have been paying County taxes for ten years which in turn has paid for other county roads.

After a lengthy discussion, a motion was made to approve Mr. Kleinheksel's recommendation of option one for \$68,000 and to schedule the FDR. (Time: 2:05 p.m.)

Motion by: Commissioner Darrell Hale

Second by: Commissioner Cheryl Williams

Vote: 4 – 1 Passed

Nay: Judge Chris Hill

COURT ORDER NO. 2020-1132-11-09

6. AI-48410 COVID-19 Update, Administrative Services.

Bill Bilyeu, County Administrator, said the judiciary is requesting additional supplies such as different masks and additional microphones, and he is working on pricing for those items. The County still has an adequate supply of PPE (Personal Protective Equipment).

Commissioner Hale brought up the discussion regarding taking down the dashboard. Commissioner Fletcher said, as a public entity responsible for reporting many things as well as having public health responsibilities, she feels strongly that the dashboard should remain up even though the data is not completely accurate. Commissioner Webb said he was not part of the original discussion and also feels the dashboard should remain up. There was a lengthy discussion regarding how the cities would get their data.

A motion was made to keep the hospitalization data with the three tabs displayed and have a link to redirect to the State. This motion was not seconded. After a brief discussion, a motion was made to have two boxes. One box would have the hospitalization data and the three tabs. The other box would have a disclaimer, written by staff, explaining all of the other data comes from the State and would include a link to the State. (Time: 2:28 p.m.)

Motion by: Commissioner Cheryl Williams

Second by: Commissioner Darrell Hale

Vote: 3 – 2 Passed

Nay: Commissioners Susan Fletcher and Duncan Webb

COURT ORDER NO. 2020-1133-11-09

7. AI-48414 Utilization of CARES funding, Commissioners Court.

Bill Bilyeu, County Administrator, said there is a balance of approximately \$16,738,000 in reserves. They do anticipate there will be emergency housing money coming back. There will most likely be a discussion in congress about another stimulus package. The National Association of Counties and the Municipal League are having discussions to try to extend the CARES (Coronavirus Aid, Relief, and Economic Security) Act money to be utilized going into spring. The County will be required to participate in distributing the vaccine next spring. We will continue incurring health care costs with the employee insurance fund and indigent healthcare whether or not CARES Act funding is available. The Court will need to decide whether to look at alternatives to expend the money or hold it pending what congress does.

There are some counties using CARES Act funds to reimburse private and public schools and hospitals. To do this, there would need to be contracts in place in order to move the funds. Judge Hill said the longer they wait to allocate the funds, the more clarification they will have from congress. However, there would be less time to respond.

Mr. Bilyeu said there could be \$8 million coming back from housing. He will let the food pantries know how to do their distributions and get their reimbursements in. The Court may have to take action to cover the surge from Thanksgiving. Commissioner Webb asked if there was an estimated cost for the vaccines since this is one of the County's core functions. Mr. Bilyeu said it could be \$10 million on the high end. The first batch of vaccines that come in will go to first responders, medical care providers, and then nursing homes. Commissioner Webb would like to reserve \$10 million in case the time period is extended so it doesn't come out of the County's normal operating funds.

Commissioner Fletcher said she was disappointed that there were so many other entities that have held onto this money hoping they can use it for revenue replacement. She thanked her colleagues on the Court, and she is very proud of the work that has been done in appropriating these funds to help the community. Judge Hill agreed with Commissioner Fletcher, and he would also like to hold back some funds even though there is some risk. There will be additional ways to help the community and the Court can look at this on a week-by-week basis to see how much comes back from the entities. Commissioner Fletcher would like to see proposals for ways to help with the vaccine rollout. (Time: 2:44 p.m.)

NO ACTION

Judge Hill recessed Commissioners Court at 2:45 p.m. and called to order the Health Care Foundation and the Toll Road Authority meetings. The Judge reconvened Commissioners Court at 2:45 p.m.

EXECUTIVE SESSION

Judge Hill recessed Commissioners Court at 2:46 p.m. into Executive Session in accordance with Chapter 551.072, Real Estate of the Government Code, to discuss the purchase of right-of-way required for future Park Boulevard and a proposed settlement agreement for right-of-way acquisition for the Collin County Outer Loop Parcel 36.

Judge Hill reconvened Commissioners Court at 3:02 p.m.

Real Estate (551.072)

AI-49407 Purchase of right-of-way required for future Park Boulevard, and Post Closing Use and Occupancy Agreement, Engineering.

As it relates to the right-of-way acquisition for Park Boulevard Parcel 25, a motion was made to accept the agreed to amount for the purchase of the house and land, and further moved to pay the actual moving and incidental closing costs, and enter into a Post-Closing Use and Occupancy Agreement with the current owner and allow Judge Chris Hill to sign the Post-Closing Use and Occupancy Agreement. (Time: 3:02 p.m.)

Motion by: Commissioner Duncan Webb

Seconded by: Commissioner Susan Fletcher

Vote: 5 – 0 Passed

COURT ORDER NO. 2020-1134-11-09

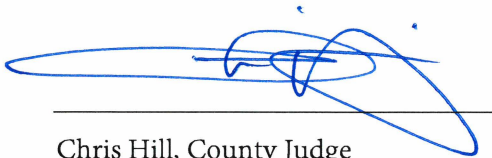
AI-49423 Proposed Settlement Agreement for right-of-way acquisition for the Collin County Outer Loop Parcel 36, Administrative Services.

As it relates to the right-of-way acquisition for the Collin County Outer Loop Parcel 36, a motion was made to accept the proposed Settlement Agreement and further authorizing counsel to enter an Agreed Final Judgement with the Court. (Time: 3:03 p.m.)

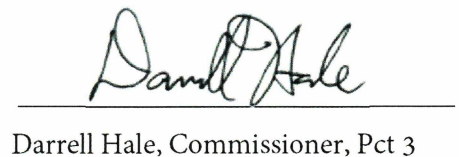
Motion by: Commissioner Duncan Webb
Seconded by: Commissioner Susan Fletcher
Vote: 5 – 0 Passed

COURT ORDER NO. 2020-1135-11-09

There being no further business of the Court, Judge Hill adjourned the meeting at 3:03 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