

State of Texas	§	Court Order
Collin County	§	2020-074-01-27
Commissioners Court	§	

An order of the Commissioners Court approving the filing of the December 16, 2019 minutes.

On Monday, December 16, 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 Cheryl Williams, Precinct 2
 Commissioner Darrell Hale, Precinct 3
 Commissioner Duncan Webb, Precinct 4

Judge Hill led the Invocation.
 Commissioner Webb led the Pledge of Allegiance.
 Commissioner Hale 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 recessed the meeting at 2:30 p.m. The meeting was reconvened at 2:30 p.m. and immediately recessed into Executive Session. The meeting was reconvened at 4:01 p.m. and adjourned at 4:02 p.m.

President Hill called to order the meeting of the Collin County Health Care Foundation at 4:02 p.m. and adjourned the meeting at 4:02 p.m.

DECISIONS MANDATED BY LEGAL ENTITIES OUTSIDE OF COMMISSIONERS COURT AUTHORITY:

1. AI-47724 Residential Services Agreement with Arrow Child and Family Ministries to provide Collin County youth with residential services, Juvenile Probation.
2. AI-47725 Residential Services Agreement with TCSI Rockdale Academy to provide Collin County youth with residential services, Juvenile Probation.
3. AI-47749 Grant award through the Texas Juvenile Justice Department for Residential Diversion Services for the period of December 11, 2019 through and including September 10, 2020, Juvenile Probation.

FYI NOTIFICATION

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

2. AI-47734 P-Card Disbursements, Auditor.

3. AI-47735 Change Order No. 3 to Construction, Relocation of Collin County Tax Office (IFB No. 2019-174) with JM Management, LLC dba JM Construction Solutions to provide various changes to the contract, Construction & Projects.

2. **Public Comments.**

3. **Presentation/Recognition.**

4. **Consent agenda to approve:** Judge Hill asked for comments on the consent agenda. Commissioner Webb pulled item 4i1 and Commissioner Hale pulled item 4e3. With no further comments, a motion was made to approve the remainder of the consent agenda. (Time: 1:34 p.m.)

Motion by: Commissioner Duncan Webb

Second by: Commissioner Cheryl Williams

Vote: 5 – 0 Passed

a. AI-47746 Disbursements for the period ending December 10, 2019, Auditor.

COURT ORDER NO. 2019-1145-12-16

b. AI-47747 Indigent Defense Disbursements, Auditor.

COURT ORDER NO. 2019-1146-12-16

Advertisement(s):

1. AI-47736 Grounds Maintenance Equipment (IFB No. 2020-020), Public Works.

COURT ORDER NO. 2019-1147-12-16

2. AI-47738 Uninterruptible Power Supply Replacement (IFB No. 2020-071), Facilities.

COURT ORDER NO. 2019-1148-12-16

d. Award(s):

1. AI-47722 SecureWorks IT Security Event Monitoring (Coop Quote No. 2020-113) to Unique Digital Technology, Inc. dba Unique Digital, Inc. utilizing the DIR Contract DIR-TSO-3926, Information Technology.

COURT ORDER NO. 2019-1149-12-16

2. AI-47732 Vehicles, Ford F-250 with Service Body (Contract No. 2020-096) to Silsbee Ford, Inc., utilizing GoodBuy Cooperative Contract No. 19-8F000, Public Works.

COURT ORDER NO. 2019-1150-12-16

e. Agreement(s):

1. AI-47743 Interlocal Agreement with the City of Celina for land acquisition within the City of Celina's ETJ (Bond Project No. 0I18PG01), Special Projects.

COURT ORDER NO. 2019-1151-12-16

2. AI-47744 Interlocal Agreement with the City of Wylie for improvements to Twin Lakes Park Trail (Bond Project No. 0I18PG06), Special Projects.

COURT ORDER NO. 2019-1152-12-16

3. 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.

Commissioner Hale expressed concern that this could be wasted funds if any of the new road had to be torn up for the bypass. Clarence Daugherty, Engineering, said the construction for Bloomdale Road from Community Ave to County Road 164 would not interfere with the bypass construction. Commissioner Webb asked if the County advertised for construction bids. Mr. Daugherty confirmed this and said it is set to award in January. (Time 1:38 p.m.)

