

STATE OF TEXAS

COMMISSIONERS' COURT
MEETING MINUTES
MARCH 7, 2016

COUNTY OF COLLIN

On Monday, March 7, 2016, the Commissioners' Court of Collin County, Texas, met in Regular Session in the Central Administration Board Room, Prosper Independent School District, 605 East 7th Street, Town of Prosper, Texas, with the following members present, and participating, to wit:

Present: Judge Keith Self
Commissioner Susan Fletcher, Precinct 1
Commissioner Cheryl Williams, Precinct 2
Commissioner Chris Hill, Precinct 3

Absent: Commissioner Duncan Webb, Precinct 4

Commissioner Hill 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 6:00 p.m. and recessed the meeting at 6:28 p.m. The meeting was reconvened and immediately recessed into Executive Session at 6:30 p.m. The meeting was reconvened and adjourned at 6:50 p.m.

President Self called to order the meeting of the Collin County Health Care Foundation at 6:28 p.m. and adjourned the meeting at 6:28 p.m.

President Self called to order the meeting of the Collin County Toll Road Authority at 6:28 p.m. and adjourned the meeting at 6:28 p.m.

President Self called to order the meeting of the Collin County Housing Finance Corporation at 6:28 p.m. and adjourned the meeting at 6:29 p.m.

FYI NOTIFICATION

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

2. Addenda:

a. AI-41263 No. 1 to Professional Services, Engineering, Collin County Outer Loop from US 75 to FM 2478 Schematic (RFQ No. 2016-045) to make various changes to the Request for Qualifications, Purchasing.

b. **AI-41255** No. 1 and No. 2 to Construction, Clean Agent Fire Protection System, McKinney Courthouse Data Center (IFB No. 2016-098) to make various changes to the Invitation for Bid, Purchasing.

c. **AI-41252** No. 2 to Maintenance, Roads (IFB No. 2015-331) to make various changes to the Invitation for Bid, Purchasing.

d. **AI-41259** No. 2 and No. 3 to Minimum Security Metal Roof Recovery (IFB No. 2016-066) to make various changes to the Invitation for Bid, Purchasing.

3. **AI-41270** Voluntary Terminations, Human Resources.

4. **AI-41157** P-Card Disbursements, Auditor.

2. Public Comments.

3. Presentation/Recognition:

a. **AI-41248** Recognition of local tornado relief volunteers, Administrative Services.

The Court recognized and thanked all of the tornado relief volunteers who assisted following the tornadoes of December 26, 2015. Those present to receive their plaques were: Dana Riley of Volunteer McKinney; Volunteer McKinney; Lavon Council member Melissa Stroop; Dr. Bart Barber and his wife, Tracy Barber, of First Baptist Church of Farmersville; First Baptist Church of Farmersville; Gary for Minuteman Disaster Response; Carter Morris of Grace Bridge; Grace Bridge; and Amy Jukes of LDS (Latter Day Saints); and LDS.

Those not present but recognized were: Pastor Mike Powell of First Assembly of God Lavon; First Assembly of God Lavon; City of Lavon Public Works Department; Vicky Sanson, Assistant Director of Victim Relief-Lavon; Rachel and Megan Sanson; Lavon Mayor Chuck Teske; Matt Payne, Executive Director of Minuteman Disaster Response; Gene Grounds; Victim Relief Ministries; Eric "Yankee" Quintin, Operations Manager of RPM Construction; RPM Construction; Matt Hilton; Collin County Association of Realtors; Step Up Realty; Will Morrow; Bloomfield Homes; Worldland Development; Mario Sinacola; Messer Rockefeller Fort Law; Ohanion, McCollum & Demerath PC; John Main; Darrell Henson of Henson Drywall; Althea Byouk; Kenny Ford; Trent Chambers; Grover Pickering; Community ISD Volleyball; Community ISD Band; Scott Steel and Family.

Judge Self thanked everyone and said there were more people and organizations the Court would be recognizing for their efforts as well. The Judge then mentioned that Congressman Radcliff made a speech on the floor of the U.S. House of Representatives thanking the volunteers in his congressional district. He personally named many of the volunteers, and this can be viewed on the Collin County website. (Time: 6:10 p.m.)

