

STATE OF TEXAS
COUNTY OF COLLIN

COMMISSIONERS' COURT
MEETING MINUTES
AUGUST 14, 2017

On Monday, August 14, 2017, 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

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 2:05 p.m. and adjourned at 2:05 p.m.

DECISIONS MANDATED BY LEGAL ENTITIES OUTSIDE OF COMMISSIONERS COURT AUTHORITY:

1. AI-43542 Contract renewal for Services, Urinalysis Testing for Juvenile (Contract No. 2013-335) with Treatment Assessment Screening Center, Inc. to extend the contract for one (1) year through and including September 30, 2018, Juvenile Probation.

FYI NOTIFICATION

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

2. AI-43536 Change Order No. 1 to Collin County Courthouse Parking Lot Gate Replacement (IFB No. 2017-087) with Construction Rent-A-Fence, Inc. to extend the contract completion date by 35 calendar days from August 17, 2017 to September 21, 2017, Construction & Projects.

2. Public Comments.

Public comments were heard during the General Discussion Item 5 – Public Hearing.

3. Presentation/Recognition.

4. Consent agenda to approve: Judge Self pulled item 4e2 and asked for comments on the remainder of the consent agenda. Hearing no comments, a motion was made to approve the remainder of the consent agenda. (Time: 1:31 p.m.)

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

a. **AI-43523** Disbursements for the period ending August 8, 2017, Auditor.
COURT ORDER NO. 2017-578-08-14

b. **AI-43525** Indigent Defense Disbursements, Auditor.
COURT ORDER NO. 2017-579-08-14

c. Advertisement(s):

1. **AI-43541** Road Materials, Emulsified Asphalt (IFB No. 2017-310), Public Works.
COURT ORDER NO. 2017-580-08-14

2. **AI-43540** Services: Fencing, Labor and Materials, All Inclusive (IFB No. 2017-279), Public Works.
COURT ORDER NO. 2017-581-08-14

d. Award(s):

1. **AI-43537** Relocation & Expansion of 911/Dispatch Center (Contract No. 2017-218) to LMC Corporation, budget amendment in the amount of \$174,171 and further authorize the Purchasing Agent to finalize and execute the Construction Agreement, Construction & Projects.
COURT ORDER NO. 2017-582-08-14

e. Agreement(s):

1. **AI-43555** Addendum for the Interlocal Agreement with the North Central Texas Council of Governments (NCTCOG) for E9-1-1 Service, Equipment, Addressing and GIS/Database Maintenance to extend the agreement until the creation of the regional emergency communication district is completed, Information Technology.
COURT ORDER NO. 2017-583-08-14

2. **AI-43561** Interlocal Cooperation Agreement for Law-Enforcement Services with the Blue Ridge ISD to provide a licensed peace officer as a School Resource Officer (SRO) for a full-time assignment at Blue Ridge ISD, further approve the creation of a Deputy Sheriff position and budget amendment in the amount of \$6,369 for same, Sheriff.

PULLED

f. Change Order(s):

1. **AI-43543** No. 1 to Tire Rubber Modified Emulsion and Application Services (IFB No. 2015-191) with Tommy G. Rose dba Rose Contracting to add line item 2015-191-04-01 to the contract, extend the contract for one (1) year through and including September 30, 2018 and further authorize the Purchasing Agent to finalize and execute same, Public Works.

COURT ORDER NO. 2017-584-08-14

2. **AI-43548** No. 1 to Mowing, Various County Locations (IFB No. 2017-082) with Cathey and Murray Property Management, Inc. dba C&M Mowing and Landscaping to update Sister Grove Park from 30 to 26 acres and Parkhill Prairie from 15 to 21 acres, extend the contract for one (1) year through and including September 30, 2018 and further authorize the Purchasing Agent to finalize and execute same, Special Projects.

COURT ORDER NO. 2017-585-08-14

g. Contract Renewal(s):

1. **AI-43556** Professional Services, Architect for Small County Projects (RFQ No. 2013-187) with Louis "Kent" Spurgin dba Spurgin & Associates Architects to extend the contract for one (1) year through and including September 30, 2018, Construction & Projects.

COURT ORDER NO. 2017-586-08-14

2. **AI-43557** Professional Services: Roof Consultant (RFQ No. 2013-181) with DryTec Moisture Protection Technology Consultants, Inc. to extend the contract for one (1) year through and including September 30, 2018, Construction & Projects.

COURT ORDER NO. 2017-587-08-14

3. **AI-43438** Road Materials, Flexbase, Delivery (IFB No. 2015-102) with Martin Marietta Materials, Inc. to extend the contract for one (1) year through and including September 30, 2018, Public Works.

