

STATE OF TEXAS

COMMISSIONERS' COURT
MEETING MINUTES
NOVEMBER 9, 2015

COUNTY OF COLLIN

On Monday, November 9, 2015, 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

Commissioner Duncan Webb, Precinct 4

Commissioner Webb led the Invocation.

Judge Self led the Pledge of Allegiance.

Commissioner Fletcher 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 2:04 p.m. The meeting was reconvened and recessed into Executive Session at 2:05 p.m. The meeting was reconvened and adjourned at 2:24 p.m.

President Self called to order the meeting of the Collin County Health Care Foundation at 2:04 p.m. and adjourned the meeting at 2:04 p.m.

FYI NOTIFICATION

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

2. Addenda:

a. AI-40705 No. 1 to Insurance, Pharmacy Benefits (RFP No. 2015-319) to make various changes to the Request for Proposal, Purchasing.

b. AI-40729 No. 1, 2 and 3 to Construction, Restoration of Remediation Areas, 900 E Park (IFB No. 2015-349) to make various changes to the Invitation For Bid, Purchasing.

c. AI-40730 No. 1 and No. 2 to Insurance, Stop Loss (Medical & Pharmacy) (RFP No. 2015-316) to make various changes to the Request for Proposal, Purchasing.

2. Public Comments.

3. Presentation/Recognition:

a. Service Pins, Human Resources.

Jeff May, Auditor, presented George Varghese, Audit Manager, with his 15-year service pin and thanked him for his service. (Time: 1:32 p.m.)

Judge Self presented Sharon Rowe, Elections Administrator, with her 20-year service pin. In the last 20 years the number of precincts in Collin County and the number of registered voters has more than doubled. The Judge commended Ms. Rowe for running the Elections Office according to the law in an unbiased way and dealing with the extreme growth in the County. Ms. Rowe is retiring and looks forward to traveling and spending more time with her family and friends. (Time: 1:35 p.m.)

4. Consent agenda to approve: Judge Self asked for comments on the consent agenda. Commissioner Fletcher deleted item 7 from General Discussion and Commissioner Webb pulled item 4e5. With no further comments, a motion was made to approve the remainder of the consent agenda. (Time: 1:36 p.m.)

Motion by: Commissioner Duncan Webb

Second by: Commissioner Susan Fletcher

Vote: 5 - 0 Passed

a. AI-40720 Disbursements for the period ending November 3, 2015, Auditor.

COURT ORDER NO. 2015-824-11-9

b. AI-40716 Tax refunds totaling \$284,373.26, Tax Assessor Collector.

COURT ORDER NO. 2015-825-11-9

c. Agreement(s):

1. AI-40727 Interlocal Agreement with LifePath Systems to cover Behavioral Health, Early Childhood Intervention and Intellectual & Developmental Disability Services. Payments to be made in quarterly installments of \$270,891.25 (totaling \$1,083,565 for FY2016), Budget.

COURT ORDER NO. 2015-826-11-9

2. AI-40655 Host Agency Agreement with Experience Works for the purpose of a joint engagement in the Senior Community Service Employment Program (SCSEP), Human Resources.

COURT ORDER NO. 2015-827-11-9

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

1. **AI-40710** October 19, 2015.

COURT ORDER NO. 2015-828-11-9

e. Miscellaneous

1. **AI-40733** Acceptance of a private offer for property located at 407 Collin Street, Nevada, Texas (.32 Acres, Lot 2, Block 17, Evans Subdivision) as recorded in the Collin County Deed Records (CAD No. R-0947-017-0020-1), County Judge.

COURT ORDER NO. 2015-829-11-9

2. **AI-40732** Authorization for the City of McKinney to demolish property located at 2054 CR 326, McKinney, Texas, County Judge.

COURT ORDER NO. 2015-830-11-9

3. **AI-40715** Acceptance of the FY2016 One Time Unique Funding Grant in the amount of \$85,800; Contract No. 2016-004015-00 with the Texas Department of State Health Services (DSHS) beginning November 5, 2015 through and including June 30, 2016, Homeland Security.

COURT ORDER NO. 2015-831-11-9

4. **AI-40687** FY2016 Pay for Performance increases, Human Resources.

