

STATE OF TEXAS

COUNTY OF COLLIN

COMMISSIONERS' COURT
MEETING MINUTES
JULY 7, 2014

On Monday, July 7, 2014, 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 Mark Reid, Precinct 1
Commissioner Cheryl Williams, Precinct 2
Commissioner Chris Hill, Precinct 3
Commissioner Duncan Webb, Precinct 4

Commissioner Hill led the Invocation.
Commissioner Webb led the Pledge of Allegiance.
Judge Self led the Pledge of Allegiance to the Texas Flag.

Judge Self called to order the meeting of the Collin County Commissioners' Court at 1:30 p.m. and recessed the meeting at 2:27 p.m. The meeting was reconvened at 2:28 p.m. and recessed into Executive Session at 2:28 p.m. The meeting was reconvened at 2:53 p.m. and adjourned at 2:55 p.m.

President Self 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.

DECISIONS MANDATED BY LEGAL ENTITIES OUTSIDE OF COMMISSIONERS COURT AUTHORITY:

1. AI-38475 Personnel Appointments, Human Resources.

FYI NOTIFICATION

1. AI-34688 Outstanding Agenda Items, Commissioners Court.
2. AI-38386 Addendum No. 1 to Telecom 2014 Cisco Voice Upgrade (RFP No. 2014-208) to make various changes to the Request for Proposal, Purchasing.
3. AI-38356 P-Card Disbursements, Auditor.
4. AI-38470 Notification of Civil Service Commission vacancy, County Judge.

5. **AI-38441** Voluntary Terminations, Human Resources.

6. **AI-38465** Overtime Review, Human Resources.

2. Public Comments.

Chuck Ruckel, Justice of the Peace, Precinct 3-1, addressed the Court regarding the Elected Officials' Compensation Plan. Judge Ruckel did not want to suggest that salaries should be increased or decreased but wanted to mention there was a potential flaw in the way in which the information would be presented. While all counties have one county judge, four commissioners, one sheriff etc., they do not have the same number of JPs (Justice of the Peace). When JP salaries are compared with 12 other counties, Collin County falls in the middle. However, when the number of JPs is multiplied by the salary, Collin County falls to 11th place. This does not include the costs for the offices or clerks. The Judge hopes this information will give the Court a clearer view of the cost of the JPs to the county. (Time: 1:36 p.m.)

Barbara Harless, Murphy, came forward to discuss Collin County's toll roads. There are currently three toll roads with an additional three more on the drawing board. Ms. Harless quoted Michael Morris, RTC (Regional Transportation Council), stating that our region is one of the top four regions to be used for pilot projects by the Federal Highway Administration and further stated Collin County is gaining a national reputation. Harris County in Houston has three toll roads and another just outside its borders but has a population four times that of Collin County and geographically is twice the size. Yet Collin County is leading the state in toll roads. Ms. Harless asked the Court to not price us out of our freedom to travel. She supports any efforts the Court will put forth to resist tolling US 75. (Time: 1:40 p.m.)

Chuck Molyneaux, Parker, explained that he and others in Commissioner Williams' district cannot get on the HOV (High Occupancy Vehicle) lane on US 75. Residents who live south of Allen have no access to this lane. This used to be a free lane available to deal with accidents. There are many accidents and often this requires shutting down the entire roadway. Mr. Molyneaux supports getting rid of the HOV lane and restoring almost 20% capacity to that roadway and hopes the Court will argue strongly against anything that has to do with maintaining the HOV lane. (Time: 1:42 p.m.)

3. Presentation/Recognition.

4. Consent agenda to approve: Judge Self deleted items 4c1, 4d3, 4e2 and 4e4 and then asked for comments on the consent agenda. Commissioner Webb pulled items 4e8, 4e9 and 4f2. With no further comments, a motion was made to approve the remainder of the consent agenda. (Time: 1:42 p.m.)

