

STATE OF TEXAS
COUNTY OF COLLIN

COMMISSIONERS' COURT
MEETING MINUTES
JULY 18, 2016

On Monday, July 18, 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 Susan Fletcher, Precinct 1
Commissioner Cheryl Williams, Precinct 2
Commissioner Chris Hill, Precinct 3
Commissioner Duncan Webb, Precinct 4

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 1:30 p.m. and recessed the meeting at 3:25 p.m. The meeting was reconvened at 3:35 and adjourned at 4:55 p.m.

President Self called to order the meeting of the Collin County Health Care Foundation at 4:55 p.m. and adjourned the meeting at 4:55 p.m.

President Self called to order the meeting of the Collin County Toll Road Authority at 4:56 p.m. and adjourned the meeting at 4:56 p.m.

DECISIONS MANDATED BY LEGAL ENTITIES OUTSIDE OF COMMISSIONERS COURT AUTHORITY:

1. AI-41831 Personnel Appointments, Human Resources.
2. AI-41832 Personnel Changes, Human Resources.

FYI NOTIFICATION

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

Judge Self removed item number three from the list of Outstanding Agenda Items.
(Time: 1:38 p.m.)

2. **AI-41823** Appointment of Judge Bender, the presiding judge of County Court at Law No. 6, to preside over the contested hearing for Yeti Investment LLC's Original Application for Wine and Beer Retailer's Off Premise Permit, County Judge.

2. Public Comments.

3. Presentation/Recognition:

a. **AI-41764** Introduction of new staff member Amanda Parks, Texas A&M AgriLife Extension Service.

Dr. Greg Church, County Extension Agent, introduced Amanda Parks. Ms. Parks is a recent graduate from Kansas State University with a Master's Degree in Agricultural Communications and Education, and she will assume the responsibilities of the 4-H and Youth Development Agent. (Time: 1:33 p.m.)

b. **AI-41820** 2015 Distinguished Service Award for the Collin County Historical Commission from the Texas Historical Commission presented by the County Judge.

Judge Self presented Michael Black, Vice Chair of the Collin County Historical Commission, with the 2015 Distinguished Service Award from the Texas Historical Commission. This is the 13th consecutive year that the Collin County Historical Commission has received this award in recognition of their active and well-balanced preservation program. (Time: 1:35 p.m.)

c. Service Pins, Human Resources.

Constable Sammy Knapp, Precinct 3, presented Deputy Tim Walker with a 30-year service pin and a plaque thanking him for his dedication and commitment to the citizens of Collin County. (Time: 1:37 p.m.)

4. Consent agenda to approve: Judge Self pulled item 4h1 from the consent agenda and then asked for comments on the consent agenda. Commissioner Webb pulled item 4h3. With no further comments, a motion was made to approve the remainder of the consent agenda. (Time: 1:38 p.m.)

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

a. **AI-41768** Disbursements for the period ending July 12, 2016, Auditor.

COURT ORDER NO. 2016-490-07-18

b. Advertisement(s):

1. **AI-41794** Supplies: Culverts, Bands, Steel, Drop Structures (IFB No. 2016-231), Public Works.

COURT ORDER NO. 2016-491-07-18

c. Award(s):

1. **AI-41804** IT Security Audit (RFP No. 2016-137), Information Technology.

COURT ORDER NO. 2016-492-07-18

2. **AI-41802** Construction, Bridge, County Road 604 over Elm Creek (IFB No. 2016-197) to McMahon Contracting, L.P. and further authorize the Purchasing Agent to finalize and execute the Construction Agreement, Special Projects.

COURT ORDER NO. 2016-493-07-18

3. **AI-41803** Construction, Bridge, County Road 664 over Branch of Arnold Creek (IFB No. 2016-221) to McMahon Contracting, L.P. and further authorize the Purchasing Agent to finalize and execute the Construction Agreement, Special Projects.

COURT ORDER NO. 2016-494-07-18

d. Amendment(s):

1. **AI-41825** First Amendment to the Interlocal Agreement with the City of Celina and the North Texas Tollway Authority (NTTA) for the Phase 4A extension of the Dallas North Tollway (DNT), Engineering.

e. Change Order(s):

COURT ORDER NO. 2016-495-07-18

1. **AI-41782** No. 4 to Annual Maintenance for Fujitsu Scanners (IFB No. 2013-288) with Amtek Computer Services to add and delete scanners, extend the contract for one (1) year through and including September 30, 2017 and further authorize the Purchasing Agent to finalize and execute same, Information Technology.

