

An order of the Commissioners Court approving the filing of the October 14, 2019 minutes.

On Monday, October 14, 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 Hale led the Pledge of Allegiance.
Commissioner Williams 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 2:36 p.m.

President Hill called to order the meeting of the Collin County Health Care Foundation at 2:36 p.m. and adjourned the meeting at 2:36 p.m.

President Hill called to order the meeting of the Collin County Toll Road Authority at 2:36 p.m. and adjourned the meeting at 2:36 p.m.

Decisions Mandated By Legal Entities Outside Of Commissioners Court Authority:

1. AI-47377 Advertise for Urinalysis Testing for Juvenile Probation (RFP No. 2019-309), Juvenile Probation.
2. AI-47382 Change Order No. 1 to Services, Urinalysis Testing for Juvenile Probation (Contract No. 2018-284) with Phamatech, Inc. to extend the contract through and including January 31, 2020, Juvenile Probation.
3. AI-47442 Personnel Appointments, Human Resources.
4. AI-47443 Personnel Changes, Human Resources.

FYI NOTIFICATION

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

3. Presentation/Recognition:

a. AI-47272 Sheriff Skinner to present a Life Saving Award, Sheriff.

Sheriff Jim Skinner asked Lt. Mick Fichtl and the Graham family to come forward. On July 19, 2019 Maurice and Jody Graham were watching their niece, Lulu, when she became unresponsive. The two boys carried her to Lt. Fichtl's home for help where he dialed 911 and started CPR. Sheriff Skinner presented Lt. Mick Fichtl with the Life Saving Award due to his immediate, selfless and meritorious act. Maurice and Jody were also acknowledged by the Sheriff and inducted as Honorary Junior Deputy Sheriffs for the Collin County Sheriff's Office for their heroic actions that day. (Time 1:35 p.m.)

4. Consent agenda to approve:

Judge Hill pulled items 4c3, 4i2 and 4i3 and then asked for comments on the consent agenda. Commissioner Fletcher pulled items 4c2 and 4i7 for recusal. Commissioner Webb pulled item 4i1. Hearing no further comments, a motion was made to approve the remainder of the consent agenda. (Time 1:38 p.m.)

Motion by: Commissioner Susan Fletcher

Second by: Commissioner Cheryl Williams

Vote: 5 – 0 Passed

a. AI-47380 Disbursements for the period ending October 8, 2019, Auditor.

Court Order No. 2019-915-10-14

b. AI-47381 Indigent Defense Disbursements, Auditor.

Court Order No. 2019-916-10-14

c. Award(s):

1. AI-47365 Office Supplies (Contract No. 2019-396) to Office Depot, Inc., utilizing the OMNIA Partners Cooperative Contract No. 19-12R, Purchasing.

Court Order No. 2019-917-10-14

2. AI-47371 Privileged Remote Access and Identity Software (Coop Quote No. 2019-287) to vCloud Tech Inc., utilizing TX DIR Cooperative Contract No. DIR-TSO-4288, Information Technology.

A motion was made to approve this item. (Time 1:38)

Motion by: Judge Chris Hill

Second by: Commissioner Cheryl Williams

Vote: 4 – 0 Passed

Abstained: Commissioner Susan Fletcher

Court Order No. 2019-918-10-14

3 AI-47439 Group Benefit/Insurance for Medical, Pharmacy, Dental, Vision, COBRA, Flexible Spending Account (FSA), Retiree Health Administration, and Stop Loss Coverage for Medical and Pharmacy Benefits (RFP No. 2019-267), Human Resources.

Judge Hill had questions on this item and spoke with Purchasing and Human Resources who advised him to hold this for one week. (Time 1:38 p.m.)

Held

d. Agreement(s):

1. **AI-47374** Lease Agreement for property located at 406 Raymond Street, Suite A, Farmersville, Texas with John Cooper commencing on December 1, 2019 through and including November 31, 2021, Construction Projects.