4. Consent agenda to approve: Judge Self pulled items 4d3, 4j2 and 4j5 and then asked for comments on the consent agenda. Hearing no comments, a motion was made to approve the remainder of the consent agenda. (Time: 6:12 p.m.)

Motion by: Commissioner Susan Fletcher
Second by: Commissioner Chris Hill
Vote: 4 – 0 Passed

a. AI-41198 Disbursements for the period ending March 1, 2016, Auditor.
COURT ORDER NO. 2016-147-03-07

b. AI-41183 Tax refunds totaling \$1,392,931.93, Tax Assessor Collector.
COURT ORDER NO. 2016-148-03-07

c. Award(s):

1. AI-41251 Installation of Walk-In Freezer at Justice Center (IFB No. 2016-086) to ISI Commercial Refrigeration (Option One) and budget amendment in the amount of \$15,700 for same, Construction & Projects.
COURT ORDER NO. 2016-149-03-07

2. AI-41247 Services: Onsite Grinding, Mulching and Removal of Debris (IFB No. 2016-100) to TFR Enterprises, Inc., Public Works.
COURT ORDER NO. 2016-150-03-07

d. Agreement(s):

1. AI-41193 Consent to Assignment and Assumption Agreement for Supplies, Specialized Printing for Elections (IFB No. 2013-118) and Printing, General Office Forms (IFB No. 05249-12) to change the name from Data Flex Business Products, LLC to Safeguard Business Systems, Inc. and further authorize the Purchasing Agent to finalize and execute same, Purchasing.
COURT ORDER NO. 2016-151-03-07

2. **AI-41235** Interlocal Agreement with the City of Celina for funding through the 6th Series – Parks/Open Space Project Funding Assistance Program (Bond Project No. 07PG74) to reallocate funding to acquire 18.97 acres located on the southwest corner of FM 428 and FM 455 adjacent to Old Celina Park in lieu of purchasing a 38.55 acre tract previously approved by Court Order No. 2015-765-10-12, Special Projects.

COURT ORDER NO. 2016-152-03-07

3. **AI-41234** Interlocal Agreement with the North Central Texas Council of Governments (NCTCOG) to build a 90' tower behind the Sheriff's Office, Sheriff.

Judge Self asked Bill Bilyeu, County Administrator, if any cost for future County purposes would be negotiated since this is being built on County land. Mr. Bilyeu explained, if the County added something to the tower, the County would have pay for the equipment but not the service. With no further comments, a motion was made to approve the item. (Time: 6:16 p.m.)

Motion by: Judge Keith Self

Second by: Commissioner Cheryl Williams

Vote: 4 – 0 Passed

COURT ORDER NO. 2016-153-03-07

e. Change Order(s):

1. **AI-41232** No. 6 to Services: Janitorial (IFB No. 2013-033) with James Janitorial Services, LLC. to add 6,220 square feet at the Elections Facility located at 2010 Redbud Blvd., Suite 102, McKinney, Texas to the contract at a monthly cost of \$315.98 and further authorize the Purchasing Agent to finalize and execute same, Facilities.

COURT ORDER NO. 2016-154-03-07

f. Ratification of Commissioner, Precinct 3's prior vote for:

1. **AI-41282** Public Power Pool Board of Directors election, Commissioner, Precinct 3.

COURT ORDER NO. 2016-155-03-07

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

1. **AI-41246** \$10,298 to reallocate funds for the Spay/Neuter Program, Development Services.

COURT ORDER NO. 2016-156-03-07

2. **AI-41238** \$941,352 to reallocate funds for various completed 2003 and 2007 Open Space Bond Projects, Budget.

COURT ORDER NO. 2016-157-03-07

h. Receive and File, Auditor:

1. **AI-41236** Monthly Financial Reports for December 2015.

COURT ORDER NO. 2016-158-03-07

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

1. **AI-41223** February 8, 2016.