COURT ORDER NO. 2016-496-07-18

f. Contract Renewal(s):

1. **AI-41796** Supplies: Fleet Repair Parts (IFB No. 2015-144) with Bob Tomes Ford to extend the contract for one (1) year through and including September 30, 2017, Public Works.

COURT ORDER NO. 2016-497-07-18

2. **AI-41797** Supplies: Fleet Repair Parts (IFB No. 2015-144) with MHC Kenworth to extend the contract for one (1) year through and including September 30, 2017, Public Works.

COURT ORDER NO. 2016-498-07-18

3. **AI-41801** Supplies: Fleet Repair Parts (IFB No. 2015-144) with Midway Auto Supply to extend the contract for one (1) year through and including September 30, 2017, Public Works.

COURT ORDER NO. 2016-499-07-18

4. **AI-41799** Supplies: Fleet Repair Parts (IFB No. 2015-144) with Wurth USA, Inc. to extend the contract for one (1) year through and including September 30, 2017, Public Works.

COURT ORDER NO. 2016-500-07-18

5. **AI-41709** Services and Materials: Erosion Control and Hydromulch (IFB No. 2016-021) with Southwest Erosion Control to extend the contract for one (1) year through and including September 30, 2017, Public Works.

COURT ORDER NO. 2016-501-07-18

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

1. **AI-41805** \$11,208 to reallocate funds for the Spay/Neuter Program, Development Services.

COURT ORDER NO. 2016-502-07-18

h. Miscellaneous

1. **AI-41821** Funding recommendations (totaling \$25,000) for the FY2016 Historical Commission grant program recipients, Historical Commission.

Mary Carole Strother, Collin County History Museum Board member, came forward to explain the grant for the Interactive History Classrooms. The grant is for an iPad and MacBook computer which will be used to extend the learning beyond the walls of the museum. The iPad will be used to FaceTime with students. A docent at the museum will talk with the students and take them on a digital tour of the museum by using the camera on the iPad. The MacBook will be used by museum docents to create interactive books which will be uploaded onto the museum's website. This is a way to use new technology to make the museum's resources a part of the classroom.

Judge Self pulled this to discuss diversifying grant funding. Over the last four years, four entities have received a grant every year. These include the Anna Area Historic Preservation Society, Bear Creek Cemetery Foundation, Murphy Historical Society and the Plano Heritage Farmstead Museum. The original intent of these grants was to help those without many resources. Judge Self asked the Commission to spread the funding next year to include those with fewer resources than these major organizations. With no further comments, a motion was made to approve the item. (Time: 1:46 p.m.)

Motion by: Judge Keith Self
Second by: Commissioner Cheryl Williams
Vote: 5 – 0 Passed

COURT ORDER NO. 2016-503-07-18

2. **AI-41808** Amendment to the contract with the Texas Department of State Health Services (DSHS) for Contract No. 2016-001267, Amendment 02: Public Health Emergency Preparedness (PHEP) Grant to accept the increase of grant funds from \$545,327 to \$1,090,654 and extend the contract through and including June 30, 2017, Homeland Security.

COURT ORDER NO. 2016-504-07-18

3. **AI-41798** Participating Addendum Under the NASPO Valuepoint Wireless Communication Services and Equipment Bid Number RFP: #1907 with AT&T National Mobility Accounts LLC, per VTCA Local Government Code 271.102 for mifi services and to allow the County to suspend services for Elections devices when not in use and further authorize the Purchasing Agent to finalize and execute same, Information Technology.

Commissioner Webb pulled this item to ask if having the ability to suspend services will be a cost savings. Steve Ganey, Information Technology, said currently suspending services is done in monthly increments and must go through AT&T. With this IT can suspend services at any time during the month without going through AT&T which will save both time and money. The Commissioner asked if this could be available to the County for other data plans. For example, could these data plans be turned on and off for Homeland Security for use during emergencies. Mr. Ganey said they would be able to turn anything on and off as long as it is the same service through AT&T. There was a brief discussion regarding budgeting. Mr. Ganey will check into Homeland Security's cellular plan to see if it would be eligible. With no further discussion, a motion was made to approve the item. (Time: 1:46 p.m.)

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

COURT ORDER NO. 2016-505-07-18

4. **AI-41789** Declare LexisNexis as the sole source provider of LexisNexis online legal research material for the Law Library and Courts per Local Government Code 262.024(a)(7)(A), Purchasing.

COURT ORDER NO. 2016-506-07-18

5. **AI-41788** Declare West Publishing Corporation d/b/a West, a Thomson Reuter business as the sole source provider of Westlaw for the Law Library and Courts per Local Government Code 262.024(a)(7)(A), Purchasing.

