

An order of the Commissioners Court approving the filing of the November 15, 2021 minutes.

On Monday, November 15, 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:

- Commissioner Susan Fletcher, Precinct 1
- Commissioner Cheryl Williams, Precinct 2
- Commissioner Darrell Hale, Precinct 3
- Commissioner Duncan Webb, Precinct 4

Absent: Judge Chris Hill

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

Commissioner Webb called to order the meeting of the Collin County Commissioners Court at 1:30 p.m. and adjourned at 2:34 p.m.

Trustee Webb called to order the meeting of the Collin County Health Care Foundation at 2:34 p.m. and adjourned the meeting at 2:35 p.m.

DECISIONS MANDATED BY LEGAL ENTITIES OUTSIDE OF COMMISSIONERS COURT AUTHORITY:

1. AI-51286 Personnel Appointments, Human Resources.
2. AI-51287 Personnel Changes, Human Resources.

FYI NOTIFICATION:

1. AI-51282 P-card Disbursements, Auditor.

2. **AI-51263** Addendum No. 1 to Construction, HVAC Replacement, 900 Park Blvd. Building (IFB No. 2021-351) to make various changes to the Invitation for Bid, Purchasing.

4. **Notification of budget adjustment(s)/amendment(s):**

a. **AI-51149** \$64,808.91 to establish the budget for the 2021 Urban Area Security Initiative (UASI DVE) grant, Auditor.

b. **AI-51150** \$146,342.09 to establish the budget for the 2021 Urban Area Security Initiative (UASI LE) grant, Auditor.

c. **AI-51260** \$155,640 to establish the budget for the FY2022 District Attorney's Forensic Evidence Testing Program grant, Auditor.

COMMISSIONERS COURT BUSINESS:

1. **Public Comments.**

Judith Sepper, Frisco, came forward to address the Court's failures in leadership and protection of the fundamental rights of Texans. Ms. Sepper said the Texans for Constitutional Rights have called, emailed, protested, attended meetings, and written letters and 240 affidavits to the Governor to honor his oath to compel leaders to protect freedoms; but this Court stood by while tyrants attacked our most basic rights to live and work freely, people were locked in their homes, mandates for businesses were put in place by rogue officials, officials ignored actual science, riots took place in the streets, patients died alone because hospitals made end-of-life decisions for them, schools and events were shut down, and businesses closed. Ms. Sepper said the Court stood by while children were deprived of education and parents were labeled as domestic terrorists after protesting masks mandated in schools.

Sabine Wade, Plano, said this Court has stood by while the Secretary of State broke Federal and State election laws and allowed voting on machines not certified since 2017 which are still being used today. No action was taken after the Arizona audit exposed clear vulnerabilities in our election system and the Court has taken no action to restore our faith in the election process and watched while people who questioned it were labeled conspiracy theorists. Ms. Wade also said the Court stood by during the energy crisis, the national security emergencies, the humanitarian crisis and the additional strains on law enforcement. Anthony Fauci and the NIH (National Institutes of Health) lied about the origins of the virus with no accountability and the FDA (Food and Drug Administration), and CDC (Centers for Disease Control and Prevention) suppressed information and limited availability of COVID-19 treatments in favor of costly experimental treatments. Ms. Wade demanded the Court rectify their inaction or she will continue to call attention to the Court's failures and promote their peaceful removal from office.

Commissioner Fletcher said she understands the frustration but to tell elected officials to stay within their lane of government and then ask them to unconstitutionally step in to do something about what another branch of government is doing is upsetting. Commissioner Fletcher said this County Court did not close anything over the past two years.

Barbara Isaacs, Fairview, said every American regardless of Democrat or Republican should want to protect their individual rights. There is currently a cyber digital war attacking our election machines which are connected to the internet and allowing the Chinese Communist Party to infiltrate and start taking over America. Ms. Isaacs said she has proof that ESS (Election Systems & Software) and Dominion voting machines have been hacked and will email the Commissioners copies of it. In one of the proof videos, a former military intelligence officer uncovered evidence of embedded 4G wireless chips made by a Taiwanese company. Ms. Isaacs asked the Court to protect the voting machines until the upcoming Collin County voting audit takes place and discontinue allowing ESS or Dominion employees access to the machines. Ms. Isaacs also asked the Court to move back to paper ballots to protect future elections. Commissioner Fletcher said the County does not have any Dominion employees connected with our voting equipment.

