

**NORTH CENTRAL TEXAS COUNCIL OF GOVERNMENTS
EXECUTIVE BOARD MEETING**

Minutes — March 28, 2019

Transportation Council Room

616 Six Flags Drive
Arlington, Texas

President Strength called the regular meeting of the North Central Texas Council of Governments Executive Board to order at 12:46 pm, on March 28, 2019.

Members of the Board Present:

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|-----------------------|----------------------|
| 1. Kevin Strength | 9. Nick Sanders |
| 2. J. D. Clark | 10. Richard Stopfer |
| 3. Ray Smith | 11. David Sweet |
| 4. Tom Lombard | 12. Paul Voelker |
| 5. Curtistene McCowan | 13. Glen Whitley |
| 6. Chris Hill | 14. Kelly Allen Gray |
| 7. Bobbie Mitchell | 15. Clay Jenkins |
| 8. Tito Rodriguez | 16. Lee Kleinman |

Members of the Board Absent:

17. Kathryn Wilemon

Members of the Staff Present:

Mike Eastland, Monte Mercer, Tim Barbee, Doni Green, Edith Marvin, Michael Morris, Molly Rendon, David Setzer, Molly McFadden, Lucille Johnson, Stephanie Cecil, Dan Kessler, Ken Kirkpatrick, Karen Richard, James Powell, Emily Beckham, Chris Klaus, Carmen Morones, Molly Rendon, Sonya Landrum, Caryn Sanders

REGULAR SESSION

ACTION:

Item 1 Approval of Minutes

President Strength stated that the first item on the agenda was approval of the minutes from the February Board meeting.

Upon a Motion by Judge Whitley (seconded by Judge Hill), and unanimous vote of all members present, the Board approved the minutes of the February Executive Board meeting.

Item 2 Resolution Authorizing a Contract with Gallagher Benefit Services, Inc. for PEBC Benefits Consulting Services

Monte Mercer, Deputy Executive Director, explained that NCTCOG serves as the administrator of the Public Employee Benefits Cooperative ("PEBC"), which provides benefit administration services to Dallas County, Denton County, Parker County, Tarrant County and the North Texas Tollway Authority, through an interlocal agreement. The PEBC Board of Governors has recommended the selection of Gallagher Benefit Services, Inc. for benefits consulting services, including: projecting plan cost; reviewing and providing financial analysis; preparing Requests for Proposals and conducting medical and pharmacy audits for a maximum five-year term, in a total amount not to exceed \$1,650,000.

Exhibit: 2019-03-02-AA

Upon a Motion by Judge Whitley (seconded by Commissioner Mitchell), and unanimous vote of all members present, the Board approved the resolution as presented.

Mayor McCowan entered the meeting.

Item 3 Resolution Endorsing Submittal of Application to HHSC for Aging and Disability Resource Center (ADRC) Services and Acceptance of Funding

Doni Green, Director of Aging, requested endorsement of an application submitted to the Texas Health and Human Services Commission (HHSC) and the legacy Texas Department of Aging and Disability Services to administer Aging and Disability Resource Center (ADRC) services during Fiscal Years 2020-2024. Compensation under the ADRC contract is projected to be \$389,452 during Fiscal Year 2020. She explained that in March of 2019, HHSC re-procured contracts for ADRC services. NCTCOG submitted an application to meet the submittal deadline of March 22, 2019 and is seeking endorsement of the application for ADRC services.

Exhibit: 2019-03-03-AA

Upon a Motion by Councilmember Lombard (seconded by Judge Clark), and unanimous vote of all members present, the Board approved the resolution as presented.

Item 4 Resolution Authorizing Contract with United Way of Tarrant County for Aging Services in Springtown

Doni Green, Director of Aging, requested authorization to contract with the United Way of Tarrant County to provide nutrition, counseling, and volunteer services. She explained that United Way has applied for funding from Texas Health Resources (THR) and wishes to subcontract with NCTCOG to coordinate these services for older residents living in the City of Springtown, TX. Total compensation to NCTCOG under this contract will not exceed \$175,000 during the 21-month period of performance, which will begin on or around April 1, 2019 and terminate December 31, 2020.

