

STATE OF TEXAS
COUNTY OF COLLIN

COMMISSIONERS' COURT
MEETING MINUTES
DECEMBER 22, 2014

On Monday, December 22, 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 Susan Fletcher, Precinct 1
Commissioner Cheryl Williams, Precinct 2
Commissioner Chris Hill, Precinct 3

Absent: Commissioner Duncan Webb, Precinct 4

Commissioner Fletcher led the Invocation.
Commissioner Williams led the Pledge of Allegiance.
Commissioner Hill 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 1:57 p.m. and adjourned the meeting at 1:57 p.m.

DECISIONS MANDATED BY LEGAL ENTITIES OUTSIDE OF COMMISSIONERS COURT AUTHORITY:

1. AI-39364 Personnel Appointments, Human Resources.

FYI NOTIFICATION

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

2. AI-39340 Addendum No. 1 to Construction, Canopy At Juvenile Detention Center (IFB No. 2015-042) to add the Pre-Bid Conference meeting attendees list, Purchasing.

3. **AI-39376** State designation of local government authority to certify high unemployment areas, County Judge.

Judge Self referenced a map on page 15 of the Court packet which shows the underemployed area of McKinney just north of SH121. The Judge explained the TEA (Targeted Employment Area) program is a federal program for immigration in which a substantial investment in this area leads to priority in immigration status. Governor Rick Perry has designated the County Judge the authority to certify any area that meets the necessary unemployment rate to qualify as a high unemployment area under EB-5 program regulations. This is the second time the Judge has participated in this program. (Time: 1:34 p.m.)

4. **AI-39320** P-Card Disbursements, Auditor.

2. Public Comments.

3. Presentation/Recognition.

4. **Consent agenda to approve:** Judge Self pulled item 3 from FYI Notification, 4b1 and 4e4 for discussion. The Judge deleted items 4e3 and 4g2 and then asked for comments on the remainder of the consent agenda. Commissioner Hill pulled item 4e1. With no further comments, a motion was made to approve the remainder of the consent agenda. (Time: 1:32 p.m.)

Motion by: Commissioner Chris Hill
Second by: Commissioner Susan Fletcher
Vote: 4 – 0 Passed

- a. **AI-39361** Disbursements for the period ending December 16, 2014, Auditor.

COURT ORDER NO. 2014-1018-12-22

b. Advertisement(s):

1. **AI-39339** Video Visitation System (RFP No. 2014-259), Information Technology.

Sheriff Terry Box and Caren Skipworth, CIO, came forward to address the Court on the Video Visitation System RFP (Request for Price). Sheriff Box explained in 2007 when the fourth cluster was built it was decided to put in video visitation in the lobby area. This system is now several years old and parts are either unavailable or very hard to find. It is an analog system and costs \$1,200 each time someone comes to repair the system.

The plan is to have video visitation put in the infirmary and the special housing unit. When visitors come to these units, the inmates need to be shackled and brought to a visiting booth in the front of the jail. Adding video visitation to these areas will help with security and transfer areas. Two video visitation booths were put in the courthouse a few years ago and the Sheriff would like to add two more since they are used so often by attorneys to communicate with the inmates regarding pleas. The equipment is worn out and not supportive for adding more equipment.

Funding for this project will come from 03JAIL which Monika Arris, Budget, explained is the remaining bond funds from the 2003 bond issue designated specifically for the jail. Sheriff Box said the two video visitation booths in the courthouse were paid with commissary funds because they benefitted the inmates. However, legally these funds cannot support the entire video visitation system. Ms. Skipworth said the backend equipment that was installed in the courthouse two years ago was pulled from UDCF (University Drive Courts Facility) and is old reused equipment. Judge Self asked what the warranty on the software upgrades would cost the County. Ms. Skipworth said the annual maintenance is approximately 20% of the total cost of the system and is included in the maintenance. With no further discussion, a motion was to approve the item. (Time: 1:38 p.m.)

Motion by: Judge Keith Self
Second by: Commissioner Cheryl Williams
Vote: 4 – 0 Passed

COURT ORDER NO. 2014-1019-12-22

c. Agreement(s):

1. **AI-39345** Interlocal Agreement with the City of Celina for funding through the 5th Series – 2007 Parks/Open Space Project Funding Assistance Program (Bond Project No. 07PG63) for the Light Farms Regional Park Land Acquisition and further authorize the County Judge to finalize and execute same, Special Projects.

COURT ORDER NO. 2014-1020-12-22

2. **AI-39337** Interlocal Agreement with the City of Sachse for the improvements to Ranch Road from Harlan to Clearmeadow and from Dewitt Road to Sachse Fire Station #2 (Bond Project No. 07-087) (County's participation NTE \$480,000), further authorize the County Judge to finalize and execute same, Engineering.

COURT ORDER NO. 2014-1021-12-22

d. Amendment(s):

1. **AI-39379** No. 4 to the Lease Agreement with the Collin County Health Care Foundation and Collin County for property located at 900 East Park Boulevard, Suite 200 Plano, Texas to extend the lease term through and including December 31, 2015 and further authorize the County Judge to finalize and execute same, Construction & Projects.