Mark Brugge, Fairview, said his wife ran for reelection last November and lost and agreed with Ms. Isaacs' comments. Mr. Brugge said the last three Directors of Intelligence and a former director of the CIA (Central Intelligence Agency) have all stated the Chinese government has infiltrated all levels of US government. Mr. Brugge also said forty-eight Attorneys General, including Ken Paxton, will be filing a case with the Supreme Court soon due to proof of obtaining passwords for the voting machines and allowing access to information in the machines which can only mean the machines are connected to the internet. Mr. Brugge said this is not a left or right issue; we are at an unconventional war.

Judy Dishong, Plano, said she is following up with Emergency Rental Assistance Program issues since only 32% of the funds have been used as of September 30. Ms. Dishong said she heard from the Dallas Morning News the counties who have not used at least 30% of the funds by September 30 and do not have a plan to spend it are at risk of getting it taken away. Ms. Dishong said she would like an update from the Court on how many additional funds have been spent since September 30 as that was the last update given from the County. Ms. Dishong also said she was a polio pioneer in 1954 and part of the testing group of the vaccine. Back then, people did what was best and jumped in to help when it was not required. Commissioner Hale said one of the things making it difficult for the money to go out is the stipulations and the very specific federal requirements that came with these funds. Recently, changes were made to make the rules less strict which is why more funds were disbursed in September. Commissioner Fletcher said she's done some research with staff, and requests for these funds are coming not only from out of state, but also from out of the country. The verification and auditing needed for each request is overwhelming.

Ashley Espinosa, Anna, said the intersection of Highway 5 and CR (County Road) 371/376 in Anna is very dangerous. This intersection has a traffic light installed but it is not functional because DART (Dallas Area Rapid Transit) has not installed the required sensor for TxDOT (Texas Department of Transportation) to turn on the traffic light. Ms. Espinosa also said there are multiple crashes and fatalities adding up and asked the Court to reach out to contacts at DART and TxDOT to make this intersection a priority and prevent the deaths of more Collin County citizens. Ms. Espinosa said Commissioner Webb may know someone from DART and TxDOT because of his involvement and leadership in the RTC (Regional transportation Council) for this request. Commissioner Webb said he will reach out for this issue.

Elizabeth Michel, McKinney, said she would like to call out lies made by the Court and mentioned Judge Hill's statement that hiring issues in our jail are because of Democrats. Ms. Michel said that is impossible because there are no Democratic officials elected in Collin County and asked the Court why the jail is still short staffed and has low morale. Ms. Michel said she believes it is due to Republican leadership, low pay, lack of accountability in the Sheriff's Office, the killing of Marvin Scott III, and Lauren Kent who suffered a miscarriage in the jail due to healthcare professionals not helping her. Ms. Michel also said Commissioner Hale has not emailed her back regarding redistricting maps which she sent on November 2. There were 26 redistricting maps made available to the public for one week prior to a vote, and the Court ended up voting on a map that was not made public at all. Ms. Michel said this is not what transparency is and will continue to hold the Court accountable and ask hard questions. Commissioner Hale said he did not receive Ms. Michel's email. (Time: 1:58 p.m.)

2. Presentation/Recognition:

3. Consent agenda to approve: Commissioner Webb pulled item 3g1 and then asked for comments on the consent agenda. Commissioner Fletcher pulled item 3c1. Hearing no other comments, a motion was made to approve the remainder of the consent agenda. (Time: 1:58 p.m.)

Motion by: Commissioner Cheryl Williams

Second by: Commissioner Susan Fletcher

Vote: 4 – 0 Passed

a. **AI-51258** Disbursements for the period ending November 9, 2021, Auditor.

COURT ORDER NO. 2021-1157-11-15

b. **AI-51259** Indigent Defense Disbursements, Auditor.

COURT ORDER NO. 2021-1158-11-15

c. **Advertisement(s):**

1. **AI-51275** Dell PowerStore 3000 (IFB No. 2021-366), Information Technology.

