



# Denton County

Administrative Courthouse  
1 Courthouse Drive  
Denton, TX 76208

## Agenda Commissioners Court

**\*\*NOTICE OF PUBLIC MEETING\*\***

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Tuesday, January 6, 2022

1:00 PM

Third Floor Courtroom

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**Please mute all cell phones and electronic devices**

*A copy of the Agenda is available for public review at <https://dentoncounty.gov/agenda>. Some numbered agenda categories may have no posted items.*

### **CALL TO ORDER**

### **INVOCATION**

### **PLEDGES OF ALLEGIANCE**

#### **Pledge of Allegiance to the United States Flag**

#### **Pledge of Allegiance to the Texas Flag**

*"Honor the Texas Flag. I pledge allegiance to thee, Texas, one State under God, one and indivisible."*

### **1. PUBLIC INPUT FOR ITEMS NOT LISTED ON THE AGENDA**

*Citizens must complete a witness form located at <https://apps.dentoncounty.gov/publiccommentform> or by calling the Aide to Commissioners Court (940)349-2830.*

*Pursuant to State Open Meetings Law, the Commissioners Court is restricted in discussing or taking action on items not posted on the agenda. Action on your statement can be taken only at a future meeting.*

*In order to expedite the flow of business and to provide all citizens the opportunity to speak, the Commissioners Court allows a three-minute limitation on persons addressing the Court. Please address all comments to the Presiding Officer.*

### **2. CONSENT AGENDA**

*Any Court member can remove an item from this agenda to be considered separately.*

- 2. A.** Approval of Order Making Appointments, and any appropriate action. (Appointments have been posted and advertised. Interviews were conducted as set forth in the Denton County policies adopted by the Commissioners Court, except as otherwise stated in the appointment orders. These appointments are within the budgetary constraints.) Human Resources

2. B. Approval of Intra-Departmental Transfers, and any appropriate action.  
Budget
2. C. Approval of payroll.
2. D. Approval of Budget Amendment Request #100510 to transfer \$7,530 from Facilities Management, Miscellaneous County Building Maintenance to Construction Management, Technology Software/Services to purchase the annual renewal subscription for Auto Desk, and any appropriate action.  
Budget
2. E. Approval of Budget Amendment Request #100520 to transfer \$50,000 from Administrative Supplies to Contract Labor within the COVID Grant to continue COVID-19 response activities, and any appropriate action.  
Budget
2. F. Approval of Budget Amendment Request #100560 to transfer \$25,000 from Sheriff's Judicial Purchases - Unappropriated Contingency to Professional Services, and any appropriate action. Budget
2. G. Approval of renewal of Disaster Debris Management Services, RFP #05-18-2470, to TFR Enterprises, Inc. as the primary and Ceres Environmental, Inc. as secondary; and any appropriate action.
2. H. Approval of the Building Use Request from the Denton Chapter Texas Society of Professional Engineers (TSPE) to use the Southwest Courthouse Community Room on January 14 and May 13, 2022; Copeland Government Center Community Room on April 8, 2022; and the Administrative Courthouse 2020 Room on February 11 and June 10, 2022 for monthly chapter meetings from 11:30am to 1:30pm, and any appropriate action. Aide to Commissioners Court

3. **RESOLUTIONS/AWARDS/REPORTS/PRESENTATIONS**

3. A. Approval of a resolution recognizing Kenneth Calvert's retirement, and any appropriate action. Human Resources
3. B. Approval of a resolution recognizing Bryan Lester's retirement, and any appropriate action. Human Resources

4. **PUBLIC HEARINGS**

5. **AUDITOR/TREASURER**

5. A. Approval of Bill Report. (Payments from CSCD, Community Corrections, TAIP, Sheriff's Training, Sheriff's Forfeiture, VIT Interest, and DA Forfeiture Funds are presented for recording purposes only.)

**6. PURCHASING**

6. A. Approval of change to one (1) vehicle recommended during the budget process and approved by Commissioners Court for FY2022 for the Department of Transportation & Engineering, as recommended by the Vehicle Assessment Committee (VAC); and any appropriate action.

**7. BUDGET**

7. A. Approval of Budget Amendment Request #100450 for FY2022 that will roll over funds to various county departments that were committed out of the FY2021 Budget, but not expended until after the fiscal year was closed out, for a total amendment of \$43,536,855, and any appropriate action.
7. B. Approval of Budget Amendment Request #100530 for Facilities Management to transfer \$15,446 from Non-Departmental, Unappropriated Contingency - Regular Contingency to County-Wide Technology - Technology Software/Services to purchase camera licenses for the Jail Kitchen/Laundry area, and any appropriate action.
7. C. Approval of Budget Amendment Request #100550 to roll-over unspent funds from FY2021 to FY2022 for the Hot Funds Tourism Grant 2019/2021 in the amount of \$111,212, and any appropriate action.
7. D. Approval of Budget Amendment Request #100570 for the Sheriff's Office to transfer \$6,878 from Administrative Equipment to Capital Equipment to cover the cost for a drone, and any appropriate action.
7. E. Approval of budget amendment request #100580 to transfer funds from Non-Departmental, Unappropriated Regular Contingency to the Magistrate Court in the amount of \$42,277 for salary, benefits, and administrative equipment for the newly created Deputy Clerk I position, and \$50,464 to Visiting Judges/Court Reporters to cover the cost of additional contract magistrate services, and any appropriate action.