Court Order No. 2019-919-10-14

e. Amendment(s):

1. **AI-47368** No. 1 Jail Services (Agreement No. 2018-403) with the Town of Prosper to extend the contract for one (1) year through and including September 30, 2020, set the rate for FY2020, and further authorize the Purchasing Agent to finalize and execute same, Sheriff.

Court Order No. 2019-920-10-14

2. **AI-47369** No. 1 to Texas Department of Family and Protective Services Contract for IV-E County Legal Services (Contract No. 24735749) to make various changes to the contract, Auditor.

Court Order No. 2019-921-10-14

3. **AI-47299** No. 3 to Collin County Mobility Plan Additional Demographics and Travel Demand

Modeling Services (Agreement No. 2015-188) with Jacobs Engineering Group, Inc. for additional model runs, Engineering.

Court Order No. 2019-922-10-14

f. Change Order(s):

1. AI-47283 No. 3 to Printing, General Office Forms (IFB No. 2016-125) with Safeguard Business Systems, Inc. to extend the contract for one (1) year through and including September 30, 2020, include a price redetermination per section 4.7 and further authorize the Purchasing Agent to finalize and execute same, Purchasing.

Court Order No. 2019-923-10-14

g. Contract Renewal(s):

1. AI-47353 Printing, General Office Forms (IFB No. 2016-125) with Summer River, LLC – Jim Ballew dba AlphaGraphics Addison US391 to extend the contract for one (1) year through and including September 30, 2020, Purchasing.

Court Order No. 2019-924-10-14

h. Receive and File, Auditor:

1 AI-47375 CSCD (1st and 2nd Quarter FY 2018).

Court Order No. 2019-925-10-14

2. AI-47392 Animal Services (2nd Quarter FY2019).

Court Order No. 2019-926-10-14

3. AI-47395 Constable, Precinct 1 (2nd Quarter FY2019).

Court Order No. 2019-927-10-14

4. AI-47396 Constable, Precinct 2 (2nd Quarter FY2019).

Court Order No. 2019-928-10-14

5. AI-47398 Constable, Precinct 3 (2nd Quarter FY2019).

Court Order No. 2019-929-10-14

6. AI-47400 Constable, Precinct 4 (2nd Quarter FY2019).

Court Order No. 2019-930-10-14

7. AI-47402 Justice of the Peace, Precinct 1 (2nd Quarter FY2019).

A motion was made to approve this item. (Time: 1:47 p.m.)

Motion by: Judge Chris Hill

Second by: Commissioner Cheryl Williams

Vote: 4 – 0 Passed

Abstained: Commissioner Susan Fletcher

Court Order No. 2019-931-10-14

8. AI-47404 Justice of the Peace, Precinct 3-2 (2nd Quarter FY2019).

Court Order No. 2019-932-10-14

9. AI-47405 Justice of the Peace, Precinct 4 (2nd Quarter FY2019).

Court Order No. 2019-933-10-14

i. Miscellaneous

1. AI-47389 Grant application for the 2020-2021 Mental Health Grant for the VALOR program through the Texas Veterans Commission Fund for Veterans' Assistance in the amount of \$250,000, 296th District Court.

Commissioner Webb pulled this item and 4i2 because these are two grant applications that extend the Texas Veterans Court program to the middle of 2021 and add two more contractors for a total of seven. The item also states that current contractors would convert to employees of the County. Commissioner Webb supports this because it is grant funded, but there is a distinction between contractors and employees. If the funding stops, Commissioner Webb would not continue to support the program which is approximately \$750,000.

Cynthia Jacobson, Human Resources said the seven contractors now would convert to seven fully grant-paid Collin County employees.

Judge John Roach, 296th District Court, said all the current contractors under this grant office out of their homes unless they are in Collin County for work where they office in Auxiliary Court. Judge Roach also said that he had no intention, if they ever lost the grant, to ask Commissioners Court to cover the costs to keep the program.

