

STATE OF TEXAS

COUNTY OF COLLIN

COMMISSIONERS' COURT
MEETING MINUTES
DECEMBER 1, 2014

On Monday, December 1, 2014, the Commissioners' Court of Collin County, Texas, met in Regular Session in the Haggard Library, 1st Floor, 2501 Coit Road, City of Plano, Texas, with the following members present, and participating, to wit:

Judge Keith Self
Commissioner Cheryl Williams, Precinct 2
Commissioner Chris Hill, Precinct 3
Commissioner Duncan Webb, Precinct 4

Absent: Commissioner Susan Fletcher, Precinct 1

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

1. Judge Self called to order the meeting of the Collin County Commissioners' Court at 6:00 p.m.

President Self called to order the meeting of the Collin County Health Care Foundation at 6:44 p.m. and adjourned the meeting at 6:44 p.m.

President Self called to order the meeting of the Collin County Housing Finance Corporation at 6:45 p.m. and adjourned the meeting at 6:45 p.m.

DECISIONS MANDATED BY LEGAL ENTITIES OUTSIDE OF COMMISSIONERS COURT AUTHORITY:

1. AI-39183 Budget amendment in the amount of \$2,000 to pay for new style patrol graphics on the SO mustang used by Crime Prevention from the Seizure Funds, Sheriff.
2. AI-39268 Personnel Appointments, Human Resources.
3. AI-39272 Personnel Changes, Human Resources.

FYI NOTIFICATION

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

Commissioner Webb pulled this item because he had requested a policy relating to platting of private roads be put on the list. Bill Bilyeu, County Administrator, said it is an agenda item for a future court, but he will put it back on the list. (Time: 6:06 p.m.)

2. Addenda, Purchasing:

a. AI-39222 No. 1 to Construction, Myers Park Pavilion (IFB No. 2014-341) to make various changes to the Invitation For Bids.

b. AI-39223 No. 1 to Professional Services, Engineering, Mechanical, Electrical, and Plumbing (MEP) (RFQ No. 2015-011) to extend the due date.

3. AI-39189 P-Card Disbursements, Auditor.

Commissioner Webb pulled this item because there is a \$300 charge for SurveyMonkey.com. This is the third time a department has purchased a subscription to SurveyMonkey.com when, in fact, the County already has a subscription which can be used by every department. The Commissioner wanted the elected officials and department heads to know this. Jeff May, County Auditor, said he has talked to the Purchasing Director and she will get the word out. (Time: 6:07 p.m.)

4. AI-39298 Letters of support for the Sunset Commission Staff report on NorthStar, County Judge.

Commissioner Williams explained the NTBHA (North Texas Behavioral Health Authority) Board sent a letter to the Sunset Advisory Commission laying out specific ideas for change. The letter was never circulated to or approved by the Board as a whole. The Sunset Commission is reviewing the entire HHSC (Health and Human Services Commission) for the state and a section of that is System Issue 9 (NorthSTAR) which is how mental health services are delivered in a seven-county area. We have been unhappy with the level of service provided and have used this as an opportunity for change and for Collin County to opt out and handle mental health services in a completely different fashion. From the beginning, the Court has supported the Sunset staff recommendation to disband NorthSTAR and create a new and different methodology. We have and will continue to support that effort. Additionally, in that document it pointed out there were only three entities that did not support the NTBHA position. It failed to provide that those three entities account for the vast majority of service being provided.

Judge Self feels the Commissioner's letter will have an impact on the Sunset Commission. This is a critical item for the legislative agenda because this is an opportunity to make a change and really improve how services are being provided. The bottom line is there are not enough services and there is a need for more mental health services in our county. (Time: 6:43 p.m.)

5. Notification of budget adjustment(s)/amendment(s), Auditor:

a. AI-39156 \$30,205 to establish the budget for the FY 2015 Title IV-E County Legal Services grant.

b. AI-39062 \$166,805 to establish the budget for the 2014 Urban Area Security Initiative Grant Program.

6. AI-39226 Voluntary Terminations, Human Resources.

2. Public Comments.

3. Presentation/Recognition.

4. Consent agenda to approve: Judge Self asked for comments on the consent agenda. Commissioner Webb pulled item 1 from FYI Notification and a p-card disbursement from item 3 on FYI Notification, the Schindler Corporation check and items 4b2 and 4c2h. With no further comments, a motion was made to approve the remainder of the consent agenda. (Time: 6:05 p.m.)