Exhibit: 2019-03-04-AG

Mayor McCowan entered the meeting.

Upon a Motion by Commissioner Mitchell (seconded by Judge Whitley), and unanimous vote of all members present, the Board approved the resolution as presented.

Judge Jenkins entered the meeting.

Item 5 Resolution Endorsing Grant Application to the Federal Railroad Administration for the Federal-State Partnership for State of Good Repair Program

Michael Morris, Director of Transportation, asked the Board to endorse a grant proposal submitted for the Federal Railroad Administration's (FRA) Federal-State Partnership for State of Good Repair Program, which was due by March 18, 2019. He explained that the proposal addressed the state of good repair backlog, performance restrictions, safety concerns, and capacity constraints caused by deteriorated railroad assets in the Trinity Railway Express corridor. The total project budget is approximately \$53 million including \$24 million from the FRA Program Grant, and \$29 million non-federal match to be provided by Dallas Area Transit Rapid, Trinity Metro, and BNSF Railway.

Exhibit: 2019-03-05-TR

Upon a Motion by Judge Whitley (seconded by Mayor McCowan), and unanimous vote of all members present, the Board approved the resolution as presented.

Item 6 Resolution Authorizing Agreements with Subrecipients of the Clean Fleets North Texas 2018 Call for Projects

Michael Morris, Director of Transportation, reminded the Board that the Dallas-Fort Worth region is in nonattainment of the federal air quality standard for ozone. He explained that Clean Fleets North Texas is a program for the implementation of projects that reduce nitrogen oxide emissions in the 10-county ozone nonattainment area. This initiative is funded by the Environmental Protection Agency (EPA) National Clean Diesel Funding Assistance Program and the Texas Commission on Environmental Quality (TCEQ) Supplemental Environmental Project (SEP). He asked the Board to authorize two additional agreements with Subrecipients of

the Clean Fleets North Texas 2018 Call for Projects. The agreements with the Town of Prosper and the Town of Pantego are for a not to exceed \$327,900 in EPA funds and a \$983,698 local match.

Exhibit: 2019-03-06-TR

Councilmember Kleinman entered the meeting.

Upon a Motion by Councilmember Lombard (seconded by Judge Sweet), and unanimous vote of all members present, the Board approved the resolution as presented.

Item 7 Resolution Authorizing a Contract with Agile Mile, Inc. for a Hosted Website and Application Solution for WWW.TRYPARKINGIT.COM

Michael Morris, Director of Transportation, asked the Board to authorize a consultant contract with Agile Mile, Inc. to provide a hosted website and application solution for the Try Parking It website. The initial eighteen-month contract term and up to three one-year extensions is for a total not to exceed amount of \$1,700,000. The Try Parking It website is a regional commute tracking and ride-matching website, which is a component of the Regional Trip Reduction Program. The Unified Planning Work Program provides for the Regional Trip Reduction Program as part of Congestion Management Planning and Operations and encourages large employers to participate. The aim of the program is to encourage employees to reduce vehicle trips by using rideshare programs, telecommuting, flexible work-hour programs, transit use, bicycling and similar strategies. The website assists commuters in locating carpool and vanpool ride-matches and tracks the savings that result from vehicle reductions.

Exhibit: 2019-03-07-TR

Upon a Motion by Judge Whitley (seconded by Councilmember Rodriguez), and unanimous vote of all members present, the Board approved the resolution as presented.

Item 8 Resolution Authorizing a Lease Extension for the Terrell Workforce Center

David Setzer, Director of Workforce Development, asked the Board to approve a lease extension of up to six months, at the current Kaufman County Workforce Center, located in the City of Terrell, for a price not to exceed \$23.25 per square foot (net of utilities, janitorial, common area maintenance, internal suite maintenance, insurance, and taxes). He explained that NCTCOG staff are in the process of negotiating a long-term solution regarding the location of the Kaufman County Workforce Center but the current Terrell lease agreement expires on March 31, 2019. This interim agreement is necessary in order to finalize ongoing negotiations.

