

An order of the Commissioners Court approving the filing of the November 14, 2022 minutes.

On Monday, November 14, 2022, 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 Hale led the Pledge to the Texas Flag

Judge Hill called to order the meeting of the Collin County Commissioners Court at 1:30 p.m. The meeting was recessed into Executive Session at 1:37 p.m. and reconvened by Commissioner Webb at 4:36 p.m. due to Judge Hill needing to attend another meeting. Commissioner Webb adjourned the meeting at 4:36 p.m.

Trustee Webb called to order the meeting of the Collin County Health Care Foundation at 4:36 p.m. and adjourned the meeting at 4:36 p.m.

**DECISIONS MANDATED BY LEGAL ENTITIES OUTSIDE OF COMMISSIONERS COURT AUTHORITY:**

1. **AI-53187** Award of Services, Counseling: CSCD: Sex Offender Counseling Additional Need (RFP No. 2022-444) to various vendors, Adult Probation.
2. **AI-53199** Personnel Appointments, Human Resources.
3. **AI-53200** Personnel Changes, Human Resources.

**FYI NOTIFICATION:**

1. AI-53167 Intra-County account transfers transmitted on October 27, 2022, Auditor.
2. AI-53152 Addendum No. 1 & No. 2 to Digital Imaging Services (RFP No. 2022-210) to make various changes to the Request for Proposal, Purchasing.
3. AI-53183 Change Order No. 8 to Construction, Collin County Adult Detention Facility, Phase 1 Addition (IFB No. 2021-239) with Ratcliff Constructors, L.P. to make various changes to the contract, Construction & Projects.
4. **Notification of budget adjustment(s)/amendment(s):**
  - a. AI-53147 \$145,960 to establish the budget for the FY2023 District Attorney Testing of Forensic Evidence Grant through the Office of the Governor, Public Safety Office, Auditor.

**COMMISSIONERS COURT BUSINESS:**

**Public comments related to an item on the Agenda.**

1. **Consent Agenda Items:** Judge Chris Hill asked for comments on the consent agenda. Hearing no comments, a motion was made to approve the remainder of the consent agenda. (Time 1:32 p.m.)

Motion by: Commissioner Duncan Webb

Second By: Commissioner Darrell Hale

Vote: 4 -0: Passed.

- a. AI-53150 Disbursements for the period ending November 8, 2022, Auditor.

COURT ORDER NO. 2022-1223-11-14

- b. AI-53151 Indigent Defense Disbursements, Auditor.

COURT ORDER NO. 2022-1224-11-14

- c. AI-53172 Tax refunds totaling \$177,934.29, Tax Assessor-Collector.

COURT ORDER NO. 2022-1225-11-14

**d. Advertisement(s):**

1. AI-53176 Services: Body Repair and Painting for Light, Medium & Heavy Duty Vehicles (IFB No. 2023-080), Public Works.

COURT ORDER NO. 2022-1226-11-14

**e. Award(s):**

1. AI-53143 Digital Imaging Services (RFP No. 2022-210), Information Technology.

COURT ORDER NO. 2022-1227-11-14

2. AI-53154 UPS Tower Maintenance (Contract No. 2023-096) to Vertiv Corporation and grant an exemption from the competitive bid process per Local Government Code 262.024(7)(a) for Vertiv Corporation as the sole source provider of OEM; factory trained and certified maintenance service on all Liebert/Vertiv UPS products in the United States, Sheriff.

COURT ORDER NO. 2022-1228-11-14

**f. Agreement(s):**

1. AI-53226 Letter of engagement for legal services with Abernathy, Roeder, Boyd, and Hullett, P.C. and grant an exemption from the bid process per Texas Local Government Code 262.024(a)(4), and further authorize the Purchasing Agent to finalize and execute same, Administrative Services.

COURT ORDER NO. 2022-1229-11-14

2. AI-53144 Interlocal Agreement with the City of Allen concerning the Molsen Farm Acquisition III Project, 2018 Bond Project No. OI18PG24, Engineering.

