

State of Texas	§	Court Order
Collin County	§	2021-434-05-03
Commissioners Court	§	

An order of the Commissioners Court approving the filing of the April 12, 2021 minutes.

On Monday, April 12, 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 Webb led the Invocation.
Judge Hill led the Pledge of Allegiance.
Commissioner Williams 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 1:55 p.m. The meeting was reconvened at 2:00 p.m. Judge Hill recessed into Executive Session at 2:33 p.m. The Judge reconvened and adjourned the meeting at 2:41 p.m.

President Hill called to order the meeting of the Collin County Health Care Foundation at 1:55 p.m. and adjourned the meeting at 2:00 p.m.

FYI NOTIFICATION

1. AI-50071 Addendums No. 1, No. 2, & No. 3 to Construction, Road: County Road 317 (Orr Rd) from Stacy Rd to South NTMWD Dr. (IFB No. 2021-084) to make various changes to the Invitation for Bid, Purchasing.

2. Public Comments.

Shannon Borders, New Hope, addressed the death of Marvin Scott III in the Collin County Jail. Mental health was not recognized, and there needs to be new ways to better educate awareness for first responders and law enforcement. More funds and efforts are needed to create better programs for staff. The fact that the situation escalated and resulted in his death is heartbreaking.

Elizabeth Michel, McKinney, said it has been 29 days since the murder of Marvin Scott III, and there have been zero arrests of the Collin County eight. It took investigators in Minneapolis four days to arrest Derek Chauvin for the murder of George Floyd. Seven officers were terminated and one resigned because they violated well-established policies and procedures. Had it not been for this conduct, Marvin Scott III would be alive today. Supporters protested in downtown McKinney at the Arts and Blooms Festival, and many residents and visitors heard about Marvin Scott III. On Sunday, Marvin Scott's family marched with the NAACP (National Association for the Advancement of Colored People) in Allen for a policy change so anyone with less than two ounces of marijuana would get a citation and not arrested. Ms. Michel said they continue to protest at the County Jail every night despite intimidation. On behalf of the Marvin Scott family, Ms. Michel said they do not consent to delay of justice. Instead, they demand resources for mental health services in Collin County.

Collin Packer, lead minister at the Greenville Oaks Church of Christ in Allen, said he learned about the death of Marvin Scott III and has a unique insight into the importance of transparency and maintaining the public's trust. As a pastor, Mr. Packer has been granted tremendous trust. However, not all pastors are trustworthy, and there are many examples of sexual and financial impropriety that have harmed the reputation of ministers. Mr. Packer said every pastoral scandal makes his job more difficult, and he is committed to transparency in his work. As a pastor, he refuses to cover up scandals of other pastors. There is a growing distrust between law enforcement and communities. Transparency is the way trust is built and rebuilt, and releasing the video of what happened in the jail will help to do that. Mr. Parker encouraged the Court to do everything they can to advocate for this family, for justice, and for mental health.

Judge Hill said the issue of Marvin Scott III is not on the agenda. Therefore, the Court cannot hold a discussion on it. Commissioners Court does not have custody of the video referenced in the public comments. It is in the custody of law enforcement officials.

Joshua Murray, Lavon, said this week is National Dispatchers' Week and wanted to recognize them for their efforts. Their job is stressful and takes a lot of commitment. Mr. Murray said a way the Court could recognize them is by increasing their salaries. Regarding the COVID-19 vaccination rollout and everything else going on, transparency is needed, and the Court needs to lead. Mr. Murray asked about the no-show rate for appointments at John Clarke stadium. He asked how the County plans to continue operating the hub if there are no vaccines allocated. Over the last week, Collin County has received nearly

40,000 doses of Pfizer and Moderna vaccines, and Mr. Murray asked how many of those have been administered. (Time: 1:43 p.m.)

4. Consent agenda to approve: Judge Hill asked for comments on the consent agenda. Hearing none, a motion was made to approve the consent agenda. (Time: 1:44 p.m.)

Motion by: Commissioner Susan Fletcher

Second by: Commissioner Cheryl Williams

Vote: 5 – 0 Passed

a. **AI-50049** Disbursements for the period ending April 6, 2021, Auditor.

COURT ORDER NO. 2021-316-04-12

b. **AI-50050** Indigent Defense Disbursements, Auditor.