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

a. AI-39227 Disbursements for the period ending November 25, 2014, Auditor.

All disbursements with the exception of Schindler Elevator were approved with the consent agenda vote.

COURT ORDER NO. 2014-902-12-01

A motion was made to approve the disbursement to Schindler Corporation. Commissioner Webb did not participate in the vote. (Time: 6:05 p.m.)

Motion by: Commissioner Cheryl Williams
Second by: Commissioner Chris Hill
Vote: 3 – 0 Passed
Abstained: Commissioner Duncan Webb

COURT ORDER NO. 2014-903-12-01

b. Agreement(s):

1. **AI-39140** Agreement with Appriss for the Texas Statewide Automated Victim Notification Service (SAVNS) for the period beginning September 1, 2014 through and including August 31, 2015 in the amount of \$27,715.32 and further authorize the County Judge to finalize and execute same, Auditor.

COURT ORDER NO. 2014-904-12-01

2. **AI-39180** Interlocal Agreement with the City of Blue Ridge for Animal Control and Animal Shelter Services and further authorize the County Judge to finalize and execute same. Payments will be made in quarterly installments for an annual amount of \$11,000, Development Services.

Commissioner Webb pulled this item because the City of Blue Ridge is asking for an effective date of December 2, 2014, while the written agreement shows an effective date of October 7, 2014. Misty Brown, Development Services, said the city asked for the later start date most likely because their current contract required a 60-day termination notice. With no further comments, a motion was made to approve the item using the effective date of December 2, 2014. (Time: 6:07 p.m.)

Motion by: Commissioner Duncan Webb

Second by: Commissioner Chris Hill

Vote: 4 – 0 Passed

COURT ORDER NO. 2014-905-12-01

3. **AI-39174** Amended Interlocal Agreement with the City of Plano for the widening of McDermott Road from Coit Road to Ohio Drive (2003 Bond Project No. 03-055 and 2007 Bond Project No. 07-074), budget amendment in the amount of \$304,798 (County's participation NTE \$1,104,798) and further authorize the County Judge to finalize and execute same, Engineering. This Amended Interlocal Agreement supersedes and repeals the Interlocal Agreement approved by Court Order No. 2010-161-02-22.

COURT ORDER NO. 2014-906-12-01

4. **AI-39186** Interlocal Agreement for the City of Allen for funding through the 5th Series-2007 Parks/Open Space Project Funding Assistance Program (Bond Project No. 07PG61) for the Molsen Farm Acquisition II, to acquire approximately 14 additional acres and further authorize the County Judge to finalize and execute same, Special Projects.

COURT ORDER NO. 2014-907-12-01

5. **AI-39184** Interlocal Agreement with the City of Allen for funding through the 5th Series-2007 Parks/Open Space Project Funding Assistance Program (Bond Project No. 07PG62) for the construction of Watters Branch Community Park, Phase I and further authorize the County Judge to finalize and execute same, Special Projects.

COURT ORDER NO. 2014-908-12-01

6. **AI-39208** Interlocal Agreement with the City of Lavon for funding through the 5th Series-2007 Parks/Open Space Project Funding Assistance Program (Bond Project No. 07PG65) for the construction of Eagle Pond Walking Trails and further authorize the County Judge to finalize and execute same, Special Projects.

COURT ORDER NO. 2014-909-12-01

7. **AI-39207** Interlocal Agreement with the City of Lavon for funding through the 5th Series-2007 Parks/Open Space Project Funding Assistance Program Bond Project No. 07PG66) for the acquisition of land to develop Lavon Area Community Sports Park and further authorize the County Judge to finalize and execute same, Special Projects.

COURT ORDER NO. 2014-910-12-01

8. **AI-39187** Interlocal Agreement with the City of Plano for funding through the 5th Series-2007 Parks/Open Space Project Funding Assistance Program (Bond Project No. 07PG67) for the construction of Cottonwood Creek Trail Connection and further authorize the County Judge to finalize and execute same, Special Projects.

COURT ORDER NO. 2014-911-12-01

9. **AI-39188** Interlocal Agreement with the City of Princeton for funding through the 5th Series-2007 Parks/Open Space Project Funding Assistance Program (Bond Project No. 07PG68) for the construction of Community Park Trail and further authorize the County Judge to finalize and execute same, Special Projects.

