

STATE OF TEXAS

COMMISSIONERS' COURT
MEETING MINUTES
JUNE 9, 2014

COUNTY OF COLLIN

On Monday, June 9, 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 Duncan Webb, Precinct 4

Absent:
Commissioner Chris Hill, Precinct 3

Commissioner Webb led the Invocation.
Judge Self led the Pledge of Allegiance.
Commissioner Reid 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. and recessed the meeting at 3:16 p.m. The meeting was reconvened and recessed into Executive Session at 3:17 p.m. The meeting was reconvened at 3:54 p.m. and adjourned at 3:55 p.m.

Due to a prior commitment, Commissioner Williams left the Courtroom at 2:25 p.m.

President Self called to order the meeting of the Collin County Health Care Foundation at 3:16 p.m. and adjourned the meeting at 3:16 p.m.

DECISIONS MANDATED BY LEGAL ENTITIES OUTSIDE OF COMMISSIONERS COURT AUTHORITY:

1. AI-38336 Personnel Appointments, Human Resources.

FYI NOTIFICATION

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

2. AI-38325 Addendum No. 1 and No. 2 to Construction, Bridge, County Road 618 at Cedar Creek Culverts Replacement (IFB No. 2014-215) to make various change to the Invitation for Bid, Purchasing.

2. Public Comments.

Barbara Harless, Murphy, came forward to address the Court on vote centers. Ms. Harless is against vote centers and would prefer to have someone looking at the poll book to check off the voters as opposed to having it in a computer where nobody can monitor what is happening. Having the poll book and making the voter come to one location takes away one step in voter fraud. (Time: 1:56 p.m.)

3. Presentation/Recognition:

a. **AI-38254** Tyler Technologies to present County Clerk, District Clerk, Constable, JP and IT with the 2014 Tyler Technology Excellence Award, Information Technology.

Caren Skipworth, CIO, introduced Jeff Puckett from Tyler Technologies to present the awards. Tyler Technologies is based in Collin County and provides justice software for over 600 counties across the United States. Every year they present three or four awards to customers across the country and this year Collin County was designated as one of those recipients. When the state implemented electronic filing, it had a big impact on courts across the state. Collin County successfully transitioned to fully electronic filing, implemented fully electronic courtrooms and went one step further and made the flow of documents to the law enforcement agencies completely electronic. The awards were presented to IT (Information Technology), the District Clerk, the County Clerk and the Constable, Precinct 3.

Ms. Skipworth read the list of recipients of the document award which included District Clerk Andrea Thompson, County Clerk Stacey Kemp, Constable Sammy Knapp Precinct 3, Chief Deputy Constable Lonnie Simmons Precinct 3, Caren Skipworth, Jessi Westmoreland, Jessica Griffith, Jessica Likness, Leisa Copin, Major Mark Sanderson, Lieutenant Andrew Hawkes and Deputy David Holcomb.

Ms. Thompson stated that Collin County has the fastest turn-around time in the state for large counties. From the time the filer electronically files the document to the time it is completed by the County Clerk or District Clerk's offices and returned to the filer is the fastest time in the state; 82% of all filings are reviewed within 15 to 30 minutes. This has been a collaborative effort. Ms. Thompson also recognized Brandi Brown and Eloy Alvarado and Ms. Kemp recognized Tonya Kellogg and Kim Quillin as instrumental in this process. (Time: 2:00 p.m.)

b. AI-38261 Recognition of Collin County IT and Elections for receiving the 2014 TAGITM (Texas Association of Government IT Managers) Excellence Award for the best application serving the public, Voter Line Wait Mobile Application, Information Technology.

Caren Skipworth, CIO, introduced Beth Ann Unger, City of Arlington, representing TAGITM (Texas Association of Governmental Information Technology Managers). TAGITM is a statewide organization that furthers the interest of IT managers helping them to share ideas. Collin County is always on the leading edge sharing information statewide and this year has been chosen for the Excellence Award. This award recognizes outstanding innovation in the application of leading edge, computing or communication technologies. Each year up to three winners are chosen by a committee of their peers who judge nominated projects based on their impact on improving internal operations, providing exceptional customer service and enhancing communications. Collin County met all three of these requirements.

