

State of Texas	§	Court Order
Collin County	§	2020-043-01-13
Commissioners Court	§	

An order of the Commissioners Court approving the filing of the December 9, 2019 minutes.

On Monday, December 9, 2019, 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 Chris Hill
Commissioner Susan Fletcher, Precinct 1
Commissioner Darrell Hale, Precinct 3
Commissioner Duncan Webb, Precinct 4

Absent: Commissioner Cheryl Williams, Precinct 2

Commissioner Fletcher led the Invocation.
Commissioner Hale led the Pledge of Allegiance.
Judge Hill led the Pledge of Allegiance to the Texas Flag.

1. Judge Hill called to order the meeting of the Collin County Commissioners Court at 1:30 p.m. and adjourned the meeting at 2:55 p.m.

President Hill called to order the meeting of the Collin County Health Care Foundation at 2:55 p.m. and adjourned the meeting at 2:55 p.m.

President Hill called to order the meeting of the Collin County Toll Road Authority at 2:56 p.m. and adjourned the meeting at 2:56 p.m.

FYI NOTIFICATION

1. AI-34688 Outstanding Agenda Items, Commissioners Court.
2. AI-47669 Inter-County account transfers transmitted on November 14, 2019, Auditor.
3. AI-47709 Inter-County account transfers transmitted on November 21, 2019, Auditor.

4. AI-47676 Change Order No. 2 to Construction, Relocation of Collin County Tax Office, 900 E. Park, Plano (IFB No. 2019-174) with JM Management LLC, dba JM Construction Solutions to make various changes to the contract, Construction & Projects.

5. AI-47664 Amendment No. 2 to Access Control & Time Collection (Contract No. 2016-044) with dormakaba Workforce Solutions, LLC to add time reporter licenses and associated maintenance to the contract, Information Technology.

6. AI-47674 Addendum 1 to Services, Urinalysis Testing for Juvenile Probation (RFP No. 2019-309), Purchasing.

7. AI-47693 Turnover, Human Resources.

8. AI-47692 Voluntary Terminations, Human Resources.

9. AI-47696 County overtime for the pay period ended November 17, 2019, Human Resources.

2. Public Comments.

3. Presentation/Recognition.

4. **Consent agenda to approve:** Judge Hill asked for comments on the consent agenda. Commissioner Hale asked for item 4e1 to be held for discussion. Commissioner Webb pulled items 4g4, 4g10 and 4i3. Judge Hill also asked to pull item 4i3. With no further comments, a motion was made to approve the remainder of the consent agenda. (Time: 1:33 p.m.)

Motion by: Commissioner Duncan Webb

Second by: Commissioner Susan Fletcher

Vote: 4 – 0 Passed

a. AI-47697 Disbursements for the period ending December 3, 2019, Auditor.

COURT ORDER NO. 2019-1113-12-09

b. AI-47699 Indigent Defense Disbursements, Auditor.

COURT ORDER NO. 2019-1114-12-09

c. AI-47702 Tax refunds totaling \$577,127.06, Tax Assessor-Collector.

COURT ORDER NO. 2019-1115-12-09

d. **Award(s):**

1. AI-47670 Professional Service, Engineering, Design of Outer Loop Service Road (Contract 2020-049) to Brown and Gay Engineers, Inc. and further authorize the Purchasing Agent to finalize and execute the Engineering Services Agreement, Engineering.

COURT ORDER NO. 2019-1116-12-09

2. AI-47620 Tires (Contract No. 2020-083) to Southern Tire Mart, LLC through Buyboard Cooperative Contract No. 553-18, Purchasing.

COURT ORDER NO. 2019-1117-12-09

e. Agreement(s):

1. AI-47538 Interlocal Agreement with the City of McKinney concerning the design and construction of Bloomdale Road from Community Avenue to County Road 164 (Bond Project No. RI070068), and rescind Court Order No. 2018-579-07-23, Engineering.

HELD

2. AI-47707 Interlocal Agreement with the City of Murphy for Child Abuse Investigation Services and Law Enforcement Services commencing on October 1, 2019 through and including September 30, 2023, Sheriff.

COURT ORDER NO. 2019-1118-12-09

3. AI-47706 Interlocal Agreement with Prosper ISD for Child Abuse Investigation Services and Law Enforcement Services commencing on October 1, 2019 through and including September 30, 2023, Sheriff.

COURT ORDER NO. 2019-1119-12-09

4. AI-47712 Interlocal Agreement with Royse City for Child Abuse Investigation Services and Law Enforcement Services commencing October 1, 2019 through and including September 30, 2023, Sheriff.

