

STATE OF TEXAS

COMMISSIONERS' COURT
MEETING MINUTES
MAY 9, 2016

COUNTY OF COLLIN

On Monday, May 9, 2016, 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 Cheryl Williams, Precinct 2

Commissioner Chris Hill, Precinct 3

Commissioner Duncan Webb, Precinct 4

Absent: Commissioner Susan Fletcher, Precinct 1

Judge Self led the Invocation.

Commissioner Hill 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 1:30 p.m. and recessed the meeting at 2:11 p.m. The meeting was reconvened and immediately recessed into Executive Session at 2:12 p.m. The meeting was reconvened and adjourned at 2:45 p.m.

President Self called to order the meeting of the Collin County Health Care Foundation at 2:11 p.m. and adjourned the meeting at 2:11 p.m.

President Self called to order the meeting of the Collin County Toll Road Authority at 2:11 p.m. and adjourned the meeting at 2:12 p.m.

DECISIONS MANDATED BY LEGAL ENTITIES OUTSIDE OF COMMISSIONERS COURT AUTHORITY:

1. AI-41533 Personnel Changes, Human Resources.

2. AI-41534 Elected Official Appointments, Human Resources.

FYI NOTIFICATION

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

2. AI-41490 Employee Fund Insurance update, Auditor.

3. AI-41532 Texas Indigent Defense Audit Response, County Judge.

2. Public Comments.

Roy Serpa, Fairview, came forward to address the Court. Mr. Serpa has regularly attended Commissioners' Court meetings over the last nine years. In 2007, Mr. Serpa offered to assist the former Budget Director, Rodney Rhoades, with strategic planning for the County. Soon after that Mr. Rhoades left and Mr. Serpa never heard any more about it. Over the years Mr. Serpa has brought up the subject of departments including accomplishments and future objectives in their yearly budget proposals. He said a budget without objectives is not a plan and transparency without accountability is meaningless. Mr. Serpa asked the Court to reconsider what he has been saying as they enter into the new budget season. (Time: 1:34 p.m.)

3. Presentation/Recognition.

4. Consent agenda to approve: Judge Self asked for comments on the consent agenda. Hearing no comments, a motion was made to approve the consent agenda. (Time: 1:34 p.m.)

Motion by: Commissioner Cheryl Williams

Second by: Commissioner Chris Hill

Vote: 4 – 0 Passed

a. **AI-41482** Disbursements for the period ending May 3, 2016, Auditor.

COURT ORDER NO. 2016-297-05-09

b. **Award(s):**

1. **AI-41516** Data Backup Expansion (RFP No. 2016-186), Information Technology.

COURT ORDER NO. 2016-298-05-09

c. **Amendment(s):**

1. **AI-41444** No. 1 to Audio Visual for JP Courtrooms (RFP No. 2015-245) with Lantek Communications to make various changes to the contract and further authorize the Purchasing Agent to finalize and execute same, Information Technology.

COURT ORDER NO. 2016-299-05-09

2. **AI-41508** No. 2 to Services, IT, Peoplesoft HCM 9.2 Upgrade (RFP No. 2014-106) with Apex IT to add travel expenses to the contract and further authorize the Purchasing Agent to finalize and execute same, Information Technology.

COURT ORDER NO. 2016-300-05-09

3. **AI-41442** No. 2 to the Inter-Governmental Cooperative Reimbursement Agreement (Contract No. 582-14-40119) with the Texas Commission on Environmental Quality (TCEQ) for the Local Initiative Project (LIP) Program to decrease funding for Fiscal Years 2014, 2015 and 2016, thereby decreasing the Total Maximum TCEQ Obligation from \$667,744 to \$327,904, Special Projects.

COURT ORDER NO. 2016-301-05-09

d. Change Order(s):

1. **AI-41484** No. 1 to Supplies: OEM Toner Cartridges for Laser and Inkjet Printers (IFB No. 2015-344) with Enhanced Laser Products to delete various line items from the contract and further authorize the Purchasing Agent to finalize and execute same, Budget.

COURT ORDER NO. 2016-302-05-09

2. **AI-41488** No. 1 to Supplies: OEM Toner Cartridges for Laser and Inkjet Printers (IFB No. 2015-344) with Office Depot to add Lexmark High-Yield Black/Color Waste Toner Cartridge (Line Item #35) to the contract and further authorize the Purchasing Agent to finalize and execute same, Budget.

COURT ORDER NO. 2016-303-05-09

3. **AI-41486** No. 1 to Supplies: OEM Toner Cartridges for Laser and Inkjet Printers (IFB No. 2015-344) with Staples to add various line items to the contract and further authorize the Purchasing Agent to finalize and execute same, Budget.