Commissioner Webb asked for comments on this item. Hearing none, a motion was made to approve this item. (Time: 1:58 p.m.)

Motion by: Commissioner Cheryl Williams

Second by: Commissioner Darrell Hale

Vote: 3 – 0 Passed

Abstained: Commissioner Susan Fletcher

COURT ORDER NO. 2021-1159-11-15

d. **Award(s):**

1. **AI-51233** Software, Microsoft EA (Coop Quote No. 2022-069) to SHI Government Solutions through DIR Contract No. DIR-TSO-4092, Information Technology.

COURT ORDER NO. 2021-1160-11-15

e. **Agreement(s):**

1. **AI-51241** Lease Agreement with John Cooper for property located at 406 Raymond Street, Suite A, Farmersville, Texas commencing December 1, 2021 through and including February 28, 2022, Construction & Projects.

COURT ORDER NO. 2021-1161-11-15

2. **AI-51246** Interlocal Agreement with the City of Lowry Crossing concerning the Lowry Crossing City Park project (Bond Project No. OI18PG17), Engineering.

COURT ORDER NO. 2021-1162-11-15

3. **AI-51269** Assessment Collection Services Agreement between the Collin County Tax Assessor-Collector and the City of Lavon for the LakePointe Public Improvement District Area No. 2-3, Tax Assessor-Collector.

COURT ORDER NO. 2021-1163-11-15

4. **AI-51270** Dealer Deputy Agreement between the Collin County Tax Assessor-Collector and Plano Lincoln-Mercury Inc. d/b/a David McDavid Lincoln Frisco to perform motor vehicle titling and registration services, Tax Assessor-Collector.

COURT ORDER NO. 2021-1164-11-15

5. AI-51271 Dealer Deputy Agreement between the Collin County Tax Assessor-Collector and UDM2 Company, LLC d/b/a BMW Mini of Plano to perform motor vehicle titling and registration services, Tax Assessor-Collector.

COURT ORDER NO. 2021-1165-11-15

f. **Amendment(s):**

1. AI-51280 No. 3 to County Depository (Contract No. 2014-206) with The American National Bank of Texas to extend the contract for six (6) months through and including May 30, 2022, and further authorize the Purchasing Agent to finalize and execute same, Auditor.

COURT ORDER NO. 2021-1166-11-15

2. AI-51208 No. 1 to Professional Services, Engineering, Phase I of the Southeast Collin County Mobility Study (Contract No. 2020-327) with Burns & McDonnell Engineering Company, Inc. to add Phase II services for the identification of recommended improvements and route studies, and further authorize the Purchasing Agent to finalize and execute same, Engineering.

COURT ORDER NO. 2021-1167-11-15

3. AI-51272 No. 2 to Fire Inspection and Fire Plan Review (Agreement No. 2019-144) with the Town of St. Paul to extend the contract for one (1) year through and including September 30, 2022, and further authorize the Purchasing Agent to finalize and execute same, Fire Marshal.

COURT ORDER NO. 2021-1168-11-15

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

1. AI-51264 October 25, 2021.

Commissioner Webb said he pulled this item because a public speaker wants to address it.

Joshua Murray, Nevada, said he reviewed minutes from March 15, 2021 where he spoke about Detention Officer pay being too low to afford rent and noticed a change in the way Court minutes are documented compared to the October 25, 2021 minutes. Mr. Murray said this is a deliberate change and was done to make this Court less transparent and asked the Court to come back with an answer as to why the minutes have been altered. Mr. Murray also complained about public comments being held until the end of Court.

A motion was made to approve this item. (Time: 2:00 p.m.)

Motion by: Commissioner Susan Fletcher
Second by: Commissioner Cheryl Williams
Vote: 4 – 0 Passed

COURT ORDER NO. 2021-1169-11-15

h. Miscellaneous:

1. AI-51245 Canvass the results of the November 2, 2021 General and Special Elections, Elections.

COURT ORDER NO. 2021-1170-11-15

2. AI-51268 Redesignation of Private Road 5762 as Industrial Way Drive with associated address updates, GIS/Rural Addressing.

COURT ORDER NO. 2021-1171-11-15

3. AI-51261 Acceptance of the FY2022 TxDOT Selective Traffic Enforcement Program for Impaired Driving Mobilization grant award in the amount of \$8,952.13 with in-kind match in the amount of \$2,331.16, Sheriff.

