

STATE OF TEXAS

COMMISSIONERS' COURT

MEETING MINUTES

COUNTY OF COLLIN

AUGUST 28, 2017

On Monday, August 28, 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

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 1:39 p.m. The meeting was reconvened and immediately recessed into Executive Session at 1:40 p.m. The meeting was reconvened at 2:20 p.m. and adjourned at 2:22 p.m.

President Self called to order the meeting of the Collin County Health Care Foundation at 1:39 p.m. and adjourned the meeting at 1:39 p.m.

President Self called to order the meeting of the Collin County Toll Road Authority at 1:39 p.m. and adjourned the meeting at 1:40 p.m.

DECISIONS MANDATED BY LEGAL ENTITIES OUTSIDE OF COMMISSIONERS COURT AUTHORITY:

1. AI-43619 Personnel Appointments, Human Resources.

FYI NOTIFICATION

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

2. AI-43614 Addendum No. 1 to Construction, Demand Response Load Transfer, Collin County Central Plant (IFB No. 2017-242) to add the Pre-Bid Sign-In Sheet to the Invitation for Bid, Purchasing.

3. AI-43604 Budget amendment in the amount of \$18,042 to establish the budget for the 2018 Drug Enforcement Administration (DEA) Grant, Auditor.

2. Public Comments.

Brian Newman, McKinney, asked the Court, on behalf of the taxpayers, to get the money back which was paid to special prosecutors. The 5th Circuit Court of Appeals ruled the payment was illegal. He said the Commissioners' Court does a tremendous job protecting the taxpayer, lowering taxpayer rates and running a lean limited government. Along with asking the Court to fight to get the money back, Mr. Newman asked the Court to consider taking legal action against Judge George Gallagher, 396th District Court of Tarrant County, for authorizing the illegal payments to special prosecutors. He also mentioned he likes what he sees in Sheriff Jim Skinner's budget. (Time: 1:33 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 Chris Hill

Second by: Commissioner Susan Fletcher

Vote: 4 – 0 Passed

Commissioner Williams was not present for the vote.

a. AI-43572 Disbursements for the period ending August 22, 2017, Auditor.

COURT ORDER NO. 2017-636-08-28

b. AI-43573 Indigent Defense Disbursements, Auditor.

COURT ORDER NO. 2017-637-08-28

c. Award(s):

1. AI-43606 Construction, Demand Response Load Transfer, Collin County Central Plant (IFB No. 2017-242) to KE Industrial LLC and further authorize the Purchasing Agent to finalize and execute the Construction Agreement, Construction & Projects.

COURT ORDER NO. 2017-638-08-28

d. Amendment(s):

1. AI-43610 No. 2 to Insurance, General and Excess Liability (RFP No. 2015-220) with Wells Fargo Insurance Services USA Inc. to extend the contract for one (1) year through and including September 30, 2018 and further authorize the Purchasing Agent to finalize and execute same, Human Resources.

COURT ORDER NO. 2017-639-08-28

e. Contract Renewal(s):

1. **AI-43450** Insurance, Short and Long Term Disability (RFP No. 2014-303) with Aetna Life Insurance Company to extend the contract for one (1) year through and including December 31, 2018, Human Resources.

COURT ORDER NO. 2017-640-08-28

2. **AI-43613** Agreement, Interlocal Recycling Opportunities, Branch Volunteer Fire Department (AGR No. 2016-242) to extend the contract for one (1) year through and including September 30, 2018, Public Works.

COURT ORDER NO. 2017-641-08-28

3. **AI-43564** Professional Services, Appraisal Services (Contract No. 2016-241) with JLL Valuation & Advisory Services, LLC to extend the contract for one (1) year through and including September 30, 2018, Special Projects.

COURT ORDER NO. 2017-642-08-28

4. **AI-43563** Professional Services, Appraisal Services (Contract No. 2016-241) with Pyles Whatley Corporation to extend the contract for one (1) year through and including September 30, 2018, Special Projects.

COURT ORDER NO. 2017-643-08-28

5. **AI-43565** Professional Services: Right-of-Way Acquisition Services (RFP No. 2015-033) with Amec Foster Wheeler Environment & Infrastructure, Inc. to extend the contract for one (1) year through and including September 30, 2018, Special Projects.

COURT ORDER NO. 2017-644-08-28

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

1. **AI-43601** August 7, 2017.

COURT ORDER NO. 2017-645-08-28

g. Miscellaneous

1. **AI-43599** Updated Collin County Capitalization Policy, Auditor.

COURT ORDER NO. 2017-646-08-28

2. **AI-43623** Amend the FY2017 Fee Schedule to include a Judicial and Court Personnel Training Fee in the amount of \$5.00 effective September 1, 2017, County Clerk.

