

State of Texas	§	Court Order
Collin County	§	2023-425-05-22
Commissioners Court	§	

An order of the Commissioners Court approving the filing of the May 1, 2023 minutes.

On Monday, May 1, 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 Hale led the Invocation.  
Commissioner Williams led the Pledge of Allegiance.  
Commissioner Fletcher 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. Judge Hill recessed the meeting at 1:33 p.m. and reconvened at 1:33 p.m. The meeting was adjourned at 1:53 p.m.

President Hill called to order the meeting of the Collin County Health Care Foundation at 1:33 p.m. and adjourned the meeting at 1:33 p.m.

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

1. AI-53938 Personnel Appointments, Human Resources.
2. AI-53939 Personnel Changes, Human Resources.

**FYI NOTIFICATION:**

1. AI-53931 Turnover, Human Resources.
2. AI-53932 Voluntary terminations, Human Resources.

**COMMISSIONERS COURT BUSINESS:**

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

1. **Consent Agenda Items:** Judge Hill asked for comments on the consent agenda. Commissioner Fletcher pulled checks 533753 and 533785 from item 1a for recusal. With no further comments, a motion was made to approve the remainder of the consent agenda. (Time: 1:31 p.m.)

Motion by: Commissioner Darrell Hale  
Second by: Commissioner Susan Fletcher  
Vote: 5 – 0: Passed

a. **AI-53896** Disbursements for the period ending April 25, 2023, Auditor.

**COURT ORDER NO. 2023-339-05-01**

A motion was made to approve checks 533753 and 533785. (Time: 1:31 p.m.)

Motion by: Commissioner Cheryl Williams  
Second by: Commissioner Darrell Hale  
Vote: 4-0: Passed  
Abstained: Commissioner Susan Fletcher

**COURT ORDER NO. 2023-340-05-01**

b. **AI-53897** Indigent Defense Disbursements, Auditor.

**COURT ORDER NO. 2023-341-05-01**

c. **Award(s):**

1. **AI-53894** Open Records Management SaaS (Coop Quote No. 2023-264) to Carahsoft Technology Corporation, utilizing DIR contract DIR-TSO-4288, Information Technology.

**COURT ORDER NO. 2023-342-05-01**

2. **AI-53921** Cisco EOL Phones and Accessories Replacement 2023 (Contract No. 2023-129) to Netsync Network Solutions, Inc. through DIR Cooperative Contract No. DIR-TSO-4167 and Contract No. DIR-TSO-4159, Information Technology.

**COURT ORDER NO. 2023-343-05-01**

3. **AI-53864** Vehicles, 1 Ton Flatbed Trucks (Contract No. 2023-084) to various vendors, and budget amendment in the amount of \$23,635 for same, Public Works.

**COURT ORDER NO. 2023-344-05-01**

**d. Amendment(s):**

1. **AI-53890** No. 1 to COVID-19 Detection and Mitigation in Confinement Facilities Grant (Contract No. HHS001193700005) with the Texas Department of State Health Services to reallocate funds from personnel category to contractual category, Sheriff.

**COURT ORDER NO. 2023-345-05-01**

**e. Agreement(s):**

1. **AI-53925** Interlocal Agreement with the City of Farmersville concerning the City Park Acquisition, 112 College Street project, 2018 Bond Project No. OI18PG26, Engineering.

**COURT ORDER NO. 2023-346-05-01**

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

1. **AI-53898** No. 1 to Printing: General Office Forms (Contract No. 2022-055) with Marfield, Inc. to extend the contract for one (1) year through and including April 10, 2024, award line items, and further authorize the Purchasing Agent to finalize and execute same, Purchasing.

**COURT ORDER NO. 2023-347-05-01**

2. **AI-53899** No. 1 to Printing: General Office Forms (Contract No. 2022-055) with Sebesta Business Services, LLC d/b/a Extreme Business Services to extend the contract for one (1) year through and including April 10, 2024, make various changes to the contract, and further authorize the Purchasing Agent to finalize and execute same, Purchasing.

**COURT ORDER NO. 2023-348-05-01**

3. **AI-53900** No. 1 to Printing: General Office Forms (Contract No. 2022-055) with Jayden Graphics, Inc. to extend the contract for one (1) year through and including April 10, 2024, make various changes to the contract, and further authorize the Purchasing Agent to finalize and execute same, Purchasing.

**COURT ORDER NO. 2023-349-05-01**

4. AI-53893 No. 2 to YMCA HVAC Rentals (Contract No. 2022-445) with HERC Rentals, Inc. to add three (3) months of rental of a 40 ton AC/Heat Combo Unit and further authorize the Purchasing Agent to finalize and execute same; budget adjustment in the amount of \$8,000, Facilities.

COURT ORDER NO. 2023-350-05-01

5. AI-53901 No. 2 to Printing: General Office Forms (Contract No. 2022-055) with Scott-Merriman, Inc. to extend the contract for one (1) year through and including April 10, 2024, make various changes to the contract, and further authorize the Purchasing Agent to finalize and execute same, Purchasing.

