

STATE OF TEXAS
COUNTY OF COLLIN

COMMISSIONERS' COURT
MEETING MINUTES
JULY 1, 2013

On Monday, July 1, 2013, 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 Keith Self
Commissioner Matt Shaheen, Precinct 1
Commissioner Cheryl Williams, Precinct 2
Commissioner Chris Hill, Precinct 3
Commissioner Duncan Webb, Precinct 4

Judge Self led the Invocation.
Commissioner Shaheen led the Pledge of Allegiance.
Commissioner Williams led the Pledge of Allegiance to the Texas Flag.

1. Judge Self called to order the meeting of the Collin County Commissioners' Court at 1:30 p.m.

President Self called to order the meeting of the Collin County Health Care Foundation at 1:59 p.m. and adjourned the meeting at 2:00 p.m.

DECISIONS MANDATED BY LEGAL ENTITIES OUTSIDE OF COMMISSIONERS COURT AUTHORITY:

1. AI-36922 Personnel Appointments, Human Resources.
2. AI-36896 Personnel Changes, Human Resources.

FYI NOTIFICATION

1. AI-34688 Outstanding Agenda items, Commissioners Court.

2. Addenda:

a. AI-36904 No. 1 to Construction, Bridge: County Road 132 over Long Branch (IFB No. 2013-125) to make a change to the pre-bid conference date, Purchasing.

b. AI-36902 No. 1, 2 and 3 to Services: Inmate Health Care (RFP No. 2013-153) to make various changes to the Request for Proposal, Purchasing.

3. AI-36870 P-Card Disbursements for the period May 5 – June 3, 2013, Auditor.

Judge Self asked Jeff May, County Auditor, to verify the charges for Disney Resorts and Safari Land were legitimate charges. Mr. May said a conference for the new financial system was held at the Disney resort and the other was a CSCD (Community Supervision and Corrections Department) conference. (Time: 1:35 p.m.)

4. AI-36915 Voluntary Terminations, Human Resources.

Judge Self stated the County has a very low number of voluntary terminations, while the private sector is seeing an increase. An increase in voluntary terminations for the private sector means the economy is improving. The public sector remains several times lower because benefits are much better. (Time: 1:35 p.m.)

2. Public Comments.

3. Presentation/Recognition.

Commissioner Shaheen introduced his daughter Abby who was present in the courtroom. Abby is a sophomore at Canyon Creek Christian Academy.

Commissioner Hill introduced his mother Bonnie Penrose and his son Travis. Travis will be in the fourth grade next year. (Time: 1:32 p.m.)

4. Consent agenda to approve: Judge Self pulled items FYI 3, FYI 4, 4c1, 4c2 and 4d2 for discussion and noted items 4d1, 4f3 and 4h1 would be deleted from the agenda. Commissioner Webb pulled item 4f4b. Hearing no others, a motion was made to approve the remainder of the consent agenda. (Time: 1:34 p.m.)

Motion by: Commissioner Chris Hill

Second by: Commissioner Cheryl Williams

Vote: 5 - 0 Passed

a. AI-36900 Disbursements for the period ending June 25, 2013, Auditor.

COURT ORDER NO. 2013-455-07-01

b. AI-36886 Tax refunds totaling \$275,554.60, Tax Assessor Collector.

COURT ORDER NO. 2013-456-07-01

c. Advertisement(s):

1. AI-36869 Audio Visual for Justice of the Peace (JP) Courtrooms (RFP No. 2013-185), Justice of the Peace, Precinct 1.

Caren Skipworth, Information Technology, came forward. Judge Self asked for clarification on the audio issue. The issue was whether to install speakers and microphones in the Justice of the Peace (JP) courtrooms. Ms. Skipworth said it was her understanding that the audio portion of the request would be removed due to the small size of the courtrooms; however, the Justices of the Peace have requested that the item be brought back before the Court. Commissioner Shaheen questioned if the audio portion was necessary. The Commissioner visited the JP courtrooms and would prefer to put the advertisement out without an audio portion being included.

Chuck Ruckel, Justice of the Peace Precinct 3-1, was present to address this issue. Judge Ruckel said even though the courtrooms are small in size, it is difficult to hear people. When there is a jury present people tend to get shy and speak lower. As a result, the Judge is continually asking people to speak up. The Judge noted when Commissioner Hill visited his courtroom he had difficulty hearing.