Exhibit: 2019-03-08-WF

Upon a Motion by Commissioner Mitchell (seconded by Judge Whitley), and unanimous vote of all members present, the Board approved the resolution as presented.

Item 9 Resolution Appointing a Legislator as an Ex-Officio Member of the North Central Texas Council of Governments Executive Board

Mike Eastland, Executive Director, explained that House Bill 2160 became law after the 82nd Session of the State Legislature. The law requires Councils of Governments to offer an ex-officio, non-voting seat on each of their Executive Boards to a member of the legislature whose district is located wholly or partly within their region. In January 2013, the Executive Board, in order to accomplish its desire to be fair and impartial, officially adopted, by resolution, a process for making a selection of the legislator to hold this seat, whereby an invitation would be sent to each Senator and Representative in a qualified district inviting them to submit a letter of interest in holding the designated seat. In addition, if more than one letter of interest was received, each of the interested Legislator's names would be placed in a drawing, from which one name would be drawn to fill the seat for a term of two years. This year, six letters of interest were received in response to the invitation sent to each of the eligible legislators.

Prior to conducting the drawing, Councilmember Kleinman moved that the Board change the process of selection by directing the President to appoint a five-member committee to recommend a Legislator from among those that had expressed an interest in the position. There was no second to Councilmember Kleinman's motion.

Judge Whitley then moved to continue to use the lottery process previously approved by the Board to select and to appoint the selected Legislator (seconded by Judge Hill). The motion was approved by unanimous vote of all members present.

The drawing was then conducted, and Representative Yvonne Davis' name was drawn to hold the seat through January 31, 2021.

Exhibit: 2019-03-09-EDO

APPOINTMENTS:

Item 10 Appointments to the North Central Texas Economic Development District Board (NCTEDD)

Lucille Johnson, Assistant to the Executive Director, asked the Board to make two appointments to the North Central Texas Economic Development District Board (NCTEDD) to serve a three-year term: Michael Talley, Director of Economic Development, Denton County to fill the vacant Denton County seat; and Jeff Sandford, Executive Director of the Stephenville Economic Development Authority, to represent Erath County. She explained that the NCTEDD Board functions as an advisory board to the NCTCOG Executive Board and guides the work of the region's Economic Development District, which is managed and staffed by NCTCOG. The region was designated as a district by the U. S. Economic Development Administration (EDA) in December 2016 and is organized in accordance with Federal Regulations.

Exhibit: 2019-03-10-EDO

Upon a Motion by Judge Sweet (seconded by Mayor McCowan), and unanimous vote of all members present, the Board approved the resolution as presented.

Item 11 Appointments to the Regional Aging Advisory Committee (RAAC)

Doni Green, Director of Aging, asked the Board to appoint Leeann Hook of Erath County and J. C. Campbell of Hood County to fill vacancies on the Regional Aging Advisory Committee (RAAC). She explained that this Committee assists the Executive Board in the development and implementation of the Area Agency on Aging plan, for persons sixty years old and over, in the 14 counties adjacent to Dallas and Tarrant Counties. The Committee also reviews proposals for aging services through NCTCOG's Aging Program under Title III of the Older Americans Act.

Upon a Motion by Judge Jenkins (seconded by Mayor McCowan), and unanimous vote of all members present, the Board approved the resolution as presented.

Item 12 Announcement of the President's 2019 Executive Board Nominating Committee

President Strength announced the appointment of the 2019 Executive Board Nominating Committee. This committee will nominate a slate of Officers and Directors for NCTCOG's 2019-20 Executive Board, which will be elected at the Annual General Assembly Meeting on Friday, June 14, 2019. He explained that it has been customary for the current President to serve as Chairman of the Nominating Committee, along with several of NCTCOG's past presidents, in order to qualify prospective nominees and prepare a slate to be submitted to the General Assembly.

