

State of Texas	§	Court Order
Collin County	§	2021-537-06-07
Commissioners Court	§	

An order of the Commissioners Court approving the filing of the May 17, 2021 minutes.

On Monday, May 17, 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 Cheryl Williams, Precinct 2
Commissioner Darrell Hale, Precinct 3
Commissioner Duncan Webb, Precinct 4

Absent: Commissioner Susan Fletcher, Precinct 1

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 2:27 p.m. The meeting was reconvened at 2:27 p.m. and immediately recessed into Executive Session. The Judge reconvened the meeting at 2:40 p.m. and adjourned the meeting at 2:41 p.m.

President Hill called to order the meeting of the Collin County Health Care Foundation at 2:27 p.m. and adjourned the meeting at 2:27 p.m.

DECISIONS MANDATED BY LEGAL ENTITIES OUTSIDE OF COMMISSIONERS COURT AUTHORITY:

1. AI-50264 Personnel Appointments, Human Resources.
2. AI-50265 Personnel Changes, Human Resources.

FYI NOTIFICATION

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

2. AI-50249 P-card disbursements, Auditor.
3. AI-50216 Intra-County account transfers transmitted on April 19, 2021, Auditor.
4. AI-50218 Intra-County transfers transmitted on April 22, 2021, Auditor.
5. AI-50217 Intra-County account transfers transmitted on April 23, 2021, Auditor.
6. AI-50245 Intra-County account transfers transmitted on April 30, 2021, Auditor.
7. AI-50254 Addendum No. 1 and No. 2 to Cisco EOL Switches/Router Replacement (IFB No. 2021-211) to make various changes to the Invitation for Bid, Purchasing.
8. AI-50211 Change Order No. 2 to Construction, North Employee Door Repairs, Steindam Courts Building (IFB No. 2020-208) with Nouveau Technology Services L.P. d/b/a Nouveau Construction and Technology Services, L.P., to provide and install break metal trim to interior side of repaired fire rated storefront, Construction Projects.

2. Public Comments.

Joshua Murray, Lavon, expressed his displeasure with a Facebook post Judge Hill made referencing Collin County residents exercising their right to protest. In the post, the citizens were compared to criminals and rioters. The post also implied that Plano PD (Police Department) did not do what they should have. Mr. Murray said there are procedures and protocols developed to respond to mass demonstrations. The Plano police officer witnessed a misdemeanor occurring and waited for backup before responding. While it may have seemed the officer was doing nothing, he did exactly what he was trained to do.

Amy Toole, Farmersville, said Marvin Scott III died in the Collin County Detention facility more than two months ago, and his killers have yet to be arrested. Ms. Toole demanded Collin County release the video of Marvin's murder to the public and arrest Andres Cardenas, Alec Difatta, Blaise Mikulewicz, Rafael Paradez, Justin Patrick, James Schoelen, Christopher Windsor, and Austin Wong. Ms. Toole said Marvin's life mattered, and Collin County is responsible for making every effort to see that justice is served.

Aly Goldsmith, Anna, expressed her concerns with statements put out by Judge Chris Hill. Marvin's supporters are not a mob, and they aren't hurting anyone. Ms. Goldsmith called for change and said she herself has friends and family members with mental health illnesses. She would be devastated and enraged if they were to be murdered due to lack of knowledge and resources to properly handle mental health.

Sherri Coster, McKinney, said the latest protests and public gatherings have resulted in zero vandalism or property damage from Marvin's supporters. The officers who murdered Marvin terrorized this community on March 14, 2021, and they have yet to be held accountable. The Judge's words have power, and they can either divide or unite. The Court must remember they represent all of their constituents in the County - not just the ones who think alike or look alike. The County's mission is to deliver services including justice, public safety, and public health. The County vision is to deliver timely and high-quality state-mandated services in the most effective and innovative manner and to strive for excellence from employees. The County vision also encourages citizen involvement, maintaining family-oriented quality of life, and transparency.

Elizabeth Michel, McKinney, said Marvin Scott's supporters have had seven peaceful protests and approximately 50 public gatherings. Ms. Michel addressed Judge Hill's remarks from May 14, 2021. She then expressed her views on facts versus fiction involving the Marvin Scott case. Marvin was a black man, and his life did matter.

