

State of Texas	§	Court Order
Collin County	§	2022-874-09-12
Commissioners Court	§	

**An order of the Commissioners Court approving the filing of the August 15, 2022 minutes.**

On Monday, August 15, 2022, 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 adjourned the meeting at 2:04 p.m.

President Hill called to order the meeting of the Collin County Health Care Foundation at 2:04 p.m. and adjourned the meeting at 2:04 p.m.

**FYI NOTIFICATION:**

1. AI-52508 Intra-County account transfers transmitted July 28, 2022, Auditor.
2. AI-52538 Vehicle and equipment procurement, Public Works.
3. **Notification of budget adjustment(s)/amendment(s):**
  - a. AI-52510 \$23,800 to purchase weapons and accessories utilizing Federal Forfeiture Funds, Sheriff.

## COMMISSIONERS COURT BUSINESS:

### Public Comments

The public comments session began after General Discussion at 1:36 p.m.

Joshua Murray, Lavon, came forward to talk about compensation for election workers which was an agenda item. He said there is a significant portion of Collin County that does not have faith in our elections or confidence in the foundation of our democracy. When looking at compensation and staffing issues in several departments and actions this Court has taken over the last few years, Mr. Murray said the Court is defunding democracy. The members of the community who serve as election workers and judges are doing it to serve something larger than themselves, and they should be paid more than \$15 per hour. Mr. Murray said, if the Court is not going to listen to him, then it should listen to its people and precinct chairs and secure our elections by paying the people more.

Judge Hill apologized for not realizing Mr. Murray wanted to speak on agenda item 1i3. The Judge called for any discussion or a new motion on this item. Commissioner Fletcher made a motion to approve it and said they are increasing the pay for the election workers. (Time: 1:40 p.m.)

Motion by: Commissioner Susan Fletcher

Second by: Commissioner Cheryl Williams

Vote: 5 – 0 Passed

Jena Masquelier, Frisco, came forward to speak on election integrity. She asked the Court to simplify a very complex system and make it more transparent and monitored with hand-marked and hand-counted paper ballots. Ms. Masquelier referenced Texas Election Code 52.062 regarding the consecutive numbering of ballots beginning with the number “1.” However, there is no number on the ballot, but there is a barcode. How do we know the law is being followed because people cannot read a barcode? The ballot is then fed into a ballot marker and comes out with more barcodes. Next, the ballot is put into a tabulator which uses software with over 2 million lines of code. We are not allowed to see any of the code because it is proprietary to the software developer. We don’t really know who develops the code or whether they do not have good intentions. How can Pro V&V’s small team of employees who certify our election machines really know the machines are secure? The software can be manipulated, and Ms. Masquelier urged the Court to go back to hand-marked and hand-counted paper ballots.

Shannon Ayres, Frisco, said several citizens of Collin County have presented to the Court many facts and cited laws that are being broken in relation to our elections process for both federal and state elections. Election integrity is the number one issue for the Republican Party of Texas and CPAC (Conservative Political Action Conference). The Collin County GOP (Republican Party) passed a resolution on April 4,

2022, that was read in court last week. This resolution addressed divorcing from the electronic voting machines and going back to hand-marked and hand-counted paper ballots. Ms. Ayres urged the Court to meet with concerned citizens, listen to their evidence, support the need for an investigation, and put election integrity on the Court's agenda for discussion.

Jerry Lawson, McKinney, asked for the Sheriff's Office to improve their patrol of Westminster.

Barbara Isaacs, Fairview, came forward with someone holding a sign listing the applicable laws pertaining to our elections that have been referenced over the past several weeks and that she alleges have been violated. By not following laws that govern elections, Ms. Isaacs asked the Court if they were violating their oaths of office in which they swore to preserve, protect, and defend the constitution of the United States and the State of Texas. She asked if they were opening themselves up to legal liability. Ms. Isaacs also said the Court has not been transparent for some time and referenced the August 8, 2022, meeting of Commissioners Court because the video of that court has not been posted online. That court session included the Court members being served with a lawsuit and being asked to put election integrity on the agenda which has not yet been done. After doing two years of research on election integrity, Ms. Isaacs asked the Court to partner with them instead of blocking them.