COURT ORDER NO. 2015-832-11-9

5. **AI-40653** Adoption of the updated IT Cell Phone Policy, Information Technology.

Commissioner Webb said the policy needs some changes in the wording and asked that the item be held. (Time: 1:37 p.m.)

HELD

6. **AI-40707** Acceptance of the FY2016 Juvenile Drug Court – SOAR Program Grant in the amount of \$50,000 through the Office of the Governor – Criminal Justice Division (CJD) for grant period beginning September 1, 2015 through and including August 31, 2016, Juvenile Probation.

COURT ORDER NO. 2015-833-11-9

7. **AI-40742** Personnel Appointments, Human Resources.

COURT ORDER NO. 2015-834-11-9

8. **AI-40743** Personnel Changes, Human Resources.

COURT ORDER NO. 2015-835-11-9

GENERAL DISCUSSION

5. AI-40661 Public Hearing – Participation in the City of Richardson Tax Increment Financing (TIF) Reinvestment Zone Number 3, Budget.

Monika Arris, Budget, explained the County is being asked to join in with the City of Richardson's TIRZ (Tax Increment Financing Reinvestment Zone) #3. The City has created the TIRZ and established their financial plan. The hearing is to let the public know of the County's interest in joining in with this TIRZ and to appoint someone to the board.

Judge Self opened the Public Hearing and asked for comments on the TIF (Tax Increment Financing.) Hearing no comments, the Judge closed the Public Hearing. (Time: 1:58 p.m.)

NO ACTION TAKEN

6. AI-40728 Inter-Local Cooperation Agreement with the City of Richardson for participation in the Tax Increment Financing (TIF) Reinvestment Zone Number 3 and further appoint one (1) member to the Board of Directors, Budget.

Dan Johnson, Richardson City Manager, came forward to address the Court. Mr. Johnson summarized his PowerPoint saying this is a sister TIF (Tax Increment Financing) to TIRZ (Tax Increment Financing Reinvestment Zone) #2. He complimented the Court on its policy saying it is very clear what the County's support will be. The City has submitted the support consideration and it too follows exactly the TIF #2 support that was previously established with the Court. Mr. Johnson said the County's partnership has been meaningful, supportive and allowed for the infrastructure to be put in place.

Commissioner Williams expressed her appreciation for the City's effort in following the County's policy and being very clear about how the City is meeting the requirements. There is a tremendous amount of good information and transparency. Judge Self questioned page 11 of the PowerPoint which shows \$2.004 million of the County's \$13.2 million contribution going towards professional services. That is more than the County's normal contribution of 10% for administrative, legal and other professional services. Kent Pfeil, CFO, came forward and said that is split according to the County's policy and a large part of it is the contingency in terms of the overall project cost and should not be the engineering or administration costs. They kept those costs within the County's policy guidelines. The contribution expected from the County is \$11.6 million with a cap of \$13.2 million.

There was a brief discussion regarding the Cotton Belt, and Mr. Johnson assured the Court the County will have no involvement in this. Judge Self said since the County is a partner in the project, this means we are supporting that transit. Countywide there is a transit issue in the non-DART (Dallas Area Rapid Transit) parts of the County and the County has not participated in that issue. Commissioner Williams said DART transit is adjacent to and a part of the property. The Commissioner also said the County has been very clear about what it will or will not participate in regarding TIFs whereas the cities participate in a much broader range of items.

Judge Self confirmed with Mr. Johnson that improving the George Bush intersection with US 75 is an important project for Richardson and this TIF goes right up to the current US 75. The County is currently working with a consultant regarding the rebuild of US 75 and the Judge is hopeful that this plan does not preclude the City of Richardson's cooperation with future plans for US 75. Mr. Johnson said they do not foresee any further encroachment issues on US 75 and the City will be cooperative with the improvement strategy. Commissioner Webb asked if there would be any issues with the County's acquiring ROW (Right of Way) in this TIF zone. Mr. Johnson has not seen anything in the layout so far that would be an issue. Judge Self asked Mr. Johnson to keep that in mind as the actual plats are approved.