COURT ORDER NO. 2022-1230-11-14

**g. Amendment(s):**

1. AI-53142 No. 2 to HRIS Web Application Firewall (Contract No. 2019-083) to renew the contract through and including December 16, 2023 in the amount of \$89,462, and further authorize the Purchasing Agent to finalize and execute same, Information Technology.

COURT ORDER NO. 2022-1231-11-14

2. **AI-53080** No. 3 to Group Benefit/Insurance for Medical Pharmacy, Dental, Vision, COBRA, FSA, Retiree Health & Stop Loss (Contract No. 2019-267) with United Healthcare Services, Inc. to extend the contract for one (1) year through and including December 31, 2023, increase the stop loss administrative fee by 10%, and further authorize the Purchasing Agent to finalize and execute same, Human Resources.

**COURT ORDER NO. 2022-1232-11-14**

3. **No. 4 to Interlocal Agreement for Ambulance Services to extend the contract for one (1) year through and including October 31, 2023, set the rate for FY2023, and further authorize the Purchasing Agent to finalize and execute same, Fire Marshal:**

a. **AI-53178** City of Farmersville (Contract No. 2019-088).

**COURT ORDER NO. 2022-1233-11-14**

b. **AI-53166** City of Josephine (Contract No. 2019-089).

**COURT ORDER NO. 2022-1234-11-14**

c. **AI-53164** City of Lowry Crossing (Contract No. 2019-090).

**COURT ORDER NO. 2022-1235-11-14**

d. **AI-53173** City of Melissa (Contract No. 2019-091).

**COURT ORDER NO. 2022-1236-11-14**

e. **AI-53162** City of Princeton (Contract No. 2019-093).

**COURT ORDER NO. 2022-1237-11-14**

h. **Change Order(s):**

1. **AI-53091** No. 2 to Equipment, Lease: Road Construction & ROW Maintenance Equipment (IFB No. 2019-303) with RD Offutt Company d/b/a RDO Equipment Co. to extend the contract for one (1) year through and including October 27, 2023, make various changes to the contract, and further authorize the Purchasing Agent to finalize and execute same, Public Works.

**COURT ORDER NO. 2022-1238-11-14**

2. **AI-53092** No. 3 to Equipment, Lease: Road Construction & ROW Maintenance Equipment (IFB No. 2019-303) with BD Holt Co. d/b/a Holt Texas, Ltd. to extend the contract for one (1) year through and including October 27, 2023, make various changes to the contract, and further authorize the Purchasing Agent to finalize and execute same, Public Works.

**COURT ORDER NO. 2022-1239-11-14**

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

1. AI-53168 \$3,500 for the purchase of two (2) printers and two (2) scanners, Justice of the Peace, Precinct 4.

COURT ORDER NO. 2022-1240-11-14

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

1. AI-53159 October 17, 2022.

COURT ORDER NO. 2022-1241-11-14

2. AI-53170 October 24, 2022.

COURT ORDER NO. 2022-1242-11-14

**k. Miscellaneous:**

1. AI-53188 Grant application for the FY2023-2024 North Texas Regional Veterans Court Grant in the amount of \$400,000, through the Texas Veterans Commission, 296th District Court.

COURT ORDER NO. 2022-1243-11-14

2. AI-53189 Grant application for the FY2023-2024 VALOR Mental Health Grant in the amount of \$300,000, through the Texas Veterans Commission, 296th District Court.

COURT ORDER NO. 2022-1244-11-14

3. AI-53177 Re-appointment of Jason Browning as the County Fire Marshal for a two (2) year term, Administrative Services.