Motion by: Commissioner Mark Reid
Second by: Commissioner Cheryl Williams
Vote: 5 - 0 Passed

a. **AI-38442** Disbursements for the period ending July 1, 2014, Auditor.
COURT ORDER NO. 2014-383-07-07

b. **AI-38432** Tax refunds totaling \$56,278.01, Tax Assessor Collector.
COURT ORDER NO. 2014-384-07-07

c. Advertisement(s):

1. **AI-38395** Services: GPS, Offender Monitoring (RFP No. 2014-135), CSCD.
HELD

2. **AI-38450** Construction, Collin County Walking Trail (IFB No. 2014-261), Construction & Projects.
COURT ORDER NO. 2014-385-07-07

3. **AI-38438** Dairy Products: Milk (IFB No. 2014-138), Sheriff.
COURT ORDER NO. 2014-386-07-07

4. **AI-38440** Detergents and Dispenser for Laundry and Kitchen (IFB No. 2014-139), Sheriff.
COURT ORDER NO. 2014-387-07-07

d. Agreement(s):

1. **AI-38439** Professional Services Agreement with Dr. Cassie Meier, a Doctor of Veterinary Medicine (Contract No. 2014-275) to provide general veterinary services, grant exemption from the bidding process per Local Government Code 262.024(a)(4) and further authorize the Purchasing Agent to finalize and execute same, Development Services.
COURT ORDER NO. 2014-388-07-07

2. **AI-38451** Interlocal Agreement with the City of Plano to utilize \$116,442 in Local Initiative Project (LIP) funds to install wireless technology and vehicle monitoring cameras at signalized intersections along major arterial roads (i.e. Preston Road) in Plano and further authorize the County Judge to finalize and execute same, Special Projects.

COURT ORDER NO. 2014-389-07-07

3. **AI-38394** Novation Agreement for Printing, General Office Forms for Line item 3,5 and 6 (IFB No. 05249-12) to change the name from US File to FileAmerica LLC and further authorize the Purchasing Agent to finalize and execute same, Purchasing.

HELD

e. Change Order(s):

1. **AI-38449** No. 1 to Specialized Printing for Elections (IFB No. 2013-118) with Accurate Forms and Supplies to extend the contract for one (1) year through and including June 10, 2015 and further authorize the Purchasing Agent to finalize and execute same, Elections.

COURT ORDER NO. 2014-390-07-07

2. **AI-38446** No. 1 to Specialized Printing for Elections (IFB No. 2013-118) with Color Document Solutions LLC to add various items and extend the contract for one (1) year through and including June 10, 2015 and further authorize the Purchasing Agent to finalize and execute same, Elections.

HELD

3. **AI-38447** No. 1 to Specialized Printing for Elections (IFB No. 2013-118) with Jayden Graphics to extend the contract for one (1) year through and including June 10, 2015 and further authorize the Purchasing Agent to finalize and execute same, Elections.

COURT ORDER NO. 2014-391-07-07

4. **AI-38448** No. 1 to Specialized Printing for Elections (IFB No. 2013-118) with Extreme Business Services to delete various items and extend the contract for one (1) year through and including June 10, 2015, further authorize the Purchasing Agent to finalize and execute same, Elections.

HELD

5. **AI-38414** No. 1 to Supplies, Culverts (IFB No. 2013-196) with Wilson Culverts to extend the contract for one (1) year through and including September 30, 2015 and further authorize the Purchasing Agent to finalize and execute same, Public Works.

COURT ORDER NO. 2014-392-07-07

6. **AI-38410** No. 1 to Road Materials, Emulsified Asphalt (IFB No. 08365-12) with Ergon Asphalt and Emulsions to extend the contract for one (1) year through and including September 30, 2015 and further authorize the Purchasing Agent to finalize and execute same, Public Works.

COURT ORDER NO. 2014-393-07-07

7. **AI-38413** No. 1 to Road Materials, Emulsified Asphalt (IFB No. 08365-12) with Heartland Asphalt Materials to extend the contract for one (1) year through and including September 30, 2015 and further authorize the Purchasing Agent to finalize and execute same, Purchasing.