COURT ORDER NO. 2014-912-12-01

c. Amendment(s):

1. **AI-39127** No. 1 to Insurance, Medical, Dental, Vision, FSA & Cobra (RFP No. 09308-11) and Insurance, Prescription Drug Program (RFP No. 09326-11) with United Health Care to renew the contracts at the same terms and conditions for the period January 1, 2015 through and including December 31, 2015 and further authorize the Purchasing Agent to finalize and execute same, Human Resources.

COURT ORDER NO. 2014-913-12-01

2. **No. 1 to the Interlocal Agreement for Collin County to provide EMS Services through American Medical Response (AMR) to extend the contract for one (1) year through and including October 31, 2015 and further authorize the Purchasing Agent to finalize and execute same, Fire Marshal:**

a. **AI-39191** City of Anna for an annual amount of \$124,154.68.

COURT ORDER NO. 2014-914-12-01

b. **AI-39192** City of Blue Ridge for an annual amount of \$13,265.32.

COURT ORDER NO. 2014-915-12-01

c. **AI-39193** City of Farmersville for an annual amount of \$39,578.05.

COURT ORDER NO. 2014-916-12-01

d. **AI-39194** City of Josephine for an annual amount of \$15,961.97.
COURT ORDER NO. 2014-917-12-01

e. **AI-39195** City of Lowry Crossing for an annual amount of \$23,221.12.
COURT ORDER NO. 2014-918-12-01

f. **AI-39196** City of Melissa for an annual amount of \$78,883.71.
COURT ORDER NO. 2014-919-12-01

g. **AI-39197** City of Nevada for an annual amount of \$12,053.19.
COURT ORDER NO. 2014-920-12-01

h. **AI-39198** City of Princeton for an annual amount of \$104,733.38.

Commissioner Webb pulled this item which is a contract amendment because it shows the beginning of the contract year as November 1, 2013, and it should be November 1, 2014. With no further comments, a motion was made to approve the item with the correction made. (Time: 6:08 p.m.)

Motion by: Commissioner Duncan Webb
Second by: Commissioner Chris Hill
Vote: 4 – 0 Passed

COURT ORDER NO. 2014-921-12-01

i. **AI-39199** City of Weston for an annual amount of \$5,284.34.
COURT ORDER NO. 2014-922-12-01

d. Ratification of the County Judge's prior approval:

1. **AI-39177** Equitable Sharing Agreement and Certification between the Federal Government, Collin County and the Collin County Sheriff's Office for participation in the federal equitable sharing program, Auditor.

COURT ORDER NO. 2014-923-12-01

e. Receive and File, Auditor:

1. **AI-39214** Change of Office Inventory for Development Services.
COURT ORDER NO. 2014-924-12-01

2. **AI-39216** Change of Office Inventory for Engineering.
COURT ORDER NO. 2014-925-12-01

3. Final Audit Result(s):

a. **AI-39220** County Clerk (1st & 2nd Quarter FY2013).
COURT ORDER NO. 2014-926-12-01

b. **AI-39209** Justice of the Peace, Precinct 3-2 (1st & 2nd Quarter FY2013).
COURT ORDER NO. 2014-927-12-01

c. **AI-39212** Child Protective Services (1st, 2nd, 3rd & 4th Quarter FY2013).
COURT ORDER NO. 2014-928-12-01

d. **AI-39221** Engineering (3rd & 4th Quarter FY2013).
COURT ORDER NO. 2014-929-12-01

e. **AI-39217** County Clerk (4th Quarter FY2013).
COURT ORDER NO. 2014-930-12-01

f. **AI-39210** Constable, Precinct 1 (1st Quarter FY2014).
COURT ORDER NO. 2014-931-12-01

g. **AI-39215** Development Services (1st Quarter FY2014).
COURT ORDER NO. 2014-932-12-01

h. **AI-39211** Engineering (1st Quarter FY2014).
COURT ORDER NO. 2014-933-12-01

i. **AI-39213** CSCD (1st & 2nd Quarter FY2014).
COURT ORDER NO. 2014-934-12-01

j. **AI-39218** Justice of the Peace, Precinct 4 (2nd Quarter FY2014).
COURT ORDER NO. 2014-935-12-01

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

1. **AI-39201** November 10, 2014 Special Session.
COURT ORDER NO. 2014-936-12-01

2. **AI-39200** November 10, 2014.
COURT ORDER NO. 2014-937-12-01

3. **AI-39204** November 12, 2014 Canvass Election Special Session.
COURT ORDER NO. 2014-938-12-01

g. Miscellaneous

1. **AI-39224** Adoption of the Sale of Struck Off Property Policy hereby authorizing the County Judge to execute any documents necessary to facilitate the resale of any property struck off to Collin County for delinquent taxes that satisfies the criteria of Texas Property Tax Code Section 34.05(h)(2), Administrative Services.
COURT ORDER NO. 2014-939-12-01

2. **AI-39165** Amend the FY 2015 fee schedule to change the daily GPS monitoring fee from \$5.45 to \$6.00, Sheriff's Office.