COURT ORDER NO. 2021-317-04-12

c. **AI-50044** Tax refunds totaling \$9,650.09, Tax Assessor-Collector.

COURT ORDER NO. 2021-318-04-12

d. Advertisement(s):

1. **AI-50068** Cisco Phones and Accessories (IFB No. 2021-201), Information Technology.

COURT ORDER NO. 2021-319-04-12

2. **AI-50070** Cisco EOL Switches/Router Replacement (IFB No. 2021-211), Information Technology.

COURT ORDER NO. 2021-320-04-12

3. **AI-50078** Maintenance: Software – Cisco Duo (IFB No. 2021-217), Information Technology.

COURT ORDER NO. 2021-321-04-12

e. Agreement(s):

1. **AI-50077** Agreement to Contribute Right of Way Funds (Fixed Price) for highway improvements on Highway US 380 from Airport Drive to 4th Street, and budget amendment in the amount of \$181,401 for same, Engineering.

COURT ORDER NO. 2021-322-04-12

f. Amendment(s):

1. **AI-50029** No. 1 to Agreement, Cooperative Uniform/Misc. Rental & Laundry (Contract No. 2019-142) with Cintas Corporation to include a price redetermination in accordance with section 10 Contract Term and Renewal of OMNIA Cooperative Contract No. R-BB-19002, and further authorize the Purchasing Agent to finalize and execute same, Purchasing.

COURT ORDER NO. 2021-323-04-12

2. **AI-50069** No. 1 to Interlocal Agreement for Dispatch Services (Agreement No. 2020-145) with the City of Princeton 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, Sheriff.

COURT ORDER NO. 2021-324-04-12

3. **AI-50057** No. 4 to Interlocal Agreement for Animal Control and Animal Shelter Services (Agreement No. 2017-208) with the City of Weston 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. 2021-325-04-12

4. **AI-50056** No. 12 to Interlocal Agreement for Animal Control and Animal Shelter Services (Agreement No. 10108-09) with the City of Nevada 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. 2021-326-04-12

5. **AI-50055** No. 13 to Interlocal Agreement for Animal Control Services (Agreement No. 10094-09) with the City of Anna 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. 2021-327-04-12

6. **AI-50058** No. 14 to Interlocal Agreement for Animal Control Services (Agreement No. 01357-09) with the City of Celina 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. 2021-328-04-12

g. Contract Renewal(s):

1. AI-49962 Liquid Asphalts (IFB No. 2019-114) with Ergon Asphalt & Emulsions, Inc. to extend the contract for one (1) year through and including May 6, 2022, Public Works.

COURT ORDER NO. 2021-329-04-12

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

1. AI-50072 \$68,032,862.40 for encumbrance rollover from FY2020 to FY2021, Auditor.

COURT ORDER NO. 2021-330-04-12

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

1. AI-50064 March 22, 2021.

COURT ORDER NO. 2021-331-04-12

j. Miscellaneous

1. AI-50073 Share proceeds of sale of land to TxDOT with the City of Lucas, Engineering.

COURT ORDER NO. 2021-332-04-12

2. AI-50059 Participate in a thirty (30) day free trial for an Agentless Device Security Solution from Armis, Inc., and further authorize the Purchasing Agent to execute the scope of work, Information Technology.

COURT ORDER NO. 2021-333-04-12

3. AI-50082 Personnel Appointments, Human Resources.

COURT ORDER NO. 2021-334-04-12

4. AI-50083 Personnel Changes, Human Resources.

COURT ORDER NO. 2021-335-04-12

GENERAL DISCUSSION

5. AI-50042 Creation of four (4) regular part-time positions to be funded by the County Clerk's Records Management fund, and budget amendment in the amount of \$43,086 for same, County Clerk.

Stacey Kemp, County Clerk, approached the Court to seek approval of four permanent part-time positions. Ms. Kemp gave a brief overview of some of the current stats regarding the high volume of documents to be recorded and indexed. Compensatory time and paid time off are maxed out, and staff

have not been able to take time off due to the high volume of documents filed. Ms. Kemp's peers from across the state are in the same situation. Ms. Kemp is trying to pivot to the demands of not only the public, but also the title and mortgage companies because these documents have to be recorded and indexed within three days. The increase is due to supply and demand. Homes are being built and sold causing the influx as well as refinancing due to lower interest rates. Ms. Kemp asked the Court for four permanent part-time positions that will be paid out of the County Clerk's Preservation Fund. Commissioner Webb asked if this request will carry over to a budget request for the upcoming budget year. Ms. Kemp said, if this does not work out, she will request two full-time positions during the upcoming budget workshop. (Time: 1:48 p.m.)