COURT ORDER NO. 2014-394-07-07

8. **AI-38412** No. 1 to Road Materials, Emulsified Asphalt (IFB No. 08365-12) with Martin Asphalt Company to extend the contract for one (1) year through and including September 30, 2015 and further authorize the Purchasing Agent to finalize and execute same, Public Works.

COURT ORDER NO. 2014-395-07-07

9. **AI-38411** No. 1 to Road Materials, Emulsified Asphalt (IFB No. 08365-12) with TexOp Construction LP to extend the contract for one (1) year through and including September 30, 2015 and further authorize the Purchasing Agent to finalize and execute same, Public Works.

Commissioner Webb pulled these items because the Court Order references Change Order No. 1 when it should be Change Order No. 2 for both 4e8 and 4e9. A motion was made to approve both items with the changes made. (Time: 1:43 p.m.)

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

COURT ORDER NO. 2014-396-07-07

10. **AI-38407** No. 1 to Road Materials, Cement Treated Base (IFB No. 2013-194) with TXI Operations LP to extend the contract for one (1) year through and including September 30, 2015 and further authorize the Purchasing Agent to finalize and execute same, Public Works.

COURT ORDER NO. 2014-397-07-07

11. **AI-38409** No. 1 to Road Striping (IFB No. 08336-12) with Flat Line Inc. to extend the contract for one (1) year through and including September 30, 2015 and further authorize the Purchasing Agent to finalize and execute same, Public Works.

COURT ORDER NO. 2014-398-07-07

12. AI-38408 No. 3 Herbicide Treatment of Roadside Right of Way and Encroachments (IFB No. 06233-11) with Vegetation Management Specialist Inc. to extend the contract for one (1) year through and including September 30, 2015 and further authorize the Purchasing Agent to finalize and execute same, Public Works.

COURT ORDER NO. 2014-399-07-07

13. AI-38373 No. 4 to Supplies, Fleet Repair Parts (IFB No. 01165-10) with O'Reilly Auto Parts to extend the contract for one (1) year through and including September 30, 2015, provide various changes to the contract and further authorize the Purchasing Agent to finalize and execute same, Public Works.

COURT ORDER NO. 2014-400-07-07

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

1. AI-38444 \$15,465 to reallocate funds for the Spay/Neuter Program, Development Services.

COURT ORDER NO. 2014-401-07-07

2. AI-38380 \$197,368 to establish a budget for fund 031 (Economic Development) for FY2014 to distribute funds to the Children's Advocacy Center per Chapter 381.004(f) of the Local Government Code, Budget.

Commissioner Webb pulled this item because the check for \$197,368 is eight to ten times more than what is normally given to the Children's Advocacy Center through this process. The Commissioner feels the Court should analyze whether there are better alternatives and some due diligence should be used to look at other ways this money can be used. The Commissioner would like to hold this item until he can find out what the options are under the statute. This will be put on a future agenda to have an analysis done. (Time: 1:45 p.m.)

HELD

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

1. AI-38430 June 9, 2014.

COURT ORDER NO. 2014-402-07-07

2. AI-38436 June 16, 2014.

COURT ORDER NO. 2014-403-07-07

h. Miscellaneous

1. AI-38476 Personnel Appointments, Human Resources.

COURT ORDER NO. 2014-404-07-07

2. AI-38477 Personnel Changes, Human Resources.

COURT ORDER NO. 2014-405-07-07

GENERAL DISCUSSION

5. AI-38458 Order authorizing the issuance and sale of Collin County, Texas, Unlimited Tax Road Bonds, Series 2014 in an aggregate principal not to exceed \$27,485,000; Levying a tax and providing for the security for and payment of said bonds; Providing for the award of the sale thereof in accordance with specified parameters; approving the Official Statement, Bond Purchase Agreement and Paying Agent/Registrar Agreement; and enacting other provisions relating to the subject, Budget.