Motion by: Commissioner Darrell Hale

Second by: Commissioner Cheryl Williams

Vote: 5 – 0 Passed

COURT ORDER NO. 2019-1153-12-16

f. Amendment(s):

1. AI-47728 No. 4 to Interlocal Agreement for Environmental Services (Agreement No. 2015-338) with the City of Anna to extend the contract for one (1) year through and including September 30, 2020, and further authorize the Purchasing Agent to finalize and execute same, Development Services.

COURT ORDER NO. 2019-1154-12-16

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

1. AI-47671 \$12,000 to transfer funds to the Magistration Department for interpreter services, utilizing the JP Shared fund, Budget.

COURT ORDER NO. 2019-1155-12-16

2. AI-47741 \$55,000 to establish a budget for fund 1031 for FY2020, Budget.

COURT ORDER NO. 2019-1156-12-16

h. Receive and File, Auditor:

1. AI-47750 Development Services (1st - 4th Quarter FY2018).

COURT ORDER NO. 2019-1157-12-16

2. AI-47751 District Attorney (1st - 4th Quarter FY2018).

COURT ORDER NO. 2019-1158-12-16

3. AI-47752 District Clerk (1st - 4th Quarter FY2018).

COURT ORDER NO. 2019-1159-12-16

4. AI-47753 Fire Marshal (1st - 4th Quarter FY2018).

Commissioner Fletcher wanted to go on record to say the Fire Marshal had responded verbally to the Auditor's Office and made the changes when he became aware of the issue. After last week's court, the Fire Marshal put his response in writing. Judge Hill said the Tax Assessor's Office also responded in writing per the Court's request. (Time 1:43 p.m.)

COURT ORDER NO. 2019-1160-12-16

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

COURT ORDER NO. 2019-1161-12-16

6. AI-47755 Sheriff's Office (2nd - 4th Quarter FY2017).

COURT ORDER NO. 2019-1162-12-16

7. AI-47757 Sheriff's Office (1st - 4th Quarter FY2018).

COURT ORDER NO. 2019-1163-12-16

8. AI-47758 Tax Assessor/Collector (1st - 4th Quarter FY2017).

COURT ORDER NO. 2019-1164-12-16

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

COURT ORDER NO. 2019-1165-12-16

i. Miscellaneous

1. AI-47726 Reconstruction of a portion of County Road 124 and the addition of two concrete lanes on County Road 123 and finalize and execute the Roadway Agreements, Public Works.

Commissioner Webb requested the addition of "Weather Permitting" to the current deadline date of November 2020. Jon Kleinheksel, Public Works, stated the agreements would be ready the next day with the new language. With no further comments, a motion was made to approve the item. (Time: 1:43 p.m.)

Motion by: Commissioner Duncan Webb

Second by: Commissioner Susan Fletcher

Vote: 5 – 0 Passed

COURT ORDER NO. 2019-1166-12-16

2. AI-47731 Grant an exemption to the bid process per VTCA Local Government Code 262.024(4), a personal or professional service, for Haley & Olson P.C. for legal services, Administrative Services.

COURT ORDER NO. 2019-1167-12-16

3. AI-47740 Service and assignment of MiFi device, 470th District Court.

COURT ORDER NO. 2019-1168-12-16

4. AI-47742 Accept the roads within the Bloomridge Phase 1 development (City of McKinney ETJ Subdivision) for county maintenance, Engineering.

COURT ORDER NO. 2019-1169-12-16

5. AI-47756 Redesignation of Private Road 5680 to Prairie Lakes Ranch Rd with associated address updates, GIS/Rural Addressing.

COURT ORDER NO. 2019-1170-12-16

6. AI-47766 Condemnation of property for right-of-way to facilitate construction of a portion of the Collin County Outer Loop from County Road 87 to F.M. Highway 2478 (Custer Road), Special Projects.

