

State of Texas	§	Court Order
Collin County	§	2023-090-02-06
Commissioners Court	§	

An order of the Commissioners Court approving the filing of the January 9, 2023 minutes.

On Monday, January 9, 2023, 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 Fletcher led the Invocation.

Commissioner Webb 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. The meeting was recessed at 1:43 pm. Judge Hill reconvened the meeting of the Collin County Commissioners Court at 1:44 p.m. The meeting was recessed at 1:56 p.m. Judge Hill reconvened the meeting of the Collin County Commissioners Court at 2:02 p.m. The meeting recessed into Executive Session at 4:16 p.m. and reconvened at 5:23 p.m. The meeting was adjourned at 5:25 p.m.

President Hill called to order the meeting of the Collin County Housing Finance Corporation at 1:43 p.m. and adjourned the meeting at 1:44 p.m.

President Hill called to order the meeting of the Collin County Health Care Foundation at 1:44 p.m. and adjourned the meeting at 1:44 p.m.

DECISIONS MANDATED BY LEGAL ENTITIES OUTSIDE OF COMMISSIONERS COURT AUTHORITY:

1. AI-53251 Affidavits and other documents for supplemental salaries utilizing the DA Apportionment Fund for FY2023, and budget amendment for same, District Attorney.
2. AI-53427 Paid overtime for Juvenile Detention facility operations, Juvenile Probation.

3. AI-53458 Employee salary changes for wage movement adjustments effective January 9, 2023, Human Resources.

4. AI-53447 Personnel Appointments, Human Resources.

5. AI-53448 Personnel Changes, Human Resources.

FYI NOTIFICATION:

1. AI-53389 Intra-County account transfers transmitted December 8, 2022, Auditor.

2. AI-53405 Change Order No. 2 to Construction, Exterior Repairs to Second Floor Walkway & First Floor Soffit, 900 E. Park Blvd., Plano to add twenty-three (23) calendar days to completion date for weather delays, Construction & Projects.

3. AI-53432 Change Order No. 9 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. AI-53426 Turnover, Human Resources.

5. AI-53431 Voluntary terminations, Human Resources.

6. AI-53434 2023 proposed road projects, Public Works.

7. Notification of budget adjustment(s)/amendment(s):

a. AI-53341 \$100,000 to establish the budget for the Local Assistance and Tribal Consistency Fund payments through the U.S. Department of Treasury, Auditor.

b. AI-53384 \$34,830 for FY2022 to reallocate funds for Alternative Dispute Resolution, Auditor.

c. AI-53395 \$1,138,031 to establish the budget for the FY2023-2024 COVID-19 Detection and Mitigation in Confinement Facilities Grant award through the Texas Department of State Health Service, Auditor.

d. AI-53392 \$71,597 to establish the budget for the FY2023 District Attorney Victim Assistance Coordinator Program grant, Auditor.

e. AI-53390 \$75,726 to establish the FY2023 Sheriff's Crime Victim Advocate Program grant, Auditor.

COMMISSIONERS COURT BUSINESS:

Public comments related to an item on the Agenda.

1. Presentation/Recognition:

a. AI-53397 Elected Official's Oath's of Office.

The following elected officials took their oath of office to begin their new term of service: Judge Chris Hill, Commissioner Cheryl Williams, Commissioner Duncan Webb and Mike Gould, District Clerk.

2. **Consent Agenda Items:** Judge Hill asked for comments on the consent agenda. Commissioner Hale pulled items 217 and 2111. Commissioner Webb moved to approve the remainder of the consent agenda. (Time 1:38 p.m.)

Motion by: Commissioner Duncan Webb

Second by: Commissioner Cheryl Williams

Vote: 5 – 0: Passed.

a. AI-53380 Disbursements for the period ending January 3, 2023, Auditor.

COURT ORDER NO. 2023-001-01-09

b. AI-53381 Indigent Defense Disbursements, Auditor.

COURT ORDER NO. 2023-002-01-09

c. AI-53420 Tax refunds totaling \$39,143.70, Tax Assessor-Collector.