Judge Hill asked Bill Bilyeu, County Administrator, to comment on the situation with the video for the August 8<sup>th</sup> meeting. Mr. Bilyeu explained there are two vendors for this. Destiny software is used for E-Agenda and Swagit is used for the video portion. By clicking on an agenda item, it will take you right to the bookmarked area. For the third time in about 15 years, the system has broken so they are not connected. We have not lost the video, it is just not linked. The vendors are working on it, and Mr. Bilyeu expects it to be fixed by Friday. Commissioner Fletcher asked Mr. Bilyeu to confirm two things. The first is the record has been preserved and the second is the County PIA (Public Information Officer) has been explaining this to citizens when they have called. Mr. Bilyeu confirmed both items and went on to say the video is not an official record. The official record is when the court adopts the minutes. However, the County does keep the videos, and they are never deleted.

Debbie Lindstrom, McKinney, said citizens want to go back to precinct level voting instead of voting centers. The objections to this are that it is harder to staff and more difficult to find places for voting. Precinct voting is more auditable, more transparent and more secure. Texas Election Code 43.007(k)(1) gives Commissioners Court the authority to go back to precinct level voting. They also want smaller precincts with approximately 1,000 voters each. This will require more polling places and people to work the elections. There are many taxpayer funded places that could and should be used for elections including schools. There are many people who want to help but don't know where to sign up or don't get called back. Ms. Lindstrom suggested recruiting from veterans, retirees, and young people. Precinct chairs can help with this. They also want hand-marked and sequentially numbered ballots. Hand-marked ballots ensure the voter knows exactly who they voted for. They also want hand-counted ballots which can be counted in a short amount of time at smaller precincts. Ms. Lindstrom said the voting machines in Collin



County cost approximately \$500,000 for maintenance which could be applied to hiring new people to run the elections. Most citizens would not mind a small tax increase in exchange for more transparency and trust in our elections.

Joe Cruz, Princeton, said he became a cop in 1985 because he wanted to help people. He swore an oath to defend this country, its people and the Constitution of the United States. In the November 2020 election, serious issues were raised, data was examined, problems were found, affidavits and evidence were submitted, and yet no meaningful investigations were conducted. Polls show most people believe our election system was compromised and the election was rigged. The continued use of these machines and software has been called into question both here and around the country. Since January 2021, the federal government has facilitated the invasion of our southern border. Mr. Cruz also said our military, economy and education systems are being purposely dismantled in favor of foreign and corporate interests and even issued a deadly force warning to Americans. We are becoming an authoritarian dictatorship veiled as a republic and we are out of time. Our local government is the last line of civil defense against this take down of our country. Mr. Cruz asked the Court to stand for our country and constitution and give the people back their voice and power by returning us to a more secure system of voting.

Judge Hill asked Bruce Sherbet, Elections Administrator, to address the custody of the 2020 election records, his intentions for those records, what the law allows and when those will be available to people. Mr. Sherbet explained the records are secured for a 22-month retention period. After that, any records request will be honored, and he is not planning on getting rid of any of the November 2020 election materials. There are 480 boxes of records, and Mr. Sherbet committed to keeping all of those records indefinitely. According to state statute, those records will be available to the public in September 2022. They plan to set up a viewing area where the records retention is taking place so the records are not moved back and forth. With the next election taking place in 90 days, they will need all available space but he will make a way for the records to be examined.

Tom Bartel, Plano, said he has lived in Collin County for 30 years. Fair, free and transparent elections are a cornerstone of a civil society. Mr. Bartel's concern is our current election system is dependent on processing machines. He feels it violates the concept of fair, free and transparent elections and would like to see the County go back to paper ballots where the chain of custody can be verified. He asked the Court to consider this for a future agenda item.

Jessica Hulcy, McKinney, said election integrity was the number one priority at the Houston GOP Convention. Over 100 members of the Collin County GOP Executive Committee voted to establish a new standing committee on election integrity, and Ms. Hulcy is the temporary chair. Ms. Hulcy asked for election integrity to be put on the Court's agenda. She believes the Court has been hoodwinked into believing the voting machines and programs are secure. She implored the Court to give a former CIA member, Russ Ramsland of ASOG (Allied Special Operation Group) an opportunity to come before the



Court and give a demonstration. Mr. Ramsland has testified in all states across the nation about these machines and programs and has shown people how these machines can be hacked into and manipulated. Ms. Hulcy again asked the Court to put election integrity on the agenda.

Lori Sexty, Allen, said something is wrong here, and the Court has been stalling the citizens for months. They have been asking for election integrity to be put on the agenda, and it has not been done. Ms. Sexty again asked the Court to put election integrity on the agenda and said the Court works for the citizens of Collin County and should be investigated. (Time: 2:04 p.m.)

**1. Consent Agenda Items:** Judge Hill asked for comments on the consent agenda. Commissioner Fletcher pulled check #526965 from item 1a for recusal. Hearing no further comments, a motion was made to approve the remainder of the consent agenda. (Time: 1:33 p.m.)