COURT ORDER NO. 2016-159-03-07

2. **AI-41249** February 15, 2016.

COURT ORDER NO. 2016-160-03-07

j. Miscellaneous

1. **AI-41231** Rescind Court Order No. 2015-339-06-15 for approval of an Agreement to Contribute Right of Way Funds (Fixed Price) with the Texas Department of Transportation (TxDOT) for right-of-way (ROW) acquisition costs and relocation of utilities for improvements on SH 121 from South of SH 160 to North of SH 160 (2007 Bond Project No. 07-00-45) and budget amendment in the amount of \$496,490 for same (County's participation is \$496,189.40), Engineering.

COURT ORDER NO. 2016-161-03-07

2. **AI-41265** Scope and fee with Halff Associates, Inc. for design of the Dallas North Tollway south bound service road from US 380 to FM 428 (Bond Project No. 070050) and further authorize the Purchasing Agent to finalize and execute the engineering services agreement, Engineering.

Judge Self pulled this item stating there was no city match. This is a change in how the County will fund major projects. The County will redirect a lot of the transportation resources. With no further comments, a motion was made to approve the item. (Time: 6:17 p.m.)

Motion by: Judge Keith Self
Second by: Commissioner Cheryl Williams
Vote: 4 – 0 Passed

COURT ORDER NO. 2016-162-03-07

3. **AI-41191** 2014 Grant Adjustment Notice for the FY 2014 Homeland Security Grant Program (HSGP) State Homeland Security Program (SHSP) Grant with the Texas Department of Public Safety for grant close out to show 2014 SHSP LETPA federal funds spent, Homeland Security.

COURT ORDER NO. 2016-163-03-07

4. **AI-41260** Authorization to initiate condemnation proceedings to acquire right-of-way needed for the Dallas North Tollway (DNT) westerly (south bound) service road between U.S. Highway 380 and F.M. Highway 428, Special Projects.

COURT ORDER NO. 2016-164-03-07

5. **AI-41274** Personnel Appointments, Human Resources.

A motion was made to approve this item. (Time: 6:15 p.m.)

Motion by: Commissioner Cheryl Williams

Second by: Commissioner Chris Hill

Vote: 4 – 0 Passed

COURT ORDER NO. 2016-165-03-07

a. **AI-41298** Appointment of County Court at Law 7 Judge.

Judge Self pulled this item to recognize this is the appointment for County Court at Law 7. Commissioners' Court decided to let the people speak and the Court would appoint the judge that the people chose. The people chose David Waddill and the Court is appointing him tonight.

Commissioner Fletcher said she is very supportive of this appointment and proud of Mr. Waddill for running a positive and ethical campaign. Due to her extensive involvement in Mr. Waddill's campaign, the Commissioner will abstain from the vote. With no further comments, a motion was made to approve the appointment. (Time: 6:14 p.m.)

Motion by: Commissioner Cheryl Williams

Second by: Commissioner Chris Hill

Vote: 3 – 0 Passed

Abstained: Commissioner Susan Fletcher

COURT ORDER NO. 2016-166-03-07

6. **AI-41275** Personnel Changes, Human Resources.

COURT ORDER NO. 2016-167-03-07

GENERAL DISCUSSION

5. AI-41257 Support for HR4466, County Judge.

Judge Self put this on the agenda because there is some concern across the region that the two reservoirs that North Texas is trying to permit are running into opposition with the EPA (Environmental Protection Agency) and need support. The first issue is a resolution in support of HR466, a bill in the U.S. House of Representatives filed by Congressman Sam Johnson to exempt the Lower Bois d'Arc Creek Reservoir from EPA control so it can move quicker. The second is a resolution brought by a member of NTMWD (North Texas Municipal Water District) which is a letter to the local EPA for Region 6 asking them to move along the permitting for the Bois d'Arc Creek Reservoir. The Judge would like the Court to do both and to support the legislation strongly. The Judge also had this put on the agenda for the NCTCOG (North Central Texas Council of Governments) Executive Board meeting in March. The resolution was forwarded to NCTCOG and the Judge has received indications that the Dallas delegation will support HR4466.