COURT ORDER NO. 2023-003-01-09

d. Advertisement(s):

1. AI-53407 Construction, Adult Detention Smoke-Heat Detector Replacement (IFB No. 2023-139), Construction & Projects.

COURT ORDER NO. 2023-004-01-09

2. AI-53382 Mowing & Trimming of Soil Conservation Structures (IFB No. 2023-138), Public Works.

COURT ORDER NO. 2023-005-01-09

3. **AI-53424** Construction, Emergency Generator Fueling System Replacement (IFB No. 2023-090), Public Works.

COURT ORDER NO. 2023-006-01-09

e. Award(s):

1. **AI-53403** County Clerk's Historical School Census Record Preservation Project (Coop Quote No. 2023-157) to Kofile Technologies, Inc. through TXMAS Cooperative Contract No. TXMAS-18-3602, County Clerk.

COURT ORDER NO. 2023-007-01-09

2. **AI-53418** Plumbing Contractor Services (Coop Contract No. 2023-158) to Amundson Plumbing, LLC through Collin County Community College Contract No. 4503, Facilities.

COURT ORDER NO. 2023-008-01-09

3. **AI-5336** Cisco Maintenance for Hardware (Contract No. 2023-128) to Red River Technology, LLC through DIR Contract No. DIR-TSO-4167, and further authorize the Purchasing Agent to finalize and execute Payment Plan Agreement with Key Government Finance, Inc. for same, Information Technology.

COURT ORDER NO. 2023-009-01-09

f. Agreement(s):

1. **AI-53402** Interlocal Agreement with the City of Frisco concerning the Powerline Hike and Bike Trail Project (Bond Project No. OI18PG30), Engineering.

COURT ORDER NO. 2023-010-01-09

2. **AI-53417** Interlocal Agreement with the Town of Prosper concerning the First Street Pedestrian & Bicycle Tunnel and Trails Project (Bond Project No. OI18PG33), Engineering.

COURT ORDER NO. 2023-011-01-09

3. **AI-53419** Agreement to Contribute Right of Way Funds (Fixed Price) with TxDOT for improvements on Highway No. FM 455 at Hurricane Creek for right of way and relocating and adjusting utilities, and budget adjustment in the amount of \$32,925 for same, Engineering.

COURT ORDER NO. 2023-012-01-09

g. Amendment(s):

1. **AI-53393** No. 1 to Professional Services, Forensic Engineering Services (RFQ No. 2021-122) with Wiss, Janney, Elstner Associates, Inc. to extend the contract for one (1) year through and including February 21, 2024, revise the hourly billing rates, and further authorize the Purchasing Agent to finalize and execute same, Construction & Projects.

COURT ORDER NO. 2023-013-01-09

h. Change Order(s):

1. **AI-53408** No. 1 to Printing: General Office Forms (IFB No. 2022-055) with Scott-Merriman, Inc. to add line items to the contract, and further authorize the Purchasing Agent to finalize and execute same, Purchasing.

COURT ORDER NO. 2023-014-01-09

i. Contract Renewal(s):

1. **AI-53412** Forensic Testing of Physical Evidence (Contract No. 2020-151) with Armstrong Forensic Laboratory, Inc. to extend the contract for one (1) year through and including March 31, 2024, District Attorney.

COURT ORDER NO. 2023-015-01-09

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

1. **AI-53436** \$7,700 to purchase a computer and iPads for District Courts, 471st District Court.

COURT ORDER NO. 2023-016-01-09

2. **AI-53430** \$7,638 to purchase uniforms for Constable, Precinct 1, Budget.

COURT ORDER NO. 2023-017-01-09

3. **AI-53435** \$1,500 to purchase one (1) iPad for County Court at Law No. 5, County Court at Law No. 1.

COURT ORDER NO. 2023-018-01-09

4. **AI-53394** \$25,680 to reallocate funds for the Spay/Neuter Program, Development Services.

COURT ORDER NO. 2023-019-01-09

5. **AI-53399** \$12,000 to budget funds received by Mario Sinacola & Sons Excavating, Inc. for the use of temporary field offices and material/equipment storage, Engineering.

COURT ORDER NO. 2023-020-01-09

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

1. AI-53386 December 5, 2022.

COURT ORDER NO. 2023-021-01-09

2. AI-53422 December 12, 2022.

COURT ORDER NO. 2023-022-01-09

l. Miscellaneous:

1. AI-53438 Redesignation of a portion of CR 483 as Rosewood Dr., a portion of CR 484 as Traditions Dr., and a rural section of new road Grand Ave. in coordination with the City of Lavon, GIS/Rural Addressing.