When Collin County was granted "Vote Center" status in 2009, this enabled citizens to vote at any polling location on Election Day just as they do during early voting. In 2012, the Election Office asked IT to help develop a system to make it more efficient. A mobile application was developed to show real time wait time enabling voters to see the wait times before heading to polls. Additionally, QR (Quick Response) codes were placed at voting locations so voters could select a location with a shorter wait time. The QR code and mobile application contributed in processing over 100,000 voters on Election Day. On behalf of TAGITM, Ms. Unger congratulated Collin County on their successful initiative and presented the 2014 Excellence Award to Ms. Skipworth. (Time: 2:03 p.m.)

c. AI-38279 Recognition of Bret Fenster for receiving 3rd Place in the 24th Annual South Central Arc User Group Conference map gallery competition, Information Technology.

Caren Skipworth, CIO, asked Bret Fenster, GIS (Geographic Information Systems), to come forward and display the map which received 3rd Place at the 24th Annual South Central Arc User Group Conference map gallery competition with 10 other entities. The map presented is the JP (Justice of the Peace) map which shows caseloads and precinct planning. The GIS map makes it easier to see the impact of the growth in Collin County. Mr. Fenster thanked Ms. Skipworth and the Court on behalf of his team for this recognition. (Time: 2:04 p.m.)

d. Service Pins, Human Resources.

4. Consent agenda to approve: Judge Self pulled items 4j1 and 4j4 and then asked for comments on the consent agenda. Commissioner Webb pulled items 4b2, 4b3, 4b4, 4c1 and 4c2. Commissioner Reid pulled item 4d1. Hearing no other comments, a motion was made to approve the remainder of the consent agenda. (Time: 2:47 p.m.)

Motion by: Commissioner Duncan Webb
Second by: Commissioner Mark Reid
Vote: 3 – 0 Passed

a. **AI-38328** Disbursements for the period ending June 3, 2014, Auditor.

COURT ORDER NO. 2014-305-06-09

b. Advertisement(s):

1. **AI-38270** Services: Exterminator, Pest Control, Termite Prevention/Treatment (IFB No. 2014-175), Facilities.

COURT ORDER NO. 2014-306-06-09

2. **AI-38304** Maintenance, Roads: Crack Sealing Services (IFB No. 2014-145), Public Works.

COURT ORDER NO. 2014-307-06-09

3. **AI-38283** Road Materials: Flexbase, Pickup (IFB No. 2014-227), Public Works.

COURT ORDER NO. 2014-308-06-09

4. **AI-38284** Road Materials, Flexbase, Delivery (IFB No. 2014-147), Public Works.

Commissioner Webb pulled items 4b2, 4b3 and 4b4 because most contracts sent out for bid are one-year contracts with a renewal option. The Commissioner wanted to know why these three did not have a contract renewal provision. Michalyn Rains, Purchasing, said due to some performance issues and the fluctuation in fuel costs, she would like to try this to see how it would affect pricing especially with the flexbase pickup and delivery. With multi-year contracts there are requests during the year for price increases due to fuel costs. If this is not beneficial to the County, then the renewal provision can be added back to the contract. With no further discussion, a motion was made to approve the three items. (Time: 2:49 p.m.)

Motion by: Commissioner Duncan Webb
Second by: Commissioner Mark Reid
Vote: 3 - 0 Passed

COURT ORDER NO. 2014-309-06-09

c. Award(s):

1. AI-38300 Roof Replacement for Wells Building Farm Museum (IFB No. 2014-172) to JJ Red Commercial Roofing and further authorize the Purchasing Agent to finalize and execute the Construction Agreement, Construction Projects.

Commissioner Webb pulled this item because this bid was 57% lower than the next low bid which is a significant difference at \$44,000. The Commissioner is concerned there could be a contractor issue and asked if there is a payment bond and performance bond. Michalyn Rains, Purchasing, said both payment and performance bonds were required with this bid. A consultant did review the bid and was comfortable with it.

Commissioner Reid would like to go with the lowest bid but this looks like it is two different jobs. Judge Self asked Ms. Rains if she was comfortable that the right job was bid. Bill Burke, Construction and Planning, came forward to explain the difference between the two lowest bids. In this type of situation they look for the problem and what was missed, but nothing is missing from this bid. With no further discussion, a motion was made to approve the item. (Time: 2:53 p.m.)