Mike Giles, McKinney, said he read Judge Hill's letter and thought it was spot on. What happened to Mr. Scott was a tragedy, and it is being handled by the rule of law. Administrative solutions were made, and the investigation was turned over to the Texas Rangers. This is how things are done, and we don't need the media calling someone guilty without actually trying the person. Peaceful protesting is allowed and encouraged but, as soon as protesting holds up other people, it oversteps a boundary. Collin County is an extremely law-abiding and safe County compared to other places in this country. Mr. Giles said he supports the Court, the police, and the Sheriff's Office.

Shannon Borders, New Hope, said she is one of the protestors marching with Marvin's supporters. What happened to Marvin is a disaster, and there was a failure in recognizing someone experiencing mental health issues. Marvin was 26 and didn't deserve to die this way. It has been 60 days since his death, and very little has changed in the policies and procedures of addressing mental health issues. Ms. Borders said Marvin's supporters are a peaceful group. They are trying to get the message out because change is needed in the policing system. Change would begin with the Court because the Court creates policies that are then applied and shared with local cities.

Wade Hulcy, McKinney, said he is a former Dallas ISD (Independent School District) teacher and coach. Mr. Hulcy was in the first group of white teachers going into the black schools, and he is a proponent of black lives matter as well as all lives matter. His entire career was spent investing in young lives, and this situation is important to him. Marvin's case is being investigated, and the rule of law should be honored. Mr. Hulcy said he believes in the free flow of traffic, and, when a peaceful protests obstructs traffic, the rule of law should be applied as well.

June Jenkins, Richardson, said she is the president of the Collin County NAACP (National Association for the Advancement of Colored People) branch. The branch stands in support with the Marvin Scott Family. Ms. Jenkins said they request the Court to do everything in their power to ensure justice is brought to this situation. The request also calls for a task force to look at policing and mental health as it pertains to Collin County. In addition, as the Court looks to distribute the American Rescue Plan Funds, they should address the areas the NAACP considers important for Collin County. This would include behavioral health care and public safety. The Court should also evaluate the process used for administering and distributing funds to small businesses in Collin County. There are also many minorities that need access to those funds. Housing and homelessness must also be addressed. Children have been negatively impacted by the pandemic, and there is a need for tutoring. Ms. Jenkins said they want to ensure that not all the money is allocated to small businesses, and the Court should consider other areas.

Ann Sampson, McKinney, said she supports Judge Hill, the Commissioners Court, and the County Sheriff. Disorder and violence in any form is not acceptable in Collin County. Ms. Sampson thanked the Court.

Ms. Candace said she wished she could say Collin County is tough on crime. Ms. Candace said she was six-months pregnant when she was assaulted by a neighbor, and the police wouldn't arrest the aggressor. However, the Judge is calling for the arrest of people who blocked traffic for seven minutes. Ms. Candace asked why the Judge is highlighting misdemeanors and why are they not tougher on the felonies. There were no riots, and the Judge needs to be more involved in his community. Ms. Candace said anyone running for office should be talking to all of their constituent's whether they agree with them or not. This is how trust can be built.

Jason Hedke, Plano, said he moved here from Illinois two years ago. One of the reasons was to get away from peaceful protests that turned violent. Mr. Hedke said he doesn't want that to happen in this County, and he supports the Commissioners. When the progress of law-abiding citizens to go about their day is impeded, a protest is no longer peaceful. Mr. Hedke said he hopes the Court does what they can to monitor these groups because he has seen well-intentioned protests get hijacked and turned violent.

Michael Nelson, McKinney, said he moved to Collin County four years ago from Puerto Rico. The same issues Puerto Rico has are now starting to show up all over the United States. The case of Marvin Scott and George Floyd are looked at in a vacuum, and their deaths were tragic. The safety and wellbeing of all people is paramount. As long as we keep seeing things within a vacuum, we will never have a true understanding of what is going on with the police and people in detention. Mr. Nelson said he was there to say good job and keep up the good work.