COURT ORDER NO. 2019-1120-12-09

5. AI-47614 Retirement Contract for Canine Brex and adoption by the former handler, Deputy Robert Merritt, Sheriff.

COURT ORDER NO. 2019-1121-12-09

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

1. AI-47711 \$24,414 to increase the FY2020 budget for Collin Central Appraisal District, Budget.

COURT ORDER NO. 2019-1122-12-09

2. AI-47667 \$4,967 to reallocate funds for the Spay/Neuter Program, Development Services.

COURT ORDER NO. 2019-1123-12-09

3. AI-47668 \$7,923 to reallocate funds for the Spay/Neuter Program, Development Services.

COURT ORDER NO. 2019-1124-12-09

4. AI-47704 \$3,982 to purchase equipment utilizing the Justice Court Technology Fund, Justice of the Peace, Precinct 2.

COURT ORDER NO. 2019-1125-12-09

g. Receive and File, Auditor:

1. AI-47680 CSCD (2nd Quarter FY2019).

COURT ORDER NO. 2019-1126-12-09

2. AI-47682 Development Services (2nd Quarter FY2019).

COURT ORDER NO. 2019-1127-12-09

3. AI-47683 District Clerk (2nd Quarter FY2019).

COURT ORDER NO. 2019-1128-12-09

4. AI-47684 Fire Marshal (2nd Quarter FY2019).

Commissioner Webb said this item and item 4g10 are audits that are required by law, and neither the Fire Marshal nor the Tax Assessor returned phone calls when asked to respond. The Commissioner would like to reinforce the concept that department heads need to respond to their items when contacted by the auditors. Commissioner Webb said each department was given several opportunities to respond and have yet to do so. Judge Hill said both items will be held to get a response from each department. (Time: 1:36 p.m.)

HELD

5. AI-47685 Justice of the Peace, Precinct 2 (2nd Quarter FY2019).

COURT ORDER NO. 2019-1129-12-09

6. AI-47686 Justice of the Peace, Precinct 3-1 (2nd Quarter FY2019).

COURT ORDER NO. 2019-1130-12-09

7. AI-47687 Law Library (2nd Quarter FY2019).

COURT ORDER NO. 2019-1131-12-09

8. AI-47688 Myers Park (2nd Quarter FY2019).

COURT ORDER NO. 2019-1132-12-09

9. AI-47689 Sheriff's Office (2nd Quarter FY2019).

COURT ORDER NO. 2019-1133-12-09

10. AI-47679 Tax Assessor/Collector (2nd Quarter FY2019).

HELD

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

1. AI-47660 November 11, 2019.

COURT ORDER NO. 2019-1134-12-09

2. AI-47662 November 11, 2019, Special Session.

COURT ORDER NO. 2019-1135-12-09

3. AI-47714 November 18, 2019.

COURT ORDER NO. 2019-1136-12-09

i. Miscellaneous

1. AI-47718 Adoption of the 2020 Investment Policy, Auditor.

COURT ORDER NO. 2019-1137-12-09

2. AI-47721 Broker/Dealer list of 2020, Auditor.

COURT ORDER NO. 2019-1138-12-09

3. AI-47713 Recognize the designation of the County Court at Law No. 7 as a Misdemeanor DWI/Drug Court as of December 4, 2019 and budget amendment in the amount of \$17,000 to establish the budget for same, County Court at Law 7.

Commissioner Webb said the order says County Court at Law No. 1 and it should be No. 7. With no further comments, a motion was made to approve this item with the correction made. (Time: 1:37 p.m.)

Motion by: Commissioner Duncan Webb

Second by: Commissioner Susan Fletcher

Vote: 4 – 0 Passed

COURT ORDER NO. 2019-1139-12-09

4. AI-47719 Accept the donation of post release toiletry packs from Covenant Church of McKinney and Abiah's House, Sheriff.

COURT ORDER NO. 2019-1140-12-09

5. AI-47729 Personnel Appointments, Human Resources.

COURT ORDER NO. 2019-1141-12-09

6. AI-47730 Personnel Changes, Human Resources.

COURT ORDER NO. 2019-1142-12-09

GENERAL DISCUSSION

5. AI-47705 Update on the development of US 380, Engineering.

Clarence Daugherty, Engineering, came forward to give an update on the development of US 380. On May 6, 2019, TxDOT (Texas Department of Transportation) announced a recommended alignment with support from the City of Prosper. On May 7, 2019, the Court passed a resolution supporting the “Green” alignment from Denton County to FM 1827. Farmersville passed a resolution supporting the “Green” alignment but only within the current right of way. The City of McKinney passed a resolution on October 15, 2019 with guiding principles and adjustments and opposing the “Green” alignment. On November 12, 2019, Farmersville passed another resolution with intentions to remove opposition to the freeway from public record and to state they did not support any alignment.

Mr. Daugherty said TxDOT has initiated the environmental process. The Irving City Council has agreed to the relocation of their water supply line in Prosper. The County is in the finishing stages of having parcel documents prepared for land banking in Prosper and Frisco. The next steps are to follow through with land banking, begin discussions with developers in the City of Princeton, consider Commissioner Webb’s resolution, discuss if the Court agrees to begin land banking south of Farmersville and to work with the City of McKinney to determine areas on the recommended alignment.

Commissioner Webb said US 380 is the midpoint of the County and a critical corridor for providing mobility as the County continues to grow. The Commissioner said as time goes by, land prices will rise and development will increase resulting in fewer options and higher costs for the US 380 project. The Court needs to begin land banking along this corridor to at least lock in prices and stop the development. The Commissioner said the proposed resolution is a compilation of what various cities have and what the Court will support. Ultimately, the purpose is to continue to move forward in trying to define the corridor and begin buying property before the cost increases significantly. The Commissioner discussed the context of the resolution.

