

STATE OF TEXAS

COMMISSIONERS' COURT
MEETING MINUTES
DECEMBER 7, 2015

COUNTY OF COLLIN

On Monday, December 7, 2015, the Commissioners' Court of Collin County, Texas, met in Regular Session in the Tom Muehlenbeck Recreation Center, 5801 West Parker Road, City of Plano, 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 6:00 p.m.

President Self called to order the meeting of the Collin County Health Care Foundation at 6:58 p.m. and adjourned the meeting at 6:59 p.m.

DECISIONS MANDATED BY LEGAL ENTITIES OUTSIDE OF COMMISSIONERS COURT AUTHORITY:

1. AI-40909 Personnel Changes, Human Resources.

FYI NOTIFICATION

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

2. AI-40866 Change Order No. 1 to Juvenile Detention Door Repairs (IFB No. 2015-234) with Argyle Security to provide labor and material to repair frame on Juvenile Detention Door CL3-B4, Construction & Projects.

3. AI-40827 P-Card Disbursements, Auditor.

4. AI-40872 Voluntary Terminations, Human Resources.

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

- a. **AI-40813** \$18,500 to establish the budget for the 2016 IRS Task Force Grant.
- b. **AI-40865** \$50,000 to establish the budget for the FY2016 Juvenile Drug Court - SOAR Program Grant.
- c. **AI-40746** \$85,313 to establish the budget for the FY2016 CJD Crime Victim Advocacy Program Grant.
- d. **AI-40748** \$87,474 to establish the budget for the FY2016 CJD Crime Victim Assistance Grant.
- e. **AI-40804** \$221,392 to establish the budget for the 2015 Urban Area Security Initiative Grant Program.
- f. **AI-40788** \$586,531 for the SCAAP Grant fund to cover overtime expenditures for FY2015.

2. Public Comments.

3. Presentation/Recognition:

4. Consent agenda to approve: Judge Self asked for comments on the consent agenda. Commissioner Webb pulled items 4c3 and 4d1. Hearing no further comments, a motion was made to approve the remainder of the consent agenda. (Time: 6:38 p.m.)

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

- a. **AI-40834** Disbursements for the period ending December 1, 2015, Auditor.
COURT ORDER NO. 2015-901-12-07

- b. **AI-40884** Tax refunds totaling \$1,162,367.16, Tax Assessor Collector.
COURT ORDER NO. 2015-902-12-07

c. Award(s):

- 1. **AI-40840** Construction, Restoration of Remediation Areas, 900 E. Park (IFB No. 2015-349) to include Base Bid and Alternates one (1) through five (5) to SDB Contracting Services, Inc. and further authorize the Purchasing Agent to finalize and execute the Construction Agreement, Construction & Projects.
COURT ORDER NO. 2015-903-12-07

- 2. **AI-40818** Insurance, Pharmacy Benefits (RFP No. 2015-319), Human Resources.
COURT ORDER NO. 2015-904-12-07

3. AI-40853 Insurance, Stop Loss (Medical & Pharmacy) (RFP No. 2015-316), Human Resources.

Commissioner Webb pulled this item to express his concern of not receiving prior notification of an issue with this fund. All information available up to this point suggested the fund was solvent. The Unaudited Balances of Cash and Investments report showed as of September 30, 2015, the fund was solvent by \$2.876 million; however, the Auditor's Office Action on the coversheet of the agenda item stated, "a transfer of funds will be needed into the Employee Insurance Fund before funds are available in the Employee Insurance Fund. An agenda item will be submitted in December..." The most recent report showed the fund was insolvent by \$1 million. The Commissioner requested the Auditor's office to give advance notice to the Court on potential issues with any fund balance rather than notification after the fact.

Jeff May, County Auditor, stated he would provide the Court with periodic reports in order for them to monitor the situation. He explained at the end of the year there are three months' worth of bills paid which reflect September, October and November. October and November are accrued back into the prior year. This is the reason for the large expenditure at the end of the year. The fund did not go negative until early November when a few large claims went through. Claims do fluctuate from month to month. Because this fund looked to be in trouble as early as July, Commissioner Williams suggested the fund could be looked at during the budget session.