COURT ORDER NO. 2019-1171-12-16

7. AI-47788 Acceptance of the FY 2019 Emergency Management Performance Grant through the Texas Division of Emergency Management in the amount of \$89,799.47, Emergency Management.

COURT ORDER NO. 2019-1172-12-16

8. AI-47762 Personnel Appointments, Human Resources.

COURT ORDER NO. 2019-1173-12-16

9. AI-47763 Personnel Changes, Human Resources.

COURT ORDER NO. 2019-1174-12-16

GENERAL DISCUSSION

5. AI-47787 USMCA Resolution, Commissioner, Precinct 3.

Commissioner Hale presented the USMCA (United States-Mexico-Canada) Resolution and spoke about the benefits to the State of Texas and Collin County. Commissioner Webb said he would need more time to gather information before he could vote on this item. The Court agreed to hold this item until January. (Time: 1:47 p.m.)

HELD

6. AI-47691 2020 Employee Reclassifications and Retitles, Human Resources.

Commissioner Fletcher asked to hold this item for a future court so Joe Wright, Constable 4, could be in attendance. Constable Wright is out for medical reasons. Judge Hill said this item impacts 21 different staff positions and asked if the Court could move forward with everything but the Constable discussion. Commissioner Fletcher agreed.

Cynthia Jacobson, Human Resources, presented HR's recommendations for the FY2020 Reclassifications. There was brief discussion regarding what Human Resources did recommend and did not recommend based on market data and standard practices.

HR did recommend the retitle of Deputy Sheriff to Sergeant for the Sheriff's Office. The Medical Examiner position was compared to an entry level position based on the job description. However, this position comes in at odd hours of the day and is sometimes the only person there. Taking this into consideration, HR recommended the pay grade above what market data shows. The Infrastructure Supervisor position requested a pay grade increase and a new title of Infrastructure Manager. HR recommended the pay grade be bumped but the title of the position remain the same.

A motion was made to adopt HR's recommendation on items 1 through 9 and 17 through 20. The motion failed for lack of a second. Another motion was made and seconded to approve all of HR's recommendations excluding 21 which was removed from the list entirely.

Commissioner Fletcher said the Deputy Constables are compensated as unlicensed peace officers, and she feels they should be compensated as licensed peace officers. The Commissioner said Constables are out in the field, serving warrants, and taking property away and should be compensated for being in harm's way.

Commissioner Hale requested the Court hold items 10 and 11 relating to Deputy Constables until next Court so Constable Wright could be in attendance. Commissioners Williams and Webb said this has been discussed before, and also it is a discussion for Budget – not reclassification.

Jim Skinner, Sherriff, explained the need for two deputy sheriffs to be retitled to sergeants and changed from pay grade 556 to 558. This group currently has 15 people reporting to one lieutenant, and they serve high-risk F1 and F2 warrants. The Reclassification submitted to HR would split this group of 15 into two groups of 7 with a supervisor in each group. The Sheriff asked if the requested title changes should be presented to Budget or HR.

Commissioner Hale would like to have an open discussion about the Constables but would like to wait until Constable Wright can be present. Judge Hill said he spoke to Constable Wright earlier in the day via phone and with Constables Williams, Knapp and Edwards to let them know this item was on the agenda today. The Judge feels the constables are well represented to have this discussion.

Constable Edwards, Precinct 2, agreed with Commissioner Fletcher. The Constable said his deputies are out in the field with Sherriff Skinner's deputies and back them up routinely, and he feels his deputies should draw the same pay.

Commissioner Webb said that he understood where the Constable was coming from and would like to discuss it more during Budget. The Commissioner said the problem with discussing this during Reclassification is it is not budgeted. Reclassifications are not in the budget that has been approved for the year. So any Reclassification approved through Court has a major financial impact on the payroll already approved through Budget.