COURT ORDER NO. 2023-351-05-01

**g. Contract Renewal(s):**

1. AI-53923 Services, Cafeteria Management for Courthouse (RFP 2019-327) to The Vitasek Leasing Co., Inc. d/b/a Collin County Courthouse cafe to extend the contract for one (1) year through and including December 31, 2024, Development Services.

COURT ORDER NO. 2023-352-05-01

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

1. AI-53886 \$11,107.50 to reallocate funds for the Spay/Neuter Program, Development Services.

COURT ORDER NO. 2023-353-05-01

2. AI-53928 \$2,464 to re-budget a refund received for overpayment of recording fees and right of way, Engineering.

COURT ORDER NO. 2023-354-05-01

**i. Receive and File, Auditor:**

1. AI-53909 Monthly financial reports for October 2022.

COURT ORDER NO. 2023-355-05-01

2. AI-53924 Monthly financial reports for November 2022.

COURT ORDER NO. 2023-356-05-01

**3. Annual Inventory Audit Report (FY2022):**

a. AI-53913 Facilities and Facilities Janitorial.

COURT ORDER NO. 2023-357-05-01

- b. AI-53914 Information Technology - Handheld Items.  
COURT ORDER NO. 2023-358-05-01
  
- c. AI-53918 Justice Center & Minimum Security Kitchens.  
COURT ORDER NO. 2023-359-05-01
  
- d. AI-53915 Public Works - Equipment Services (Parts).  
COURT ORDER NO. 2023-360-05-01
  
- e. AI-53916 Public Works - Fuel.  
COURT ORDER NO. 2023-361-05-01
  
- f. AI-53917 Public Works - Stockpile and Culverts.  
COURT ORDER NO. 2023-362-05-01
  
- g. AI-53919 Sheriff Quartermaster.  
COURT ORDER NO. 2023-363-05-01
  
- h. AI-53920 Support Services.  
COURT ORDER NO. 2023-364-05-01
  
- j. **Miscellaneous:**
  - 1. AI-53885 Expansion of the Parkhill Prairie restoration area, Engineering.  
COURT ORDER NO. 2023-365-05-01
  
  - 2. AI-53922 Redesignation of Private Road 5823 as Lavon Oaks Circle, GIS/Rural Addressing.  
COURT ORDER NO. 2023-366-05-01
  
  - 3. AI-53933 Assignment and assumption to Professional Services, Engineering, FM 2551 from FM 2514 to FM 2170 (Contract No. 08345-12) to change the name from CP&Y, Inc. to CP&Y, Inc. d/b/a STV Infrastructure and further authorize the Purchasing Agent to finalize and execute same, Purchasing.  
COURT ORDER NO. 2023-367-05-01
  
  - 4. AI-53929 Modify Permanent Improvement Plan to remove sprinkler heads from the Detention Facility, Sheriff.  
COURT ORDER NO. 2023-368-05-01

5. AI-53940 Personnel Appointments, Human Resources.

COURT ORDER NO. 2023-369-05-01

**2. General Discussion Items:**

a. AI-53907 Pay for Performance update, Human Resources.

Cynthia Jacobson, Human Resources, updated the Court on their request to get all groups to participate in PFP (Pay for Performance). She received written confirmation from all the newly elected officials that they would participate. Per the direction of the Court, Ms. Jacobson's office held multiple meetings with the SO (Sheriff's Office) to address their concerns. For this year, it was determined the SO will participate. Ms. Jacobson said all groups have agreed to participate this year per the Court's request.

**NO ACTION**

**3. Executive Session Items:** The Court did not recess into Executive Session.

Judge Hill recessed Commissioners Court at 1:33 p.m. and called to order the Health Care Foundation. The meeting was reconvened at 1:33 p.m.

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

Cassie Hanna, Farmersville, said she came to ask the Court about the annexed ETJ (Extraterritorial Jurisdiction) properties in Farmersville and if there are any benefits to Collin County property owners. In addition, Ms. Hanna wanted to know how the City of Farmersville attained Home Rule status without the required 5,000 in population. She wondered if Farmersville would be allowed to collect taxes without providing services or representation to property owners. Ms. Hanna's family moved to Collin County because the County does an excellent job with building standards, permitting, and anything regarding property control. However, she does not feel Farmersville should have a say in what property owners can do with their properties. Ms. Hanna said the ETJ destroys the rights of property owners to self-govern. She does not understand how it's legal for the city to control property when owners have no voting rights.

Judge Hill asked Bill Bilyeu, County Administrator, to help answer Ms. Hanna's concerns. Mr. Bilyeu said the county does not have any authority over a city. Home Rules are up to the decision of the city. In an unincorporated area, the city has no authority over properties except platting for creating subdivisions or development of commercial property. Additionally, the County has no authority to object when a city annexes property into city limits. Judge Hill noted there is sometimes a misunderstanding where people believe cities are under the authority of the County when in fact each are equal entities under the law. He asked Mr. Bilyeu what governmental agency should people contact for assistance about these kinds of property concerns. Mr. Bilyeu said the Home Rule authority for cities is given by the legislature.