Commissioner Webb asked if the issue with the fund relates to ObamaCare. Cynthia Jacobson, Human Resources, said there were two factors that contributed to the balance drop. One factor was due to a higher number of large claims. Last year the highest large claim cost was \$175,000. This year the highest large claim cost was over \$500,000. The range of claims this year include eight claims ranging from \$175,000 to over \$500,000. This is a component which the County has not had in prior years. The other factor was ObamaCare which included additional fees and items that applied to out-of-pocket maximums which did not apply before. There will be approximately \$1.6 million coming into the plan in the next 30-60 days from the Stop Loss reimbursement. Normally the reimbursement runs around \$1 million but this year the total will be around \$2.5 million which makes for an unhappy Stop Loss carrier. Ms. Jacobson added the Stop Loss bid was much better than expected but it will not be finalized until after this Court session which could result in a slightly higher rate. Judge Self said the County has a barbell employee base and asked if the high claims were due to one end of the barbell getting older. Ms. Jacobson said the highest claims were actually due to a young child and an employee that was not close to the older end of the barbell. That employee is no longer with the County. With no further discussion, a motion was made to approve the item. (Time: 6:51 p.m.)

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

COURT ORDER NO. 2015-905-12-07

4. **AI-40723** Testing: Postmortem Toxicology (IFB No. 2015-286) to National Medical Services, Inc. (NMS Labs), Medical Examiner.

COURT ORDER NO. 2015-906-12-07

d. Agreement(s):

1. **AI-40829** Construction Agreement with Massana Construction for erosion repair under the bridge on County Road 419 at Brinlee Creek (Bond Project No. 07-00-14), budget amendment in the amount of \$49,738 and further authorize the Purchasing Agent to finalize and execute the agreement, Engineering.

Commissioner Webb pulled this item to discuss repair and/or upgrades to county bridges in general. The Commissioner understood this request was for the repair of a washout and that the cost of the repair is reasonable. The Commissioner was concerned with the cost benefit of investing millions of dollars to upgrade bridges to above the 100-year floodplain when most carry minimal traffic. Jeff Durham, Parks and Projects, stated if this particular bridge was upgraded to that point it would cost approximately \$1.5 million. This would include increasing the bridge structure length, embankment work and raising the roadway.

There was discussion on the construction costs associated to CR 613 and CR 317. The engineering firm is in the initial phase of the hydraulic analysis for CR 613 and has given the County several bridge structure options with 220-foot being what is necessary to carry the 100-year storm. The cost on this size has not been priced out but will be more than just the bridge component. As for the CR 317 bridge, construction talks have included the expansion from a 50- to 60-foot span to a 300-foot span. The floodplain for this location is 2,000 feet. The road surface would need to be raised a minimum of nine feet to be two feet above the 100-year water elevation. This type of upgrade would not be done on a two-lane rural road. In the future a major roadway will be built in the area; therefore, investing millions into the CR 317 bridge would not be beneficial. As for the CR 419 and CR 613 bridges, Engineering is trying to come up with a solution that is better for Public Works yet is cost effective. Both bridges have culverts which tend to washout, have undermining and cause frequent overtopping of the roadway.

Mr. Durham said there was a misstatement in the agenda memo. It said there was an overtopping of the roadway by one-and-a-half feet over the 100-year storm which is inaccurate. The memo should have said there was a one-and-a-half foot overtopping of the bridge beam. In a normal situation, the top of the bridge beam is put at or above the 100-year elevation. The top of this roadway is at the 25-year elevation. The 100-year elevation is two-and-a-half feet above that. The recent rain has caused the water level to reach the bottom of the bridge beam. In the last ten days the water level has dropped four feet and is not going over the emergency spillway. The decrease of the water level will be slow due to the water draining through the drain pipe which it is designed to do.

Mr. Durham stated, when it is cost effective and can be done, county roads and bridges are built to the 100-year floodplain. Approximately 100 bridges like the ones mentioned have been replaced over the last 25 years. The structures that are being analyzed now are the ones that have been put off. They are still not to the point of putting in major construction like SH 121 or US 380 but do need some improvements. With no further discussion, a motion was made to approve the item. (Time: 6:58 p.m.)

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

COURT ORDER NO. 2015-907-12-07

2. **AI-40796** Interlocal Agreement with the City of Frisco for the construction of Coit Road (from Panther Creek Pkwy to US 380) (Bond Project No. 07026) and budget adjustment in the amount of \$333,563 (County's Participation NTE \$1,453,563), Engineering.

COURT ORDER NO. 2015-908-12-07

3. **AI-40821** Interlocal Agreement with the City of Frisco for the construction of Stonebrook Parkway (from Longhorn Trail to Dallas Pkwy) (Bond Project No. 07-00-39) and budget adjustment in the amount of \$573,459 (County's Participation NTE \$650,000) for same, Engineering.

