

STATE OF TEXAS

COMMISSIONERS' COURT
MEETING MINUTES

COUNTY OF COLLIN

JUNE 1, 2015

On Monday, June 1, 2015, the Commissioners' Court of Collin County, Texas, met in Regular Session at the Lavon City Hall, 120 School Road, City of Lavon, Texas, with the following members present, and participating, to wit:

Judge Keith Self

Commissioner Susan Fletcher, Precinct 1

Commissioner Cheryl Williams, Precinct 2

Commissioner Duncan Webb, Precinct 4

Absent: Commissioner Chris Hill, Precinct 3

Judge Self led the Invocation.

Commissioner Fletcher led the Pledge of Allegiance.

Commissioner Williams led the Pledge of Allegiance to the Texas Flag.

1. Judge Self called to order the meeting of the **Collin County Commissioners' Court** at 6:05 p.m. Commissioner Williams acknowledged the Mayor of Lavon and council members and thanked them for hosting the meeting.

President Self called to order the meeting of the **Collin County Health Care Foundation** at 6:43 p.m. and adjourned the meeting at 6:43 p.m.

President Self called to order the meeting of the **Collin County Toll Road Authority** at 6:43 p.m. and adjourned the meeting at 6:43 p.m.

FYI NOTIFICATION

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

2. **AI-39900** Addendum No. 2 to Installation of Detention Center Walk-In Freezer (IFB No. 2015-154) to change the bid due date and question and answer deadline, Purchasing.

3. **AI-39868** P-Card Disbursements, Auditor.

4. **AI-39932** Voluntary Terminations, Human Resources.

2. **Public Comments.**

3. Presentation/Recognition.

4. Consent agenda to approve: Judge Self deleted item 4h2 and then asked for comments on the consent agenda. Commissioner Webb pulled items 4d1, 4d6, 4d7, 4e2 and 4i1. With no further comments, a motion was made to approve the remainder of the consent agenda. (Time: 6:08 p.m.)

a. **AI-39886** Disbursements for the period ending May 26, 2015, Auditor.

COURT ORDER NO. 2015-281-06-01

b. **AI-39907** Tax refunds totaling \$131,769.45, Tax Assessor Collector.

COURT ORDER NO. 2015-282-06-01

c. Advertisement(s):

1. **AI-39855** Tire Rubber Modified Emulsion and Application Services (IFB No. 2015-191), Public Works.

COURT ORDER NO. 2015-283-06-01

d. Agreement(s):

1. **AI-39922** Interlocal Agreement with the City of Blue Ridge for Environmental Services commencing on June 1, 2015 through and including September 30, 2015, Development Services.

Commissioner Webb pulled this item which is a four-month contract running through the end of the fiscal year. For a total of \$166 the County is taking on a lot of potential liability under section 7 of the agreement. The Commissioner would like that section removed from all agreements for this service. Commissioner Webb said, even with our immunity, the hold harmless provision could cost more than what we are getting and he would like to eliminate the County's exposure. Bill Bilyeu, County Administrator, asked to finish the agreement for the remaining four months of this fiscal year because all of their contracts are the same. Starting the next fiscal year, the purchasing agent will pull that section out. Commissioner Webb agreed. With no further discussion, a motion was made to approve the item. (Time: 6:10 p.m.)

Motion by: Commissioner Duncan Webb

Second by: Commissioner Cheryl Williams

Vote: 4 – 0 Passed

COURT ORDER NO. 2015-284-06-01

2. **AI-39896** Agreement to Contribute Right of Way Funds with the Texas Department of Transportation (TxDOT) for right-of-way (ROW) acquisition costs and relocation of utilities for improvements on FM 6 at Sabine Creek (Bond Project No. 070036) and budget amendment in the amount of \$9,500 for same (County's participation is \$9,500), Engineering.

COURT ORDER NO. 2015-285-06-01

3. **AI-39898** Agreement to Contribute Right of Way Funds with the Texas Department of Transportation (TxDOT) for right-of-way (ROW) acquisition costs and relocation of utilities for improvements on US 75 from North of the FM 455 Interchange to CR 375 (Grayson County Line) (Bond Project No. 070037) and budget amendment in the amount of \$560,704 for same (County's participation is \$560,703.20), Engineering.

COURT ORDER NO. 2015-286-06-01

4. **AI-39923** Interlocal Agreement with the City of Allen for the engineering and construction of Alma Drive widening from Hedgcoxe Road to Sam Rayburn Tollway (Bond Project No. 07-00-35) and budget amendment in the amount of \$2,750,000 (County's participation NTE \$2,750,000), Engineering.