Judge Hill said since the current individuals work out of their homes and work independently, that seems to fit the profile of an independent contractor and not an employee. Ms. Jacobson said that Collin County does not currently have any work-from-home employees, and these would be the first. Judge Hill asked why we would transfer the contractors to full-time County employees. Ms. Jacobson said it was at the contractors' requests. Commissioner Williams asked if the five contractors work full time. Judge Roach said all but one work full-time, and the part-time contractor works for the Valor program at the Collin County Jail. The individual contractors are under his management, and the County provides all the necessary tools and training. (Time 1:47 p.m.)

Motion by: Commissioner Duncan Webb
Second by: Commissioner Darrell Hale
Vote: 4 – 1 Passed
Nay: Judge Chris Hill

Court Order No. 2019-934-10-14

2. AI-47376 Grant application for the 2020-2021 Veterans Treatment Court Grant through the Texas Veterans Commission Fund for Veterans' Assistance in the amount of \$500,000, 296th District Court.

This item was discussed in conjunction with item 4i1. (Time 1:49)

Motion by: Commissioner Duncan Webb
Second by: Commissioner Cheryl Fletcher
Vote: 4 – 1 Passed
Nay: Judge Chris Hill

Court Order No. 2019-935-10-14

3. AI-47383 Resolution supporting the Texas Department of Agriculture, Texans Feeding Texans: Home-Delivered Meal Grant Program, Budget.

Judge Hill said the application states the County must approve Meals on Wheel's accounting system. Linda Riggs, Auditor, confirmed she spoke with Meals on Wheels and approved their accounting system.
(Time 1:50 p.m.)

Motion by: Commissioner Cheryl Williams
Second by: Commissioner Darrell Hale
Vote: 5-0 Passed

Court Order No. 2019-936-10-14

4. AI-47367 Amend the FY 2020 Fee Schedule to increase the State Traffic Fee from \$30.00 to \$50.00, County Clerk.

Court Order No. 2019-937-10-14

5. AI-47385 Amend the FY 2020 Fee Schedule to increase the State Traffic Fee from \$30.00 to \$50.00, District Clerk.

Court Order No. 2019-938-10-14

6. AI-47386 Redesignation of Private Road 5682 and Private Road 5683 with associated address updates, GIS/Rural Addressing.

Court Order No. 2019-939-10-14

7. AI-47322 Amended list of equipment manufacturers for IT procurement standards, Information Technology.

Commissioner Fletcher moved to set aside the vote on this item (Time 1:48 p.m.)

Motion by: Commissioner Susan Fletcher

Second by: Commissioner Cheryl Williams

Vote: 5 – 0 Passed

A motion was made to approve this item (Time 1:48 P.M)

Motion by: Commissioner Duncan Webb

Second by: Commissioner Cheryl Williams

Vote: 4 – 0 Passed

Abstained: Commissioner Susan Fletcher

Court Order No. 2019-940-10-14

8. AI-47345 Reorganization of Sheriff's Office employees and budget adjustments for same, Sheriff.

Court Order No. 2019-941-10-14

9. AI-47289 Funding recommendations for the 2018 Parks and Open Space Bond Election 1st Series and budget adjustments for same, Special Projects.

Court Order No. 2019-942-10-14

10. AI-47440 Personnel Appointments, Human Resources.

Court Order No. 2019-943-10-14

11. AI-47441 Personnel Changes, Human Resources.

Court Order No. 2019-944-10-14

GENERAL DISCUSSION

5. AI-47458 District Clerk collections update, Commissioner Precinct, 2.

Commissioner Williams said that up until the latest legislative session it has been a state requirement for Collin County to have a collections department to collect fines and fees predominately for the State, and she had objected to this unfunded mandate. This requirement has now been rescinded. The Commissioner also stated it had never been proven that the funds collected for the County cover the costs of these employees in the Collection Department.