COURT ORDER NO. 2014-940-12-01

3. **AI-39225** Reclassification of Criminal Investigator positions (Grade 557) to Sergeant (Grade 557, Retitle only), Human Resources.

COURT ORDER NO. 2014-941-12-01

4. **AI-39269** Personnel Appointments, Human Resources.

COURT ORDER NO. 2014-942-12-01

5. **AI-39270** Personnel Changes, Human Resources.

COURT ORDER NO. 2014-943-12-01

GENERAL DISCUSSION

5. **AI-39148** Review of Animal Services monthly/quarterly statistics, Budget.

Misty Brown, Development Services, started off with the number of animals processed in 2014 and explained this year was similar to previous years with its seasonal peaks and dips. As the weather gets colder there is less animal activity. Commissioner Webb asked why the number of owner-relinquished animals in 2014 was over 100 more animals than in 2013. Ms. Brown could not say why there was an increase but could track the reason for surrender of an animal. The two most common reasons are "Owner does not want" and "Owner has too many animals".

The next category was Stray Relinquish which are animals brought in by someone who found the animal and could not care for it. These numbers stay relatively low. Next was Code Impound which includes animals on a 10-day hold for rabies evaluation due to bites or scratches. Most of the animals come from the next category which is Stray Impound. Ms. Brown said they have seen a consistent drop annually in the number of impounded animals which is hopefully due to aggressive spaying and neutering.

Next was Redemption which includes animals picked up by their owners and this number historically stays about the same. Commissioner Williams said the City of Frisco is very aggressive in their efforts to locate animal owners prior to bringing the animal to the shelter. Each of their trucks is equipped with a scanner and Frisco has the lowest number of animals being brought into the shelter. Commissioner Hill suggested if Frisco is the city of best practice in the County, then other cities should follow their example.

Commissioner Hill asked if these statistics could be tracked by cities. Currently Ms. Brown's system is not suited for this but she is working on it. The next category is Ownership change which shows the animals that are leaving the shelter and going to the SPCA (Society for the Prevention of Cruelty to Animals) or other rescue agencies. The distinct downturn in this number is because in past years every animal that left the shelter was coded as an ownership change. Now the shelter does formal adoptions and Ms. Brown is working with Budget to have those numbers added in. In 2014, 1,023 animals went to rescue agencies and 2,805 were adopted.

The Euthanized category is trending downward and animals are not euthanized for space. This is done when an animal is absolutely not adoptable or has a devastating disease. The euthanized rate for adoptable dogs is 0% and for cats is approximately 10% due to the large number of feral cats. Commissioner Williams said the best way to reduce the feral cat colonies is to bring the cats in to be spayed or neutered and then return them to the colony. Judge Self and Commissioner Webb suggested separating the numbers to show how few dogs and cats have been euthanized versus skunks, squirrels and other wild animals.

The average daily holding time for dogs has increased. The average is not excessive, however, and a month is considered to be on the high side. Ms. Brown commended her staff and volunteers at the shelter. (Time: 6:25 p.m.)

NO ACTION TAKEN

6. AI-36908 TAPS Quarterly update, Commissioner, Precinct 3.

Commissioner Hill presented an update from the last TAPS (Texoma Area Paratransit Systems) Board meeting. The first item of interest was TAPS Public Transit has expanded bus service in McKinney from the current three routes to seven routes. They are using their resources more efficiently and have tracked the on-demand pick-ups and drop-offs in McKinney and built routes around these. They are expecting to capture 70% of their passengers through these fixed routes.

The TAPS Call Center will now require anyone who lives within $\frac{3}{4}$ of a mile of a bus stop to take the bus. TAPS has been working with these riders and getting them ready for the change. Riders with either mental or physical disabilities will continue to qualify for on-demand door-to-door service.

Another item of interest is the rural JARC (Job Access and Reverse Commute) routes that will be taking riders each morning from Celina, Prosper, Anna, Melissa, Farmersville, Wylie and Princeton. It is scheduled to begin by the end of January 2015.