COURT ORDER NO. 2014-1022-12-22

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

1. **AI-39323** \$23,907 to correct the negative category balance for year end FY 2014, Medical Examiner.

Commissioner Hill asked Monika Arris, Budget, and Dr. William Rohr, Medical Examiner, to present this item. Ms. Arris explained this item is to clear up the M&O (Maintenance and Operations) fund in order to pay vendors. Dr. Rohr said the negative balance of \$19,588 is not the result of an increased caseload, but rather a price increase by the vendor – National Medical Services. The number of cases stayed about the same for the last fiscal year, but there were several price increases for laboratory tests which totaled approximately \$36 per case.

Autopsy services had a negative balance of \$5,685 and Dr. Rohr explained this is due to the new part-time pathologist who is utilizing autopsy assistance more frequently. The next increase was for ambulance services totaling \$2,655. Dr. Rohr said this comes out to be about 21 extra bodies brought in. Lastly, the \$488 deficit for permits is due to membership and organization fees for the new part-time pathologist. Judge Self confirmed with Ms. Arris that this is a budget adjustment within the Medical Examiner's budget and not a budget increase. With no further comments, a motion was made to approve the item. (Time: 1:43 p.m.)

Motion by: Commissioner Chris Hill
Second by: Commissioner Cheryl Williams
Vote: 4 – 0 Passed

COURT ORDER NO. 2014-1023-12-22

2. **AI-39334** \$192,598 to move funding back into program contingency, Budget.

COURT ORDER NO. 2014-1024-12-22

3. **AI-39327** \$18,574,124 for the encumbrance rollover from FY2014 to FY2015, Auditor.

HELD

4. **AI-39356** \$26,085,001 to adjust the budget for the bond issues and refunding, Auditor.

Judge Self asked Jeff May, Auditor, why there was only \$23 million in revenues and \$26 million in expenditures. Mr. May explained most of this was to cover the bond issues in 2014. Mr. May referred to page 268 of the court packet and said the first two items are adjustments to the 2013 bond issues. There was an error in the Auditor's office and the payment for the road bonds in 2013 was not included in the adopted budget. The tax rate calculation was correct but the budget issue needed to be adjusted. There were more than sufficient taxes to cover the debt service payments. With no further comments, a motion was made to approve the item. (Time: 1:44 p.m.)

Motion by: Judge Keith Self
Second by: Commissioner Cheryl Williams
Vote: 4 – 0 Passed

COURT ORDER NO. 2014-1025-12-22

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

1. **AI-39346** December 1, 2014.

COURT ORDER NO. 2014-1026-12-22

g. Miscellaneous

1. **AI-39333** Acceptance of the FY 2015 CoServ Charitable Foundation Grant in the amount of \$12,719 for bulletproof vests, Auditor.

COURT ORDER NO. 2014-1027-12-22

2. **AI-39377** Order approving the appointment of Judge Terry Douglas as a Visiting Temporary Justice of the Peace and further authorize the County Judge to finalize and execute same, County Judge.

PULLED

3. **AI-39378** Order approving the appointment of Judge Johnny Lewis as a Visiting Temporary Justice of the Peace and further authorize the County Judge to finalize and execute same, County Judge.

COURT ORDER NO. 2014-1028-12-22

4. **AI-39358** Acceptance of 1,518 cubic yards of asphalt road millings from the Texas Department of Transportation under the TxDOT County Assistance Program (CAP), Public Works.

COURT ORDER NO. 2014-1029-12-22

5. **AI-39357** Partial road closure (right lanes) of County Roads 132, 134, 138, 176, 177, 178 and 179 on March 22, 2015 to facilitate the Texas High School Cycling League (THSCL) bicycle race, Public Works.

COURT ORDER NO. 2014-1030-12-22

6. **AI-39326** Deposit the net proceeds totaling \$38,936.63 from the Collin County On-Line Auction held on November 3, 2014 per Local Government Code 263.156, Purchasing.

COURT ORDER NO. 2014-1031-12-22

7. **AI-39352** Rescind Court Order No. 2014-940-12-01 to amend the FY 2015 fee schedule to change the daily GPS monitoring fee from \$5.45 to \$6.00, Sheriff.

COURT ORDER NO. 2014-1032-12-22

8. **AI-39380** Rescind Court Order No. 2014-985-12-15 for Amendment No. 4 to the Lease Agreement with the Collin County Health Care Foundation and Collin County for property located at 900 East Park Boulevard, Suite 200, Plano, Texas, Construction & Projects.

COURT ORDER NO. 2014-1033-12-22

9. **AI-39365** Personnel Appointments, Human Resources.

COURT ORDER NO. 2014-1034-12-22

10. **AI-39366** Personnel Changes, Human Resources.

COURT ORDER NO. 2014-1035-12-22

GENERAL DISCUSSION

5. **AI-39319** Status update on Juvenile Director Search, Human Resources.

Cynthia Jacobson, Human Resources, said HR is currently working to obtain a new Director of Juvenile Services. Due to the importance of the position, they are looking at a search firm. The cost will be approximately \$20,000. Purchasing sent out 17 requests for search firms and received only two responses. One firm does have a fairly strong background in the juvenile area.