COURT ORDER NO. 2015-909-12-07

4. **AI-40823** Interlocal Agreement with the City of Frisco for the construction of Warren Parkway from Internet Boulevard to Dallas Parkway (Bond Project No. 07-00-40) and budget amendment in the amount of \$550,000 (County's participation NTE \$550,000), Engineering.

COURT ORDER NO. 2015-910-12-07

5. **AI-40860** Interlocal Agreement for the City of McKinney for funding through the 6th Series-2007 Parks/Open Space Project Funding Assistance Program (Bond Project No. 07PG76) for improvements to Wilson Creek Hike and Bike Trail, Special Projects.

COURT ORDER NO. 2015-911-12-07

6. **AI-40862** Interlocal Agreement for the City of McKinney for funding through the 6th Series-2007 Parks/Open Space Project Funding Assistance Program (Bond Project No. 07PG77) for improvements to Rowlett Creek at State Highway 121 Hike and Bike Trail, Special Projects.

COURT ORDER NO. 2015-912-12-07

7. **AI-40863** Interlocal Agreement with the City of McKinney for funding through the 6th Series-2007 Parks/Open Space Project Funding Assistance Program (Bond Project No. 07PG78) for improvements to Comegy's Creek Hike and Bike Trail, Special Projects.

COURT ORDER NO. 2015-913-12-07

8. **AI-40864** Interlocal Agreement with the City of McKinney for funding through the 6th Series-2007 Parks/Open Space Project Funding Assistance Program (Bond Project No. 07PG79) for improvements to Rowlett Creek at Stacy Road Hike and Bike Trail, Special Projects.

COURT ORDER NO. 2015-914-12-07

9. **AI-40851** Interlocal Agreement with the City of Wylie for funding through the 6th Series-2007 Parks/Open Space Project Funding Assistance Program (Bond Project No. 07PG83) for improvements to the Wylie Municipal Complex East Meadow Trail, Special Projects.

COURT ORDER NO. 2015-915-12-07

10. Interlocal Agreement(s) for Library Services to be paid in quarterly installments, Budget:

a. **AI-40881** Allen Public Library for an annual amount of \$47,282.50.

COURT ORDER NO. 2015-916-12-07

b. **AI-40882** Celina Public Library for an annual amount of \$17,387.96.

COURT ORDER NO. 2015-917-12-07

c. **AI-40879** City of Farmersville for the Charles J. Rike Memorial Library for an annual amount of \$15,962.04.

COURT ORDER NO. 2015-918-12-07

d. **AI-40880** City of McKinney for the McKinney Public Library System for an annual amount of \$69,844.75.

COURT ORDER NO. 2015-919-12-07

e. **AI-40877** Melissa Public Library for an annual amount of \$17,235.05.

COURT ORDER NO. 2015-920-12-07

f. **AI-40878** Princeton Community Library for an annual amount of \$17,597.76.

COURT ORDER NO. 2015-921-12-07

g. **AI-40883** Prosper Community Library for an annual amount of \$20,463.82.

COURT ORDER NO. 2015-922-12-07

h. **AI-40876** Rita & Truett Smith Public Library for an annual amount of \$30,786.63.

COURT ORDER NO. 2015-923-12-07

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

1. **AI-40815** \$1,400,000 establish a budget for the 03FIN (ERP Project), Budget.

COURT ORDER NO. 2015-924-12-07

2. **AI-40828** \$11,086.62 to reallocate funds for the Spay/Neuter Program, Development Services.

COURT ORDER NO. 2015-925-12-07

3. **AI-40869** \$16,340.18 to reallocate funds for the Spay/Neuter program, Development Services.

COURT ORDER NO. 2015-926-12-07

4. **AI-40747** \$17,063 to establish the cash match budget for the FY2016 CJD Crime Victim Advocacy Program Grant, Auditor.

COURT ORDER NO. 2015-927-12-07

5. **AI-40749** \$17,496 to establish the cash match budget for the FY2016 CJD Crime Victim Assistance Grant, Auditor.

COURT ORDER NO. 2015-928-12-07

6. **AI-40870** \$50,605 to establish the budget for the maintenance/operations of the newly acquired John Wesley building in Frisco, Budget.

COURT ORDER NO. 2015-929-12-07

7. **AI-40814** \$119,052 to move the Training/Compliance Captain's position from the Jail Ops budget to the SO Admin budget, Sheriff.