Motion by: Commissioner Duncan Webb

Second by: Commissioner Mark Reid

Vote: 3 – 0 Passed

COURT ORDER NO. 2014-310-06-09

2. AI-38310 Maintenance, UPS Repair and Parts Replacement (IFB No. 2014-164) to Power 4U, Facilities.

Commissioner Webb again expressed his concerns regarding the bid being substantially less than other bids. Since this bid has no performance bond, the Commissioner asked Michalyn Rains, Purchasing, if she was comfortable with it. Ms. Rains is comfortable with this bid and the references have been checked. Dan James, Facilities, said the bid is all inclusive but there could be a problem if there is a major battery replacement year. Without this contract, the County has already spent over \$40,000 on batteries this year alone. Commissioner Webb asked if this was paid monthly, as needed or in advance. Mr. James does not recommend paying in advance. Commissioner Webb would like some protection in terms of how it is paid and default language in the contract. Commissioner Reid suggested delaying this until it is determined how it is to be paid. Ms. Rains will find get that information before the end of Court. (Time: 2:58 p.m.)

Ms. Rains came back to the Court and said historically the entire amount is paid up front for maintenance contracts. Commissioner Webb is not willing to do that and would prefer to pay monthly. This item will be held and renegotiated. (Time: 3:16 p.m.)

HELD

3. **AI-38269** Maintenance, Road: Microsurfacing (IFB No. 2014-168) to Ny-Mac Enterprises, Public Works.

COURT ORDER NO. 2014-311-06-09

d. Agreement(s):

1. **AI-38321** Acceptance of a donation of Inventory Management Software by Checkoff Systems LLC (dba FireCheckoffs.com) for use only by the Medical Reserve Corps (at no cost to Collin County) and further authorize the Purchasing Agent to finalize and execute the Customer Agreement, Homeland Security.

Commissioner Reid pulled this mainly for informational purposes and asked what it does for the County and if there are any long term commitments. Kelley Stone, Homeland Security, said it is free and from a volunteer member of the Medical Reserve Corps who has been participating with County staff in helping to organize locations for dispensing supplies. The County is subject to an audit for all of the equipment and supplies up to a certain dollar amount. We are into the twelfth year of receiving funding and equipment for this project so it has become quite massive. Mr. Stone's staff and IT have looked at it and like it. Commissioner Reid asked what the county would do five years from now if they can't provide it for free. Caren Skipworth, CIO, said the county would not own the data and that could be problematic.

Jacob Bathman, Homeland Security, said this system is just replacing what is being done now on paper. We would take regular snapshots as backup in case of a power outage. The Commissioner said we should own the data. Mr. Bathman said it is our data put into their system and we will still have access to all the same data. With no further discussion, a motion was made to approve the item. (Time: 3:02 p.m.)

Motion by: Commissioner Mark Reid
Second by: Commissioner Duncan Webb
Vote: 3 – 0 Passed

COURT ORDER NO. 2014-312-06-09

e. Amendment(s):

1. **AI-38276** No. 7 to the Interlocal Agreement with the City of Frisco for the Facility Construction and use of the Animal Shelter to set the rate for FY2014, payments to be made in quarterly installments for an annual amount of \$325,565 effective October 1, 2013 through and including September 30, 2014 and further authorize the Purchasing Agent to finalize and execute same, Development Services.

COURT ORDER NO. 2014-313-06-09

f. Change Order(s):

1. **AI-38242** No. 1 to Equipment, Lease, Road Construction and Right of Way Maintenance Equipment (IFB No. 2014-121) with Holt Cat to add an 84" Edge Clamshell Bucket (item no. 2014-121-01-27) to the contract and further authorize the Purchasing Agent to finalize and execute same, Public Works.

COURT ORDER NO. 2014-314-06-09

2. **AI-38246** No. 3 to Services: Armored Car (IFB No. 06293-12) with Dunbar Armored, 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, Auditor.

COURT ORDER NO. 2014-315-06-09

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

1. **AI-38305** \$500 to purchase five (5) licenses of Adobe Photoshop Elements, Information Technology.

COURT ORDER NO. 2014-316-06-09

h. Receive and File, Auditor:

1. **AI-38288** FY2013 Annual Inventory Audit for Computer Storeroom.