COURT ORDER NO. 2017-588-08-14

4. **AI-43482** Services, GPS Offender Monitoring (Contract No. 2016-251) with TDH Denton, LLC dba SurScan to extend the contract for one (1) year through and including August 31, 2018, Sheriff.

COURT ORDER NO. 2017-589-08-14

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

1. **AI-43559** \$1,028 utilizing the JP Court Technology Fund for the purchase of wireless headsets, Justice of the Peace, Precinct 1.

COURT ORDER NO. 2017-590-08-14

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

1. **AI-43528** July 24, 2017.

COURT ORDER NO. 2017-591-08-14

j. Miscellaneous

1. **AI-43538** Voting Precinct Boundary changes to maintain compliance with Section 42.006 of the Texas Election Code, Elections.

COURT ORDER NO. 2017-592-08-14

2. **AI-43544** Reimbursement for fencing materials in the amount of \$3,942 to Mr. Monty Strickland for property along CR 493, Public Works.

COURT ORDER NO. 2017-593-08-14

3. **AI-43569** Personnel Appointments, Human Resources.

COURT ORDER NO. 2017-594-08-14

4. **AI-43570** Personnel Changes, Human Resources.

COURT ORDER NO. 2017-595-08-14

GENERAL DISCUSSION

5. **AI-43419** **Public Hearing** – Replat of Whispering Meadows Subdivision lot 15 into two (2) lots 15A and 15B, Engineering.

Tracy Homfeld, Engineering, came forward to request a public hearing for the replat of Whispering Meadows Subdivision lot 15 into two lots. Judge Self opened the public hearing at 1:32 p.m.

Janet Marti, Celina, said, as the property owner, she would like the replat done in order to downsize her properties. She does not believe this will harm any of the other property owners in the subdivision.

Jeff Williams, Celina, expressed his concern regarding drainage in the subdivision. The properties are in a low-lying area and share drainage. Lot 15 has a retention pond located on the property. Mr. Williams wants to make sure replatting the lot will not cause further drainage issues.

Jeff Christensen, Celina, said if it was possible to subdivide this lot, the builders would have done so in the 1990s. If anyone were to touch or build a home that does not have foundation issues on the proposed lot 15b, it would force disruption of the drainage swale which runs through the proposed lots 15a and 15b and through the further two-thirds of Whispering Meadows Subdivision. This would increase the current drainage issues.

Karen Williams, Celina, was also concerned with water drainage as well as the quality of home that may be built on lot 15b. She said the quality of home that could be built on the divided lot would lower the quality of the existing homes on Whispering Meadows Drive. The current owners are moving and will have no concern on what will happen to the price or value of the existing properties.

Connor Nichols, Herrin Real Estate, appreciated the concerns voiced by the other property owners and believed Engineering could address the drainage concerns. As far as the quality of homes, the deed restrictions put in place in the 1990s had a 15-year term limit and are no longer in place. Therefore, he believes this is a valid opportunity for the property owner to replat the lot to sell as a 5-acre piece.

Ms. Homfeld said the property owner has met all the requirements for a replat. She then addressed concerns which were listed in a letter sent to the Engineering Department. The first concern was maintaining the rural lifestyle with large lots. Eight of the fifteen lots in the subdivision are already between 4.34-5.75 acres so the smaller lot size already exists. As for the deed restrictions, Engineering did make sure to research the issue. The deed restrictions put on the property have expired. There is a homeowner's agreement which has a recurring renewal but does not reflect the deed restrictions.

The second concern was drainage. There is a pond on the lot which is not platted as a retention pond but is acting as one for the subdivision. There is at least an acre in the front and an acre in the back of proposed lot 15b to build on without crossing the drainage swale if a new owner chose to do so. A flag can be placed on the lot with Developmental Services for when a septic permit comes in so that it is routed through Engineering. This way Ms. Homfeld can talk with the owners on the location and plan of their structure in order to not violate water code. Engineering would take all precautions to make sure water code is not violated.

The property did go through an OSSF (On-Site Sewage Facilities) re-review by Developmental Services. A plat note was placed on the property advising a preconstruction meeting with a registered sanitarian or a professional engineer to locate the area where septic components would be placed. Septic components and obstructions will not be permitted to cross the drainage area. Ms. Homfeld believes there is plenty of room to build on the proposed lot.

Commissioner Hill asked if the alignment of the drainage swale and the retention pond could be moved. Ms. Homfeld said it is possible, but she would not suggest it. If it were to be moved it cannot affect where the water is coming onto the property and where it is leaving the property.