Commissioner Hill agreed that he could not hear everything in Judge Ruckel's courtroom. The Commissioner felt if the Justices of the Peace feel it's necessary to have audio for the purposes of justice, he was okay with that. Commissioner Webb agreed with Commissioner Hill. He also toured the courtrooms and was concerned about witnesses and defendants being able to hear the proceedings. Since the matter before the Court today is an advertisement, there will be an opportunity for the Court to vote again when the matter comes back for bid.

Commissioner Shaheen does not feel the audio piece is needed. Judge Self agreed, adding that at \$6,000 per courtroom, it's a marginal cost. Commissioner Williams noted the funds would come from the technology fund, not the general fund. There being no further discussion, a motion was made to approve the advertisement for audio visual for the Justice of the Peace Courtrooms. (Time: 1:42 p.m.)

Motion by: Judge Keith Self
Second by: Commissioner Chris Hill
Vote: 4 – 1 Passed
Nay: Commissioner Matt Shaheen

COURT ORDER NO. 2013-457-07-01

2. **AI-36903** Professional Services, Engineering: Park Boulevard from FM 2514 to Centennial Drive (RFQ No. 2013-276), Special Projects.

Judge Self asked Tracy Homfeld, Engineering, to come forward to discuss the transfer of funds. By way of background, Ms. Homfeld stated the County had a project which they participated in with TxDOT at the intersection of US 75 and 380. Savings on the project resulted in TxDOT returning \$1.1 million to Collin County. That money is being used to fund the project on today's agenda.

Ruben Delgado, Engineering, offered further explanation. Following brief discussion, it was noted these are not discretionary bond funds. Ms. Homfeld said they are asking to transfer funds from the savings on US 75 and 380 to the existing right-of-way project on Park Boulevard. A motion was made to approve the request for professional services. (Time: 1:44 p.m.)

Motion by: Commissioner Duncan Webb
Second by: Commissioner Cheryl Williams
Vote: 5 - 0 Passed

COURT ORDER NO. 2013-458-07-01

d. Agreement(s):

1. **AI-36879** Professional Services Agreement with Lifepath Systems for contractual services for a Case Manager to assist with the Mental Health Managed Counsel Program, exemption from the competitive bid process per V.T.C.A. Local Government Code 262.024(a)(4) and further authorize the County Judge to finalize and execute same, 296th District Court.

HELD

2. **AI-36907** Agreement to Contribute Right of Way Funds with the Texas Department of Transportation (TxDOT) for FM 981 at Indian Creek and Relief #2 and further authorize the County Judge to finalize and execute same, Engineering.

Tracy Homfeld, Engineering, stated the County was informed by TxDOT of a savings of \$9,560 from a 1983 bond project. The request today is to have those funds transferred to FM 981 at Indian Creek and Relief #2. A motion was made to approve the agreement. (Time: 1:45 p.m.)

Motion by: Judge Keith Self
Second by: Commissioner Duncan Webb
Vote: 5 - 0 Passed

COURT ORDER NO. 2013-459-07-01

3. **AI-36882** Settlement Agreement with SureTec Insurance Company for the bridge located at CR 618 over Cedar Creek and further authorize the County Judge to finalize and execute same, Special Projects.

COURT ORDER NO. 2013-460-07-01

e. Budget adjustment(s)/amendment(s):

1. **AI-36895** \$2,091 to fund new judges training, Justice of the Peace, Precinct 3-1.

COURT ORDER NO. 2013-461-07-01

f. Receive and File, Auditor:

1. **AI-36913** Community Supervision and Corrections Department Financial Statements and Supplementary Information for the year ended August 31, 2012.

COURT ORDER NO. 2013-462-07-01

2. **AI-36912** FY2012 Single Audit Report for year ended September 30, 2012.

COURT ORDER NO. 2013-463-07-01

3. **AI-36805** Monthly Financial Reports (1st Quarter FY2013).

PULLED

4. Final Audit Result(s):

a. **AI-36843** Medical Examiner (2nd, 3rd & 4th Quarter FY2012).

COURT ORDER NO. 2013-464-07-01

b. **AI-36835** District Clerk (4th Quarter FY2012).

Commissioner Webb said this is the final audit report for the District Clerk. When Commissioner Webb took office two years ago, the audit reports for the District Clerk's office were filled with errors. The Commissioner commended the District Clerk for a clean audit report with no issues. A motion was made to approve. (Time: 1:46 p.m.)

