

STATE OF TEXAS
COUNTY OF COLLIN

COMMISSIONERS' COURT
MEETING MINUTES
DECEMBER 21, 2015

On Monday, December 21, 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 Chris Hill, Precinct 3
Commissioner Duncan Webb, Precinct 4

Absent: Commissioner Cheryl Williams, Precinct 2

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 1:30 p.m.

President Self called to order the meeting of the Collin County Health Care Foundation at 2:10 p.m. and adjourned the meeting at 2:10 p.m.

DECISIONS MANDATED BY LEGAL ENTITIES OUTSIDE OF COMMISSIONERS COURT AUTHORITY:

1. AI-40989 Reclassification of Assistant Director CSCD (grade 615) to Community Supervision Resource Officer (grade 637), CSCD.

2. AI-40991 Personnel Changes, Human Resources.

FYI NOTIFICATION

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

2. **Public Comments.**

3. Presentation/Recognition:

a. Service Pins, Human Resources.

Jeff May, County Auditor, presented Tony Wong, Internal Auditor, with a 10-year pin for his excellent service to the County. (Time: 1:30 p.m.)

4. Consent agenda to approve: Judge Self asked for comments on the consent agenda. Commissioner Hill pulled item 4i2. Judge Self pulled items 4c3 and 4i3. Hearing no further comments, a motion was made to approve the remainder of the consent agenda. (Time: 1:32 p.m.)

Motion by: Commissioner Duncan Webb
Second by: Commissioner Susan Fletcher
Vote: 4 – 0 Passed

a. AI-40956 Disbursements for the period ending December 15, 2015, Auditor.
COURT ORDER NO. 2015-983-12-21

b. AI-40944 Tax refunds totaling \$257,195.24, Tax Assessor Collector.
COURT ORDER NO. 2015-984-12-21

c. Advertisement(s):

1. AI-40953 Juvenile Detention Facility Touchscreen and Camera System Upgrade (RFP No. 2016-060), Construction & Projects.
COURT ORDER NO. 2015-985-12-21

2. AI-40945 Professional Services, General Civil Engineering for County Buildings and Property (SOQ 2016-080), Construction & Projects.
COURT ORDER NO. 2015-986-12-21

3. AI-41012 Professional Services, Engineering, US 75 Consultant (RFQ No. 2016-062) and budget amendment in the amount of \$240,000, Engineering.

Judge Self stated he would like the scope of work to go further than just the cities along the corridor of US 75 since this is a regional road. He requested the phrase “all the cities along this segment” under the Scope of Work in RFQ (Request for Quote) to be changed to “the cities in the county”. Clarence Daugherty, Engineering, said the change would be made to widen the effort. The change will not affect the ability to identify the specific concerns of the cities along the corridor. With no further discussion, a motion was made to approve the item with the change made. (Time: 1:35 p.m.)

Motion by: Judge Keith Self
Second by: Commissioner Chris Hill
Vote: 4 – 0 Passed

COURT ORDER NO. 2015-987-12-21

d. Award(s):

1. AI-40928 Audio Visual for JP Courtrooms (RFP No. 2015-245) and budget amendment in the amount of \$472,420 to re-establish the budget for the JP Audio Visual project, Justice of the Peace, Precinct 1.

COURT ORDER NO. 2015-988-12-21

e. Agreement(s):

1. AI-40874 Professional Services Agreement with Taylor J. Tillery DVM, PLLC (Contract No. 2016-068) to provide spay and neutering services at the Collin County Animal Shelter, grant exemption from the bid process per Local Government Code 262.024(a)(4) and further authorize the Purchasing Agent to finalize and execute same, Development Services.

COURT ORDER NO. 2015-989-12-21

2. AI-40873 Professional Services Agreement with Taylor J. Tillery DVM, PLLC, (Contract No. 2016-069) to provide veterinarian services at the Collin County Animal Shelter, grant exemption from the bid process per Local Government Code 262.024(a)(4) and further authorize the Purchasing Agent to finalize and execute same, Development Services.