COURT ORDER NO. 2015-287-06-01

5. **AI-39903** Interlocal Agreement with the City of Wylie for construction of Ballard Avenue from Alanis Dr. to the County Line (Bond Project No. 07-098) for an amount NTE \$4,684,400, Engineering.

COURT ORDER NO. 2015-288-06-01

6. **AI-39930** Emergency Funding Agreement with the Heritage Guild of Collin County for funding through the Historical Commission Grant Program in the amount of \$1,000 to restore The Taylor Inn, Historical Commission.

Commissioner Webb pulled this item which is a funding agreement with the Heritage Guild of Collin County. This is a request for \$1,000 of funding to this organization which operates Chestnut Square. The income statement submitted shows a \$29,000 profit over four months but nothing showing what is in the bank. The Commissioner asked why the County is supporting this when they have the money. Bill Bilyeu, County Administrator, said he does not have the balance sheet, but typically if something unexpected comes up from one of the historical commissions and they have an overrun, they come to the County. Judge Self suspects that they don't have the cash and said the County provides a substantial part but not a majority of the costs. The Judge suggested holding the item because they are still working on getting a contractor. Commissioner Webb would like to hold the item and look at the reasons why they feel the County should step up. With no further discussion, the item was held.

HELD

7. AI-39931 Acceptance of the FY2015 Public Health Emergency Preparedness (PHEP) Ebola (CPS/EBOLA) Supplemental Grant in the amount of \$183,448; Contract No. 2015-003650-00 with the Texas Department of State Health Services (DSHS) beginning May 15, 2015 through and including September 30, 2016, Homeland Security.

Commissioner Webb pulled this item because its budget includes almost \$54,000 for supplies. The definition of supplies includes everything that is not capitalized which includes all iPads, laptops, computers and cell phones. There are eight iPads, six cell phones, two wireless cards and the associated data plans. This would add 16 data plans for the period of this grant at a cost of \$800 per month. The Commissioner is concerned about adding more and more iPhones and iPads with data plans throughout the county and would like to look at the County's policies associated with this. Grants are adding these supplies and the County is picking up the added cost on the back end once the grant is over. The Commissioner is not opposed to this grant but is starting to worry about adding more and more data to the County.

Jacob Bathman, Homeland Security, came forward to explain that the Ebola Grant falls under the PHEP (Public Health Emergency Preparedness) funding stream. This is a 17 month one-time supplemental grant for future preparedness for Ebola. A majority of this grant is for the Health Department for epidemiology. If we had to deal with Ebola or another infectious disease, we would need staff and time devoted to it. Most of these supplies would be for the Health Department. Judge Self asked if this is a renewable grant. Mr. Bathman said the state has said it is a one-time grant and not renewable.

Bill Bilyeu, County Administrator, said this is not just for Ebola but for whatever HHSC (Health and Human Services Commission) requires us to track such as TB and hepatitis. Commissioner Williams asked if we are eliminating the requirement for face-to-face contact by using the iPhones and iPads. Mr. Bilyeu said they had agreed to do observations by facetime and skype since two thirds of all Ebola tracking was done in Collin County, not Dallas County. The grant came about when the state realized the burden this was putting on the Health Department.

Commissioner Williams asked if this would be a budget discussion going forward. Mr. Bilyeu said it would be an FY 2017 discussion because the grant goes through the next budget cycle. Mr. Bilyeu said the County is moving away from iPads. Windows tablets will replace laptops and desktops which will be a savings. Judge Self asked if these supplies become County property at the end of the 17 months. Mr. Bilyeu said they would. With no further discussion, a motion was made to approve the item. (Time: 6:22 p.m.)

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

COURT ORDER NO. 2015-289-06-01

e. Amendment(s):

1. **AI-39897** Amendment of Solicitation/Modification of Contract for the 2013 Lake Patrol contract with the US Army Corps of Engineers Fort Worth to de-obligate funds from \$49,817 to \$39,325.55 for a decrease of \$10,491.45, Sheriff.

COURT ORDER NO. 2015-290-06-01

2. **AI-39929** Contract revisions with the Texas Department of State Health Services for Contract No. 2015-001267-02: CPS/HAZARDS Public Health Emergency Preparedness (PHEP) Program to end the contract on June 30, 2015 in order to align with the CDC fiscal year and reduce the contract amount from \$538,709 to \$458,104 effective April 30, 2015, Homeland Security.