COURT ORDER NO. 2014-406-07-07

6. AI-38459 Order authorizing the issuance and sale of Collin County, Texas, Limited Tax Permanent Improvement and Refunding Bonds, Series 2014 in an aggregate principal not to exceed \$26,500,000; Levying a tax and providing for the security for and payment of said bonds; providing for the award of the sale thereof in accordance with specified parameters; Approving the Official Statement, Bond Purchase Agreement, Escrow Agreement and Paying Agent/Registrar Agreement; and enacting other provisions relating to the subject, Budget.

Monika Arris, Budget, introduced David Medanich of First Southwest to discuss items 5 and 6. Mr. Medanich said the proposed parameters on the Limited Tax Refunding and Improvement bonds will stay the same. The parameter is two weeks and the County Judge is the delegated pricing officer. The maximum interest rate is 3% and the minimum present value savings is 3.5%.

The proposed parameters on the Unlimited Tax Road Bonds have changed. Since it is a longer security, the maximum interest rate went up to 4%, \$27.485 million is the maximum principal amount and the expiration of the parameters is two weeks. The bond issue will be priced on Tuesday, July 8, 2014. With no further discussion, a motion was made to approve the items. (Time: 1:48 p.m.)

Motion by: Commissioner Cheryl Williams

Second by: Commissioner Duncan Webb

Vote: 5 - 0 Passed

COURT ORDER NO. 2014-407-07-07

7. AI-38482 Mobility Plan update, Engineering.

Mike McAnally, Project Manager for Jacobs Engineering Group, presented a brief Power Point presentation showing the changes made to the Mobility Plan. There were more than 90 comments regarding the plan from both the public and members of Commissioners' Court which resulted in the following changes: 1) the goals and objectives of the plan were updated and are more focused on transportation per the recommendation of the Court; 2) a goal and recommendation for addressing aging infrastructure through maintenance and rehabilitation programs was added; 3) the air quality moderate non-attainment deadline for 2008 eight-hour ozone standard in 2018 was verified; 4) the existing land use map for 2012 was updated; 5) identification of TxDOT (Texas Department of Transportation) On-System roadways with maintenance responsibility going to TxDOT was added and 6) the designation of principal arterials was re-evaluated and updated. Mr. McAnally then displayed a map showing the principal arterials which are four-lane or six-lane divided roadways.

Clarence Doherty, Jacobs Engineering Group, verified the NCTCOG (North Central Texas Council of Governments) model used for this study does include transit mode split in projection and allocation of trips on the network. Mr. Doherty said the importance of public transportation support for employment centers was also added to the plan and clarified that NCTCOG and DART (Dallas Area Rapid Transit) have identified potential expansion of rail transit northward into Collin County. The plan recommends further planning for bus and/or rail transit extending to the north county line. Also the description of TAPS (Texoma Area Paratransit System) public transportation services was corrected.

Mr. McAnally explained the description of NCTCOG's findings for the Blacklands Corridor study was updated and verified that both NCTCOG and the Mobility Plan's projections for traffic volumes are similar for this corridor. The fiscally constrained plan was changed to a listing of projects identified by the 2020 model that are needs-based thoroughfares capable of capacity improvements meaning they are not already six-lane divided roadways. These thoroughfares have been identified in 2020 as LOS (Level of Service) F representing gridlock. Potential funding sources and implementation are to be addressed by future deliberation by Commissioners' Court.

Also added to the plan are recommendations of roadways for further study which include US 380 west of US 75, SH 78 from Wylie to Lavon and Preston Road/SH 289 from US 380 to the south county line. There are more thoroughfares in 2035 showing LOS F, but these are the dominant roadways that need to be focused on. Some examples of additional studies required for traffic relief are corridor-level planning studies, coordinated signal progression, grade separated intersections and parallel routes.