Commissioner Williams said that approving the changes requested by the Constables would be breaking policy, and they can't pick and choose who they want to pay more or less. This is why the Court asks HR for market data regarding employee salaries. Commissioner Fletcher said that the reason the market data comes back lower for the deputy constables is they are only being compared to other deputy constables and not Police Departments which are Licensed Peace Officers. If our deputy constables were compared to our local municipal agencies, we would have the same data as the Sheriff's Office. The Commissioner cited Texas Code of Criminal Procedure Article 2.12 which states constables and deputy constables who hold a permanent peace officer's license issued under Chapter 1701 Occupations Code are Peace Officers.

Judge Hill asked Ms. Jacobson if our market data for deputy constables could be flawed. Ms. Jacobson said that the County compares constable to constable based off job duties and constables don't do 75% of what a police officer does.

Constable Sammy Knapp, Precinct 3, said back in 2012 the constable deputies and the deputies in the Sheriff's Office were paid the same. In the 2012 budget they budgeted down the constable deputies' salaries. Constable Knapp said that the job duties never changed from 2011 to 2012 to require getting a downgrade in pay.

Commissioner Fletcher and Commissioner Hale would like to schedule and make time to have this conversation during Budget this upcoming year. A motion was made to approve items 1 – 20 with item 21 having been withdrawn of HR's recommendations. (Time 2:30 p.m.)

Motion by: Judge Chris Hill

Second by: Commissioner Duncan Webb

Vote: 4 – 1 Passed

Nay: Commissioner Susan Fletcher

COURT ORDER NO. 2019-1175-12-16

Judge Hill recessed Commissioners Court into Executive Session at 2:30 p.m. under Chapter 551.071, Legal, of the Government Code to consult with the County attorney and under Chapter 551.076 to deliberate the deployment or specific occasions for implementation of security personnel or devices or security audit.

Judge Hill reconvened Commissioners Court at 4:01 p.m. and returned to item 9 on General Discussion.

7. **AI-47745** Felony Collections update, District Clerk.

HELD

8. **AI-33858** RTC monthly update, Commissioner, Precinct 4

HELD

9. **AI-47769** Board/Commission Appointments, Commissioners Court

A motion was made to reappoint Ernest Myers to the LifePath Systems Board and reappoint Marianne Wells to the Myers Park Advisory Board. A motion was made to appoint Valerie Owens to the healthcare Foundation Advisory Board and appoint Dr. Ron Tykoski and Dollie Thomas to the Park Foundation Advisory Board. (Time: 4:01 p.m.)

Motion by: Commissioner Susan Fletcher

Second by: Commissioner Cheryl Williams

Vote: 4 – 0 Passed

Absent: Commissioner Duncan Webb

COURT ORDER NO. 2019-1176-12-16

EXECUTIVE SESSION

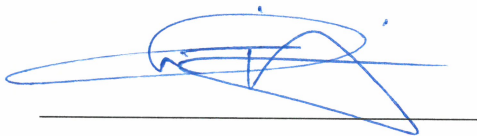
AI-47794 State of Texas v. Warren Kenneth Paxton, Jr. Cause Nos. 1555100, 1555101, 155102 Administrative Services.

NO ACTION TAKEN

AI-47767 County facilities safety, Commissioner, Precinct 3.

NO ACTION TAKEN

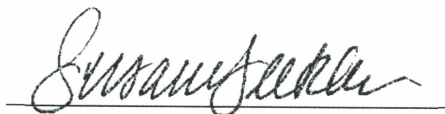
There being no further business of the Court, Judge Hill adjourned the meeting at 4:02 p.m.



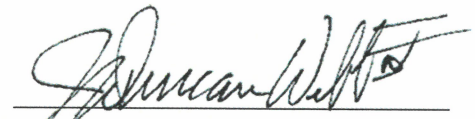
Chris Hill, County Judge



Darrell Hale, Commissioner, Pct 3



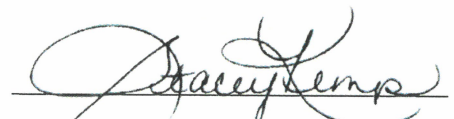
Susan Fletcher, Commissioner, Pct 1



Duncan Webb, Commissioner, Pct 4

Not Present

Cheryl Williams, Commissioner, Pct 2



ATTEST: Stacey Kemp, County Clerk