COURT ORDER NO. 2016-304-05-09

4. **AI-41487** No. 1 to Supplies: OEM Toner Cartridges for Laser and Inkjet Printers (IFB No. 2015-344) with The Office Pal to add various line items to the contract and further authorize the Purchasing Agent to finalize and execute same, Budget.

COURT ORDER NO. 2016-305-05-09

5. **AI-41485** No. 1 to Supplies: OEM Toner Cartridges for Laser and Inkjet Printers (IFB No. 2015-344) with United Ribbon to delete Lexmark High-Yield Black Toner Cartridge (Line Item #24) from the contract and further authorize the Purchasing Agent to finalize and execute same, Budget.

COURT ORDER NO. 2016-306-05-09

6. **AI-41507** No. 4 to Road Materials, Emulsified Asphalt (IFB No. 08365-12) with Ergon Asphalt and Emulsions, Inc. to reduce the pricing for various items and further authorize the Purchasing Agent to finalize and execute same, Public Works.

COURT ORDER NO. 2016-307-05-09

e. Contract Renewal(s):

1. **AI-41448** Cement Treated Subgrade (IFB No. 2015-108) with Martin Marietta to extend the contract for one (1) year through and including March 31, 2017, Public Works.

COURT ORDER NO. 2016-308-05-09

f. Receive and File, Auditor:

1. **AI-41513** Monthly Financial Reports for March 2016.

COURT ORDER NO. 2016-309-05-09

2. **AI-41515** Investment Report (1st Quarter FY2016).

COURT ORDER NO. 2016-310-05-09

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

1. **AI-41505** April 18, 2016.

COURT ORDER NO. 2016-311-05-09

h. Miscellaneous

1. **AI-41519** Acknowledgment of the issuance of New Hope Cultural Education Facilities Finance Corporation Retirement Facility Revenue Bonds (Legacy at Willow Bend Project) Series 2016, Administrative Services.

COURT ORDER NO. 2016-312-05-09

2. **AI-41541** Acknowledgment of Children's Health, Children's Medical Center Plano participation in the "340 B program", Commissioners Court.

COURT ORDER NO. 2016-313-05-09

3. **AI-41520** Re-plat of The Hills of Lone Star (Phase 4/East Fork North) lots 7 and 8 into one (1) lot 7/8R, Engineering.

COURT ORDER NO. 2016-314-05-09

4. **AI-41535** Personnel Appointments, Human Resources.

COURT ORDER NO. 2016-315-05-09

5. **AI-41536** Personnel Changes, Human Resources.

COURT ORDER NO. 2016-316-05-09

GENERAL DISCUSSION

5. AI-41464 Transit Services for Rural Collin County presented by Denton County Transportation Authority (DCTA), Engineering.

Jim Cline, President of DCTA (Denton County Transportation Authority), came forward with a presentation on DCTA and transit options for Collin County.

In FY2015 DCTA carried nearly three million passengers on its bus and rail services. DCTA provides a broad variety of services such as the A-train commuter rail, vanpools, local fixed routes, university shuttles and paratransit service. DCTA wants to be a part of the region as it tries to partner with DART (Dallas Area Rapid Transit) and The T (Fort Worth Transportation Authority) when it makes sense.

DCTA was established under Chapter 460 of the Texas Transportation Code in 2001 with the sales tax elections held in 2002. In 2011 revenue service began on the A-train between Carrollton and Denton. DCTA is governed by a 14-member appointed Board of Directors made up of representatives of Denton County, large cities, small cities and the County at-large. Because of the broad representation that goes beyond the member cities of Denton, Lewisville and Highland Village, there is a special voting requirement when there is budget action or significant issues brought before the Board. Two of the three member cities must be present for the vote.

Proposed governance for potential Collin County services include: a full cost recovery contract for service; a service and cost containment strategy; the ability to leverage DCTA leadership and support; and have the Commissioners' Court define service parameters. DCTA's enabling legislation allows it to contract for this type of service.

DCTA is proud of its sustained financial strength. DCTA has 90 days of operating reserve in the bank, sets aside 3% of its sales tax revenue, sets aside \$50,000 for fuel in the case of a fuel cost spike, and has \$2 million of capital reserve set up. The internal coverage ratio is 1.31 which is higher than the target of 1.25. DCTA makes sure the current year revenue exceeds the current year expenditures. It has a positive net cash flow and runs a 20-year cash flow model to insure they are prepared for the future which is greater than the five-year cash flow model set by the Board. DCTA has received clean audits and a number of finance awards.

