

An order of the Commissioners Court approving the filing of the February 1, 2021 minutes.

On Monday, February 1, 2021, 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

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

Judge Hill called to order the meeting of the Collin County Commissioners Court at 1:30 p.m. and recessed the meeting at 3:33 p.m. The meeting was reconvened at 3:33 p.m. and recessed into Executive Session at 3:34 p.m. Judge Hill reconvened Commissioners Court at 3:37 p.m. and adjourned the meeting at 3:38 p.m.

President Hill called to order the meeting of the Collin County Health Care Foundation at 3:33 p.m. and adjourned the meeting at 3:33 p.m.

FYI NOTIFICATION

1. AI-49736 Intra-County account transfers transmitted on January 15, 2021, Auditor.
2. AI-49746 Voluntary terminations, Human Resources.
3. AI-49747 Turnover, Human Resources.
4. AI-49703 2021 proposed road projects schedule, Public Works.

5. Notification of budget adjustment(s)/amendment(s), Auditor:

a. AI-49739 \$40,273 for the purchase of uniforms and winter coats for 56 Patrol Deputies, utilizing Sheriff's Office Federal Forfeiture Funds, Sheriff.

2. Public Comments.

Fred Costa, Prosper, came forward to talk about the TxDOT (Texas Department of Transportation) Environmental Impact Study introducing two bypass options into Prosper. Both of these options go over Founder's Academy which is a school currently being built. Prosper has a resolution not to speak to TxDOT regarding any ROW (Right of Way) until these bypass options are off the table, and Mr. Costa asked the Court to do the same.

Celina Mayor, Sean Terry, came forward to speak on behalf of Centurion American who owns property in one of the possible alignments for US 380. Centurion had utilities in the ground and active builder contracts on these lots. After a discussion with the City of McKinney and the County, Centurion stopped construction in this development because it was foreseeable this may be the first route that TxDOT would look at. Centurion would be a willing participant in selling their ROW, and Mayor Terry asked the Court for their support of the resolution.

Joe Haggerty, Plano, thanked the Court and Candy Blair, Healthcare Services, for doing a wonderful job in getting citizens their second doses of the COVID vaccine.

Joshua Murray, Lavon, expressed his concerns about the County's planning and preparation for the COVID Vaccine program. He asked about the County's plan for the unresponsive rate from those on the waitlist and if there was a plan for a mobile clinic. (Time: 1:51 p.m.)

3. Presentation/Recognition.

4. Consent agenda to approve: Judge Hill said item 4c1 would be held for a future court and then asked for comments on the consent agenda. Hearing none, a motion was made to approve the remainder of the consent agenda. (Time: 1:45 p.m.)

Motion by: Commissioner Susan Fletcher

Second by: Commissioner Cheryl Williams

Vote: 5 – 0 Passed

a. AI-49712 Disbursements for the period ending January 26, 2021, Auditor.

COURT ORDER NO. 2021-093-02-01

b. AI-49713 Indigent Defense Disbursements, Auditor.

COURT ORDER NO. 2021-094-02-01

c. Award(s):

1. AI-49696 Disaster Debris Removal (Emergency) (RFP No. 2020-199) and further authorize the Purchasing Agent to finalize and execute associated agreements, Fire Marshal.

HELD

2. AI-49730 Construction of Concrete Retaining Wall (IFB No. 2020-140) to JM Management LLC d/b/a JM Construction Solutions, Public Works.

COURT ORDER NO. 2021-095-02-01

3. AI-49748 CEU Network and Disk Space Project (Coop Quote No. 2021-088) to Saitech Inc., through Omnia Contract No. R200803, Sheriff.

COURT ORDER NO. 2021-096-02-01

d. Agreement(s)

1. AI-49731 Interlocal Agreement with the City of Farmersville for the Charles J. Rike Memorial Library in the amount of \$37,774, effective October 1, 2020 through and including September 30, 2021, Budget.

COURT ORDER NO. 2021-097-02-01

2. AI-49741 Interlocal Agreement with the City of Frisco for the Parvin Branch Trail Connector Project, 2018 Parks and Open Space Bond Project No. OI18PG11, Engineering.

COURT ORDER NO. 2021-098-02-01

3. AI-49750 Interlocal Agreement with the City of Plano for the Preston Ridge Trail Connector Project, 2007 Parks and Open Space Bond Project No. OI07PG105, Engineering.

COURT ORDER NO. 2021-099-02-01

e. Amendment(s):

1. AI-49716 No. 3 to Professional Services, Engineering, Preparation of Final Plans, Specifications and Estimates for the Collin County Outer Loop, Segment 3B East of Preston Road (SH 289) to Custer Road (FM 2478) (Contract No. 2019-269) with Jacobs Engineering Group Inc., to add construction phase services, construction inspection services, and construction administration services, and further authorize the Purchasing Agent to finalize and execute same, Engineering.