Lynne Finley, District Clerk, explained SB891 stuck down two articles in the Texas Code of Criminal Procedures known as the CIP (Collection Improvement Program). There was a repeal by the Texas Judicial Council to remove the Texas Administrative Code Title 1 Chapter 175, Collection Improvement Rules. The changes took effect September 1, 2019. The CIP gave guidance to different counties on how to collect fees. Collin County collects felony fees. The Local Government Code under Chapter 133.051, Collection and Remittance Of Fees, states a municipality or county shall collect, record, account for, and remit to the comptroller all fees in the manner provided by this subchapter. Ms. Finley went on to say the fees and fines collected come from signed court orders from judges. Ms. Finley and other District Clerks and attorneys have put forth a standing order on how the funds collected are allocated. All monies in first go to the county and then to the State. Court costs collected in FY2019 totaled \$1,336,000.03. Ms. Finley could not provide a breakdown of what portion went to the county verses what went to the state but will work with the County Auditor to get those numbers.

Judge Hill asked how the fees imposed were split between the County and State. Ms. Finley stated she did not know and thinks the legislation was changed to make it more definitive for the counties. She also mentioned the new legislation came up with a consolidated court cost fees schedule. The standard court cost for a felony case is \$290. The County gets \$105 for fees, and the balance of \$185 goes to the State Comptroller for felonies. Fines imposed at the discretion of the Judge are 100% payable to the County and go to the Road and Bridge fund. The total collected in fines for FY2019 was \$497,615.89. There was a brief discussion as to what the reasons would be for the consolidation of fees.

Judge Hill wants to know that the fines and fees collected at least cover the cost of collecting the fines and fees. It is not stipulated that the District Clerk's office must collect the fines and fees, just that they must be collected. The Court will look at the cost of employees, the amount collected and the net amount to the County. (Time 2:24 p.m.)

NO ACTION

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

Commissioner Webb updated the Court on the last RTC (Regional Transportation Council) meeting. According to the federal government, all transportation projects within the MPO (Metropolitan Planning Organization) must have consensus between the MPO and TxDOT (Texas Department of Transportation). If there is no consensus, the project cannot go forward. There is a lot of concern at the MPO/RTC level because the Texas Transportation

Commission is moving more and more of the transportation funds into Category 12 which is Commission discretionary. Previously, it has always been formula allocated so we knew we would get a certain percentage of both the state and federal funds. Now the formula funding is in jeopardy and a lot of our projects may be at the whim of the Commission which could have a major impact on our region. One of the discussion items on the agenda is how to rebuild some bridges and try to continue to push for formula allocation because there are billions of dollars in Category 12 now. This could have a material impact on our ability to get projects done in the next ten years. Construction costs are increasing at six percent a year, and every year of delay increases the costs.

Our big freeway projects that have an allocation of \$600 million are not in the State plan because there are no numbers assigned to them. As a result, the RTC is continuing to battle TxDOT and the Commission. TxDOT needs to find a way to put them on the plan. The RTC has the \$600 million and, as soon as there is consensus on US 380 and the north/south freeway, they can be assigned a number and go into the State's plan.

The next item of interest was the high-speed rail project between Dallas and Houston. Construction should start next year. There has been discussion about a high-speed line from Dallas to Arlington to Fort Worth, and ultimately Fort Worth will be a high-speed line down to Waco, Austin, San Antonio and finally Laredo. The hyperloop technology has accelerated so rapidly that the connection between Dallas and Fort Worth is not being called a high-speed rail corridor anymore. It is being looked at as a corridor for some sort of high-speed technology like a hyperloop. Virgin Hyperloop One is requesting a partnership with a local entity to build a certification facility that is nine miles in length. The hyperloop has been tested at 700 miles per hour. They are also looking at shipping freight this way.

Lastly, the Volkswagen settlement money will be first come first served and should be available this week. There is approximately \$8 million available for refuse haulers and another \$8 million for bus projects. (Time: 2:36 p.m.)

EXECUTIVE SESSION

The Court did not recess into Executive Session. There being no further business of the court, Judge Hill adjourned the meeting at 2:36 p.m.


Chris Hill, County Judge

Not Present

Susan Fletcher, Commissioner, Pct 1


Cheryl Williams, Commissioner, Pct 2




Darrell Hale, Commissioner, Pct 3

Not Present

Duncan Webb, Commissioner, Pct 4


ATTEST: Stacey Kemp, County Clerk