DCTA has existing service contracts with North Central Texas College, the University of North Texas and the City of Frisco. A variety of services are provided to meet their specific needs. DCTA has the staffing capacity to manage an incremental increase in service and is structured to be scalable to address demands based on service requirements. DCTA is committed to providing cost-effective service in any area it serves. It is focused well on how to handle a growing suburban area to deliver a full range of services including on-demand services. DCTA would recommend Collin County utilize a "building block approach" beginning with a safety net of taking care of those who must have service, then building upon this as the County deems appropriate.

Key considerations for Collin County service include the fleet, the establishment of an RTD (Rural Transit District), how the finance and organizational structure will be set up, and what is needed for long-term service. The next step would be to work with Collin County to tailor the best solution. The primary concerns DCTA shares with the County are how to factor funding from an RTD into the service without creating a burden on DCTA, the County or any other entity and how to meet and sustain the demand of a fast growing area.

Judge Self said the Court is concerned with retaining local control once an RTD is established. There was a brief discussion on DCTA's ability to contract with other entities. The County would like to access the state and federal rural transit dollars that do not require a match and are only available if there is an RTD. The key is to figure out how to access those funds through an RTD which is not like a UZA (Urbanized Area) who contracts or has the match available. Mr. Cline will find the answers to the Court's questions about retaining local control and access to the state and federal funds assigned to the RTD without matching requirements. Judge Self would also like Mr. Cline to find out if there is a RTD in Denton County. Mr. Cline will report his findings to the Court's staff. (Time: 1:55 p.m.)

NO ACTION TAKEN

6. AI-41492 Adoption of an Order authorizing the sale of fireworks for Memorial Day, Fire Marshal.

Judge Self asked for discussion this item. Commissioner Williams said considering the last discussion on this matter and pinpointing areas to keep track of, she moved to approve the item. (Time: 1:56 p.m.)

Motion by: Commissioner Cheryl Williams

Second by: Commissioner Chris Hill

Vote: 4 – 0 Passed

COURT ORDER NO. 2016-317-05-09

7. AI-41556 Application to the Economic Development Administration for Economic Development District Designation for the North Central Texas Region, County Judge.

Judge Self gave a brief overview of the Comprehensive Economic Development Strategy PowerPoint presented to the Executive Board of the NCTCOG (North Central Texas Council of Governments).

Judge Self explained the EDA (Economic Development Administration) is a subset of the Department of Commerce. The EDA wants NCTCOG to develop an EDD (Economic Development District) which is a conduit for federal grants and Public Works & Economic Adjustment programs. This district is required in order to receive Public Works or Economic Adjustment Assistance grants. To have a district there must also be a CEDS (Comprehensive Economic Development Strategy). NCTCOG is the only COG (Council of Governments) that is not an EDD within a five-state region.

The Judge showed a list of grant applications submitted by the NCTCOG region to the EDA over the past decade. Of the 38 applications totaling approximately \$31 million, only five applications totaling a couple million dollars were accepted. The Houston-Galveston COG EDA funded projects totaled \$26 million, and the Alamo Area COG EDA funded projects totaled \$28 million.

Judge Self reviewed some of the goals and objectives for strategic direction. NCTCOG said they must have this to get grants, but the grants are small. There was a unanimous vote to put in the CEDS which was approved by the EDA. NCTCOG is asking for a letter of support but Judge Self recommended not putting in any more support for this. This will happen whether or not the Court supports it. The County will still be a part of it whether or not the Court supports it. Commissioner Webb asked if NCTCOG will direct this or a Board. Judge Self said it will most likely be a standard Board under the NCTCOG. NCTCOG will provide the staff and the Board will consist of entities. The Court agreed to not send the letter of support. (Time: 2:11 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 2:12 p.m. in accordance with Chapter 551.087, Economic Development Negotiations to discuss new construction at Watters Creek Office Park.

Economic Development Negotiations (551.087)

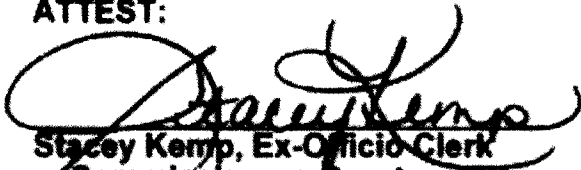
AI-41551 New construction at Watters Creek Office Park, Administrative Services.


Judge Self reconvened Commissioners' Court at 2:45 p.m. With no further business of the Court, Judge Self adjourned the meeting at 2:45 p.m.

NO ACTION TAKEN



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