Commissioner Williams is very supportive of both. This is a critical need and the difficulty the Water District has experienced trying to get the reservoirs permitted through the State and then the EPA is unprecedented. With no further discussion, a motion was made to send both letters as written. (Time: 6:20 p.m.)

Motion by: Commissioner Cheryl Williams
Second by: Commissioner Susan Fletcher
Vote: 4 – 0 Passed

COURT ORDER NO. 2016-168-03-07

6. Board/Committee Appointments, Commissioners Court:

a. AI-41253 Child Protective Services Board.

HELD

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

Judge Self updated the Court on the last NCTCOG (North Central Texas Council of Governments) Executive Board meeting. There was a resolution authorizing the submission of the North Central Texas Region's CEDS (Comprehensive Economic Development Strategy) to the U.S. EDA (Economic Development Administration.) There are 24 COGs in Texas and 23 have this strategy. NCTCOG is the only COG that is not an EDD (Economic Development District.)

The goal is to obtain U.S. EDA designation of NCTCOG region as an EDD. The designation as an EDD will assure that the region is continually covered by the EDA approved strategy necessary for application to the Public Works or Economic Adjustment Assistance programs. Other COGs with an EDD have received grants through this. The resolution passed and NCTCOG will establish an EDD.

Judge Self said most of the grants are for disaster relief. Our COG has put in for several economic adjustments which have been declined. Commissioner Fletcher would like to see what prior projects were approved. Judge Self will provide that information.

The next item of interest was the TCEQ (Texas Commission on Environmental Quality) has supplemental environment projects. When you violate a regulation, you must pay money into the program. There have been three contributions totaling \$21,000 since FY2012. The funds currently are used for the clean school bus program but they wanted to come up with some less expensive programs.

Lastly, there was \$1.3 million in solid waste grants available to this region. The Judge asked Jon Kleinheksel, Public Works, to submit a major grant request for this money and the County received \$49,000. Judge Self questioned this because the city of Denton received almost one third of the \$1.3 million for two solid waste projects. The Judge asked them to send their grant requests so we could review them and improve. Mr. Kleinheksel has received them.

Eric Nishimoto, Public Information Officer, just rotated off the Criminal Justice Grant Board and Judge Self thanked him for his service. They made a lot of changes and the County benefitted from Mr. Nishimoto's service.

Lastly, Judge Self emphasized the need to help COG find a place in Collin County for the CASA (Collaborative Adaptive Sensing of the Atmosphere) Radar. (Time: 6:28 p.m.)

NO ACTION TAKEN

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

EXECUTIVE SESSION

Judge Self recessed Commissioners' Court into Executive Session at 6:30 p.m. in accordance with Chapter 551.087, Economic Development Negotiations to discuss Project Jaguar.

AI-41254 Project Jaguar in Frisco, Texas, Commissioner Precinct 1.

Judge Self reconvened Commissioners' Court at 6:50 p.m. and thanked the Town of Prosper, the Prosper ISD and the attendees for taking part in County Government.

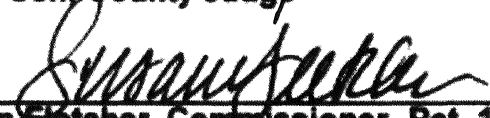
With no further business of the Court, Judge Self adjourned the meeting at 6:50 p.m.



ATTEST:

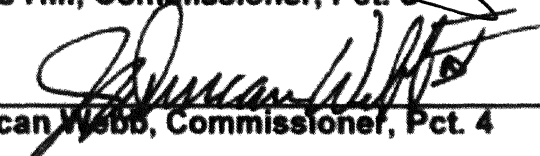

Stacey Kemp, Ex-Officio Clerk
Commissioners Court
Collin County, T E X A S


Keith Self, County Judge


Susan Fletcher, Commissioner, Pct. 1


Cheryl Williams, Commissioner, Pct. 2


Chris Hill, Commissioner, Pct. 3


Duncan Webb, Commissioner, Pct. 4