Also DART (Dallas Area Rapid Transit) has created a GoPass app allowing riders to purchase their fare using their smart phones which they will show to the bus driver or on the train. TAPS has signed an agreement with DART and will be included in that app. A rider originating in a TAPS city and traveling to a DART city can purchase both fares at the same time using the app.

The last item is cities that are in the Dallas urban area that are not DART member cities are under the direction, from a transit standpoint, of COG (Council of Governments). COG has been paying for transit service in that region for the past 18 months allowing cities to have time to decide if they are going to pay for the services now that they are familiar with them. The cities of Frisco, Allen, Fairview, Murphy and Wylie have signed agreements with TAPS to begin utilizing the services. St. Paul, Parker, Lavon, Lucas and Sachse have all opted out of that service. (Time: 6:30 p.m.)

NO ACTION TAKEN

7. AI-39266 Discussion of AG Opinion regarding RQ-1229-GA, County Judge.

Bill Bilyeu, County Administrator, explained this goes back to a ballot proposition in 2001 setting up the Mobility Fund. The Mobility Fund is now being used as a backstop. For example, if SH 161 and I-635 don't make enough money to cover the bills, then TxDOT (Texas Department of Transportation) will make up the payments from the Mobility Fund. This will tie up future revenues and could prevent other mobility projects. This is a 14-year-old constitutional amendment.

Judge Self said the Texas Mobility Fund was revenue backed by gas taxes. The request for an AG Opinion alleges the voters never approved the gas tax to help fund toll roads with no requirements for that gas tax money to be repaid. Another question is whether or not gas taxes can be used to support toll roads. Some of the gas tax has been used to pay the debt service as well. State Representative Louis Kolkhorst is asking the AG to render an opinion as to whether or not the voters knew what they were voting on. She is asking the AG to find that gas tax cannot be used to support toll roads or forgive the loans of toll roads. Someone is supposed to take the risk in the private sector and using gas taxes to backstop loans is not private enterprise. The Judge believes this AG Opinion will be important in the future to Collin County's bottom line and will watch this carefully. (Time: 6:34 p.m.)

NO ACTION TAKEN

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

Bill Bilyeu, County Administrator, said there is a workshop scheduled for Monday, December 8, 2014, at 11:00 a.m. in the Commissioners' Courtroom. Most all of the Collin County delegation will be there including two state senators and representatives or their staff. There have been no changes since the meeting before Thanksgiving to the Legislative Agenda adopted by Commissioners' Court.

What is not on the agenda that the Court will be discussing after the workshop is the addition of courts. The District Judges will come to the regularly scheduled Commissioners' Court meeting on December 8, 2014, and the County Court at Law Judges will come to the December 15, 2014, Court to discuss their needs. Typically, the addition of courts is added to one bill and adds every court.

Judge Self explained Mr. Bilyeu has conducted a nine-month study with the judges to see the numbers that each court handles and when courts should be added.

Mr. Bilyeu said he talked to Judge Self about item 26 on the Legislative Agenda regarding the District Clerks request for confidentiality of juvenile records obtained in search warrants. The District Clerk has asked the statewide County and District Clerk's Association to endorse it.

Commissioner Williams said the Court will hear from the North Texas Water District about what their legislative goals will be and how the Court can assist them with the critical water situation. Judge Self asked Tim Wyatt, Public Information Officer, to highlight this information on the County's website. (Time: 6:37 p.m.)

NO ACTION TAKEN

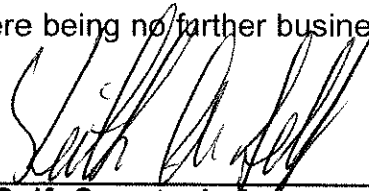
9. Possible future agenda items by Commissioners Court without discussion.

Judge Self added monthly updates on the national search for a Juvenile Director. Commissioner Webb added the 920 Building and what is going on with the project as a future agenda item. (Time: 6:44 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 6:44 p.m.





Keith Self, County Judge



Susan Fletcher, Commissioner, Pct. 1



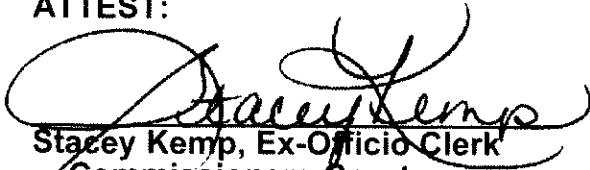
Cheryl Williams, Commissioner, Pct. 2



Chris Hill, Commissioner, Pct. 3

Not Present
Duncan Webb, Commissioner, Pct. 4

ATTEST:



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