A comments tracking system is being utilized to log all comments and responses and substantive changes are being made where needed. The next steps are to submit a final report for review by Commissioners' Court and finally adoption of the plan.

Commissioner Williams mentioned the southeastern portion of the county is lacking in a principal arterial between US 75 and SH 78. Commissioner Webb agreed and said there should be something between the west side of the lake and US 75. Mr. McAnally said there have been discussions regarding portions of FM 1378 that may be able to eliminate those bottlenecks. Judge Self asked if the list of additional studies was an exhaustive list. Mr. Doherty explained these are the type of examples they are familiar with but they are open to any ideas. The Judge requested that the final plan clearly articulate areas that will be county funded. Mr. Doherty said the final product should be ready for the Court's review and comments in the next week or two. (Time: 2:06 p.m.)

NO ACTION TAKEN

8. AI-38357 Elected Official Compensation presentation, Human Resources.

Cynthia Jacobson, Human Resources, presented a Power Point presentation on the salaries of elected officials for the last five years. There have been no increases; in 2011 Commissioners' Court received decreases in compensation. As the economy improved in fiscal year 2014, increases were approved. The state mandated increases for County Court at Law Judges and the Probate Judge.

Collin County salaries were ranked according to three groups with a ranking of one being the highest. The first is to surrounding counties which include Dallas, Tarrant and Denton. Collin County ranked three out of four in all salaries except District Attorney which ranked four. The second is similar counties which include Denton, Fort Bend, Montgomery, Tarrant and Williamson. In this category Collin County typically ranked three or four out of six. The third is the top ten counties by population with Collin County ranking between four and eight out of ten. Again, the District Attorney ranked near the bottom at nine out of ten. In most rankings, Harris County tends to be high and El Paso tends to be a bit low.

The only area of review was in 2007 when all car allowances were rolled into salaries for elected officials and department heads. This was not done with the Sheriff due to some concerns with legislation but that issue no longer exists. Commissioner Webb asked if the Sheriff's car allowance were rolled into his salary, would he move up from three out of four. Ms. Jacobson said he would shift slightly but she would have to run the numbers. With respect to the District Attorney, Commissioner Webb would like to get some facts for the other counties as to the number of investigators, prosecutors and staff to determine the size of their departments.

There was a brief discussion regarding district judges' salaries/supplements. Commissioner Hill is concerned with the large gap in the District Attorney's salary when compared to other counties and would like to see it discussed in the budget workshop. Commissioner Williams said this was recognized as a problem last year also. Ms. Jacobson confirmed this and said it has been notated for the budget discussion. (Time: 2:27 p.m.)

NO ACTION TAKEN

9. AI-38495 Commissioners Court Opposition to the TxDOT US 75 Managed Lanes Proposal, Commissioner Court.

Judge Self opened the floor to Court discussion and asked for comments. Commissioner Webb pointed out the letter that he and Representative Jeff Leach, District 67, had drafted making sure to reference safety, access and relief. Commissioner Williams' concern with the Judge's comments was that it addressed the dollars and how to spend them without having a definitive response as to what would be required to return it to a free lane. She is concerned about offering a solution that may not exist and proposes that all efforts be made to return it to a free lane and to get a definitive answer as to what that would require. The Judge agreed and will remove that portion of his comment.

Commissioner Williams also said it was never a travel lane and the response could be that it can only be returned to being used as a shoulder. There was a brief discussion about the actual pavement not being able to support a free lane and Commissioner Hill suggested disallowing truck traffic. The goal is safety and increased capacity. Commissioner Reid expressed concern about the language of "returning" it to a free lane considering it is a free lane now and always has been. Commissioner Williams recommended referring to it as a general purpose lane.

A motion was made to add Judge Self's insert to the last draft of the letter with the following changes: "The current HOV lane, built with clean air funds, is a constant irritant that causes frustration for many drivers who use US 75. While we cannot correct the past, we can immediately add almost 20% capacity to our most important commuter highway by returning it to a general purpose lane and we ask that you consider all avenues to that end." (Time: 2:17 p.m.)