Motion by: Commissioner Cheryl Williams

Second by: Commissioner Darrell Hale

Vote: 5 – 0 Passed

a. AI-52483 Disbursements for the period ending August 9, 2022, Auditor.

COURT ORDER NO. 2022-727-08-15

A motion was made to approve check #526965. (Time: 1:33 p.m.)

Motion by: Commissioner Cheryl Williams

Second by: Commissioner Duncan Webb

Vote: 4 – 0 Passed

Abstained: Commissioner Susan Fletcher

COURT ORDER NO. 2022-728-08-15

b. AI-52484 Indigent Defense Disbursements, Auditor.

COURT ORDER NO. 2022-729-08-15

c. **Advertisement(s):**

1. AI-52515 Professional Services, Architect for Small County Projects (RFQ No. 2022-256), Construction & Projects.

COURT ORDER NO. 2022-730-08-15

2. AI-52504 Services, Semi-Annual Multi-Surface Floor Cleaning (IFB No. 2022-260), Facilities.

COURT ORDER NO. 2022-731-08-15

d. Award(s):

1. AI-52490 Copy Paper (Coop. Quote 2022-332) to Western-BRW Paper Co. Inc. utilizing TIPS No. 211201, Budget.

COURT ORDER NO. 2022-732-08-15

2. AI-52506 Architectural Services for New Healthcare, Parking Garage and Medical Examiner Facilities (RFQ No. 2022-207) and further authorize the Purchasing Agent to finalize and execute Architectural Services Agreement for same, Construction & Projects.

COURT ORDER NO. 2022-733-08-15

3. AI-52505 HVAC Replacement for Medical Examiner, Elections and Public Works Buildings (IFB No. 2022-177) to Berger Engineering Company and further authorize the Purchasing Agent to finalize and execute the Construction Agreement for same, Facilities.

COURT ORDER NO. 2022-734-08-15

4. AI-52453 Tire Rubber Modified Asphalt (Contract 2022-345) to Tommy G. Rose dba Rose Contracting, utilizing the Denton County Cooperative Contract No. 22-2694, Public Works.

COURT ORDER NO. 2022-735-08-15

e. Agreement(s):

1. AI-52507 Annual contract with Collin County Community Supervision and Corrections Department to establish a system for CSCD employee benefits, Adult Probation.

COURT ORDER NO. 2022-736-08-15

2. Interlocal Cooperation Agreement for Road and Bridge Improvements, Public Works:

a. AI-52537 City of Blue Ridge (Agreement No. 2022-353).

COURT ORDER NO. 2022-737-08-15

b. AI-52531 City of Celina (Agreement No. 2022-354).

COURT ORDER NO. 2022-738-08-15

c. AI-52532 City of Farmersville (Agreement No. 2022-355).

COURT ORDER NO. 2022-739-08-15

d. AI-52533 City of Josephine (Agreement No. 2022-357).

COURT ORDER NO. 2022-740-08-15

e. AI-52534 City of Melissa (Agreement No. 2022-358).

COURT ORDER NO. 2022-741-08-15

f. AI-52535 City of Princeton (Agreement No. 2022-360).

COURT ORDER NO. 2022-742-08-15

g. AI-52536 Town of St. Paul (Agreement No. 2022-361).

COURT ORDER NO. 2022-743-08-15

f. **Amendment(s):**

1. AI-52486 No. 5 to Software Maintenance, Records Management System (Contract No. 2013-019) with MCCi, LLC to extend the contract for one (1) year through and including October 13, 2023, and further authorize the Purchasing Agent to finalize and execute same, Information Technology.