Heather Presley, Plano, said she does not agree with the peaceful protests because it takes one person to turn it into a complete riot. Ms. Presley said, if she cannot get to her kids safely due to blocked traffic, it is uncalled for. What happened to Marvin is tragically sad, and she has also experienced a very similar

situation. Ms. Presley said she is tired of feeling afraid. If the eight officers are guilty, then they need to be charged, but we cannot have a lawless community. Ms. Presley said major police reform is needed, but we also have to come together as a community.

Maggie Whitt, Murphy, said she is the president of the Minority Engagement Group. Ms. Whitt said she often speaks to minorities about their concerns to try to figure out ways to help them with their daily lives and any injustices they may be suffering. However, she is a strong supporter of law and order, because without it, there is justice for no one. What happened to Marvin was a tragedy, and no death should be ignored. A thorough investigation must take place. (Time: 2:09 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: 2:10 p.m.)

Motion by: Commissioner Darrell Hale

Second by: Commissioner Cheryl Williams

Vote: 4 – 0 Passed

a. **AI-50204** Disbursements for the period ending May 4, 2021, Auditor.

COURT ORDER NO. 2021-440-05-17

b. **AI-50223** Disbursements for the period ending May 11, 2021, Auditor.

COURT ORDER NO. 2021-441-05-17

c. **AI-50205** Indigent Defense Disbursements, Auditor.

COURT ORDER NO. 2021-442-05-17

d. **AI-50224** Indigent Defense Disbursements, Auditor.

COURT ORDER NO. 2021-443-05-17

e. **AI-50238** Tax refunds totaling \$1,839,329.97, Tax Assessor-Collector.

COURT ORDER NO. 2021-444-05-17

f. **Award(s):**

1. **AI-50243** Cisco EOL Switches/Router Replacement (IFB No. 2021-211) to Netsync Network Solutions, Inc., Information Technology.

COURT ORDER NO. 2021-445-05-17

2. AI-50246 Maintenance: Software – Cisco Duo (IFB No. 2021-217) to Netsync Network Solutions, Inc., Information Technology.

COURT ORDER NO. 2021-446-05-17

3. AI-50247 DocuSign Renewal (Coop Quote No. 2021-253) to Carahsoft Technology Corporation, through DIR Contract No. DIR-TSO-4288, Information Technology.

COURT ORDER NO. 2021-447-05-17

4. AI-50170 Audio Video Court Recording System for Probate Court (RFP No. 2019-322), Probate Court.

COURT ORDER NO. 2021-448-05-17

g. Agreement(s):

1. Interlocal Dispatch Services Agreement effective October 1, 2021 through and including September 30, 2022, Sheriff:

a. AI-50214 Anna Independent School District (Agreement No. 2021-246).

COURT ORDER NO. 2021-449-05-17

b. AI-50239 Blue Ridge Volunteer Fire Department (Agreement No. 2021-251).

COURT ORDER NO. 2021-450-05-17

c. AI-50235 Farmersville Fire Department (Agreement No. 2021-252).

COURT ORDER NO. 2021-451-05-17

d. AI-50220 Westminster Volunteer Fire Department (Agreement No. 2021-247).

COURT ORDER NO. 2021-452-05-17

h. Amendment(s):

1. AI-50213 No. 1 to Armored Car Services (Coop Quote No. 2020-210) with Brink's, Inc., formerly known as Dunbar Armored, Inc., to extend the contract through and including September 30, 2021, through Choice Partners Contract No. 18/068MR-03, and further authorize the Purchasing Agent to finalize and execute same, Purchasing.

COURT ORDER NO. 2021-453-05-17

2. AI-50119 No. 2 to Interlocal Agreement for Ambulance Services (Agreement No. 2019-087) with the City of Blue Ridge to extend the contract for one (1) year through and including October 31, 2021, set the rate for FY2021, and further authorize the Purchasing Agent to finalize and execute same, Fire Marshal.

COURT ORDER NO. 2021-454-05-17

3. AI-50219 No. 3 to Interlocal Cooperation Contract for Natural Gas (Contract No. 2014-205) with Texas General Land Office to update contract notices section, and further authorize the Purchasing Agent to finalize and execute same, Facilities.