Commissioner Hale asked why TxDOT moved from the Bloomdale alignment to the Laud Howell area. Mr. Daugherty said there are two major supply lines on Bloomdale, and there wouldn't be enough room to make the alignment work. The City of McKinney proposed adjusting the alignment south away from the intersection. There was a lengthy discussion regarding several options for the alignment in this area.

Commissioner Hale said he did not want to act on the Laud Howell portion of the resolution but did support the Spur 399 and airport piece. Commissioner Webb said he was trying to get enough consensus on a bypass so the environmental process could begin and to come up with corridors for land banking. Eliminating the Laud Howell piece is not an issue. What is needed is the Court's support for the bypass. Judge Hill asked when the environmental analysis project would be completed. Mr. Daugherty said the process has begun and could take approximately two years. Judge Hill asked if it's the Counties intention to perform the lion's share of the right of way acquisition along the entire purple route. Mr. Daugherty said there may not be enough funding for the entire route, and TxDOT will have to do a substantial amount of it. The plan is to pick the strategic areas as soon as possible. It is difficult to determine what amounts will be done by each entity. There was a brief discussion regarding what the City of McKinney supports.

Mr. Daugherty said in order to have confidence in a route, the County would need to be in agreement with the City of McKinney and TxDOT. Commissioner Fletcher thanked Commissioner Webb for all the work he has done on this project. The Commissioner said she is supportive of going on to the east side of the airport but has strong reservations about doing anything close to US 75 due to many unknowns.

Mohamed "Mo" Bur, P.E., TxDOT District Engineer, came forward to address the Court. Mr. Bur said they like the language in the proposed resolution that Commissioner Webb put together. TxDOT received a joint letter from the Mayors of McKinney and Fairview saying the runway will be moved north. TxDOT will work with the County and the City of McKinney regarding south of Laud Howell. This area is a flood plain, and the U.S. Army Corps of Engineers will need to be engaged since it belongs to them. Judge Hill asked if the City of McKinney is moving forward with the runway shift to the north. Mr. Bur said the City of McKinney is seriously looking into moving the alignment north, and this change will give TxDOT a window that did not exist when conducting the feasibility project.

Henry Lessner, Town of Fairview Mayor, came forward to address the Court. Mr. Lessner said the Town of Fairview is concerned with how the airport will develop. They hope it would become like Addison and not like DFW (Dallas Fort Worth). The town owns 83 acres at the end of the runway and 75 acres to the east. The purchase of the land was done as a defensive move to minimize the impact of the airport on the town. The town would support moving the extension into Spur 399 around the east side of the airport if the runway is extended north. Mr. Lessner asked the Court to keep the Town of Fairview in mind when making the decisions.

Judge Hill said it will take a significant additional investment to move the runway north in addition to the \$15 million that the City of McKinney received from the State. The estimate is \$40 million and the City of McKinney is looking for funding. The Court adopted a resolution in May 2019 supporting the "Green" alignment not knowing the runway would be moved north. The City of McKinney has approached the County for funding to help move the runway north.

Commissioner Webb said, if the Court cannot agree on the proposed resolution, he would ask the Court to withdraw the "Green" resolution. Judge Hill said the motion would be to withdraw and rescind the May 7th resolution. The motion failed for lack of a second.

Commissioner Fletcher said she supports the proposed resolution regarding the airport and the new bypass. Commissioner Fletcher suggested holding this for further discussion with the full court. Commissioner Hale suggested getting together with the cities in a public form to work together to solve this problem. Commissioner Webb said they are in the environmental process and are limited to what they are able to agree on until the clearance process is complete. A motion was made to empower the Director of Engineering to begin acquiring right of way west of Coit Road along the County line. (Time: 2:54 p.m.)

Motion by: Commissioner Duncan Webb

Second by: Commissioner Darrell Hale

Vote: 4 – 0 Passed

COURT ORDER NO. 2019-1143-12-09

A motion was made to authorize the Director of Engineering to begin acquiring right of way west of the city limits of Farmersville up to FM 75. (Time: 2:55 p.m.)

Motion by: Commissioner Duncan Webb

Second by: Commissioner Darrell Hale

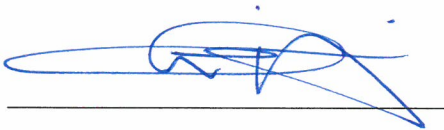
Vote: 3 – 1 Passed

Nay: Judge Chris Hill


COURT ORDER NO. 2019-1144-12-09

Executive Session

The Court did not recess into Executive Session. There being no further business of the Court, Judge Hill adjourned the meeting at 2:55 p.m.



Chris Hill, County Judge




Darrell Hale, Commissioner, Pct 3



Susan Fletcher, Commissioner, Pct 1



Duncan Webb, Commissioner, Pct 4



Cheryl Williams, Commissioner, Pct 2



ATTEST: Stacey Kemp, County Clerk