**8. HUMAN RESOURCES**

8. A. Report from Human Resources regarding hiring actions of elected officials, presented for recording purposes only.
8. B. Approval of the reclassification of Deputy Constable, slot #005-S4 to Chief Deputy Constable for Constable Pct. #4, and any appropriate action.

**9. HEALTH**

9. A. Presentation and update regarding COVID-19; and any appropriate action.

9. B. Approval of the National Association of County and City Health Officials (NACCHO) Mobilizing for Action through Planning and Partnerships (MAPP) Award to the Denton County Public Health Department, in the amount of \$10,000, effective April 1, 2022 through July 31, 2022, and any appropriate action.

10. **TRANSPORTATION AND DEVELOPMENT**

10. A. Approval of the Final Plat for Business Park Addition (Lots 1-16, Block A - 24.25 Acres), located in Commissioner Precinct 4, and any appropriate action.
10. B. Approval of the Final Plat for Stonehenge Phase Two Addition (62 Residential Lots - 75.352 Acres), located in Commissioner Precinct 1, and any appropriate action.
10. C. Approval of the request to hold a Public Hearing on February 8, 2022 at 9:00 am for the Replat of Testa Ranch Estates, (Lot 1R - 20.936 Acres), located in Commissioner Precinct 1, and any appropriate action.

11. **COUNTY CLERK**

12. **SHERIFF**

12. A. Approval of the 2021-2022 Memorandum of Understanding between the Denton County Sheriff's Office and Ranch Hand Rescue Counseling Center and Animal Sanctuary to make a donation in the amount of \$25,000.00 from the Sheriff's Office U.S. Department of Justice Asset Forfeiture Funds, to the Center to facilitate mental health counseling for complex trauma cases, such as victims of multiple types of abuses by multiple perpetrators and any appropriate action.

13. **OTHER DEPARTMENTS**

13. A. Approval of the Disaster Declaration and Executive Order, and any appropriate action. County Judge
13. B. Approval of United Way of Denton County, Inc., funding requests, to fulfill allocation of American Rescue Plan for housing assistance, non-profit assistance and food assistance due to COVID-19, and any appropriate action. Community Relations
13. C. Approval of Addendum No. 9 to Master Services Agreement No. 25824 with MCCi, LLC in the amount of \$4,479.18, through Texas Department of Information Resources (DIR) Cooperative Contract #DIR-CPO-4745; and any appropriate action. Technology Services

**13. D.** Approval of 1.) Rescinding Court Order # 21-0787 from September 28, 2021 and 2.) Approval of space allocation for room numbers 217, 218, 219, 225, 226 and the Executive Conference Room at the Courthouse on the Square, 110 W. Hickory Street, Denton, TX to the Office of History and Culture, and any appropriate action. County Judge

**13. E.** Approval of completion of required continuing education credits by Michelle French, Tax Assessor Collector, as required by Section 6.231 of the Texas Property Tax Code, and any appropriate action.

**14. LEGAL**

**14. A.** Appointment of Brad Sebastian as Denton County Fire Marshal, for a term not to exceed two years, effective January 4, 2022, and require the Fire Marshal to post a bond as required by the Commissioners Court in the amount of \$3,000.00, conditioned that the Marshal will faithfully and strictly perform the duties of the office in accordance with Texas Local Government Code Chapter 352, and any appropriate action.

**14. B.** Approval of the Interlocal Agreement between North Central Texas Council of Governments (NCTCOG) and Denton County, Texas, for participation in the Nearmap Recurring Aerial Photography and Obliques subscription service with funding in the amount of \$49,475.00 to come from auditor line item #01.5300.10.55 as recommended by Kevin Carr, Chief Information Officer, and any appropriate action.

**14. C.** Approval of Master Software License and Services Agreement between KNOWiNK LLC and Denton County, as recommended by Frank Phillips, Elections Administrator, and any appropriate action.

**14. D.** Approval of 1) Master Services Agreement, 2) Software Purchase Renewal Agreement, 3) End User License Agreement, and 4) Business Associate Agreement between Quisitive, LLC and Denton County for a vaccination management solution; and 5) Approval of use of Emergency Response Funds with funding totaling approximately \$150,000 from auditor line item 01.6897.10.40, and any appropriate action.

**14. E.** Approval of Master Agreement, Professional Services Addendum, Software Subscription Addendum, and Business Associate Agreement between Denton County and Gimmal LLC for renewal of Gimmal Physical Annual Cloud services with FY2022 costs in the amount of \$27,907 to come from auditor line item 01.6661.10.61 as recommended by Kevin Carr, Chief Information Officer, and any appropriate action.