COURT ORDER NO. 2014-317-06-09

2. **AI-38290** FY2013 Annual Inventory Audit for Equipment Services.

COURT ORDER NO. 2014-318-06-09

3. **AI-38291** FY2013 Annual Inventory Audit for Jail Kitchen.

COURT ORDER NO. 2014-319-06-09

4. **AI-38292** FY2013 Annual Inventory Audit for Quarter Master.

COURT ORDER NO. 2014-320-06-09

5. Final Audit Result(s):

- a. **AI-38286** County Clerk (3rd Quarter FY2013).

COURT ORDER NO. 2014-321-06-09

- b. **AI-38293** Constable, Precinct 3 (3rd & 4th Quarter FY2013).

COURT ORDER NO. 2014-322-06-09

- c. **AI-38287** Sheriff (3rd Quarter FY2013).

COURT ORDER NO. 2014-323-06-09

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

1. AI-38309 May 19, 2014.

COURT ORDER NO. 2014-324-06-09

j. Miscellaneous

1. AI-38324 Amend the FY2014 Fee Schedule to add a Special Development Permit Fee, Development Services.

Tracy Homfeld, Engineering, explained this request is for a special development permit fee and would be used in subdivisions or special districts that are greater than 100 lots, not utilizing on-site sewage facilities, have no floodplain, have an approved plat and a development agreement with the city. This will save the developer time and money by not having each builder of each lot coming in to get a development permit. One blanket permit can be issued for \$25 instead of \$50.

Addresses will still manually be entered into the system so that each lot has an individual address in case another permit was issued for that particular lot. This saves time by not having to hand write hundreds of individual permits. All of the same floodplain checks will be conducted. Trinity Falls has approached us about getting a special fee. The first phase is 238 lots and the developer has asked for a blanket permit for 238 lots. We know there is no floodplain in that particular phase and they are not utilizing septic tanks so the fee could be cut from \$50 to \$25.

Continuing, Ms. Homfeld said this permit will only apply when there is a special utility district in the extraterritorial jurisdiction, they have a TCEQ (Texas Commission on Environmental Quality) system, the County does not need to review the permit or check for floodplain permits and the city has a developers' agreement with them. Light Farms was the only other situation like this. The administrative cost associated with that permit fee is more than the \$50 cost of the permit. This will save both the County and the developer time and money. The County rarely does a development permit. Most of the time we are doing our floodplain or OSSF (On-site Sewage Facility) checks within an existing permit.

Commissioner Webb asked about precedence and why it should be changed now if Light Farms was charged \$50 per lot. Ms. Homfeld replied Light Farms was different than Trinity Falls because actual addresses were assigned for Light Farms. Ms. Homfeld said this will cover the costs involved. Judge Self asked if Ms. Homfeld was comfortable with this becoming county policy. Ms. Homfeld is comfortable with this for special circumstances and it is her recommendation as well as Development Services' recommendation. A motion was made to add a special development permit fee of \$25 under these special circumstances. (Time: 3:14 p.m.)

Motion by: Judge Keith Self
Second by: Commissioner Mark Reid
Vote: 3 – 0 Passed

COURT ORDER NO. 2014-325-06-09

At the conclusion of this discussion, Judge Self made a request to staff. In the interest of transparency, the Judge requested that more back up details be provided for all agenda items. The Court asks questions behind the scenes; without back up details, citizens will be unable to follow the discussion. Providing more back up details will enable citizens to follow the discussion through the agenda packet online.

2. **AI-38337** Personnel Appointments, Human Resources.

COURT ORDER NO. 2014-326-06-09

3. **AI-38338** Personnel Changes, Human Resources.

COURT ORDER NO. 2014-327-06-09

4. **AI-38360** Discretionary exemption to the bid process per VTCA LGC Section 262.024(a)(3) "an item necessary because of unforeseen damage to public property"; or Section 262.024(4) "a personal or professional service", in order to make payment due on the current balance due for work, per the attached documents; and for any future services necessary to locate and repair the underground chilled water leak located at the courthouse, Facilities.