Ms. Homfeld said the properties may flood, but there is no floodplain on the property; therefore, a jurisdictional floodplain is not a concern. It will be incumbent of the new property owner to protect their structure.

The next concern was regarding water supply. The potential owner has already contacted the water supply corporation and no concerns were voiced on the water supply or adding another meter to the supply line.

Commissioner Williams said the jurisdiction on platting and replatting for the County is highly regulated. When subdivision ordinances are met the Court has no ability to turn it down. Commissioner Fletcher agreed and was comfortable with the oversight of the Engineering Department in relation to the drainage and future development.

Judge Self closed the public hearing at 1:47 p.m. and asked for a motion. With no further discussion, a motion was made to approve the item. (Time: 1:47 p.m.)

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

COURT ORDER NO. 2017-596-08-14

6. AI-43383 Legal Compensation Presentation, Human Resources.

Cynthia Jacobson, Human Resources, came forward with a PowerPoint presentation which reviewed salary ranges for attorney positions in the District Attorney's office. Ms. Jacobson said there was an uptick in turnover in 2016 and showed a chart breaking down the reasons people are leaving. Due to turnover there are a number of employees in the first quartile of the pay range and a lot more in the felony area than would typically be seen. As for ranking, HR did not find anything that met the criteria to move any of the categories this year.

"Other job offers" is the main reason turnover is seen in the Misdemeanor Prosecutor positions. This is typical for the position because they come to the County to get experience and then move on to do defense work or promote up through one of our entities. The County is slightly below the average for minimum pay when compared to the comparable counties.

There is a similar situation with turnover for Chief Misdemeanor Prosecutors. Collin County is slightly above the average for minimum pay for this category and slightly below average for maximum pay. In the Felony Prosecutor position there is a little more diversity in turnover, but most is due to other job offers.

The County is above average for minimum pay for Felony Prosecutors and below for maximum pay, but is not within the guidelines to make a transition or recommend a change.

The Felony Appellate Attorney position is specialized in terms of how many individuals the County has and what is looked at for these positions. Minimum pay is close to average and maximum pay is slightly below.

There was no turnover in the Chief Felony Prosecutor position. Maximum pay for this position is slightly behind the average. There was also no turnover in the Chief Appellate Attorney position and maximum pay for this position is slightly above average.

There was turnover in the upper level positions of First and Second Assistant District Attorney. Both positions are below the average for maximum pay. Overall none of the positions reviewed exceeded the 10% variance from the average pay. (Time: 2:04 p.m.)

NO ACTION TAKEN

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

Commissioner Webb updated the Court on the last RTC (Regional Transportation Council) meeting. The RTC awarded \$50,000 grants for the Traffic Signal Data Sharing and 511DFW/Waze grant programs. There is still money available in the programs. Plano and Frisco are participating and Dallas and Richardson are close to getting participation in place. These programs are to make traffic signal data and highway and traffic condition data accessible to connected vehicle developers, travel navigation services and public entities. The Commissioner would like some of the other fast growing cities in Collin County to participate in the grant programs.

There was an action item for funding changes to IH 635 East. TxDOT (Texas Department of Transportation), COG (Council of Governments), and the RTC are looking to find \$1.8 billion to fund the IH 635 East. This was the first step toward moving money. Some of the money to be reclassified was the \$500,000 allocated to Collin County LARs (Limited Access Roadway). It was reclassified from Category 2 funds which is "real" money to Category 12 funds which is commissioner discretionary money. As a result of this, the five-person Texas Transportation Commission can make the decision to change where those funding dollars go. Currently they are formula funded and allocated to DFW; however, there is pressure on the Commission to move the dollars around. The item did pass to change the funding to Category 12 with the condition they would find other funding for Collin County if the funding changed. Judge Self said the Court should plan to go in front of the Commission.

There will be an action item at the next meeting to appropriate approximately \$2 - \$2.9 million for the Regional Traffic Signal Retiming Program. There will be a call for projects next month. Eighty percent of the traffic signals in DFW have not been retimed since 2013. This is to try to get cities to upgrade signals and look at traffic patterns.

It was announced the Dallas City Council voted down the Trinity Parkway project which left people questioning where the funding for the project will go. Commissioner Webb believes the money will go to the IH 635 East project as well as any existing money in the region. (Time: 1:47 p.m.)

NO ACTION TAKEN

8. **AI-42580** 85th Legislative Agenda for 2017, Commissioners Court.

NO ACTION TAKEN

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

EXECUTIVE SESSION

The Court did not recess into Executive Session. There being no further business of the Court, Judge Self adjourned the meeting at 2:04 p.m.



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

ATTEST:

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