COURT ORDER NO. 2015-990-12-21

3. AI-40964 Interlocal Agreement with the City of Wylie for the construction of McMillen Road from East of McCreary Road to FM 1378 (Bond Project No. 07-091) and budget amendment in the amount of \$1,676,775 (County's participation NTE \$2,426,775), Engineering.

COURT ORDER NO. 2015-991-12-21

4. **AI-40962** Restated Interlocal Agreement with the City of Wylie for construction of Ballard Avenue from Alanis Drive to the County Line (Bond Project No. 07-098; 2012/2013) (County's participation NTE \$5,212,400), Engineering.

COURT ORDER NO. 2015-992-12-21

f. Amendment(s):

1. **AI-40973** No. 3 to Services: Cafeteria Management (RFP No. 06306-12) with The Vitasek Leasing Co., Inc. to delete item 5.7.1 14, Firm will be responsible for grease trap cleaning and disposal, extend the contract through and including December 31, 2019 and further authorize the Purchasing Agent to finalize and execute same, Development Services.

COURT ORDER NO. 2015-993-12-21

2. **AI-40946** No. 5 to the Lease Agreement with Collin County Health Care Foundation and Collin County for property located at 900 East Park Boulevard, Suite 200, Plano, Texas to increase the rent to \$16 per square foot and extend the lease term through and including September 30, 2020, Construction & Projects.

COURT ORDER NO. 2015-994-12-21

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

1. **AI-40959** FY 2015 Equitable Sharing Agreement and Certification with the Federal Government, Collin County and the Collin County District Attorney's Office, Auditor.

COURT ORDER NO. 2015-995-12-21

2. **AI-40965** FY 2015 Equitable Sharing Agreement and Certification with the Federal Government, Collin Count and the Collin County Sheriff's Office, Auditor.

COURT ORDER NO. 2015-996-12-21

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

1. **AI-40961** \$6,400,000 to reallocate funds incorrectly allocated to various bond projects, Engineering.

COURT ORDER NO. 2015-997-12-21

2. **AI-40936** \$47,958,344 for the encumbrance rollover from FY2015 to FY2016, Auditor.

COURT ORDER NO. 2015-998-12-21

i. Miscellaneous

1. **AI-40969** Grant application for the FY 2017 Texas Traffic Safety Program (TRF-TS) General, DWI No-Refusal Mandatory Blood Draw Program with the Texas Department of Transportation, District Attorney.

COURT ORDER NO. 2015-999-12-21

2. **AI-40929** Waiver of septic regulations and re-plat of Lots 34R and 36R; Block B Phase I of Waterstone Estates, Engineering.

Commissioner Hill pulled this item to have Engineering explain why the requirements should be waived. Clarence Daugherty, Engineering, explained the re-plat will increase the size of two lots to expand the area for septic regulations. Lot 35 will be divided between lot 34 and lot 36. Old septic regulations required a one acre minimum. The new regulation is one acre usable. These lots were plated under the old regulations. The Home Owners Association was informed and has approved the re-plat. With no further discussion, a motion was made to approve the item. (Time: 1:39 p.m.)

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

COURT ORDER NO. 2015-1000-12-21

3. **AI-40949** Grant application for the Materials Management 2016-2017 Grant through North Central Texas Council of Governments, Public Works.

Judge Self asked for clarification on how the \$98,000 will be used. Jon Kleinheksel, Public Works, explained the grant will be used to educate and to test soils. This is the last part of the evolution of the environmental program. So far six sites have been identified for soil testing which will cost approximately \$7,000 each. Of the \$98,000, approximately \$50,000 will be used for enforcement. With no further discussion, a motion was made to approve the item. (Time: 1:41 p.m.)