Dan James, Facilities, explained the leak is running between 100 and 135 gallons per hour which equates to 850,000 to 1 million gallons per year. Mr. James is asking for an exemption to pay the existing amount and move forward and repair the line at the juncture which is next to the Bloomdale dock. Judge Self had a request to discuss this item in Executive Session and asked Commissioner Webb if the discussion was for the approval of the item or the actions to be taken. The Commissioner would like to talk about the legality of the exemption. Judge Self said this item would be held in abeyance. (Time: 1:54 p.m.)

HELD

GENERAL DISCUSSION

5. AI-38329 Presentation from Trinity Falls regarding a special district/development in McKinney, Texas, Development Services.

Bob Roeder, local attorney for (CHP) Castle Hill Partners, introduced Leisha Ehlert, representative for CHP, who presented a Power Point presentation on the Trinity Falls development. Trinity Falls is a new 1,700-acre master-planned community in McKinney near North Central Expressway and U.S. 380 off of FM 543. The community is situated along the East Fork of the Trinity River which runs the entire length of the site's eastern edge. With one-half mile of river frontage and over 300 acres of open space, Trinity Falls will feature a regional public park system unrivaled by any other in the Dallas-Fort Worth market. Backed by an \$11 million endowment specific to the Trinity Falls Park, amenities planned include miles of nature trails, hike and bike facilities, athletic fields, an amphitheater, multiple outdoor gathering spaces as well as recreational lakes for fishing and boating.

Construction of Phase I started in 2013 and features 238 single-family residential homes priced from the \$200's available this summer, a five-acre recreation center and the first phase of Trinity Falls Park. At full build out, the community will feature approximately 4,200 home sites, three McKinney ISD elementary schools sites with adjoining city parks, a McKinney Fire and EMS (Emergency Medical Services) facility, and a retail and commercial component.

The infrastructure includes two Municipal Utility Districts created on the property which provide a vehicle for Trinity Falls to construct major infrastructure benefitting Collin County in addition to the cities of McKinney and Melissa. Trinity Falls is constructing major off-property regional water and sewer infrastructure bringing service to the area. Future improvements to off-property roadways include expanding FM 543 from two to four lanes from Central Expressway to Trinity Falls Parkway and the construction of Melissa Road and a bridge almost a mile in distance from the property boundary to Central Expressway spanning the Trinity River. Construction of and maintenance for the roadways internal to Trinity Falls will be funded by Trinity Falls in accordance with its agreement with Collin County. A 200-square-mile drainage study has been funded and performed by Trinity Falls as well as five miles of floodplain mapping to unify FEMA (Federal Emergency Management Agency) mapping in McKinney, Melissa and the county. Over \$40 million in off-property infrastructure will be funded by Trinity Falls over the duration of the project with a total project cost of \$270 million. At full build out the project will be valued at over \$1 billion.

The impact and benefits to the community include a donation of 85 acres of the northern portion of the project by Trinity Falls to secure the alignment of the Outer Loop project; three fully improved elementary school sites with adjoining fully improved parks dedicated to the McKinney ISD and the city of McKinney; 300+ acre regional park system for public use; increased public safety with the construction of the \$3 million fire and EMS facility manned by the McKinney Fire and Police Departments; off-property infrastructure benefitting neighboring communities and 54 acres reserved for future retail and commercial development. In addition to private restrictive covenants, a Development Agreement ensures that all housing and components will meet or exceed the city of McKinney quality standards.

The anticipated tax rate with the MUD (Municipal Utility District) will be \$1.05 and the expansion of FM 543 will be paid by the MUD. Commissioner Reid asked if the park would be named after the B.B. Owen Trust which donated the \$11 million. Ms. Ehlert confirmed that it would be. (Time: 2:13 p.m.)

NO ACTION TAKEN

6. AI-38303 DPS Public Safety Broadband Network presentation, Information Technology.

Kelley Stone, Homeland Security, explained that he and Caren Skipworth, CIO, were approached by the DPS (Texas Department of Public Safety) to begin doing outreach and education for the Texas Public Safety Broadband Program. First responders currently use the commercial networks which has limited or no data availability during a large-scale event or disaster. This would be a dedicated mobile network for first responders providing the right information in real time allowing them to do their jobs more safely and efficiently.

Currently patrol vehicles have in-car videos which need to be uploaded when arriving back at the station. The reason for this is the private carriers will not allow them to stream that video back to where it is stored. An example of this program is license plate recognition in which a local data base of stolen vehicles is loaded in the patrol car. The equipment reads license plates and if a vehicle is stolen or there is suspected involvement in criminal activity, this will give probable cause to stop the vehicle and follow up.