COURT ORDER NO. 2021-455-05-17

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

1. AI-50234 \$100,000 to establish the budget for insurance funds received for winter storm damage, Human Resources.

COURT ORDER NO. 2021-456-05-17

j. Receive and File, Auditor:

1. AI-50221 Tax Assessor-Collector (FY2018).

COURT ORDER NO. 2021-457-05-17

2. AI-50242 Investment Report (1st Quarter FY2021).

COURT ORDER NO. 2021-458-05-17

3. AI-50225 Monthly financial reports for October 2020.

COURT ORDER NO. 2021-459-05-17

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

1. AI-50227 April 19, 2021.

COURT ORDER NO. 2021-460-05-17

2. AI-50236 April 26, 2021.

COURT ORDER NO. 2021-461-05-17

I. Miscellaneous

1. AI-50262 Acknowledgment of continuing education credits for Commissioner, Precinct 2, Administrative Services.

COURT ORDER NO. 2021-462-05-17

2. AI-50210 Allocation of Open Space Bond funds in the amount of \$750,000 to major construction projects at Myers Park and budget amendment in the amount of \$150,000 for same, Engineering.

COURT ORDER NO. 2021-463-05-17

3. AI-50250 Final plat for Pioneer Estates, Engineering.

COURT ORDER NO. 2021-464-05-17

4. AI-50244 Deem Binkley & Barfield, Inc. as the most qualified Engineer to perform a feasibility study for East Stone Road improvements, and approve scope and fee for same; further authorize the Purchasing Agent to finalize and execute the Engineering Services Agreement, Public Works.

COURT ORDER NO. 2021-465-05-17

5. AI-50251 Utilization of Interlocal Agreement with the City of Wylie (Agreement No. 2018-209) for road improvements to E. Stone Road, Public Works.

COURT ORDER NO. 2021-466-05-17

6. AI-50231 Personnel Changes, Human Resources.

COURT ORDER NO. 2021-467-05-17

7. AI-50267 Personnel Appointments, Human Resources.

COURT ORDER NO. 2021-468-05-17

GENERAL DISCUSSION

5. AI-50232 Public Hearing - Placement of regulatory signs on various County Roads, Public Works.

John Kleinheksel, Public Works, requested a public hearing for the placement of regulatory signs on various County roads.

Judge Hill opened the public hearing at 2:11 p.m. Hearing no public comments, the Judge closed the public hearing at 2:11 p.m.

A motion was made to approve the placement of regulatory signs. (Time: 2:11 p.m.)

Motion by: Commissioner Cheryl Williams

Second by: Commissioner Duncan Webb

Vote: 4 – 0 Passed

COURT ORDER NO. 2021-469-05-17

6. AI-50141 Bond presentation and approval to authorize the sale of \$108,600,000 in road bonds and \$2,000,000 in parks & open space bonds for a total bond sale of \$110,600,000, Budget.

Monika Arris, Budget, said the County is beginning their bond sale process for FY2021. Proposition A has \$63.6 million to sell, Proposition B has \$45 million to sell, Proposition C has \$2 million for parks and open space to sell, and there is \$10 million for discretionary projects. Ms. Arris requested authorization to begin the bond sale. (Time: 2:13 p.m.)

Motion by: Commissioner Cheryl Williams

Second by: Commissioner Duncan Webb

Vote: 4 – 0 Passed

COURT ORDER NO. 2021-470-05-17

7. AI-50309 American Rescue Plan Funds, Administrative Services.

Bill Bilyeu, County Administrator, said there is a form that needs to be completed by the Judge in order to receive the American Rescue Plan Funds. A motion was made to authorize the acceptance of the funds and for Judge Hill to complete and submit the form. (Time: 2:16 p.m.)

Motion by: Judge Chris Hill

Second by: Commissioner Darrell Hale

Vote: 4 – 0 Passed

COURT ORDER NO. 2021-471-05-17

Commissioner Hale said he would like to see options for expanding the clinical facilities either onsite or at a new location. He would also like to see how mental and behavioral health services could be expanded with these funds. Commissioner Webb agreed. Commissioner Williams said those areas are critical since a significant amount of mental health funding is being lost as a result of the Biden administration, and the County will have to use these funds to backfill the loss. Commissioner Hale said he would also support the use of the funds to alleviate any current needs LifePath may have for behavioral health. (Time: 2:18 p.m.)