Motion by: Judge Keith Self
Second by: Commissioner Susan Fletcher
Vote: 4 – 0 Passed

COURT ORDER NO. 2015-1001-12-21

4. **AI-40924** Reimbursement of fencing materials in the amount of \$1,860 to David Stone for property along CR 57, Public Works.

COURT ORDER NO. 2015-1002-12-21

5. **AI-40992** Personnel Appointments, Human Resources.

COURT ORDER NO. 2015-1003-12-21

6. **AI-40993** Personnel Changes, Human Resources.

COURT ORDER NO. 2015-1004-12-21

GENERAL DISCUSSION

5. AI-40925 Public Hearing – Placement of regulatory signs on various County Roads, Public Works.

Judge Self opened the public hearing for placement of regulatory signs on various County Roads and asked for public comments at 1:41 p.m. Hearing no comments, the hearing was closed at 1:41 p.m.

Commissioner Hill referred to the regulatory signs for Baker Road and asked why it is necessary to post a speed limit now when there have been no speed related accidents or issues on this road. Jon Kleinheksel, Public Works, stated when the County makes upgrades to a road the County is mandated to put in a speed limit. A radar speed study is done on each road. When all the data is gathered the County uses an 85th percentile of what the radar speed study showed to determine the proper speed limit. There is a 5 mph variance to go up or down given the circumstances with the road. For this particular road the recommended speed limit is 40 mph. Commissioner Hill asked why the recommended speed for Bourland Bend is 45 mph when the 85th percentile suggests 52 mph. Mr. Kleinheksel said it was due to the variables along the road. Those variables included sharp turns, hidden driveways and hills.

Commissioner Hill stated most complaints received from his constituents related to this item are that the speed limits are lower than what safe driving would allow. The Commissioner does not want to fix these limits and later hear the limits should be higher. He suggested holding this item in order to review the list with Mr. Kleinheksel and to inform his constituents of the study and public hearing. Mr. Kleinheksel said if the item is pulled another notice will need to be put in the paper notifying the public of the hearing which will push the Court's approval by 30 days. With no further discussion, the item was held. (Time: 1:51 p.m.)

NO ACTION TAKEN

6. AI-41010 Rural Transit District, Commissioners Court.

Following the Court's action for a resolution to reach out to TxDOT (Texas Department of Transportation) and the NCTCOG (North Central Texas Council of Governments) Commissioner Hill contacted the entities to ask for their guidance. Both entities stated they would be unable to be present at this Court meeting. Presently there have been letters of recommendations received from them. The Commissioner would like to keep this item on future agendas while working with TxDOT and the NCTCOG.

Judge Self said the NCTCOG Executive Board approved \$675,000 in transit funds for supplemental transit options for Collin and Wise Counties. He also said the County should let the cities which will have funds in the game to take the lead. Commissioner Hill stated if McKinney comes forward with a provider found to be a suitable solution he would like the Court to entertain the idea of partnering with the City. Judge Self said there is a timetable of 90-120 days for decisions to be made.

McKinney sent letters out today to six or seven organizations to give input. Commissioner Webb agreed the Court needs to see what McKinney decides to do. Commissioner Hill added, TxDOT and NCTCOG have reached out to TAPS (Texoma Area Paratransit System) to get the 20 vehicles paid for by Collin County funding separated from TAPS in order to have those vehicles transferred to whomever the County uses as a vendor. (Time: 1:56 p.m.)