COURT ORDER NO. 2021-100-02-01

2. AI-497241 No. 14 to Interlocal Agreement for Facility Construction and Use of an Animal Shelter in Collin County (Agreement No. 10102-09) with the Town of Fairview to extend the contract for one (1) year through and including September 30, 2021, set the rate for FY2021, and further authorize the Purchasing Agent to finalize and execute same, Development Services.

COURT ORDER NO. 2021-101-02-01

3. AI-49725 No. 14 to Interlocal Agreement for Animal Control Services (Agreement No. 10112-09) with the Town of Fairview to extend the contract for one (1) year through and including September 30, 2021, set the rate for FY2021, and further authorize the Purchasing Agent to finalize and execute same, Development Services.

COURT ORDER NO. 2021-102-02-01

4. AI-49723 No. 14 to Interlocal Agreement for Facility Construction and Use of an Animal Shelter in Collin County (Agreement No. 10101-09) with the City of Melissa to extend the contract for one (1) year through and including September 30, 2021, set the rate for FY2021, and further authorize the Purchasing Agent to finalize and execute same, Development Services.

COURT ORDER NO. 2021-103-02-01

f. Ratification of the County Judge's Prior approval:

1. AI-49742 Acceptance of the FY2020 Emergency Management Performance Grant award through the Texas Division of Emergency Management, Fire Marshal.

COURT ORDER NO. 2021-104-02-01

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

1. AI-49726 \$5,950 to reallocate funds for the Spay/Neuter Program, Development Services.

COURT ORDER NO. 2021-105-02-01

h. Receive and File, Auditor:

1. AI-49729 Investment Report (4th Quarter FY2020).

COURT ORDER NO. 2021-106-02-01

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

1. AI-49735 January 11, 2021.

COURT ORDER NO. 2021-107-02-01

j. Miscellaneous

1. AI-49749 Sale of surplus right of way near FM 982 and CR 959 in the Love Addition, Engineering.
COURT ORDER NO. 2021-108-02-01

2. AI-49705 Adoption of amended Collin County Road and Right of Way policies, Public Works.
COURT ORDER NO. 2021-109-02-01

3. AI-49727 Abandon portions of County Road 281 and County Road 206, Public Works.
COURT ORDER NO. 2021-110-02-01

4. AI-49751 Personnel Appointments, Human Resources.
COURT ORDER NO. 2021-111-02-01

5. AI-49752 Personnel Changes, Human Resources.
COURT ORDER NO. 2021-112-02-01

GENERAL DISCUSSION

5. AI-48410 Resolution for the alignment for the future US 380 Freeway, along County Road 164 and Bloomdale Road, and further authorize Engineering to acquire associated land, Engineering.

Clarence Daugherty, Engineering, said the main issues were buying ROW in this alignment and making accommodations for the NTMWD (North Texas Municipal Water District) supply line to the City of McKinney. NTMWD needs to put in a line across this area which will require easements in many of the areas. There is an agreement in principle between the staffs of the City of McKinney and NTMWD. There is no action required by the County on this.

Commissioner Fletcher asked, if the Court passed this resolution, would it change TxDOT's approach in their environmental study. Mr. Daugherty said TxDOT has drawn the conclusion that there are a number of options to look at and this is one of them, so passing this resolution would not affect anything. Commissioner Webb said, if the County does not start acquiring the ROW, the developers will close the corridor. He is very supportive of this resolution and made a motion to approve it. Commissioner Hale said he had asked Mr. Daugherty to update the resolution to reflect some flexibility for possible adjustments of up to three hundred feet on either side, and this is reflected in section 4 of the resolution. Commissioner Webb amended his motion to include Commissioner Hale's revision to section 4 and another in section 1. Mr. Daugherty feels confident that TxDOT will choose this route. Judge Hill said approving this resolution grants the authority to begin acquiring ROW along the route from willing sellers and not by eminent domain. Also, this resolution has nothing to do with the Prosper segment.

Judge Hill would prefer to let TxDOT take the lead and not choose an alignment before TxDOT has chosen. Commissioner Webb said this is the Court's opportunity to put its preferences on the table before TxDOT makes the final determination.

Commissioner Fletcher agreed with Commissioner Webb and was glad to see this does not include eminent domain. She has more concern with the water issue because the cost to come back later and put in the water line could be close to \$100 million. Commissioner Williams expressed concern about buying ROW along a route if the Court has not approved the route. (Time: 2:09 p.m.)