COURT ORDER NO. 2021-1172-11-15

4. AI-51273 Grant application for the FY2022 Body-Worn Camera grant program through the Office of the Governor, Criminal Justice Division, Sheriff.

COURT ORDER NO. 2021-1173-11-15

5. AI-51305 Create and appoint members to the Sexual Assault Response Team (SART) per SB 476, Administrative Services.

COURT ORDER NO. 2021-1174-11-15

6. AI-51288 Personnel Appointments, Human Resources.

COURT ORDER NO. 2021-1175-11-15

7. AI-51289 Personnel Changes, Human Resources.

COURT ORDER NO. 2021-1176-11-15

General Discussion

4. AI-51249 Public Hearing - Participation in the City of Sachse Tax Increment Reinvestment Zone (TIRZ) No. 3, Budget.

Gina Nash, City Manager of Sachse, said there is a significant amount of traffic traveling SH (State Highway) 78 through Collin and Dallas counties and passing through Sachse. Ms. Nash said this TIRZ (Tax Increment Reinvestment Zone) would help with the under-developed areas along SH 78, aesthetic issues, land costs, railroad crossing repairs, environmental remediation needs, and other projects. Ms. Nash also said the property tax valuation will dramatically increase from 2021 with future developments. There are \$79 million in projects during the 30-year life of the TIRZ, and the list can be refined to meet the long-term goals of both Sachse and Collin County. On the TIRZ #3 map, the two northern sections of the TIRZ are currently part of a North Texas Municipal Water District landfill which has closed. Sachse is planning a partnership project with surrounding towns to convert it into a regional park and trail system. The assumptions of this TIRZ is 50% participation from Collin County and 50% participation from the city of Sachse with a base taxable value of \$238.4 million over the 30-year term. Ms. Nash said Sachse has successfully completed two TIRZ projects in the past, both are still performing well.

Michelle Howarth, Sachse City Council, said the citizens of Sachse want two things. They want parks that connect to something they can walk to, and they want the redevelopment of SH 78. Ms. Howarth said this TIRZ addresses both and is the perfect tool to meet the City's goals.

Commissioner Webb opened the public hearing at 2:12 p.m. for comments.

Joshua Murray, Nevada, asked the Court to explore other options and take into consideration limiting a percentage of the TIRZ funds to be used for operating expenses to ensure the money does not become a slush fund for consultants and high-paid middlemen.

Hearing no further comments, Commissioner Webb closed the public hearing at 2:14 p.m.

Commissioner Williams said SH 78 is an ideal TIRZ location and is a great opportunity for substantial improvements. The City of Sachse has been supportive of the County's efforts for infrastructure improvements and has had many conversations with Engineering to accomplish those tasks. Commissioner Webb said he is supportive of this TIRZ if the Court restricts the expenditure of funds to streets, storm drainage, parking, landscaping, parks and open space. A motion was made to approve this item with the restrictions. (Time: 2:17 p.m.)

Motion by: Commissioner Cheryl Williams

Second by: Commissioner Duncan Webb

Vote: 4 – 0 Passed

COURT ORDER NO. 2021-1177-11-15

5. **AI-51247** Creation of two (2) deputy sheriff positions for McKinney MUD No. 1 and No. 2, and budget adjustment for same, Sheriff.

Sheriff Skinner said this item was discussed and presented during the budget meetings and between attorneys and the County. Trinity Falls is requesting the presence of a deputy 80 hours a week and has agreed to supply the salaries and the cost of a vehicle. There will be a provision in the contract for five years of liquidated damages if the contract is terminated. Sheriff Skinner said, even if the provision was not in place, the need for additional deputies will continue to increase as the County grows.