COURT ORDER NO. 2023-023-01-09

2. AI-53404 Computer and Internet Use Policy, Information Technology.

COURT ORDER NO. 2023-024-01-09

3. AI-53383 Partial road closure (right lanes) of County Roads 134, 132, 138, 178, 179, 176, 177 and 135 on April 2, 2023 to facilitate the Texas High School Cycling League bicycle race, Public Works.

COURT ORDER NO. 2023-025-01-09

4. AI-53396 Acceptance of the BuyBoard Purchasing Cooperative rebate in the amount of \$10,707 to be deposited in the Going the Extra Mile Employee Incentive Program line item, and budget amendment for same, Purchasing.

COURT ORDER NO. 2023-026-01-09

5. AI-53276 Payment of various invoices in the amount of \$22,616.90 utilizing Inmate Commissary Funds, Sheriff.

COURT ORDER NO. 2023-027-01-09

6. AI-53391 Grant application for the FY2022 State Criminal Alien Assistance Program grant through the Bureau of Justice Assistance, Grants Management System, Sheriff.

COURT ORDER NO. 2023-028-01-09

7. AI-53400 2023 Collin County Historical Commission historic tax abatement recommendations, Special Projects.

For this item, there is a property recommended for denial. The property is required to have metal painted. However, this requires the outside temperature to be above 45 degrees. Due to the recent cold weather, the project has been delayed. The owner has the painting scheduled to be completed by the end of the month which would meet the March deadline. Commissioner Hale made a motion to put a hold on voting on the denial and approve the remainder. Judge Hill asked Judy Moody from the Historical Commission, if the owner completes the project before the deadline, would the Commission support the inclusion of that as well.

Judy Moody, Myers Park Historical Commission, said, as long as it is complete before March 1, the owner will need to contact her or the Commission to come out to review the property and confirm it is complete. The Commission will then bring this item back before the Court for approval. (Time 1:40 p.m.)

Motion by: Commissioner Darrell Hale

Second by: Commissioner Cheryl Williams

Vote: 5 – 0: Passed.

This item will be added back to the agenda at a later date.

COURT ORDER NO. 2023-029-01-09

8. AI-53366 Employee reclassifications and retitles effective January 9, 2023, Human Resources.

COURT ORDER NO. 2023-030-01-09

9. AI-53415 Employee salary changes for wage movement adjustments effective January 9, 2023, Human Resources.

COURT ORDER NO. 2023-031-01-09

10. AI-53449 Personnel Appointments, Human Resources.

COURT ORDER NO. 2023-032-01-09

11. AI-53450 Personnel Changes, Human Resources.

Commissioner Hale wanted to recognize all the hard work by County staff who are receiving promotions or making lateral moves within the County. He read the names of: Abigail Monrreal, Austin Johnson, Blake Werner, Caroline May, Clinton Wagner, Dominique Webb, Donald Bell, Dustin Douglas, Jonathan Sims, Kari Eade, Kelsey Durrett, Kristoffer Lea, Maria Morrison, Maribel Catarroja, Melissa White, Parker Owens, Roberta Sierra, Shaunda McDonald-Willey, Zane Bustamante. He said this shows Collin County

is a place where people who work hard are recognized and promoted. Having no further comments, Commissioner Hale moved to approve the entire item. (Time 1:42 p.m.)

Motion: Commissioner Darrell Hale

Second: Commissioner Duncan Webb

Vote: 5 – 0: Passed.

COURT ORDER NO. 2023-033-01-09

3. General Discussion Items:

a. AI-53446 Boards & Commissions Appointments, Commissioners Court.

Commissioner Hale appointed Matt Thomas to the Myers Park Advisory Board. Commissioner Williams appointed Valerie Owens to the Health Care Foundation Advisory Board and reappointed Dixie Jeffers to the Child Protective Services Board. Commissioner Webb seconded both motions. (Time 1:42 p.m.)

Motion by: Commissioner Darrell Hale & Commissioner Cheryl Williams

Second by: Commissioner Duncan Webb

Vote: 5-0 Passed.