Motion by: Commissioner Duncan Webb

Second by: Commissioner Susan Fletcher

Vote: 5 – 0 Passed

COURT ORDER NO. 2021-336-04-12

6. AI-49996 Boards & Commissions Appointments, Commissioners Court:

a. Historical Commission.

A motion was made to appoint Mayor Eric Hogue to the Historical Commission. (Time: 1:49 p.m.)

Motion by: Commissioner Cheryl Williams

Second by: Commissioner Susan Fletcher

Vote: 5 - 0 passed

COURT ORDER NO. 2021-337-04-12

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

Bill Bilyeu, County Administrator, said no shows for COVID-19 vaccine appointments are less than 10 to 15 people per day out of the 2,160 appointments scheduled each day. The City of Allen administered their final vaccines last week, and the City of Frisco has completed all of their first doses. The City of McKinney is now administering the second doses of the vaccine. All three of those entities will wind down by the end of April and are no longer accepting sign-ups. The Curative site continues to be well ran and, on Friday, April 2, 2021, there were approximately 5,300 appointments scheduled. Forty-five percent of all eligible citizens in Collin County have been vaccinated.

The ERAP (Emergency Rental Assistance Program) continues to operate. However, there is not a huge demand for the program. Unfortunately, the program's parameters are set by the Federal Government, and the County has no control over them. The CUC (Conference of Urban Counties) will discuss the

upcoming stimulus check with a NACo (National Association of Counties) representative. The roundtable is scheduled for Thursday, April 22, 2021, and Commissioner Fletcher and Mr. Bilyeu will attend virtually. (Time: 1:54 p.m.)

NO ACTION

8. **AI-49828** 87th Legislative Agenda for 2021, Commissioners Court.

Commissioner Williams had to briefly step away from the meeting. Judge Hill said he would return to this item when Commissioner Williams returns. (Time: 1:55p.m.)

Judge Hill recessed Commissioners Court at 1:55 p.m. and called to order the Health Care Foundation meeting.

Judge Hill reconvened Commissioners Court at 2:00 p.m.

Judge Hill said this item is to propose a resolution regarding HB749 and SB234 and has been in the Court's packet for several weeks. The Judge presented a resolution in support of both bills which would prohibit taxpayer-funded lobbying. Commissioner Fletcher said, while she is against taxpayer-funded lobbying, she is concerned for the County's ability to use these associations to stay abreast of what is happening in Austin. These two particular bills contain language that prohibits these associations. The main concern is that these associations provide legislative updates that could affect County operations. The question is how the County will follow seven to eight thousand bills without the help of these associations. Judge Hill said the associations the County is a member of provide a lot of value in tracking bills and knowing what is going on across the State. The Judge said he spoke with Senators Bob Hall and Paul Bettencourt and the Chief of Staff for Representative May Middleton. All three have confirmed that nothing in these bills would preclude any county from being part of any association or any association from participating in educational activities. There was a brief discussion regarding the bills.

Commissioner Webb said he has the same concerns as Commissioner Fletcher. There are paid lobbyists in transportation associations that are able to quickly contact the heads of transportation in the Senate and House. Commissioner Webb said he cannot support these bills. There have been discussions regarding SB1879 being a better approach. The Commissioner said SB1879 is basically a full-disclosure bill, and he supports it.

Commissioner Fletcher said there is a so much more to this topic. Because of how she personally stands against taxpayer-funded lobbying in general, there is no way she can vote against this resolution. However, she would like it to be clear that she has concerns. She also doesn't have a lot of confidence in the loopholes that are presented in the resolution's current form. With no further comments, a motion was made to approve the item. (Time: 2:16 p.m.)