- 14. F.** Acceptance of the Donation of a Drainage Easement from Ernest Vigil and wife, Ann Vigil, to Denton County, Texas, for the Hilltop Road Project, consisting of a 0.131 acre tract and a second tract consisting of 0.011 acres, situated in the Edley C. Pritchett Survey, Abstract 1020, Denton County, Texas, and any appropriate action. Commissioner Precinct #4.
- 14. G.** Approval of Identity Provider Addendum to the Network Agreement between Constant Contact, Inc., and Denton County, Texas, for adding single sign-on services to existing Constant Contact accounts, as recommended by Kevin Carr, Chief Information Officer, and any appropriate action.
- 14. H.** Approval of the Interlocal Agreement between the North Central Texas Council of Governments (“NCTCOG”) and Denton County, Texas, (the “County”) for Cooperating Technical Partners FY 2020 Flood Risk Project for Hog Branch in an amount not to exceed \$59,362.00, Auditor’s Line Item 01.5301.85.50 Development Services- Professional Services, as recommended by Stephen Belknap, Denton County Engineer, and any appropriate action.
- 14. I.** Approval of: (1) Partial Assignment and Partial Release of Access Easements and Agreements Relating to Flood Control, Drainage and Improvements; (2) First Amended Watershed Agreement for the Hickory Creek Watershed (Trinity River), Texas; (3) Second Supplemental Watershed Agreement for Hickory Creek (Trinity River) Watershed Project, Texas Structures and Reservoirs No. 12 and 13; and (4) Second Amended Operation and Maintenance Agreement for Structural Measures - Structures and Reservoirs No. 12 and 13; and any appropriate action.
- 14. J.** Approval of Supplemental Agreement No. 1 to the Engineering Design Services Agreement between Denton County, Texas, and Teague Nall and Perkins, Inc., in the amount of \$5,000.00, for a total revised contract amount of \$1,039,300.00, for the Plainview Road Project, with funding to come from 2010 PI BDS-CO ROADS/ROW PCT 4, Auditor Line Item #85-7511- 90-60, and any appropriate action. Commissioner Precinct #4.
- 14. K.** Approval of Licensing and Supporting Application Software Contract between Denton County and OpenGov, Inc. for the County Financial System, for a one year term beginning January 4, 2022, and ending December 31, 2022, at an annual fee of \$29,652.00, with funding to come from Technology Software/Services, Auditor Line Item Number 01-6661-10-45, and any appropriate action.

14. L. Approval of Construction Manager At Risk Agreement - Joseph A. Carroll Building, RFQ No. 21-2645, by and between Denton County, Texas, and Steele & Freeman, Inc. in the amount of \$505,000, with funding to come from CMAR - Pre-Construction Services, Auditor Line Item 84-7535-9010 (2020 Tax Note Projects, Carroll Building Remodel), as recommended by the Denton County Purchasing Director, and any appropriate action.

15. **EXECUTIVE SESSION**

15. A. Texas Government Code §418.183(f) - Closed meeting to deliberate information which is confidential under the Texas Disaster Act, related to managing emergencies and disasters, and any appropriate action.
15. B. Texas Government Code §551.071(1)(A) - Consultation with Attorney in a closed meeting when the governmental body seeks the advice of its attorney about pending or contemplated litigation regarding H. Allen, and any appropriate action.
15. C. Texas Government Code §551.074(a)(1) - Personnel Matters; Closed Meeting to deliberate the appointment, employment, evaluation, reassignment or duties of a public officer or employee, regarding Denton County Director of Office of Emergency Management, and any appropriate action.
15. D. Texas Government Code §551.071(1)(A) - Consultation with Attorney in a closed meeting when the governmental body seeks the advice of its attorney regarding pending litigation in Cause No. 21-11204-431, styled Salvador Family Holdings, Ltd., and Lillian Custom Homes, LLC v. Denton County Commissioners Court, Texas, et al., currently pending in the 431st Judicial District Court of Denton County, Texas, and any appropriate action.
15. E. Texas Government Code §551.071(1)(A) - Consultation with Attorney in a closed meeting when the governmental body seeks the advice of its attorney about contemplated litigation regarding Denton Central Appraisal District, and any appropriate action.

16. **ADDENDA**

17. **COMMUNITY UPDATES**

*Local updates from Commissioners Court members.*

18. **FUTURE MEETINGS**

*Tuesday, February 22, 2022 - NO Commissioners Court*

19. **RECESS**
20. **RECONVENE IF NECESSARY**
21. **LEGISLATIVE AGENDA**
22. **ADJOURNMENT**

### **ADA Compliance Statement**

*Persons with disabilities who plan to attend this meeting and who may need auxiliary aids of services such as interpreters for persons who are deaf or hearing impaired, readers, or large print are requested to contact the Aide to Commissioners Court at 940-349-2830 two (2) work days prior to the meeting so that appropriate arrangements can be made. Commissioners Court Agendas are on the Internet: <https://www.dentoncounty.gov>*

*BRAILLE IS NOT AVAILABLE*