Motion by: Commissioners Duncan Webb

Second by: Commissioner Cheryl Williams

Vote: 4 – 1 Passed

Nay: Judge Chris Hill

COURT ORDER NO. 2021-113-02-01

6. AI-49803 Boards & Commissions Appointments, Commissioners Court.

a. Health Care Foundation Advisory Board.

A motion was made to appoint Cindy Wheeler and reappoint Brian Dale to the Health Care Foundation Advisory Board. (Time: 3:17 p.m.)

Motion by: Commissioner Darrell Hale

Second by: Commissioners Susan Fletcher

Vote: 5 – 0 Passed

COURT ORDER NO. 2021-114-02-01

7. AI-48410 COVID-19 Update, Administrative Services.

Judge Hill said Collin County will have two new vaccine hubs opening this week. Also, DSHS (Department of State Health Services) said Collin County will receive approximately 43,000 doses of the vaccine this week. This is a one-time supplement that has been rerouted to Collin County. The County will be back in the 10,000 range moving forward until DSHS can make permanent changes which should be in late February.

Judge Hill then addressed some of the public comments. The Judge explained the State has been leading the vaccine efforts across the state and making adjustments as necessary. Originally, the State said we would start with Phase 1A population and later in the year shift to include 1B when there were more vaccines available. Then, through social media, the State shifted again and said the 1B population could

register to get the vaccine. This caused challenges across the state because the 1B population is significantly larger than the 1A population, and there were no additional vaccines distributed for this increase. The other change was the original vaccination plan was to use local providers to administer the vaccine. In week seven, the State decided to go to the hub strategy. Collin County Health Care Services started as one provider among many in the county and then brought on a provider with the capacity to help us be a hub. Judge Hill praised the efforts of the Cities of McKinney, Allen, and Frisco, Collin County Health Care Services, Baylor Scott & White and Texas Health Resources. The County has coordinated with 30 entities, both public and private, that have come together to use a single registration list and get those names out to providers. There was a brief discussion on vaccine distribution protocol.

Commissioner Hale said he saw a few different emails indicating the City of McKinney would use mobile vaccine vans to administer vaccines to citizens who were homebound but not necessarily in assisted living centers. Commissioner Williams stated, if we made changes to address more vulnerable populations or jumped ahead on the waitlist, we would risk our allocation as happened in Dallas County when they tried to separate their vaccines by zip codes.

Judge Hill addressed the comment regarding unresponsiveness from those on the waitlist. The lowest number on the waitlist is honored and, when that number is called, it is removed from the list. Many people have signed up multiple times and this is being addressed. Weekly notices are sent to inform people of their current status and to let us know if they need to remain on the list.

Bill Bilyeu, County Administrator, said there are 210,000 people on the waitlist and explained the procedures for contacting them and updating the waitlist. A person does not have to be a resident of Collin County to be on the waitlist. There are approximately 12,000 people on the waitlist that did not include their email address. Fifty County employees were brought in to call those on the waitlist without email addresses, and those employees will be brought back to continue the process. Since some partners need an email address, those without an email address may be served at a slower rate. Baylor, Scott & White's process will be driven like a cattle call. They will take 500 a week off of our list and will receive those that did not include an email address. The email address is now a mandatory field in signing up on the waitlist.

Curative is the vendor the County signed a non-exclusive contract with which allows for others to also use our waitlist. Mr. Bilyeu explained how the reference numbers work as a unique identifier so only those contacted from the waitlist will get a number. Curative is administering between 600 and 700 vaccines a day and honoring the waitlist. When Curative receives the vaccines each day, the reference numbers for those vaccines is included. They also make sure they do not open vials toward the end of the day until the person is there to receive the vaccine. Curative is motivated to make this the best site and a model for the State.

Commissioner Williams explained the State has determined who the 1A and 1B populations are, but hub providers do not have the ability to verify if a person really does have an underlying condition to qualify for the 1B population. Mr. Bilyeu briefly explained the process for the second dose which is as or more important than the first dose. The County received official notification that we will be receiving the Pfizer vaccine. This vaccine is not as forgiving because it has to be kept in a deep freezer, thawed, and moved with tongs. The City of Richardson reached out to UTD (The University of Texas at Dallas) and was able to get UTD to lend a subzero freezer. Judge Hill expressed his appreciation for the teamwork and efforts from the cities, providers and County staff in aiding in the scheduling process.

Mr. Bilyeu discussed some of the challenges with the waitlist and scheduling. The McKinney and Frisco sites are being staffed by their fire departments, paramedics and police staff. The cities then need to make sure they have staff to cover the regular jobs of those who are working at the sites. The cities have been given the option of working with Curative, and some are looking into it. Mr. Bilyeu reviewed the County's dashboard and the Everbridge messaging system.