COURT ORDER NO. 2016-507-07-18

6. **AI-41833** Personnel Appointments, Human Resources.

COURT ORDER NO. 2016-508-07-18

7. **AI-41834** Personnel Changes, Human Resources.

COURT ORDER NO. 2016-509-07-18

8. **AI-41861** Restructure of the Medical Examiner Office for FY2017, Administrative Services.

COURT ORDER NO. 2016-510-07-18

GENERAL DISCUSSION

5. **AI-41783** Update regarding the exchange of funds from the Air Check Texas (aka LIRAP) and Local Initiative Projects (LIP) Programs to the Congestion Mitigation and Air Quality Improvement (CMAQ) Program presented by representatives from the North Central Texas Council of Governments (NCTCOG), Special Projects.

Jeff Durham, Special Projects, introduced Chris Klaus, NCTCOG (North Central Texas Council of Governments) who gave a PowerPoint presentation updating the Court on the trade of LIRAP/LIP (Low-Income Repair Assistance Program/Local Initiative Projects) funds for an equivalent amount of CMAQ (Congestion Mitigation and Air Quality Improvement) funds and TDCs (Transportation Development Credits). Funding allocated for FY2016 totaled \$1.5 million in CMAQ funds and approximately \$2.9 million in LIRAP/LIP funds. The projects selected for FY2016 were road signal timing on Preston Road between Lebanon Road and Gaylord Parkway in Frisco and intersection improvements on US380 and Airport Drive in McKinney. The funding allocated to these projects was \$320,000 in CMAQ funds and \$64,000 in TDCs for Frisco, and \$565,000 in CMAQ funds plus \$113,000 in TDCs for McKinney. There is still approximately \$600,000 available in CMAQ funds for projects in 2016.

Clarence Daugherty, Engineering, came forward to say there was interest from the cities at the beginning but several dropped out when they realized the requirements and paperwork involved for a CMAQ project. Some cities backed out simply because of the time that it would take to process everything at the federal level.

Mr. Daugherty said they are looking for another project from the County perspective to use the rest of the FY2016 funds and recommended approving the continued partnership for FY2017 and finding projects to use this money effectively. Commissioner Webb suggested communicating with the cities that, while there may be a lot of paperwork involved, they can do these projects with no local match by using TDCs. McKinney's project saved \$113,000 of match money by using the TDCs. Funding available for FY2017 totals approximately \$2.9 million from LIRAP and LIP funds. There was an extensive conversation regarding the program and how to use the funds. (Time: 2:21 p.m.)

NO ACTION TAKEN

6. AI-41700 911 Overlay District, Sheriff.

Mike Eastland, NCTCOG (North Central Texas Council of Governments), came forward with a PowerPoint presentation on the proposed Regional Emergency Communications District. Mr. Eastland explained a bill was passed at the last session of the legislature allowing COGs to become independent districts rather than part of the state program if they can get all of the entities they serve to pass resolutions authorizing that to go forward. The two main benefits of becoming a district are 1) a local board is created as opposed to working through the CSEC (Commission on State Emergency Communications), and 2) all dollars collected come back to the region. Without a district the legislature decides how much to appropriate and CSEC determines how to allocate the funds.

The way the legislation is written, the district will be governed by local elected officials who set policies, adopt bylaws, rules and regulations, adopt an annual budget, and approve a long-term plan for system improvements. To get this adopted, every entity receiving 9-1-1 services by NCTCOG must pass a resolution; representatives from each entity that attends the first meeting shall serve as the Interim Board; and the Interim Board will decide the size of the Board and the qualifications for its members. Mr. Eastland explained the funding for the district is the current fee of \$.50 which cannot be increased. Dissolving the district would require a two-thirds vote of the members of the district.

Commissioner Hill asked if the district would have its own standing or would it still be a division of the COG? Mr. Eastland said it would be a division of the COG from the standpoint of staffing, but the District's board would be the body that determines the policies. There was a lengthy discussion on the composition of the District's board. Judge Self said Collin County would have only three votes out of the eighteen board members so this would mean rural control while Collin County citizens would be providing most of the dollars. Collin County already has a robust backbone of communications, but what about the rural counties. Commissioner Hill said Collin County would bring in more fees than we would use so Collin County would be a donor county. Therefore, Collin County would always be paying for the services of the District.