Nominating Committee:

Kevin Strength – President 2018-19
Tom Lombard – President 2017-18
Lissa Smith – President 2016-17
Kathryn Wilemon, President 2014-15
Steve Terrell, President 2013-14
Bobbie Mitchell; President 2012-13
Glen Whitley, President 2010-11
Bobby Waddle, President 2009-10
John Murphy, President, 2008-9
Chad Adams, President, 2007-8

T. Oscar Trevino, Jr., President 2006-7
Wayne Gent, President 2005-6
Bob Phelps, President 2004-5
Mary Poss, President 2000-01
Mike Cantrell, President, 2001-02
Gary A. Slagel, President 1994-95
Jim Alexander, President 1991-92
Bill Lofland, President 1990-91
Jerry Gilmore, President 1974-75

STATUS REPORTS:

Item 13 Status Update on AirCheckTexas Vehicle Repair and Replacement Program Closure

Michael Morris, Director of Transportation, briefed the Board on the status of the AirCheckTexas Vehicle Repair and Replacement Program (AirCheckTexas). He explained that the funding for the program, which offers repair or replacement financial assistance to qualified owners of vehicles that meet certain requirements, was vetoed by Governor Abbott during the 85th Legislative session in 2017. The program has continued to operate utilizing previously appropriated unspent funds that will expire on June 28, 2019. To comply with the closeout date, NCTCOG will stop accepting participant applications on April 8, 2019 and work with partnering agencies, vendors, and stakeholders to ensure a smooth closeout. Since the program began operations in November 2002, AirCheckTexas has assisted approximately 72,000 vehicle owners to repair vehicles so they can comply with the State inspection program and/or to replace older, high polluting vehicles. This resulted in significant removal of ozone forming precursors in the air and notable progress in meeting Federal emission standards. He explained that as part of the current 86th Texas Legislative Session, a bill has been drafted that would redirect these dedicated funds from the Clean Air Account to a modernized transportation, mobility, and air quality program, commonly known as the Local Initiatives Projects (LIP), which would allow counties more flexibility over available funds.

MISCELLANEOUS:

Item 14 Old and New Business

Executive Director Mike Eastland announced that Molly Rendon has been appointed as the new Director of Administration. He also informed the Board that James Powell had been elected President of United Way of Tarrant County. Also, he announced that Emergency Preparedness Manager and Major in the US Army Reserve, Shad Lancaster, had nominated the Council of Governments for the Pro Patria Award for continued support of the National Guard and Reserve. NCTCOG was selected to receive this state-wide award, which Shad and Director of Emergency Preparedness Molly McFadden accepted on behalf of NCTCOG at a ceremony held in Austin.

Item 15 Attendance and Calendar

The Board was provided with a Calendar of meetings and a record of Attendance.

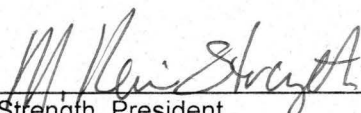
EXECUTIVE SESSION:

At 2:17 pm, President Strength announced that the Executive Board will convene in Executive Session pursuant to Open Meetings Act Sections 551.071 and/or 551.074 to discuss potential litigation regarding personnel claim(s).

At 2:34 pm, President Strength closed the Executive Session and immediately reconvened the Regular Session of the Executive Board.

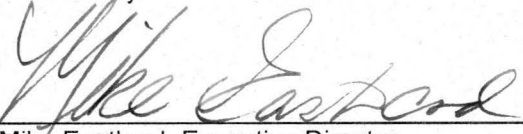
There being no other business, President Strength adjourned the Regular Session of the Board at 2:35 pm.

Approved by:



Strength, President
North Central Texas Council of Governments
Mayor, City of Waxahachie

Checked by:



Mike Eastland, Executive Director
North Central Texas Council of Governments