Commissioner Webb asked, since most of the funding for this grant is for personnel, when the grant is cut off on June 30, 2015 will the County have to fund this position starting July 1, 2015. Jacob Bathman, Homeland Security, said there will be another continuation starting July 1, 2015. The state has been very prompt in getting the documents to bring to Commissioners' Court for approval. This is a continuation and the funding will start July 1, 2015 so the County will not have to assume anything

Bill Bilyeu, County Administrator, said the state has a real disconnect between the grant periods, County budget and the County agendas. Commissioner Webb is supportive of the grant but wants to be notified if we don't receive something by the end of June. With no further discussion, a motion was made to approve the item. (Time: 6:25 p.m.)

Motion by: Commissioner Duncan Webb

Second by: Commissioner Cheryl Williams

Vote: 4 – 0 Passed

COURT ORDER NO. 2015-291-06-01

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

1. **AI-39910** Budget Amendment in the amount of \$20,000 to transfer funds from the Consultant account to the Computer Software account for the purchase of a PeopleSoft COBOL Compiler License Key, Information Technology.

COURT ORDER NO. 2015-292-06-01

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

1. **AI-39904** \$13,228 to reallocate funds for the Spay/Neuter Program, Development Services.

COURT ORDER NO. 2015-293-06-01

2. **AI-39926** \$2,000,000 to establish the budget for four (4) drainage structures (CR 564, CR 613, CR 604 and CR 664), Engineering.

COURT ORDER NO. 2015-294-06-01

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

1. **AI-39890** May 4, 2015.

COURT ORDER NO. 2015-295-06-01

2. **AI-39912** May 6, 2015 Workshop.

HELD

3. **AI-39916** May 11, 2015.

COURT ORDER NO. 2015-296-06-01

i. Miscellaneous

1. **AI-39879** Acceptance of Autumn Trail (Honey Creek Farms Addition, re-plat of Lot 3 and Lot 4 Final Plat) for County maintenance, Engineering.

Commissioner Webb pulled this item because he feels that it is not appropriate for the County to take on this expense. People who live in cities are paying for this and supplementing people who don't live in cities. The Commissioner pulled the item in order to vote against it. With no further discussion, a motion was made to approve the item. (Time: 6:26 p.m.)

Motion by: Commissioner Cheryl Williams

Second by: Commissioner Susan Fletcher

Vote: 3 – 0 Passed

Nay: Commissioner Duncan Webb

COURT ORDER NO. 2015-297-06-01

2. **AI-39913** Acceptance of a donation of a globe and stand to the Law Library, Law Library.

COURT ORDER NO. 2015-298-06-01

3. **AI-39924** Reallocation of 2007 Transportation Bond funds in the amount of \$78,604 to finance the City of Parker's portion of two (2) mutual boundary road rehabilitation projects, Public Works.

COURT ORDER NO. 2015-299-06-01

4. **AI-39943** Personnel Appointments, Human Resources.

COURT ORDER NO. 2015-300-06-01

5. **AI-39944** Personnel Changes, Human Resources.

COURT ORDER NO. 2015-301-06-01

GENERAL DISCUSSION

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

Judge Self said the first item of interest was the EPPC (Emergency Preparedness Planning Council) which is an Advisory Policy Board that reports to the Executive Board of the COG (Council of Governments). This item was to add four new representatives to the EPPC which already has 16 or 17 members. The amount of money that the EPPC has been advising the COG Executive Board on has dropped from \$18 million to less than \$2 million. The Judge voted against this item because he believes policy boards should be smaller for better discussion. The item passed and four new members have been added.

The second item of interest is the TIGER (Transportation Investment Generating Economic Recovery) grant to subsidize buses traveling in the managed lanes on I35. The region is guaranteeing bus transit in the managed lane and if the bus does not travel at 60 miles per hour, they will subsidize the managed lane income. The Judge voted in favor of this but wanted the Court to know that the region is starting to subsidize more and more of the toll projects in the area if the managed lanes don't work as they are supposed to. The flexible tolls are based on moving at 55 miles per hour.

The last item is a resolution authorizing a consultant contract with Unison Consulting for the completion of a survey for Dallas/Fort Worth International Airport and Dallas Love Field Airport to do a transit study of where people come from and how they are getting to where they are going. The Judge asked if this would include the 21st Century Uber, Lyft and other things because there was talk that they might have been restricting these innovative transportation programs. The Judge was assured these would be included and he voted in favor of this item. (Time: 6:30 p.m.)