COURT ORDER NO. 2015-930-12-07

8. **AI-40871** \$125,000 for temporary staffing of the County Court at Law No. 7, Budget.

COURT ORDER NO. 2015-931-12-07

f. Receive and File, Auditor:

1. **AI-40849** FY2014 Annual Inventory Audit for Central Plant & janitorial Supplies.

COURT ORDER NO. 2015-932-12-07

2. **AI-40854** FY2014 Annual Inventory Audit for Central Supply and Concession Supplies.

COURT ORDER NO. 2015-933-12-07

3. **AI-40850** FY2014 Annual Inventory Audit for Computer Store Room.

COURT ORDER NO. 2015-934-12-07

4. **AI-40856** FY2014 Annual Inventory Audit for Fuel.

COURT ORDER NO. 2015-935-12-07

5. **AI-40855** FY2014 Annual Inventory Audit for IT Handheld Items.

COURT ORDER NO. 2015-936-12-07

6. **AI-40852** FY2014 Annual Inventory Audit for Jail and Minimum Security Kitchen.
COURT ORDER NO. 2015-937-12-07

7. **AI-40857** FY2014 Annual Inventory Audit for Quarter Master.
COURT ORDER NO. 2015-938-12-07

8. **AI-40789** Monthly Financial Report for September 2015.
COURT ORDER NO. 2015-939-12-07

9. **AI-40858** Justice of the Peace, Precinct 4 (3rd Quarter FY2014).
COURT ORDER NO. 2015-940-12-07

10. **AI-40859** Justice of the Peace, Precinct 4 (4th Quarter FY2014).
COURT ORDER NO. 2015-941-12-07

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

1. **AI-40825** November 9, 2015 Special Session.
COURT ORDER NO. 2015-942-12-07

2. **AI-40824** November 9, 2015.
COURT ORDER NO. 2015-943-12-07

3. **AI-40822** November 11, 2015 Canvass Election Special Session.
COURT ORDER NO. 2015-944-12-07

h. Miscellaneous

1. **AI-40839** Re-designation of Private Road 5623 to Lafons Farm Road (with associated address updates), GIS/Rural Addressing.
COURT ORDER NO. 2015-945-12-07

2. **AI-40899** Personnel Appointments, Human Resources
COURT ORDER NO. 2015-946-12-07

3. **AI-40900** Personnel Changes, Human Resources.
COURT ORDER NO. 2015-947-12-07

GENERAL DISCUSSION

5. AI-40794 LifePath Update, Administrative Services.

Randy Routon, Ph.D., LifePath Systems, came forward to give an update on the behavioral health system transition. Goals for the transition include building a comprehensive array of services with more providers, reducing crisis resulting in higher levels of care, expanding integrated care, providing ongoing communication with all stakeholders and ensuring transparency and good stewardship. Commissioner Webb said cost efficiency and effectiveness need to be a stated program goal. Dr. Routon said part of the transition is to build effective services that are efficiently driven. The foundation for the system will be the contract with DSHS (Department of State Health Services), and LifePath will replicate successful behavioral systems across the state.

Dr. Routon shared a detailed chart of the transition progress with the Court. He believes the program is on track to begin a year from now. This progress has been accomplished through a detailed plan, consultations and tours of model centers around the state, the expansion of the Plano Clinic with DSRIP (Delivery System Reform Incentive Program) Funds, a monthly newsletter with an email box for input, the hiring of an Authority Assistant Director and Law Liaison, and starting a consumer-led group called Prosumers. LifePath has sought the advice of DSHS and HHSC (Health and Human Services Commission). Meetings are held semi-weekly with the DSHS Transition Team to discuss their timeline of activities as well as LifePath's timeline of activities. The internal transition team meets once a week to ensure the transition is on track and to discuss any issues that may arise. The LifePath Systems Board of Trustees receives detailed financial reports on a monthly basis.

The next steps for the transition include finishing the crisis evaluation tours over the next two weeks, finalizing the program design, consulting with Bluebonnet Trails Center and Gulf Coast Center, expanding the McKinney clinic, working on data reporting with providers and the state as well as setting substance abuse parameters in becoming a LBHA (Local Behavioral Health Authority) without additional funding from the state. Dr. Routon said it will take the state's policy office to aid in coming to an agreement on becoming a LBHA. The Court is willing to assist in this agreement process. The next contractual deadline with the state will be in July or August 2016.