COURT ORDER NO. 2023-034-01-09

b. Judicial Facilities & Operations:

Judge Hill moved to hold this item until 2 pm to allow for other judges to complete their docket duties so they could attend this discussion workshop.

Judge Hill recessed Commissioners Court and opened the Housing Finance Corporation meeting for discussion. (Time: 1:42 p.m.)

Judge Hill reconvened the meeting at 1:44 p.m. and moved to public comments not related to the agenda. After public comments, Judge Hill recessed Commissioners Court at 1:56 p.m.

Judge Hill reconvened the meeting at 2:02 pm. He said this workshop was the result of discussions during the budget workshop on the prospect of asking the legislature for new courts. Since it was determined if the legislature created new courts in Collin County this year, it would not affect the current budget. The Court then decided to hold a workshop at a later date to have a full discussion to include participation and input from the District Court Judges.

1. AI-53317 Additional District Courts, 366th District Court.

Judge Tom Novak, 366th District Court, provided a detailed presentation outlining the progress of Collin County District Courts, the trends in county growth, and where additional courts are needed to ensure justice continues to be served well. During this presentation, there were extensive questions and discussions regarding such topics as backlog, caseloads, the use of associate judges and auxiliary court judges, prioritization of cases, the use of magistrates, warrants, and limitations of jurisdiction. Answers and additional information were provided by Judge Novak, Judge Andrea Bouressa, 471st District Court, Judge Andrea Thompson, 416th District Court, and Judge Corinne Mason, County Court at Law 1. Judge Thompson stated all of the County Court at Law judges support the information provided by Judge Novak as well as his recommendations.

Judge Novak yielded the floor.

Judge John McCraw, Retired, was invited by Judge Hill to attend this meeting and provide his insight and experience to the discussion. When he served on a committee 55 years ago, every estimate that was made underestimated population growth. Since then, Judge McCraw has served in 20 different counties and each is different in how they serve their citizens. In his experience, when a court is created, it should be given maximum jurisdiction if possible. Additionally, when there is a legislative process, it is best to get your courts. Judge McCraw also suggested expanding the jurisdiction of family courts to all 7 County Courts at Law over the next several terms. This allows for citizens to be served immediately. Judge McCraw also noted how difficult Pro Se cases are because the people don't know or understand the process and are relying on Google. When creating a new court, Judge McCraw suggests spreading the jurisdiction as much as possible, giving them as much flexibility as possible and letting them collaborate. Family courts are where the action is and the greatest need.

Commissioner Fletcher asked Bill Bileyu, County Administrator, if there was any difference in the cost of operating County Court at Law verses the District Court regarding family law. Mr. Bileyu said a District judge costs the County less. County Court at Law judges are fully paid by the County. Judge McCraw said his suggestion is looking five to ten years in the future.

Judge Hill recommended moving the discussion into Executive Session to be mindful of the time. The Court agreed. (Time: 4:16 p.m.)

NO ACTION

2. AI-53377 Reporting structure of Bailiffs, Commissioners Court.

NO ACTION

3. AI-53378 Courtroom utilization and additions, Commissioners Court.

NO ACTION

4. AI-53379 Courthouse security, Commissioners Court.

NO ACTION

4. Executive Session Items:

Judge Hill recessed the Court into Executive Session at 4:16 p.m. to discuss AI-53379 Courthouse security, Commissioners Court.

Judge Hill reconvened the meeting at 5:23 p.m. No action was taken during Executive Session. The discussion was confined to courthouse security. Judge Hill said the subject of bailiffs was discussed during the session, but it was as part of courthouse security. They did not get into the fuller discussion regarding the agenda item on bailiff reporting structure.

Due to the time, the Court agreed to adjourn and hold the rest of the agenda items for a future court. Commissioner Hale said he had received an email from an attorney voicing extreme displeasure at having bailiffs work as detention officers. The Commissioner stated this was not part of any discussion and there was no intent in having bailiffs work as detention officers. (Time 5:25 p.m.)

NO ACTION

Public Comments not related to an item on the Agenda.

Public comments were heard at 1:44 p.m.