COURT ORDER NO. 2022-1245-11-14

4. AI-53148 Adoption of the amended Grant Policy, Auditor.

COURT ORDER NO. 2022-1246-11-14

5. AI-53245 Payroll deduction policy, Human Resources.

COURT ORDER NO. 2022-1247-11-14

6. AI-53201 Personnel Appointments, Human Resources.

COURT ORDER NO. 2022-1248-11-14

7. AI-53202 Personnel Changes, Human Resources.

COURT ORDER NO. 2022-1249-11-14

## 2. General Discussion Items:

### Presentation, discussion and any action regarding:

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

Commissioner Webb reported on the outcome of last Thursday's Regional Transportation Council (RTC) meeting. As part of the approval of the Unified Planning Work Program, some money was appropriated for a corridor study of Preston road between L.B.J. and 121. The cities of Dallas, Plano, and Frisco are reviewing options for increasing capacity to accommodate the current congestion on Preston and the study will likely take 2 years to complete. Another item of interest is the RTC and Texas Department of Transportation (Tx DOT) are working together to end the streak of daily deaths on Texas State highways which have lasted for the past 12 years. Approximately 11.6 people die per day on our highways. Videos and promotions have been developed to encourage people to slow down, stop using phones while driving, refrain from drinking and driving, as well as using seatbelts. The Council adopted new by-laws as of Thursday; most noteworthy is the Council will be increasing from 44 members to 45 members. Due to recent growth in population, Fort Worth will be adding a member. Commissioner Webb was very excited to announce two upcoming grants: the SMART grant and the ATTAIN grant program. RTC and the Council have submitted grants to the Federal government related to traffic signals and establishing a regional database. In the next 3 to 5 years, most cars on the road will be able to communicate with each other as well as the signals on streets and roads. Therefore, the State needs to establish an infrastructure to allow for this communication. The RTC adopted their legislative program which includes funding for the rural rail roads and development of freeways and new housing. There's been huge challenges regarding new freeway systems and housing developments due to the inability for cities and local governments to halt developers from proceeding before the plans are environmentally cleared. The RTC is attempting to set up new guidelines for when an area has been identified for a corridor or new housing to have a hold placed on development until it is environmentally cleared.

**NO ACTION**

## 3. Executive Session Items:

Judge Hill recessed into Executive Session at 1:37 p.m. under Chapter 551.071, of the legal chapter of the Texas Government Code to discuss Pickrell and others verses Collin County. The Court did not take any action in Executive Session.

Commissioner Webb reconvened the meeting at 4:23 p.m. Judge Hill had to leave for another engagement.

**Legal (551.071)**

AI-53112 Pickrell et al v. Collin County, Texas et al 3:22-cv-02425-D, Human Resources.

NO ACTION

**Public Comments not related to an item on the Agenda.**

Rick Worrel, McKinney, wanted to follow up on his comments from October 17<sup>th</sup> regarding verifying votes in the 2022 midterm election. After he voted in person last Tuesday, November 8, Mr. Worrel checked the names on his ballot to ensure they were printed correctly. However, Mr. Worrel said he was unable to verify that his votes had been counted when submitting his ballot into the tabulator machine due to it using the bar codes instead of the names printed on the ballot. He wanted to use a decoder app to verify that the bar codes on his ballot correctly corresponded with the names he had chosen; however, since cell phone use was prohibited in the voting area, he was unable to do so. Mr. Worrel said that if a decoder was used to verify the bar codes matched the names it would ensure votes were counted accurately. Also, a code review of the voting system software would also provide verification that ballots were being counted correctly. However, the agreement the County has with the machine vendor states the software is proprietary and therefore cannot be reviewed. Mr. Worrel stated this is the opposite of transparency and hinders the voter's ability to verify proper vote counts. Although the election outcomes in the County were favorable for Republicans, Mr. Worrel feels there might still be discrepancies in the counts. Mr. Worrel requested the County hold the certification of the 2022 midterm election until a hand count is conducted.