NO ACTION TAKEN

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

Of the named bills the Court wanted to follow, Judge Self said five have passed. HB 549 relates to certain duties of the Commission on Jail Standards regarding visitation periods for county jail prisoners. The Judge believes all of our facilities are grandfathered until we build something new.

The next bill is HB 565, relating to the powers of private toll project entities. These are the old entities that had the Power of Eminent Domain. This bill will only take the Power of Eminent Domain away from those companies. They can still fund, contract and operate toll roads, but they no longer have the authority to use Eminent Domain. They would need a public entity such as Commissioners' Court or a city to do Eminent Domain work for them.

SB 1108, relating to the creation of regional emergency communication districts, passed. This is the 911 district that they want to form here in order to keep more of the 911 fees that Collin County citizens pay on their telephone bills. The Court will have to decide whether to participate or not.

SJR 5 proposes a constitutional amendment dedicating a portion of the revenue derived from the state sales tax and use tax on the sale of a motor home to the state highway fund. This passed and will be signed by the Governor. This is one of the mechanisms to help fund transportation in the future.

Lastly, SB 1139, which is the omnibus bill for our courts passed. We had three courts in the bill, with two of them in the felony level district courts, that will now hear family law matters and one county court at law that will have the normal jurisdiction of the rest of our county courts at law. This bill passed Sunday afternoon and will be sent to the Governor. (Time: 6:32 p.m.)

NO ACTION TAKEN

a. AI-39559 Bills of Interest

NO ACTION TAKEN

b. AI-39947 NorthStar

Commissioner Williams said the Sunset Advisory Commission's recommendations were approved in the budget, so we will be removed from NorthSTAR and will receive between \$11 million and \$13 million in funding. The Commissioner said we are where we hoped to be and are now beginning the work of structuring a new methodology for providing mental health services in Collin County.

The Commissioner explained the biggest hurdle is over because there were efforts up to the end to try to derail our right to even leave NorthSTAR. Judge Self said the people who wanted NorthSTAR to survive had several goals in mind. One was blended funding to include both mental health funding and Medicaid funding although Medicaid funding was going away. The second goal was they really needed the Collin County population in this system because they were basically getting money for Collin County citizens and spending it in Dallas County. That was the problem that we wanted to fix and we are under a short time frame now because by October we need to have the next level of the plan accomplished. There will be a lot of community input and law enforcement will be involved since it plays a big part in our mental/behavioral health issues.

Commissioner Williams said the amount of funding we received is indicative of just how underfunded Collin County has been. Commissioner Fletcher said we will no longer be a donor county and will be able to utilize those funds for our citizens. (Time: 6:42 p.m.)

NO ACTION TAKEN

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

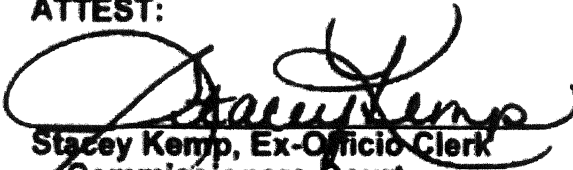
Judge Self said a few items were pulled that will be put back on a future agenda.

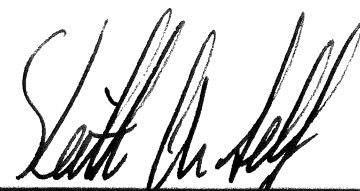
EXECUTIVE SESSION

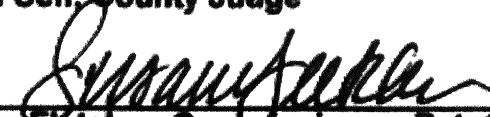
The Court did not recess into Executive Session. There being no further business of the Court, Judge Self adjourned the meeting at 6:42 p.m.



ATTEST:

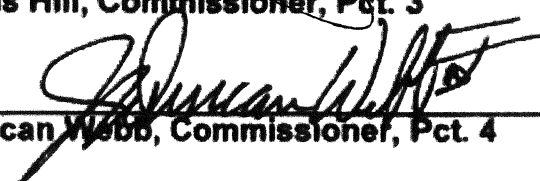

Stacey Kemp, Ex-Officio Clerk
Commissioners Court
Collin County, T E X A S


Keith Self, County Judge


Susan Fletcher, Commissioner, Pct. 1


Cheryl Williams, Commissioner, Pct. 2


Chris Hill, Commissioner, Pct. 3


Duncan Webb, Commissioner, Pct. 4