Joshua Murray, Lavon, stated he has been attending Commissioners Court for an opportunity to speak with Judge Hill regarding an incident which occurred on November 7, 2022. Mr. Murray said, when he left the courtroom after the conclusion of Commissioners Court on November 7, he realized he had left his sunglasses in the courtroom. When he reentered the courtroom, Mr. Murray said Judge Hill yelled at him from across the room and then approached him. Mr. Murray also stated Judge Hill shoved him and slapped him in the face. After the incident occurred, Mr. Murray called the police and reported the actions of Judge Hill to law enforcement. Mr. Murray then said Constable Harmon entered the courtroom while Mr. Murray was still on the phone with the dispatcher. Mr. Murray proceeded to go downstairs and fill out a victim statement with Constable Harmon. He was then approached by Judge Hill who held him in contempt of court. Mr. Murray stated he will not stop until Judge Hill is held accountable.

Paul Chabot, McKinney, said he was with the Coalition of Drug Free McKinney Youth and the Coalition of Drug Free Texas. He has spent the last three decades addressing the harms of drug use and said youth

drug use is at an all-time high across our country. Mr. Chabot shared a program he believes could save lives right away. He was proud to announce McKinney-based Any Lab Now will conduct a full 10-panel urine drug test on a child at a reduced rate of \$35. The results are immediate and confidential. Any child under the age of 18 can be taken in for the drug test by a parent or a guardian. All of the information can be found at Drugfreemckinney.org. Mr. Chabot explained how non-punitive drug testing works and is already being used in public schools for students involved in sports and other activities. However, it is not enough and does not reach everyone. Mr. Chabot said, when a child tests positive, it is highly recommended for the parents to consult with their family doctor about the findings and how to get help. Resources can be found at Drugfreemckinney.org as well.

Commissioner Susan Fletcher thanked Mr. Chabot for his efforts. She asked if there was a way to assure parents, should their child's test come back positive, they will not immediately be arrested. Mr. Chabot said this test is non-punitive, and nothing is reported to the police. The results are confidential and reported only to the parent.

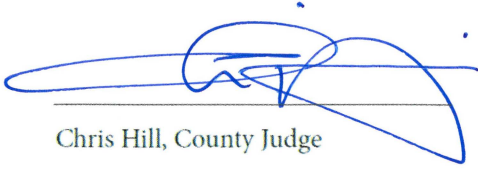
Debbie Lindstrom, McKinney, said she last spoke with the court on December 5, 2022, regarding the logic and accuracy test of Collin County's election machines. Ms. Lindstrom received an email from Commissioner Fletcher with the response from the Elections Office on December 12. Ms. Lindstrom sent a rebuttal on December 15, but she has yet to receive a response. She read a few of the items on her rebuttal. Ms. Lindstrom stated the second part of her speech was about the demonstration of the hash validation. The hash test was done four days before the logic and accuracy test, and attendees were not allowed to see the demonstration. Ms. Lindstrom said Collin County did not have a logic and accuracy notice for the 2020 general election.

Commissioner Fletcher confirmed with Bill Bilyeu, County Administrator, the Elections Office would follow up with Ms. Lindstrom regarding her questions.

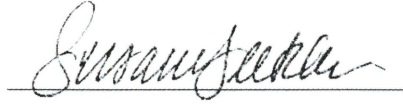
Judge Hill added Commissioners Court does not oversee the execution of elections. It funds the Elections Office, and the Election Commission hires the administrator who then administers the elections. Commissioners Court does not have the authority to step into the Elections Office and control the actions and activities of that office (Time: 1:56 p.m.)

Judge Hill recessed the meeting at 1:56 p.m. The meeting was reconvened at 2:02 p.m. and moved to item b on General Discussion.

After General Discussion and returning from Executive Session at 5:23 p.m., Judge Hill adjourned the meeting at 5:25 p.m.



Chris Hill, County Judge



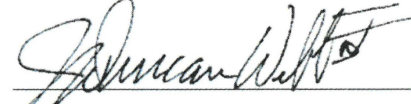
Susan Fletcher, Commissioner, Pct 1



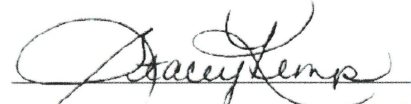
Cheryl Williams, Commissioner, Pct 2



Darrell Hale, Commissioner, Pct 3



Duncan Webb, Commissioner, Pct 4



ATTEST: Stacey Kemp, County Clerk