COURT ORDER NO. 2017-647-08-28

3. **AI-43609** 2018 Holiday Schedule, Human Resources.

COURT ORDER NO. 2017-648-08-28

4. **AI-43595** Reject all proposals received for Enterprise Evidence Management System (RFP No. 2017-092), Information Technology.

COURT ORDER NO. 2017-649-08-28

5. **AI-43620** Personnel Appointments, Human Resources.

COURT ORDER NO. 2017-650-08-28

6. **AI-43621** Personnel Changes, Human Resources.

COURT ORDER NO. 2017-651-08-28

GENERAL DISCUSSION

5. **AI-43489** Public Hearing – FY 2018 Preservation, Restoration and Records Archive Five Year Plan, County Clerk.

Stacey Kemp, County Clerk, came forward to request a public hearing for the consideration and approval of the County Clerk's FY2018 Preservation, Restoration and Records Archive Plan. Judge Self asked how the plan is funded. Ms. Kemp said it is funded through a \$5.00 records management fee on documents filed in her office. Judge Self opened the public hearing at 1:35 p.m. Hearing no comments, he closed the public hearing at 1:35 p.m. With no further discussion, a motion was made to approve the item. (Time: 1:36 p.m.)

Motion by: Commissioner Duncan Webb

Second by: Commissioner Susan Fletcher

Vote: 5 – 0 Passed

COURT ORDER NO. 2017-652-08-28

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

Judge Self gave an update on the last NCTCOG (North Central Texas Council of Governments) Executive Board meeting. He said the budget grew by \$2 million and NCTCOG added 17 employees. Five were added in transportation which added a significant increase in grants. Six were added for the Regional 9-1-1 Program at an increase of only \$19,000. The Judge questioned how they added six people with only \$19,000, but did not receive a good answer. NCTCOG is a grant driven organization, fees from cities and counties do not cover much of the budget. It was also mentioned that healthcare increased 16%. The Judge questioned what that meant and it was revealed that NCTCOG pays 100% of their employees' healthcare costs. He polled the members of the Board and most pay 20-24% of employee healthcare. He called for a review of this for next year. NCTCOG includes LiDAR (Light Detection and Ranging) in a yearly photometric contract. The Judge suggested they consider doing it every five years instead of yearly because it does not change much and is expensive. (Time: 1:39 p.m.)

NO ACTION TAKEN

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

EXECUTIVE SESSION

Judge Self recessed Commissioners' Court into Executive Session at 1:40 p.m. in accordance with Paragraph 551.071, Legal to discuss Cause Nos. 05-17-00634; 05-17-00635; 05-17-00636 -CV; In Re: Collin County Texas and County Commissioners, In the Court of Appeals, 5th District of Texas at Dallas.

Judge Self reconvened the meeting at 2:20 p.m.

Legal (551.071)

AI-43645 Nos. 05-17-00634; 05-17-00635; 05-17-00636 -CV; In Re: Collin County Texas and County Commissioners, In the Court of Appeals, 5th District of Texas at Dallas, Commissioners Court.

A motion was made to authorize legal counsel to file a petition for writ of mandamus declaring the first order on payment of attorney's fees to attorneys pro tem is void. The motion was seconded.

Following the motion Commissioner Williams said she supports the motion as long as the Court will have the opportunity to visit with the Court's principle attorney and should a change to the approach be needed they could do so. Commissioner Fletcher would like to move forward as well. With no further discussion, the motion carried. (Time: 2:22 p.m.)

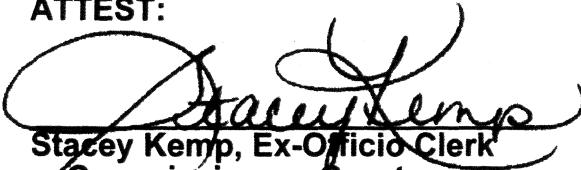
Motion by: Commissioner Chris Hill
Second by: Commissioner Susan Fletcher
Vote: 5 – 0 Passed

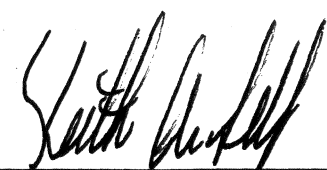
COURT ORDER NO. 2017-653-08-28

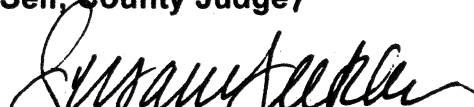
There being no further business of the Court, Judge Self adjourned the meeting at 2:22 p.m.



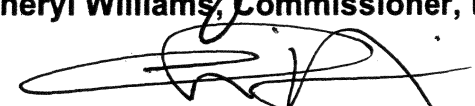
ATTEST:


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