Commissioner Hill said there is an underlying concern among the County and cities as to where the funding for the rebuild of US 75 will come from. Because the city, County and State officials are not in complete agreement regarding tolling, the RTC (Regional Transportation Council) has said the US 75 project will be shelved. Mr. Johnson said the City of Richardson is committed to being a strong partner in figuring out how to find funding through non-tolling techniques. If we were all committed and speak as one voice, we could investigate other funding options. The Commissioner would ultimately like to have the City's support on this. Commissioner Fletcher said there still is the possibility of a STIRZ (State Tax Increment Reinvestment Zone) and redirecting the State tax dollars to help with funding. Also there was a presentation by the North Dallas Chamber of Commerce which talked about the Cotton Belt line and a current study to identify some potential funding sources which will be available at the end of the year.

Judge Self asked that the County's 10% be broken out to make sure the policy is followed. Mr. Fowler said there is a control feature in the development agreement that states they will not violate the County's policy. With no further discussion a motion was made to approve the item. (Time: 1:59 p.m.)

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

A motion was made to appoint Commissioner Cheryl Williams to the TIRZ Board. (Time: 1:59 p.m.)

Motion by: Commissioner Duncan Webb
Second by: Commissioner Susan Fletcher
Vote: 5 – 0 Passed

COURT ORDER NO. 2015-836-11-9

7. AI-40750 Personnel Appointment of a Deputy District Clerk II for the District Clerk's office, Commissioner, Precinct 1.

PULLED

8. AI-36908 TAPS update, Commissioner, Precinct 3.

Commissioner Hill held a Town Hall Meeting to discuss TAPS (Texoma Area Paratransit System) and approximately 40 citizens attended the three-hour meeting. The TAPS Board will meet on Friday to discuss finalizing the service cuts that will bring the expenditures down. TAPS continues to struggle from a cash flow standpoint. Commissioner Williams asked which cities have contracts with TAPS which have been paid but are no longer getting services. Commissioner Hill said it is his understanding that there are no cities that are paying for services and not receiving the services. The contracts are open ended as to the service in that the cities pay a certain amount and TAPS provides all of the services the cities need. One of the problems is that TAPS has been providing more services than their financing allows. The contracts didn't account for this and also the contracts were not brought to the Board to be ratified. The Board has directed the staff that when those agreements come up for renewal they need to be a full recapture model. This means whatever services are provided need to be paid for. The cities can then decide what they want to participate in.

Commissioner Fletcher asked if the staff has the authority to ratify a contract. Commissioner Hill said all future agreements will go to the Board for ratification. He has not found any minutes that delegate that authority to the staff or any minutes showing the Board has adopted the agreements. The Board is trying to honor all commitments as they were made. (Time: 2:04 p.m.)

NO ACTION TAKEN

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

Commissioner Williams would like to have an update on the project Access.

EXECUTIVE SESSION

Judge Self recessed Commissioners' Court into Executive Session at 2:05 p.m. in accordance with Chapter 551.071 Legal to discuss the SunGard Litigation Settlement.

Legal (551.071)

AI-40734 SunGard Litigation Settlement, Administrative Services.

Judge Self reconvened the meeting at 2:24 p.m. A motion was made to accept the settlement with SunGard. (Time: 2:24 p.m.)

Motion by: Commissioner Duncan Webb

Second by: Commissioner Cheryl Williams

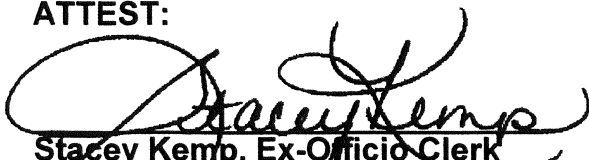
Vote: 5 – 0 Passed

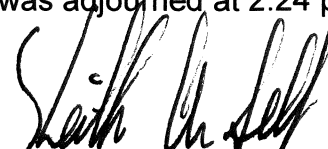
COURT ORDER NO. 2015-837-11-9

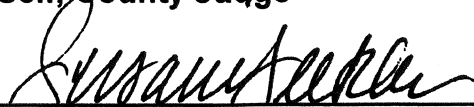
With no further business of the Court, the meeting was adjourned at 2:24 p.m.



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

Not Present
Chris Hill, Commissioner, Pct. 3


Duncan Webb, Commissioner, Pct. 4