Regarding housing, Mr. Bilyeu said the eviction moratorium has been extended to March 31, 2021. There are currently three programs to help with housing assistance and utilities. Two of the programs are specific to rentals. The third program has an opening for mortgages and is being run through DSHS at the State level. It would offer about \$500,000 for mortgage assistance in Collin County. For rental assistance, the OCA (The Office of Court Administration) has put in place a program called TEDP (Texas Eviction Diversion Program). Only Plano, Allen and McKinney are eligible for this program. (Time: 3:16 p.m.)

NO ACTION

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

Judge Hill said the COG (Council of Governments) is now launching the next demographic update. This is done every three to five years to plan for the future. With COVID-19 and people working from home, this might change traffic projections and transit needs of the community. This will be an area to study as they look at the demographics. (Time: 3:18 p.m.)

NO ACTION

9. **AI-44358** Conference of Urban Counties Update, Commissioner, Precinct 1.

Commissioner Fletcher said there were many items discussed at the last CUC (Conference of Urban Counties) meeting. The first item was March 12, 2021 is the last day to file bills so the Court will need to work with its legislative delegation on this. There was a brief discussion on Chapter 418 where there are several bills filed seeking to limit the emergency powers of county judges as well as mayors. HB 905 relates

to compensation, and HB 906 relates to the ability to act. The Commissioner will update the Court on how these bills progress.

There was a discussion on limiting defunding police and HB 638 by Representative Matt Krause. There were many bills on election ballot security, and the CUC is still working to make sure any appropriations for new machines will be covered for future purchases. They expect to have quite a bit of movement on bail reform as well as magistration. HB 88 is a comprehensive bill that much of this will fall under and is titled the George Floyd Act.

There was a discussion on state agencies reducing their budgets by five percent. There was a lengthy discussion on the State's balancing its budget on the backs of local governments. The State has pushed costs and unfunded mandates on local governments while claiming it has balanced its budget. Redistricting has started, but the committee is not yet set.

The lengthiest discussion was on taxpayer-funded lobbying. There are two bills, HB 749 by Representative Mayes Middleton and SB 234 by Senator Bob Hall. The CUC is working on a report showing what the State spends in Washington, D.C. on lobbying. The State has made it very difficult to find some of it, so there are several legislative requests to obtain that information. The number so far is just under \$31 million in lobbying, and this does not include DSHS, HHSC (Health and Human Services), Medicaid and Medicare. When the State travels to Washington, they are supposed to file a report and form with their expenses. They are supposed to compile the reports for the committee that oversees this, but none of those reports can be found. The Governor is highlighting this, so the CUC does expect some movement on it. At this point, the CUC will not oppose the bill but will ask for much more transparency. The CUC is looking to hire legislative experts for specific issues affecting county government. No vote was taken on this item.

HB 550 by Representative Celia Israel is a whistleblower bill which had sloppy language and didn't require reporting to an actual law enforcement agency or for it to be in writing. This would be detrimental and turn into a "he said she said" situation. They will work with Representative Israel to amend this or have it withdrawn.

The final census numbers should be in by April 30, 2021, but it could be later. The House has dealt with redistricting in special session before.

Senator Sarah Eckhardt said there was a bill that would allow for the state legislature to come into local budgets to take funds for different things. The State wanted to create another police force for an issue in the UT area that could have been handled by any of the ten existing agencies.

Lastly, the legislature adjourned on January 27, 2021, and will be back on Tuesday, February 9, 2021. The CUC's annual conference will be on March 3 – 5, and there will be virtual options. (Time: 3:32 p.m.)

NO ACTION

Judge Hill recessed Commissioners Court at 3:33 p.m. and called to order the Health Care Foundation.

Judge Hill reconvened Commissioners Court at 3:33 p.m.

EXECUTIVE SESSION

Judge Hill recessed into Executive Session under Chapter 551.072, Real Estate, of the Government Code at 3:34 p.m. The Judge reconvened Commissioners Court at 3:37 p.m.

AI-49745 Sale of unimproved street right of way along First Street, Second Street, Third Street, North Street, and Williams Street in Copeville, Texas, Engineering.

A motion was made to approve the sale of a portion of unimproved street right of way of 1.576 acres along First Street, Second Street, Third Street, North Street, and Williams Street in Copeville to the Copeville Special Utility District for the appraised value and further authorize Judge Hill to execute any documents required for this transaction on the County's behalf. (Time: 3:38 p.m.)

Motion by: Commissioner Duncan Webb

Second by: Commissioner Susan Fletcher

Vote: 5 – 0 Passed

COURT ORDER NO. 2021-115-02-01

There being no further business of the Court. Judge Hill adjourned Commissioners Court at 3:38 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