Since Dallas, Tarrant, and Denton Counties have their own Districts, Commissioner Hill asked if that was an option available to Collin County. Mr. Eastland said under current legislation that is not an option. Commissioner Williams said the larger cities believe this is important to them to be able to create this District. This will give them more dollars which are currently being held at the State and more flexibility to use those dollars. There was a brief conversation regarding how long it would take to get resolutions passed by all the cities and counties. (Time: 3:25 p.m.)

NO ACTION TAKEN

Judge Self recessed Commissioners' Court at 3:25 p.m. and reconvened at 3:35 p.m.

7. AI-41806 Addendum to the Collin County Mobility Plan 2014 Update, Engineering.

Clarence Daugherty, Engineering, came forward with a PowerPoint presentation on the Collin County Mobility Plan Build-Out Travel Demand Modeling. The Mobility Plan was approved in 2014 and included the build-out scenario for 2.1 million residents, 1.2 million jobs and assumed minimal development east and north. The additional build-out scenario projected in 2015 removed the east and north constraints and included 3.4 million residents and 1.6 million jobs. Freese & Nichols, a sub-contractor of Jacobs Engineering, developed the second demographic projections which were provided to NCTCOG (North Central Texas Council of Governments). NCTCOG generated trip tables and this addendum is the result of that analysis.

Even though the County and cities have been and are continuing to draw employment up into Collin County, the projections show there will still be a strong employment draw south of Collin County. Therefore, the north/south movement will continue to be the major demand. Those with the highest demand are US75 (highest), PGBT (President George Bush Tollway), SRT (Sam Rayburn Tollway), DNT (Dallas North Tollway), Preston Road, and the Outer Loop near Rockwall County. US380 and Custer Road will also be high demand areas. Commissioner Webb asked what the affect would be on US75 if US380, US78 and one of the roadways west of the lake were Limited Access Roadways instead of six-lane divided roadways. Mr. Daugherty said NCTCOG and TxDOT (Texas Department of Transportation) will be doing that type of analysis to see if that would relieve demand. The section of the Outer Loop coming in from the northeast part of the County into SH121 shows a high demand trying to get to US75. Surprisingly, the demand for the Outer Loop between US75 and the Denton County line is not very high which may be due to a lack of input from Denton County. Mr. Daugherty then reviewed the projected demand on the east-west roadways and the impact of mixed-use along the eastern portion of the Outer Loop. Mr. Daugherty then reviewed the list of roadways that are currently planned as six-lane thoroughfares but which appear to require more than six lanes at build out.

Lastly, Mr. Daugherty reviewed the strategic planning steps. Judge Self and Commissioner Webb have met with NCTCOG and TxDot to analyze corridors, and members of the Court are presenting to the cities and other organizations. The results of the travel demand modeling confirm that the Collin County Mobility Plan is not adequate to support populations of either 2.1 million or 3.4 million. Specifically, there is not enough capacity in the transportation system for the projected demand. The next step is working with cities, TxDOT, transit agencies, and NCTCOG to develop a comprehensive master plan for mobility that will be adequate for build out.

There was a lengthy discussion regarding the projected demand on the Outer Loop and the distance required between LARs to effectively draw the traffic off of the congested roadway. Commissioner Williams feels the Outer Loop will not be an effective reliever for US78 because it is too far east. (Time: 4:20 p.m.)

NO ACTION TAKEN

8. AI-41819 Reward Program Analysis Service presentation, Human Resources.

Godwin George, Korn Ferry International/Hay Group, came forward with a short PowerPoint presentation explaining what their team will be looking at in the course of their analysis. The County is looking for an assessment of its current pay structure, pay practices, and benefits to understand the strengths and weaknesses of the framework. The goal of this assessment is to ensure that the current reward framework fosters an appropriate level of market competitiveness. Hay Group will assess the current plans and provide an assessment of how the County compares to the market from a practices perspective and provide recommendations for improvements as needed.

Data Analysis will include reviewing and assessing the existing salary structure relative to best practice and will cover internal equity, pay compression, range spread, midpoint progression and general pay administration guidelines. Their initial report will be an assessment of pay and benefit practices. This will include comparative entities, wage compression, impact of staffing levels, wage increase practices focusing on relationship between cost of living and wage increases. They will give guidance on the effect of cross training and technology on compensation and considerations for hot/premium pay jobs relative to bonus programs and appropriateness of bonus plans.

Hay Group has been reviewing the County's information and will analyze it relative to both their company databases as well as practical knowledge the consultants have accumulated over the years. They will meet with the County project team for the purpose of reviewing the findings and finally they will present their findings of the study to Commissioners' Court. (Time: 4:37 p.m.)