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

Bill Bilyeu, County Administrator, said HB4665 is for the creation of a new MUD (Municipal Utility District), and it does meet all requirements set by the Court. The senators have asked for direction from the Court and if there is any opposition to the creation of the MUD. Judge Hill said he hasn't read HB4665 and asked if it has met all the provisions set by the Court. Mr. Bilyeu said it does meet all the provisions. Commissioner Hale said the MUD is located in Altoga and, as long as it meets all the provisions, the Court could take a position of no opposition. A motion was made to take a position of no opposition to the MUD. (Time: 2:21 p.m.)

Motion by: Commissioner Darrel Hale

Second by: Commissioner Cheryl Williams

Vote: 4 – 0 Passed

COURT ORDER NO. 2021-472-05-17

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

Commissioner Webb said the State Highway 360 Backstop agreement with TxDOT (Texas Department of Transportation) and the NTTA (North Texas Tollway Authority) was terminated. NTTA decided to pay off \$330 million of their debt. This is good because it will accelerate funds for TxDOT projects. Most of the money will come from our region. Since most of the money will come from our region, the Commissioner pushed for TxDOT to ensure those funds are allocated to North Texas. A Trade Fair partnership advanced \$20 million to the Lubbock MPO (Metropolitan Planning Organization) and \$14.5 million to the Rio Grande Valley MPO in exchange for them paying later this decade. The RTC (Regional Transportation Council) agreed to do this because, if the funds are not used, the feds could take them back.

The Regional Pedestrian Safety Action Plan was adopted. Over the last ten years, DFW's pedestrian fatalities has gone up 40%. As a result, the Federal Highway Administration required a plan to be adopted. The plan will work towards zero fatalities. Lastly, the region has actually met the federal guidelines for ozone levels this month. (Time: 2:26 p.m.)

NO ACTION

Judge Hill recessed Commissioners Court at 2:27 p.m. and called to order the Health Care Foundation meeting.

Judge Hill reconvened Commissioners Court at 2:27 p.m.

EXECUTIVE SESSION

Judge Hill recessed into Executive Session under Chapter 551.071, Legal, and Chapter 551.072, Real Estate, of the Local Government Code at 2:27 p.m.

Judge Hill reconvened Commissioners Court at 2:40 p.m.

AI-50313 Marc Fratter indigent defense payments, Administrative Services.

NO ACTION

AI-50241 Park Boulevard from Parker Road to State Highway 78 right of way, Engineering.

Commissioner Webb made a motion as it relates to ROW (Right of Way) acquisition for Park Boulevard, Parcel 15, to authorize staff to move forward with the agreed to price subject to the landowners' delivery of title to the subject property free and clear of any and all liens or other encumbrances within 30 days, provided that, if the landowners are unwilling to deliver said title free and clear of all liens and encumbrances or fail to deliver such title free and clear of all liens and encumbrances within 30 days, the proposed Memorandum of Agreement is rejected. (Time: 2:40 p.m.)

Motion by: Commissioner Duncan Webb

Second by: Commissioner Cheryl Williams

Vote: 4 – 0 Passed

COURT ORDER NO. 2021-473-05-17

A motion was made as it relates to the ROW acquisition for Park Boulevard, Parcel 37, to authorize staff to move forward with the documentation of an agreement to acquire the property interest sought by the County, in an amount as recommended by staff, subject to the landowner's delivery of title to the subject property free and clear of any and all liens or other encumbrances within 30 days.

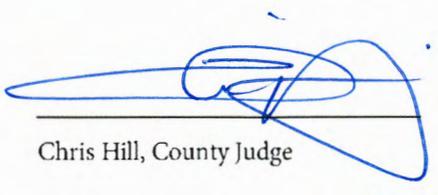
Motion by: Commissioner Duncan Webb

Second by: Commissioner Darrell Hale

Vote: 4 – 0 Passed

COURT ORDER NO. 2021-474-05-17

There being no further business of the Court, Judge Hill adjourned the meeting at 2:41 p.m.

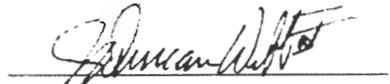

Chris Hill, County Judge


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