COURT ORDER NO. 2022-744-08-15

g. **Receive and File, Auditor:**

1. AI-52501 Sheriff's Office (FY2019).

COURT ORDER NO. 2022-745-08-15

2. AI-52502 Constable, Precinct 3 (FY2020).

COURT ORDER NO. 2022-746-08-15

3. AI-52503 Development Services (FY2020).

COURT ORDER NO. 2022-747-08-15

4. AI-52496 Elections (FY2020).

COURT ORDER NO. 2022-748-08-15

5. AI-52497 Fire Marshal (FY2020).

COURT ORDER NO. 2022-749-08-15

6. AI-52498 Justice of the Peace, Precinct 4 (FY2020).

COURT ORDER NO. 2022-750-08-15

7. AI-52500 Law Library (FY2020).

COURT ORDER NO. 2022-751-08-15



8. AI-52512 Monthly financial reports for June 2022.

COURT ORDER NO. 2022-752-08-15

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

1. AI-52491 July 18, 2022.

COURT ORDER NO. 2022-753-08-15

i. **Miscellaneous:**

1. AI-52480 Appointment of Dr. Arifa Nishat as a health authority for Collin County, County Judge.

COURT ORDER NO. 2022-754-08-15

2. AI-52427 Order and notice of election for November 8, 2022 General and Special Elections, Elections.

COURT ORDER NO. 2022-755-08-15

3. AI-52428 Increase election worker compensation, Elections.

COURT ORDER NO. 2022-756-08-15

4. AI-52429 Appointment of Election Judges, Alternate Judges and Central Counting Station personnel for the November 8, 2022 General and Special Elections, Elections.

COURT ORDER NO. 2022-757-08-15

5. AI-52540 Redesignation of Private Road 5834 as Amanda Ave, Private Road 5835 as Sean Ave, Private Road 5836 as Shubert Ln and Private Road 5837 as Frederick Rd, GIS/Rural Addressing.

COURT ORDER NO. 2022-758-08-15

6. AI-52541 Redesignation of Private Road 5838 as Shady Oak Rd, Private Road 5839 as Oak Park Cir and Private Road 5840 as Rocky Meadow Rd, GIS/Rural Addressing.

COURT ORDER NO. 2022-759-08-15

7. AI-52454 Sale of five (5) surplus equipment items to the City of Lowry Crossing in the amount of \$25,212, Public Works.

COURT ORDER NO. 2022-760-08-15

8. AI-52550 Personnel Appointments, Human Resources.

COURT ORDER NO. 2022-761-08-15

9. AI-52551 Personnel Changes, Human Resources.

COURT ORDER NO. 2022-762-08-15

2. **General Discussion Items:**

a. AI-52447 **Public Hearing** - Placement of regulatory signs on various county roads, Public Works.

Jon Kleinheksel, Public Works, said they have completed all the necessary steps to facilitate the public hearing. Judge Hill opened the Public Hearing at 1:33 p.m. and asked for comments. Hearing none, the Judge closed the Public Hearing at 1:34 p.m.

A motion was made to approve the placement of regulatory signs. (Time: 1:34 p.m.)

Motion by: Commissioner Susan Fletcher

Second by: Commissioners Cheryl Williams

Vote: 5 – 0 Passed

COURT ORDER NO. 2022-763-08-15

b. AI-52562 Paid overtime for Juvenile Detention Operations, Juvenile Probation.

Commissioner Hale said it was his thought that the policies and procedures inside Juvenile is their province, and the Court only allocates dollars to them. Commissioner Webb said it was his understanding this is just a budgetary movement from one budget to another. Bill Bilyeu, County Administrator, said this will be funded by the Juvenile Board out of their budget. With no further comments, a motion was made to approve this item. (Time: 1:36 p.m.)

Motion by: Commissioner Susan Fletcher

Second by: Commissioner Duncan Webb

Vote: 4 – 1 Passed

Nay: Commissioner Darrell Hale

COURT ORDER NO. 2022-764-08-15

**EXECUTIVE SESSION**

Executive Session, in accordance with Chapter 551 of the Government Code, to discuss the following subjects:

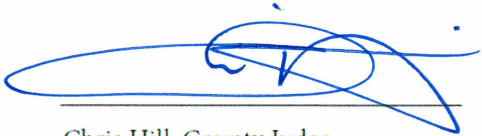
**Real Estate (551.072)**

**AI-52545** Land acquisition for US 380 Freeway, Engineering.

**HELD**

Judge Hill held this item for a future court.

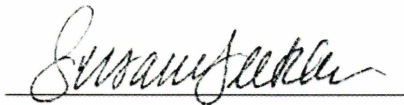
The Court did not recess into Executive Session. There being no further business of the Court, Judge Hill adjourned the meeting at 2:04 p.m.



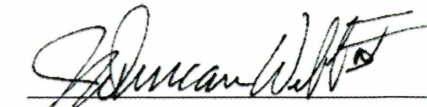
Chris Hill, County Judge



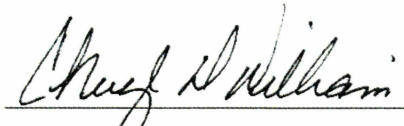
Darrell Hale, Commissioner, Pct 3



Susan Fletcher, Commissioner, Pct 1



Duncan Webb, Commissioner, Pct 4



Cheryl Williams, Commissioner, Pct 2



ATTEST: Stacey Kemp, County Clerk