This program is needed because voice is not enough and data is becoming more important. It would enable the sharing of data between law enforcement, EMS, fire and public health. The intent is to save lives and property. This will not replace the land mobile radio system. It will use a broader pipe (20 megahertz) and comes with improved public safety, jobs and more reliable public communications.

Ms. Skipworth said she and Mr. Stone have been presenting this to other city councils and Commissioners' Courts to get out awareness and let people know about it. The carrier is FirstNet and it is important to start planning for the future now. The idea is to get the IT and law enforcement people in cities and counties across the state in on the front end. FirstNet is like any other commercial carrier. It is made up of a 15-member board representing private and public members. They will control this at the federal level for public safety. This is part of the Middle Class Tax Relief and Job Creation Act of 2012 where \$7 billion was allocated to build out the core system which is the actual towers. It is built on a 20MHz spectrum (the "D Block"). Minimal agencies have access to this limited technology. The mission is to design and implement a national public safety broadband network with a self-sustaining funding model and ubiquitous coverage. Currently the northeastern area of Collin County has no service with our Verizon data cards.

In 2011 the first fully functional broadband network working in the D Block was in Harris County. Harris County is considered an early adopter and is working with the federal government to maintain the system within their environment. In 2012 the FirstNet Board was formed to govern the project. An estimated timeline for awareness and outreach is from 2013 to 2015 and from 2015 to 2016 the Texas Governor will have to decide whether to opt in or opt out. Ms. Skipworth was told the states do not have the option to do it. The option is to participate with FirstNet or come up with a plan to build their own core to meet the requirements. Data collection will occur in 2017.

Harris County, as an early adopter, funded most of the equipment and offered a lot of backhaul to the project such as tower space and rooftops. They currently pay \$33 per month for this service while Collin County pays \$37.99 for Verizon unlimited service. Ms. Skipworth would recommend that Collin County wait until the core is built and go from there. There are several options to utilize the broadband network. One is not to use it at all and stay on Verizon, another is to use a hybrid approach which is what Harris County has done.

Ms. Skipworth explained this program will be rolled out through the COGs (Council of Governments) and they will submit the plan to the Governor. The plan is all about data and getting this data and a network to the first responders especially when commercial carriers are under duress during an emergency situation or a large-scale event.

At the end of the presentation, Judge Self opened the discussion for public comments.

Barbara Harless, Murphy, came forward to inform the Court she is concerned about this program because it is data sharing on a national level and feels this goes against the 4th Amendment's Right to Privacy. With current technology Ms. Harless is certain someone could fabricate information to make someone look like a criminal. Ms. Harless then read a few quotes from Thomas Jefferson and Daniel Webster regarding liberty and security. Ms. Harless does not want to be monitored and said those who will trade liberty for safety will receive neither and deserve neither.

Cindy Meyer, Parker, came forward and stated all citizens have a responsibility to be vigilant in the ongoing attempts by our government and bureaucratic agencies to undermine our freedoms. Once these freedoms are gone, they are gone forever. Assaults on our freedoms have always come under the pretense of being for our protection or in our best interest. Ms. Meyer asked if the GPS license plate readers, facial recognition software and field fingerprinting is really keeping us safe or taking away our freedom. While the people currently working on this project are looking at the advantages of this platform in facilitating their jobs and keeping the citizens safe, when they retire what will their replacements do with this data. Ms. Meyers said we should always be looking at the unintended consequences of things before jumping in. She would prefer to take her chances on emergency situations and choose freedom over Big Brother.

Judge Self asked Ms. Skipworth and Mr. Stone about two contradictory bullet points on the brochure. It states the program is a self-sustaining funding model and then later it states legislation specifically requires coverage of tribal and rural areas. It can't be self-funding and ubiquitous. The Judge also asked if the system is simply a big pipe or a big pipe with additional capabilities. Ms. Skipworth said it would be what we have today; we can't run across commercial carriers because their network is so saturated with everyone having mobile devices. The growth of mobile devices with the commercial carriers is phenomenal and it bleeds out first responders. Mr. Stone said the other thing important about the Judge's question is every city and county, as technology evolves, will decide what that is. A city council, Commissioners' Court or elected official will make that decision and local control will decide what data is shared.