Motion by: Judge Chris Hill

Second by: Commissioner Darrell Hale

Vote: 4 – 1 Passed

Nay: Commissioner Duncan Webb

COURT ORDER NO. 2021-338-04-12

Judge Hill said the other resolution is for SB10 regarding the committee substitute. The author of the bill has heard concerns from commissioners across the State similar to the ones expressed today. The author made it very clear that SB10 will continue to allow counties and municipalities to join associations, and those associations can continue to influence legislation. Judge Hill said it would be important for the Court to express support for this bill as well. The Court briefly discussed the bill. Commissioner Fletcher said she supports ending taxpayer-funded lobbying and, as a general concept, she wants to ensure the County is not in a position of liability when it comes to the enactment of these types of bills.

Commissioner Hale said the committee substitute addresses many of the issues that were brought up, and he is in support of it. Commissioner Fletcher agreed saying it is interesting that this bill does not impact schools, utility districts, universities, community colleges, emergency service districts, NTTA (North Texas Tollway Authority), and railroad authorities. These entities all have lobbyists and use taxpayer dollars. Judge Hill said the resolution that just passed does include all of those entities. Commissioner Fletcher said it does, but this bill is the one that is believed to be the one to pass. Judge Hill said SB10 is the one they believe the house will adopt. Commissioner Fletcher said, considering school districts are 67% of property tax bills, it is interesting they are not included in SB10. Judge Hill said, if it were to include school districts, SB10 would likely not pass in the Senate. Judge Hill said, if Commissioners Court would like to take the lead and make it clear the bill should include all government subdivisions, it would be welcomed by supporters in the House and the Senate. With no further comments, a motion was made to approve the item. (Time: 2:32 pm.)

Motion by: Judge Chris Hill

Second by: Commissioner Cheryl Williams

Vote: 4 – 1 Passed

Nay: Commissioner Duncan Webb

COURT ORDER NO. 2021-339-04-12

Commissioner Fletcher said she would like to see a resolution for SB1879 and is willing to draft it. Calling for full transparency is important should any of the other bills fail. (Time: 2:32 p.m.)

9. **AI-33858** Regional Transportation Council monthly update, Commissioner, Precinct 4.

Commissioner Webb said the COVID-19 Infrastructure Program allocated approximately \$803 million to Texas and \$53 million is going to the DFW (Dallas Fort Worth) area. A submission for a grant was made to the Transit Administration Grant Program to convert a rail-line to electrical in order to reduce emissions. We have gone from serious to severe in terms of ranking for emissions. As a result, NCTCOG (North Central Texas Council of Governments) is trying to come up with creative solutions to meet the federal environmental targets. On the legislative update, there was a proposed \$150 million diversion into a fund to help balance the budget. NCTCOG is opposing it. HB2539 is for the return of over \$1 billion, and the funds can be used for the County's transportation projects. NTTA (North Texas Tollway Authority) is refinancing SH 360 south because the interest rates are low. They are also refinancing as much of their bonds as possible. NCTCOG continues to push the project tracking initiative to get some of the dollars allocated to projects that seem to never get built. The federal government wants the money back if the projects are not built within a certain time frame. NCTCOG is in negotiations with NASA (National Aeronautics and Space Administration) to be one of their lead agencies in the country related to unmanned drones. (Time: 2:40 p.m.)

NO ACTION

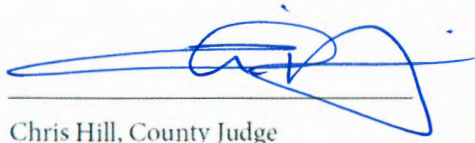
EXECUTIVE SESSION

Judge Hill recessed into Executive Session under Chapter 551.071, Legal, of the Local Government Code at 2:33 p.m.

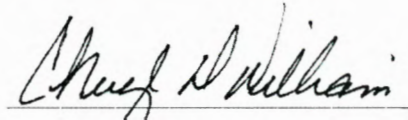
AI-50093 Marc Fratter Indigent Defense Payments, Administrative Services.

NO ACTION

The Judge reconvened Commissioners Court at 2:41 p.m. No action was taken in Executive Session. There being no further business of the Court, Judge Hill adjourned the meeting at 2:41 p.m.


Chris Hill, County Judge

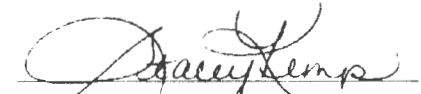

Susan Fletcher, Commissioner, Pct 1


Cheryl Williams, Commissioner, Pct 2




Darrell Hale, Commissioner, Pct 3


Duncan Webb, Commissioner, Pct 4


ATTEST: Stacey Kemp, County Clerk