NO ACTION TAKEN

9. AI-41811 Contract for Detention Services with Rockwall County to provide detention services at the John R. Roach Juvenile Detention Facility, Juvenile Probation.

Judge Self said this is an FYI item. The Juvenile Board under State law is equivalent to a Special District. They have the authority to enter into these contracts up to what the County provides them to meet the constitutional duty to provide for juveniles of Collin County. The Judge does not want the County to put itself in a position where there is a constitutional crisis over the number of beds in the Juvenile Detention Center. There are conditions that the Court needs to be aware of when contracts like this are entered into by elected officials and boards across the County.

Commissioner Webb spoke with Purchasing and Budget and asked if \$115 per day meets the direct and indirect costs to house the adult and juvenile populations. There has not been a recalculation of these costs to the County in at least six years. It is very possible the County is under charging for this. The Commissioner would like to reassess what the cost is to house both populations. Commissioner Webb proposed this as a future agenda item. (Time: 3:42 p.m.)

NO ACTION TAKEN

10. AI-41733 Tax Abatement Agreement for Reinvestment Zone No. 32 with One Bethany Development Partners LP for 50% of the taxable value of improvements for 10 consecutive years with a base year of 2016, Administrative Services.

Judge Self held this item for more discussions with the staff. (Time: 3:42 p.m.)

HELD

11. Board/Committee Appointments, Commissioners Court:

a. **AI-41824** North Texas Tollway Authority.

A motion was made to reappoint Jane Willard to the NTTA (North Texas Tollway Authority) Board. (Time: 4:38 p.m.)

Motion by: Commissioner Susan Fletcher
Second by: Commissioner Cheryl Williams
Vote: 5 – 0 Passed

COURT ORDER NO. 2016-511-07-18

b. AI-41862 LifePath.

A motion was made to appoint Dr. Dean Aslinia to the LifePath Systems Board.
(Time: 4:38 p.m.)

Motion by: Commissioner Cheryl Williams

Second by: Commissioner Chris Hill

Vote: 5 – 0 Passed

COURT ORDER NO. 2016-512-07-18

12. AI-33858 RTC monthly update, Commissioner, Precinct 4.

Commissioner Webb said there was a proposed resolution to the Texas Transportation Commission to take \$5 billion of funding that is forthcoming and put it in Category 4 which is Urban Congestion Mitigation and Connectivity. Former Senator Florence Shapiro had fought to make legislation so that most of the funding that comes through the various propositions was formula allocated to the regions throughout the State. Governor Abbott has tried to put the \$5 billion into Category 4 though this category does not have formula allocation. Victor Vandergriff, Texas Transportation Commission and a big supporter of this region, was supposed to present another item on the agenda but spent a half hour opposing this resolution. Ultimately, it was decided to hold the resolution and send Michael Morris, NCTCOG (North Central Texas Council of Governments), to the Texas Transportation Commission to express the RTC's concerns about moving the \$5 billion into a category that would be completely controlled by Austin.

Members of the RTC had heard that San Antonio had pulled all of their toll roads off of their mobility plan. As a result of San Antonio toll roads now becoming freeways, they will be a higher priority than anything in our region and the entire \$5 billion dollars would go to San Antonio. Most of the meeting was spent discussing the pros, cons and implications of this. There is concern that regions that have not done much about congestion will end up a higher priority and get most of the money. Commissioner Williams said connectivity is also within an urban area and not just connecting one urban area to another.

TAPS (Texoma Area Paratransit System) and the funding for DART (Dallas Area Rapid Transit) were on the consent agenda and passed without being pulled.

The last item of interest was the potential TAP (Transportation Alternatives Program) Funds lapse. There are TAP funds at risk of lapsing if not utilized by September 30, 2016. However, TxDOT (Texas Department of Transportation) was a year late in adopting the rules for TAP projects. There are three cities in Collin County that have some funds that may lapse. A letter was approved requesting assistance from the Texas Transportation Commission.

Commissioner Webb attended a pre-meeting of an Automated Vehicle Workshop. The discussion was how this will impact our infrastructure in terms of mobility, congestion and connectivity. One big item was automated trucks that can run all night eliminating the need for sleeping restrictions. The major issues are government regulations and liability. Traffic signals will need to communicate with the vehicles requiring a lot of infrastructure to be replaced. (Time: 4:55 p.m.)

NO ACTION TAKEN

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

Re-assessing the cost to house both the adult and juvenile inmate population.

EXECUTIVE SESSION

The Court did not recess into Executive Session. There being no further business of the Court, Judge Self adjourned the meeting at 4:55 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