Judge Self asked where the \$7 billion core system will get us to and then will it be up to the counties or cities to go the last mile. Ms. Skipworth said the monthly services fees and any equipment needed to operate on the system would be on the county and local jurisdictions to fund. The Judge said if the state chooses to stand alone and not belong to the federal system, the state would have to build its own core system. One of the issues the Court needs to be aware of is what the Court will recommend to the state legislature.

Ms. Skipworth clarified the option to opt in or opt out is at the Governor's level. Commissioner Reid questioned local control when there is a 15-member Board and his constituents expressed concern about the multi-jurisdictional boards. Mr. Stone said the COGs will be on the data collection side. Ms. Skipworth explained the data collection is regarding what types of backhaul, towers and available rooftops, cities and counties have available to do this. The data being gathered is what type of technology is available, not people's personal data.

While Commissioner Reid has the utmost respect for Mr. Stone, the Sheriff and the first responders, his view is that technology is ahead of our rights under the constitution. This would be a wonderful system to do their jobs better, but he is concerned about the amount of information being collected on citizens without their knowledge. Mr. Stone said they were asked to take comments so they will share the Commissioner's concern. (Time: 2:45 p.m.)

NO ACTION TAKEN

7. AI-38275 Amend the City of Plano Tax Increment Finance Reinvestment Zone No. 2, County Judge.

Frank Turner, Deputy City Manager, City of Plano, representing both the TIF (Tax Increment Finance) Board #2 and the city of Plano came forward to ask the Court to approve three amendments to the TIF Plan for District 2. The district was created in 1999 with a 15-year duration. It was anticipated during these 15 years that this TIF District would generate approximately \$25 million in revenue from combined contributions. Collin County presently participates with an annual contribution rate of 80%, Collin County Community College with a rate of 50%, Plano ISD (Independent School District) made its contribution on the debts out of the operations side of their tax rate with a 50% contribution rate, and the city of Plano participating at 100% of the tax increment revenue.

At the end of this 15-year period, the TIF district has resulted in over \$40 million in tax increment that has supported notable projects such as the new Mendenhall Elementary School, the Bird Center, the Cox Building and Courtyard Theater and many street and other infrastructure improvements supporting downtown Plano's revitalization. TIF funds have also been used for transportation projects such as the reconstruction of 15th Street. Proposed projects include the next phase of the 15th Street Reconstruction, new streets to serve Eastside Village I and II and 15th Street Village. The revised project plan includes improvements to 18th Street, utility and streetscape improvements to 14th Street, access to the Parker Road rail station platform, and the purchase of land for parking near the proposed 12th Street Cotton Belt rail station.

The first of the three requests to amend the TIF Plan is for a rebalancing of program activities. The second request is for a slight alteration of district boundaries and the third and most significant request is to ask the Court to participate with the city of Plano for another 15-year extension. While Plano ISD and Collin County Community College will no longer be participating, the city of Plano has approved the 15-year extension at 100% of the tax increment revenue and hopes the county will continue to be a partner. The contribution rate for the county for the next 15-year period would drop from 80% to 50%. Assuming 1.5% growth annually in tax base during the next 15 years, the TIF will generate approximately \$18 million with \$4 million of that coming from the county and \$14 million from the city of Plano. TIF 2 has been an important tool in the revitalization of downtown Plano and the DART corridor and the city of Plano would appreciate the Court's continued support.

Commissioner Williams wanted to mention when TIF districts were first put in place by the legislature it was envisioned that they would be instruments for blighted areas and for revitalization. TIF 2 is really the only TIF that the Court has dealt with which actually meets both the letter and spirit of that effort and has been very successful. It has been critical to the city of Plano and has increased values and the willingness for the private sector to look at those areas. There is still a lot to be done and the Commissioner is very supportive and hopes Court will continue to do so. Commissioner Reid agreed that it is a good investment and ultimately benefits everyone because it raises the total tax base that comes into cities and the county. With no further comments, a motion was made to amend the City of Plano Tax Increment Finance Reinvestment Zone No. 2. (Time: 1:52 p.m.)