Dr. Routon thanked the Court for funding the Authority Director and Crisis Services position which are critical to the program's success. He then introduced members of the Board who were in attendance: Chairman Ernest Myers, Jr., Vice Chairman Matt Duncan, and members Dona Watson and Rick Crawford. (Time: 6:37 p.m.)

NO ACTION TAKEN

6. AI-40754 Grant amendment to the FY2016 General Assistance Grants Series 16-A through the Texas Veterans Commission, 296th District Court.

Judge John R. Roach, Jr., 296th District Court, came forward to request an amendment to the FY2016 General Assistance Grants Series 16-A. Collin County has been awarded \$100,000 from the Texas Veterans Commission to continue with the North Texas Regional Veterans' Court program. Judge Roach requested approval to change the following items of the grant: 1) change the Program Director from an employee to a contractor; 2) combine employee salary and fringe benefits into one contractor amount; 3) reduce the required time dedicated to Collin County business from 100% to 80%; and 4) reduce the amount of funds allocated to supplies and add the amount directly to client services. The Regional Veteran's Court could bring in counties such as Rockwall, which is already committed, Hunt, Grayson, Kaufman and any other counties in the area. This would allow them to have the same opportunities the veterans in Collin County have in participating in Veteran's Court.

Commissioner Webb asked, if after the first year, would the Program Director be able to contract with the other counties by allocating the contract services between those counties based upon the percentage of veterans coming into the program from each county. Judge Roach said allocating by percentages is a great idea. The Program Director will have the task of finding a way to fund the position going forward if the Texas Veterans Commission does not award the grant the next year. Judge Roach shared two examples of county buy-in to the program. The first was program fees generated by the veterans who have been charged with a crime. The fees range from \$400 to \$750 per veteran. The program fees are directly allocated to the county the veteran is in. If needed these fees could be allocated to pay for the position. The second example was Rockwall County's buy-in. On their jury forms they give the jurors the option to reallocate their jury duty earnings to the Veteran's Court. In a short period of time Rockwall County has generated almost \$2,000 for direct veterans services. The reallocation on the jury form will also happen in Collin County as it is required by statute.

Commissioner Fletcher asked how much of Judge Roach's time is spent on this program. If more counties come on board, the Judge estimates two days a month will be dedicated to the regional concept. The 296th District Court will not be affected by the two days as he will work harder because he believes in the importance of the program.

More discussion followed regarding contractor pay in relation to the reduction of committed time from 100% to 80%. The Texas Veterans Commission supports the reduction of committed time for the contracted position. The percent reduction has no bearing on salary. The reduction was to change the stated time of the position to overcome any issue with labor laws of having a full-time employee. Judge Roach explained the Program Director will receive \$63,000 out of the \$100,000. It was suggested that the contractor enter into an agreement with Rockwall County saying Rockwall County will employ the contractor for 20% of committed time or 20% of the \$63,000 for the first year. Collin County will have a similar contract with the contractor for 80% of the committed time or 80% of the \$63,000 for the first year.

The salary will be paid 100% from the Collin County grant funds. There will also be an ILA (Interlocal Agreement) with Collin County and Rockwall County for the use of part of the grant funds to pay for Rockwall County's contractor costs. With no further discussion, a motion was made to approve the item. (Time: 6:19 p.m.)

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

COURT ORDER NO. 2015-948-12-07

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

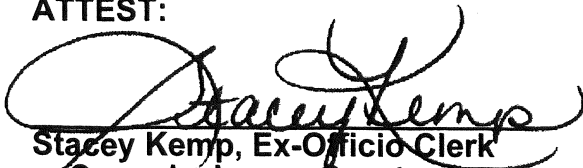
Judge Self would like Court discussion on the open carry change which will take effect January 1, 2016, and the impact it will have on County buildings. (Time: 6:58 p.m.)

EXECUTIVE SESSION

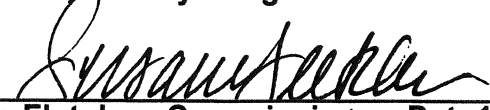
The Court did not recess into Executive Session. There being no further business of the Court, Judge Self adjourned the meeting at 6:58 p.m.

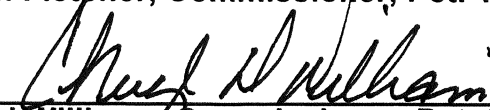


ATTEST:


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

Not Present
Duncan Webb, Commissioner, Pct. 4