There are a few internal candidates as well as some directors and assistant directors from local counties. The search firms have been asked to provide three to five additional qualified candidates that have been directors or assistant directors other than the candidates which have already applied. There is a committee of judges planning to meet sometime in the first two weeks of January to recruit for this position.

The job description has been updated and a flyer prepared. Judge Self said this is becoming time critical since the position has been vacant for almost two months. Ms. Jacobson said all the prep work and coordination has been done and it should go fairly quickly once a search firm is selected. (Time: 1:47 p.m.)

NO ACTION TAKEN

6. AI-38983 North Central Texas Council of Governments (NCTCOG) Executive Board monthly update, County Judge.

Judge Self said there were several items of interest from the meeting. The first item was the Mass Fatality Training and Exercise Project which the Judge saw no problems with and voted in favor of it.

The second item of interest was a new program for Google High-Resolution Orthophotography for the smaller counties which don't have the funding to purchase the more expensive product that the larger counties pay for. The Judge voted against this item because as participants we pay for the high-end product (\$1.6 million), but NCTCOG's (North Central Texas Council of Governments) 911 Department will provide funding for this project.

The third item was the iSWM (integrated Stormwater Management) Program. We have had a Stormwater Management Program for many years. This is an integrated program that takes it to more extensive regulations. The COG (Council of Governments) staff was very positive on this until the Fort Worth city representative on the Executive Board said they get routine calls from developers saying this iSWM Program basically kills a development in many ways. There are complaints from developers about the standards. No one in Collin County uses this iSWM Program but several cities – Allen, Plano, Murphy and Wylie - are looking at it. Some of these cities are pulling parts that they like out of the iSWM and using that in their own regulations. The Judge voted against this item and does not feel we need to encourage or educate cities on iSWM if they are already taking the parts they like and using them.

The fourth item was Light Farms Regional Park Plan and Green Infrastructure Demonstration Project. The Judge raised questions about this because they are keeping 10% of the \$100,000 grant at the COG for management. Keeping 10% is normal but they don't keep 10% out of every grant for management. Judge Self said he would vote in favor of this if it read "COG may retain up to 10%." The change was made to the resolution and the item passed.

The fifth item was the Metropolitan Transportation Plan for North Central Texas 2014 Amendment and the 2014 Transportation Conformity Determination for the Ten-County Area. Judge Self voted against this based on this Court's unanimous vote on no new CDAs (Comprehensive Development Agreement) in this coming legislative session. Judge Self made a plea to Toni Rose, legislation delegation member at the COG Executive Board, for the LIRAP (Low-Income Repair Assistance Program) and TERP (Texas Emissions Reduction Plan) money to be released by the legislature. The Judge voted against this because there was no breakout of the \$40 billion for freeways, toll ways and arteries, and until then the Judge believes we still may be in danger of nothing but toll lanes here in the future.

The sixth item of consequence was an update on the Consent Decree between the California Sierra Club and the EPA (Environmental Protection Agency). The California Sierra Club sued the EPA for failure to reclassify the DFW non-attainment area from "Serious" to "Severe" due to not attaining the 85 ppb (parts per billion) standard in 2013. DFW will get a severe designation unless one of two things happens; either the EPA re-designates the DFW attainment area to the 1997 standards, or the EPA revokes the 1997 standards. If this doesn't happen and DFW is designated a "severe" area, there will be serious consequences on economic development in this area. The next standard may also be an issue. It could go from 75 ppb down to 60 ppb with 42 ppb occurring naturally in the DFW area.

The seventh item was the Judge would like to see a Collin County legislator become the ex-officio, non-voting seat on the NCTCOG Executive Board since this Board passes through so many federal grant dollars to this region.

Lastly, Judge Self asked the COG staff to consider streaming and archiving meetings so people can see what is being done. (Time: 1:55 p.m.)

NO ACTION TAKEN

7. AI-38856 84th Legislative Agenda for 2015, Commissioners Court.

Judge Self said there is a contract coming up with Public Information Associates regarding the NorthSTAR alternative. The Judge met with Mr. Collins, CEO of Green Oaks, and he is very positive about joining us in this effort. The Green Oaks Wysong Campus in McKinney will become an intake and psychiatric hospital only. (Time: 1:56 p.m.)

NO ACTION TAKEN

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

Judge Self asked Jeff May, Auditor, to do an audit of the 2007 Bond Funds. The reason they are having so much trouble tracking the funds is because the bond project numbers were in the original book which was preempted by the engineering company. The Judge would like to know which bond projects are giving money and which are getting money. (Time: 1:56 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 at 1:56 p.m.



Keith Self

Keith Self, County Judge

Susan Fletcher

Susan Fletcher, Commissioner, Pct. 1

Cheryl Williams

Cheryl Williams, Commissioner, Pct. 2

Chris Hill

Chris Hill, Commissioner, Pct. 3

Not Present

Duncan Webb, Commissioner, Pct. 4

ATTEST:

Stacey Kemp

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