Motion by: Commissioner Cheryl Williams
Second by: Commissioner Duncan Webb
Vote: 4 - 0 Passed

COURT ORDER NO. 2014-329-06-09

8. AI-38306 Mass Gathering Permit for firework stands in Brockdale Park area, Administrative Services.

John Hafen, attorney representing Mr. Big's Fireworks, updated the Court on behalf of Mr. Big's Fireworks and Burch Fireworks regarding the plan for the event. While a Mass Gathering Permit has been applied for, both Mr. Big's and the Burches have agreed to maintain attendance at both events below the statutory threshold for a mass gathering. There will be 15 licensed peace officers in attendance. These peace officers will also be available to assist the Sheriff's Office personnel if necessary and to assist with any issues with barricades and parking. Six of the 15 officers will be stationed at the entrance to both properties and designated to traffic control issues. Mr. Big's has contracted with Buyers Barricades in Ft. Worth to provide a placement plan and the set up and take down of the barricades. Mr. Big's and Mrs. Burch have agreed to provide 12 employees each to provide trash pick-up on site and in the surrounding public areas as well as the shoulders and roadway.

They have been in contact with Barry Heard, Area Engineer, and Mohammad Khoshkar, Engineer with TxDOT (Texas Department of Transportation) and are anticipating obtaining the special events permit within the next week or two. Currently it is being determined whether or not they can use yellow caution tape with the barricades. Mr. Big's has also contracted for the provision of 14 restroom facilities on his property, and the Burches have committed to four since their property is significantly smaller. With respect to fire safety, the Branch Volunteer Fire Department has committed to be on the properties on July 3rd and July 4th to help manage fire control.

Judge Self asked how they planned to limit the number of attendees. Mr. Hafen said there will be people posted at the ingress and egress of both properties using counters and taking a physical count of those entering and exiting. They will not allow anyone to enter once the threshold has been reached. The Judge said, if all the elements of this plan come together, the Court offers its congratulations and looks forward to a successful event. (Time: 1:35 p.m.)

NO ACTION TAKEN

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

Judge Self recessed the meeting of the Commissioners' Court at 3:16 p.m. and called to order the meeting of the Health Care Foundation. The meeting was reconvened at 3:36 p.m.

EXECUTIVE SESSION

Judge Self recessed the meeting into Executive Session under Paragraph 551.074 of the Local Government Code, Personnel, to discuss the Facilities Director in conjunction with Paragraph 551.071, Legal Consultation regarding the discretionary exemption in the bid process on agenda item 4j4. (Time: 3:16 p.m.)

The meeting was reconvened at 3:54 p.m. Judge Self asked for a motion. A motion was made with regard to item 4j4 to grant an exemption to the bid process per Section 262.024(a)(4) VTCA LGC "a personal or professional service", in order to make payment due on the current balance for work performed related to a leak and for any future services necessary to locate and repair the underground chilled water leak located at the courthouse and that a contract be entered into with the vendor associated with both the previous work and future work. (Time: 3:55 p.m.)

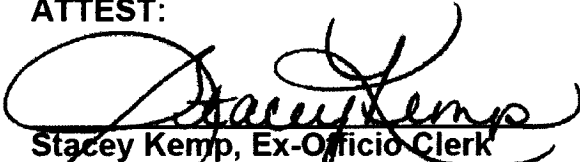
Motion by: Commissioner Duncan Webb
Second by: Commissioner Mark Reid
Vote: 3 – 0 Passed

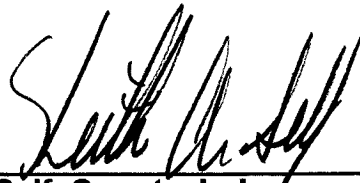
COURT ORDER NO. 2014-328-06-09

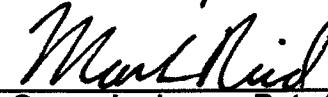
There being no further business of the Court, Judge Self adjourned the meeting at 3:55 p.m.



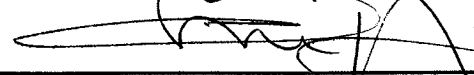
ATTEST:


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


Keith Self, County Judge


Mark Reid, Commissioner, Pct. 1


Cheryl Williams, Commissioner, Pct. 2


Chris Hill, Commissioner, Pct. 3


Duncan Webb, Commissioner, Pct. 4