Commissioner Fletcher would like a plan for the coming years as the County and municipalities continue to grow and establish their own law enforcement which would decrease the need for deputies. Sheriff Skinner said he does not think this will be the case because the projected MUDs (Municipal Utility District), SUDs (Special Utility District), and PIDs (Property Improvement District) are high, and the need for more deputies will continue to increase for the foreseeable future. Commissioner Fletcher said her concerns will not be an issue until long after the current Court is gone, but is something that Sheriff Skinner could start planning for. Commissioner Williams said, with changes in the annexation laws, cities are not necessarily getting bigger, and the County is going to continue being in charge of more property area than the Court envisioned. Sheriff Skinner agreed and said the city of Lucas, for example, would rather contract with the Sheriff's Department instead of spending millions on opening their own police department. Commissioner Fletcher said there is still a need for additional legislation to create flexibility in future situations. A motion was made to approve this item. (Time: 2:25 p.m.)

Motion by: Commissioner Cheryl Williams

Second by: Commissioner Susan Fletcher

Vote: 4 – 0 Passed

COURT ORDER NO. 2021-1178-11-15

6. **AI-51295** Collin County Central Appraisal District Board of Directors, Commissioners Court.

Commissioner Webb said the packet proposed allocating the Court's votes between all of the nominations, but Wayne Mayo is deceased and needs to be removed from the nominations. Commissioner Williams said this is what they normally do but pointed out the County does not have enough votes to appoint a single person even if they pooled their votes. This is why the votes are allocated. Commissioner Hale said the amount of votes the Court has is proportional to the taxes collected, which is about eight to nine percent of the vote. A motion was made to approve this item. (Time: 2:27 p.m.)

Motion by: Commissioner Darrell Hale

Second by: Commissioner Cheryl Williams

Vote: 4 – 0 Passed

COURT ORDER NO. 2021-1179-11-15

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

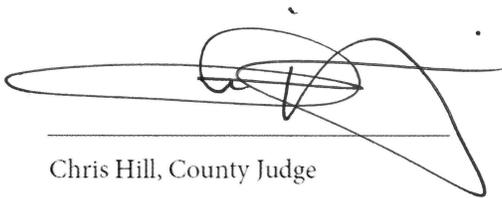
Commissioner Webb said the Infrastructure Investment and Jobs Act will put approximately \$560 billion into the five-year Surface Transportation Reauthorization Act and will probably put another \$550 billion into water, broadband, and smart city infrastructure. Texas should receive approximately \$57 billion. The RTC (Regional Transportation Council) is also moving forward with amending Mobility 2045 by June of next year and will incorporate high speed rail, vertical mobility technology, and automated vehicles. Commissioner Webb also said the NCTCOG (North Central Texas Council of Governments) has been working on a demographic forecast using 2020 census data. The region is projected to have 11.5 million people in the metroplex by 2045 with 2 million people in Collin County. This is a 2.52% growth rate in Collin County. This is the highest for any urban district in Texas, and the biggest issue with this growth will be mobility. Commissioner Webb said, on average, 81 people move to Collin County per day and 84 to 85 new jobs are created per day as well. By federal law, Collin County is required to reduce electricity usage by 5% because of non-attainment. While many other counties did not report this, Collin County did.

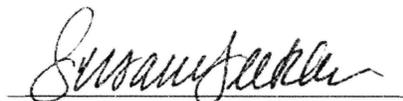
Commissioner Hale asked if the Outer Loop was discussed at the meeting. Commissioner Webb said, until SH 380 is on the Mobility Plan map, we cannot begin any right-of-way acquisitions along the corridor. (Time: 2:34 p.m.)

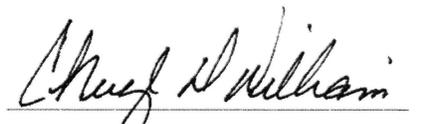
NO ACTION

EXECUTIVE SESSION

The Court did not recess into Executive Session. There being no further business of the Court, Commissioner Webb adjourned the meeting at 2:34 p.m.

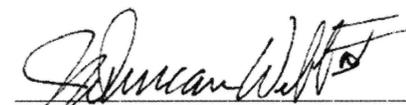

Chris Hill, County Judge

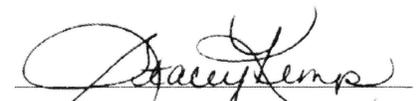

Susan Fletcher, Commissioner, Pct 1


Cheryl Williams, Commissioner, Pct 2




Darrell Hale, Commissioner, Pct 3


Duncan Webb, Commissioner, Pct 4


ATTEST: Stacey Kemp, County Clerk