Motion by: Judge Keith Self
Second by: Commissioner Cheryl Williams
Vote: 5 - 0 Passed

The meeting was adjourned into Executive Session at 2:27 p.m. Following Executive Session, Judge Self returned to this item and asked the Court to read the fourth paragraph of the letter prepared by Commissioner Webb and Representative Leach. The wording was changed to "opening another general purpose lane on the existing HOV lane" and "to continue to investigate and evaluate other strategies to relieve and reduce congestion." With those changes, a motion was made to approve the item. (Time: 2:55 p.m.)

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

COURT ORDER NO. 2014-408-07-07

10. Board/Committee Appointments, Commissioners Court:

a. AI-38452 Child Protective Services Board.

A motion was made to appoint Sara Akers to the CPS (Child Protective Services) Board. (Time: 2:27 p.m.)

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

COURT ORDER NO. 2014-409-07-07

b. AI-38453 McKinney TIRZ No. 1 (Town Center).

A motion was made to nominate Commissioner Chris Hill to McKinney TIRZ No. 1. (Time: 2:27 p.m.)

Motion by: Judge Keith Self
Second by: Commissioner Cheryl Williams
Vote: 5 – 0 Passed

COURT ORDER NO. 2014-410-07-07

c. AI-38454 McKinney TIRZ No. 2 (Airport).

A motion was made to re-appoint Judge Keith Self to McKinney TIRZ No. 2. (Time: 2:27 p.m.)

Motion by: Commissioner Chris Hill
Second by: Commissioner Cheryl Williams
Vote: 5 - 0 Passed

COURT ORDER NO. 2014-411-07-07

d. AI-38484 Frisco TIRZ No. 1.

A motion was made to nominate Commissioner Mark Reid to Frisco TIRZ No. 1.
(Time: 2:27 p.m.)

Motion by: Commissioner Cheryl Williams
Second by: Judge Keith Self
Vote: 5 - 0 Passed

COURT ORDER NO. 2014-412-07-07

11. Possible future agenda items by Commissioners Court without discussion.

EXECUTIVE SESSION

Judge Self recessed the meeting into Executive Session in accordance with Chapter 551.074, Personnel, to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee and Chapter 551.072, Real Estate, to discuss the Adventure Camp Management contract. The Judge explained this was different than what was on the agenda. (Time: 2:27 p.m.)

Personnel (551.074)

AI-38274 County Engineer, Administrative Services.

NO ACTION TAKEN

Legal (551.071)

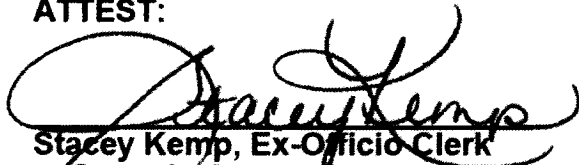
AI-38214 Adventure Camp Management Contract, Administrative Services.

NO ACTION TAKEN

The meeting was reconvened at 2:53 p.m. with a discussion regarding General Discussion item 9. There being no further business of the Court, Judge Self adjourned the meeting at 2:55 p.m.



ATTEST:


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

Not Present

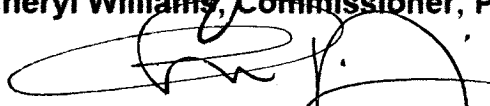
Keith Self, County Judge



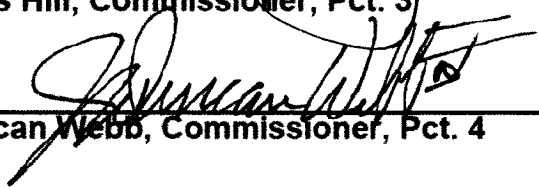
Mark Reid, Commissioner, Pct. 1



Cheryl Williams, Commissioner, Pct. 2



Chris Hill, Commissioner, Pct. 3



Duncan Webb, Commissioner, Pct. 4