Judy Dishong, Plano, directed her comments to Judge Hill now that he has won re-election. It is her hope the Court follows a different direction to better serve the citizens of Collin County. She would like to see the Court focus on the business of Collin County and more engagement of the community as well as access to what is happening. She reminded Judge Hill that once elected, he works for all the citizens not just his base. Her first visit to the Court was after the death of Marvin Scott, when she realized she needed to be more involved in what is going on in the County. At that first meeting, she raised the need for a robust health system which she felt was lacking since arriving in the County in 1982. She recounted a story of a young man she met with severe asthma who didn't have the money to get the necessary medication he required. After trying to find help, they were told to give a fake address to get the medication in Parkland. With a State that has the most uninsured and highest mortality rate, it seems that we are not in better shape than when Ms. Dishong first moved to the area. After reading the minutes from the Health Care Foundation, she noticed there was no discussion of expansion or improvements to the health system. Ms. Dishong stated there is a need for communication and engagement of constituents; especially with those who are not the Judge's supporters as he should be the County Judge for all. Since September when she heard all the concerns regarding election integrity, Ms. Dishong started looking into the audit regarding

the 2020 Collin County elections. She is disappointed the results are being held until December as well as the recent negative news regarding the County.

Joshua Murray, Lavon, said last week his integrity was called into question by Judge Hill who stated Mr. Murray's comments were false and deceitful. Mr. Murray wanted to clarify as he is a person of integrity and doesn't want to be described as a liar. His comments last week were regarding two topics. The first being the County's engagement with a law firm, which in the past was used by Judge Hill to file a motion for protection with the Collin County District Clerk on June 22, 2022 in response to a subpoena request which was filed with the 366 judicial court of Collin County. In Mr. Murray's opinion, it is inappropriate for any member of this governmental body to utilize a vendor for personal services and then voting for a contract resulting in the same vendor receiving tax payer money. Especially when a contract bypasses the County's bidding process. Since the contract was approved last week with Judge Hill's vote included, Mr. Murray requested again that the Judge produce receipts of services rendered by the law firm in order to provide transparency. Lastly, Mr. Murray requested the Court consider adding a future topic to brief the public on the shareable information regarding the pending law suit as well as who is conducting the investigation.

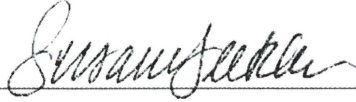
Nancy Carros, Wylie, asked if she could read a statement by Judy Cote, Allen, since she had to leave before the Court returned from Executive Session. Commissioner Webb agreed. Ms. Cote's concern was regarding the drama surrounding the lawsuit against the County District Attorney (DA) for alleged sexual harassment. She is also concerned with the lawsuit against the County Judge and Commissioners for allegedly not addressing employee sexual harassment as well as the Judge being accused of allegedly committing a violent act against his political opponent in the courtroom. In Ms. Cote's opinion, the County Judge has lost the respect of constituents. Ms. Cote stated the Collin County Commissioner's Court has a history of protecting their own. She said the Court has declined to prosecute the indicted Attorney General for the last 7 years. The entire State of Texas depends on the Commissioner's Court to hold the Attorney General accountable. On the topic of Judge Hill, Ms. Cote asked if the Court will be accountable. Ms. Cote said she was informed there were witnesses to last week's incident and asked Commissioner Hale if he was one of them. (Time 4:36 p.m.)

There being no further business of the Court, Commissioner Webb adjourned the meeting at 4:36 p.m.

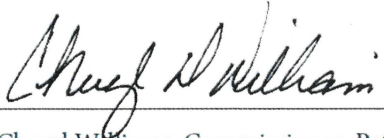


Not Present

Chris Hill, County Judge



Susan Fletcher, Commissioner, Pct 1



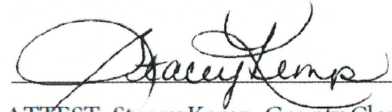
Cheryl Williams, Commissioner, Pct 2



Darrell Hale, Commissioner, Pct 3

Not Present

Duncan Webb, Commissioner, Pct 4



ATTEST: Stacey Kemp, County Clerk