Motion by: Commissioner Duncan Webb

Second by: Commissioner Chris Hill

Vote: 5 - 0 Passed

COURT ORDER NO. 2013-465-07-01

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

1. **AI-36891** June 10, 2013.

COURT ORDER NO. 2013-466-07-01

h. Miscellaneous

1. **AI-36899** Purchase two (2) iPads utilizing the FY2013 DWI No-Refusal Mandatory Blood Draw Program grant funds, District Attorney.

HELD

2. **AI-36887** Grant application for the FY2014 Cities Readiness Initiative (CRI) Grant in the amount of \$126,633 with the Texas Department of State Health Services (TDSHS), Homeland Security.

COURT ORDER NO. 2013-467-07-01

3. **AI-36888** Grant application for the FY2014 Public Health Emergency Preparedness (PHEP) Grant in the amount of \$538,709 with the Texas Department of State Health Services (TDSHS), Homeland Security.

COURT ORDER NO. 2013-468-07-01

4. **AI-36923** Personnel Appointments, Human Resources.

COURT ORDER NO. 2013-469-07-01

GENERAL DISCUSSION

5. **AI-36928** Outer Loop Railroad Crossing update, County Judge.

Tracy Homfeld, Engineering, came forward with a handout for court members. By way of background, Ms. Homfeld explained DART (Dallas Area Rapid Transit) owns the right-of-way and rail. Rail America is the parent company to DGNO (Dallas, Garland and Northeastern Railroad, Inc.). DART has a trackage rights agreement with Rail America/DGNO to operate freight. XO Rail is the Rail America/DGNO contractor for preparing engineering plans and signalization and LH Lacy Co., Ltd., is Collin County's construction contractor.

Between 2009 and 2012 Collin County made application to DART and DGNO for an at-grade crossing. DART requires that two crossings be closed for every one that is opened. Collin County did not have available crossings to close but was able to negotiate with the City of Dallas to use two of their banked closings. In October 2012 the majority of the roadwork was completed by LH Lacy and the roadway was opened to traffic. An agreement was approved with DGNO in December 2012. Moving to January 2013, XO Rail started work on the power and scheduling of the signal vendor. Due to vandalism, the start date of March 2013 was delayed. XO Rail's signal vendor mobilized in June 2013. Due to an issue with the cantilever size, work had to be stopped and a new cantilever was ordered.

Between July 2013 and August 2013, LH Lacy is mobilizing to start work on the RR tie-in work. Work is scheduled to be completed on August 20, 2013. XO Rail's signal vendor will move in on August 16 and complete signal crossing work.

LH Lacy will complete all punch list items while on site, so the anticipated date to open the crossing for traffic will be the end of August 2013. (Time: 1:54 p.m.)

NO ACTION TAKEN

6. **AI-35285** Medicaid 1115 Waiver, Regional Health Partnership, Administrative Services.

Bill Bilyeu, County Administrator, stated following submittal of our plan, there were three issues that were returned. The UT Southwestern projects died entirely. The proposals for LifePath Systems came back. The state lowered the value of each transaction; each office visit was projected at less than what LifePath proposed. The same with Grayson County programs; however, the two hospitals in Grayson County agreed to the lower amount at least for the first year. UT Southwestern is rewriting and submitting additional projects and LifePath is submitting justifications for their values.

Every anchor needs to host a public and partner website. They want to see information collected bi-weekly and posted to the site. Dr. Hornsby has been holding learning collaboratives per the Court's original contract. Brief discussion followed among Court members. Judge Self asked Mr. Bilyeu to get from the state the end result of what they want because that is ever evolving. (Time: 1:58 p.m.)

NO ACTION TAKEN

7. **AI-34804** 83rd Legislative Agenda for 2013, Commissioners Court.

NO ACTION TAKEN

Possible future agenda items by Commissioners Court without discussion.

Judge Self informed the Court that the agenda for July 8th will be posted on Friday, July 5th due to the holiday. (Time: 1:59 p.m.)

EXECUTIVE SESSION

The Court did not recess into Executive Session. There being no further business of the Court, Judge Self adjourned the meeting of the Commissioners' Court at 1:59 p.m.



Not Present

Keith Self, County Judge

Matt Shaheen, Commissioner, Pct. 1

Not Present

Cheryl Williams, Commissioner, Pct. 2

Chris Hill, Commissioner, Pct. 3

Duncan Webb, Commissioner, Pct. 4

ATTEST:

Stacey Kemp, Ex-Officio Clerk
Commissioners Court
Collin County, T E X A S