Therefore, people should contact their state representative regarding their concerns. If property owners are unhappy with an annexation and feel it is inaccurate, people can contact the Attorney General's office.

Richard Hill, Farmersville, also had concerns regarding the Home Rule issue with the City of Farmersville. Since many of these concerns were already discussed during Ms. Hanna's comments, Mr. Hill moved on to another topic regarding the County. He said, when Judge Hill and Commissioner Fletcher attended a seminar, it was mentioned the County can allow a city to plat land. Mr. Hill expressed concern because, when the City of Farmersville plats property, they do not give the homeowners a copy of the plat unless the owners give the City portions of their land. Additionally, the City takes the land without paying an easement to the property owners. Farmersville took 0.176 acres of his property without paying him an easement. For his neighbor to the East, the City took 0.162 acres including the entire road maintained by Collin County. Mr. Hill said it appears, since the land is now under the control of a MUD, the City is not paying taxes to the County for the road. He asked the Court if the County could withdraw the City's ability to plat land. Additionally, property owners are being required to pay the Farmersville's outside engineers as well as the City's Attorney, Alan Lathrom, when platting their land. He is concerned where all the money is going. Lastly, he said Hunt County recently held a meeting regarding these issues with Farmersville taking land from their county without notification.

Commissioner Hale said, whenever a city annexes land where there is a development agreement, they have the authority if the agreement is voluntary. As far as taxation goes, it would be county taxes on top of ISD taxes on top of the city taxes. There are more complicated matters regarding taxes in an ETJ. Regarding platting, the County does have some disagreements which would need to be taken up by the Legislature. Commissioner Hale noted some instances where there were issues regarding ETJ. Commissioner Fletcher added signage and platting control for ETJs are set forth in state law, and the County does not have authority to make changes.

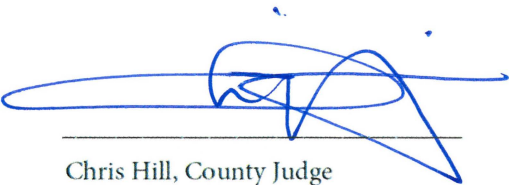
Judge Hill asked Mr. Bilyeu to answer the following questions regarding unincorporated areas verses ETJ: 1) when does the County have the authority over the city for platting, and 2) does the County have the ability to withdraw the city's ability to plat land. Mr. Bilyeu said, in 2001, the State Legislature passed HB 1445 known as the 1445 Agreement. The bill, which was pushed by all developers, required every city in a county to enter into a platting agreement. If it's in the ETJs, that city controls it. Both the city and county have to agree in order to make changes. Commissioner Williams asked, if any cities have been willing to extract themselves from permitting. Mr. Bilyeu said all cities have agreed to not be involved in permitting, but they have retained their platting authority. It is unlikely for a city to relinquish their authority over an ETJ. If people have concerns regarding Home Rules, they need to contact their state representative and/or state senator.

Joshua Murray, Lavon, said he was disappointed the independent investigation report was not on the agenda. He came to discuss the importance of good morale within an organization as large as Collin

County. In instances where there are allegations of harassment or grievances, it is important to have proper procedures in place to protect against retaliation. In the recent lawsuit with the District Attorney's office, it was agreed the plaintiffs experienced retaliation. Mr. Murray said this shows there is a breakdown in the reporting procedures and processes. He said it would be irresponsible of the Court if it did not discuss and review how to improve policies and procedures especially regarding reporting sexual harassment/assault and reporting retaliation. The County needs to take some responsibility and make improvements. The County needs to provide the updated policies and procedures to employees and reassure them their grievances will be heard.

Bill Bilyeu, County Administrator, recognized Dr. William Rohr, Chief Medical Examiner, who recently retired after serving Collin County for over 36 years. Dr. Rohr was Collin County's first ME (Medical Examiner) and he designed the ME's office. He was indispensable in serving the County faithfully both on the criminal side as well as on the public health side. Mr. Bilyeu wanted to recognize Dr. Rohr's service with a plaque. However, Dr. Rohr declined because he prefers to stay in the background. Mr. Bilyeu also encouraged everyone in the Court today to stay afterwards to welcome new Chief Medical Examiner, Dr. Kenny Su, as he takes over the position as ME. Everyone in the Court joined in a round of applause for Dr. Rohr. Judge Hill thanked Dr. Rohr for all he has done for the County and his service to the community (Time: 1:53 p.m.).

With no further comments, Judge Hill adjourned the meeting at 1:53 p.m.



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Chris Hill, County Judge



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Darrell Hale, Commissioner, Pct 3



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Susan Fletcher, Commissioner, Pct 1



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Duncan Webb, Commissioner, Pct 4



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Cheryl Williams, Commissioner, Pct 2



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ATTEST: Stacey Kemp, County Clerk