NO ACTION TAKEN

7. AI-40958 Handgun restrictions on county property, County Judge.

Bill Bilyeu, County Administrator, said Facilities is in the process of installing new signage. After speaking with the attorney it was decided to add signage to the 900 Buildings in Plano which house the Adult and Juvenile Probation departments because those have been interpreted to be court offices. Foldable signs will be installed at Myers Park to use during school events which are covered under the statute. A portable sign will be made to use at offsite Commissioners' Court public meetings. There is AG (Attorney General) discussion regarding multiuse buildings like the Administration Building which house a courtroom, Commissioners' Court, and other official offices on whether the whole building is prohibited or just the JP (Justice of the Peace) area. If the AG rules the JP area is the only area prohibited then signage will be placed just on those offices and courtroom. As for the courthouse, two postings are required: one prohibiting concealed handgun/weapons and one prohibiting open carry. Mr. Bilyeu said this item is separate from employees which is a personnel manual issue. Currently anyone who is not a law enforcement officer is prohibited under the personnel manual. In regards to private non-public areas the elected official or department head has discretion. For example, if a person is taken into an interrogation room from the lobby of the investigation side of the Sheriff's Office internal procedures can require the person to check in their weapon or take it back to their vehicle.

Mr. Bilyeu will return to Court following the AG's guidance on signage. If there are any changes signs will taken down or installed accordingly. Commissioner Hill stated if the AG indicates leeway with multiuse buildings he would prefer signs not posted on the entire Administration Building. (Time: 2:04 p.m.)

NO ACTION TAKEN

8. AI-40990 Board/Committee Appointments, Commissioners Court:

- a. Child Protective Services Board.
- b. Health Care Foundation Advisory Board.
- c. Historical Commission.
- d. LifePath Systems.
- e. Planning Board.

The following board appointments/re-appointments were made by the Court:

Commissioner Webb appointed Rick Joosten to the Historical Commission and reappointed Pat Hatchell to the Health Care Advisory Board, Rick Crawford to the LifePath Systems Board and Bill Moore to the Planning Board. Commissioner Fletcher appointed Scott Smith to the Child Protective Services Board, Marianne Wells to the Historical Commission and reappointed Terri Green to the Child Protective Services Board, Theresa Counter and BJ Bjorklund to the Health Care Advisory Board and Earnest Myers and Dona Watson to the LifePath Systems Board. A motion was made to approve the board and committee appointments. (Time: 2:06 p.m.)

Motion by: Commissioner Duncan Webb
Second by: Commissioner Susan Fletcher
Vote: 4 – 0 Passed

COURT ORDER NO. 2015-1005-12-21

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

Judge Self said the \$800,000 request to pay for the document management system over the next five years was passed. However, he has asked Caren Skipworth, CIO, to work with the NCTCOG (North Central Texas Council of Governments) to get that number down. A request of \$75,000 in local funds from the Regional Transportation Council to be matched with \$225,000 in federal funds to promote pedestrian and bicycle safety education within the region was approved. The Judge voted against this program as it is a “feel good” program distributing pamphlets and brochures. A resolution was approved authorizing the agreement to partner with the University of Texas at Arlington to develop an aviation gamification application. Because there are so many aviation jobs happening in this region the NCTCOG believes there is a need to encourage young people to go into aviation. Judge Self voted against the resolution because he does not believe this is a function of the NCTCOG. As mentioned previously, transit money was approved for the region for the TAPS (Texoma Area Paratransit System).

The Judge voted for a resolution authorizing a contract of \$637,000 with HALFF Associates, Inc. for the FEMA's (Federal Emergency Management Agency) Cooperative Technical Partners program which was approved. It was discovered that the National Resources Conservation Service and the Texas Commission on Environmental Quality issue with dams is separate from FEMA and the NCTCOG. They are similar programs but do not crossover. (Time: 2:08 p.m.)

NO ACTION TAKEN

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

Judge Self would like to see the Human Resources consultant's statement of work put on a future agenda. Commissioner Hill would like the pending invoices for the special prosecution put on the agenda as general discussion. (Time: 2:09 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 2:10 p.m.



Keith Self, County Judge

Susan Fletcher, Commissioner, Pct. 1

Cheryl Williams, Commissioner, Pct. 2

Chris Hill, Commissioner, Pct. 3

Duncan Webb, Commissioner, Pct. 4

ATTEST:

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