

**CONDUCT A PUBLIC HEARING REGARDING THE ANNUAL FISCAL PROGRAM FOR FY 2020-2021  
AND CONSIDER A RESOLUTION TO APPROVE AND ADOPT THE ANNUAL FISCAL PROGRAM**

**WHEREAS**, the North Central Texas Council of Governments (NCTCOG) is a Texas political subdivision and non-profit corporation organized and operating under Texas Local Government Code Chapter 391 as the regional planning commission for the 16-county North Central Texas region; and,

**WHEREAS**, NCTCOG is a voluntary association of, by and for local governments established to assist in planning for common needs, cooperating for mutual benefit, and coordinating for sound regional development; and,

**WHEREAS**, the North Central Texas Council of Governments' Bylaws require the approval and adoption of an annual budget by the Executive Board, and,

**WHEREAS**, the budget is funded by federal and state programs and local contracts for services requested by member governments, and,

**WHEREAS**, these individual grants and contracts control funding and expenditure amounts, and,

**WHEREAS**, the budget is comprised of programs and initiatives approved by the Executive Board and is amended throughout the year to reflect new and revised programs and initiatives, and,

**WHEREAS**, the budget has been presented to the Executive Board and a public hearing held for comments.

**NOW, THEREFORE, BE IT HEREBY RESOLVED THAT:**

**Section 1.** The North Central Texas Council of Governments Executive Board approves and adopts the FY 2020-2021 Annual Fiscal Program in the amount of \$240,400,289.

**Section 2.** The Executive Director and designees are authorized to receive federal, state and local funding for FY 2020-2021.

**Section 3.** The Executive Director and designees are authorized to approve and accept any and all funding revisions for ongoing programs.

**Section 4.** The Executive Director and designees are authorized to approve and accept funding for new programs subject to Executive Board approval or ratification.

**Section 5.** The Executive Director and designees are authorized to transfer funds between programs and line items as necessary as allowed by applicable state and federal laws, regulations, and grant requirements.

**Section 6.** The Executive Director and designees are authorized to execute contracts for goods and services up to \$100,000 and to equip and provide facilities as allowed by applicable state and federal laws, regulations, and grant requirements.

**Section 7.** The Executive Director and designees are authorized to execute contracts for goods and services as approved and funded by the Public Employees Benefits Cooperative (PEBC) Board, the NCT9-1-1 Board or the City Net Shared Services Board.

**Section 8.** This resolution shall be in effect as of October 1, 2020.

DocuSigned by:

*Ray Smith*

91F6348F1DC34E6...

Ray Smith, President  
North Central Texas Council of Governments  
Mayor, Town of Prosper

I hereby certify that this resolution was adopted by the Executive Board of the North Central Texas Council of Governments on September 24, 2020.

DocuSigned by:

*David Sweet*

8DE31A7D39B44CC...

David Sweet, Secretary-Treasurer  
North Central Texas Council of Governments  
County Judge, Rockwall County

Exhibit: 2020-09-03-AA

**RESOLUTION AUTHORIZING CONTRACT WITH TAURUS COMMERCIAL, INC. FOR GENERAL CONTRACTOR SERVICES**

**WHEREAS**, the North Central Texas Council of Governments (NCTCOG) is a Texas political subdivision and non-profit corporation organized and operating under Texas Local Government Code Chapter 391 as the regional planning commission for the 16-county North Central Texas region; and,

**WHEREAS**, NCTCOG is a voluntary association of, by and for local governments established to assist in planning for common needs, cooperating for mutual benefit, and coordinating for sound regional development; and,

**WHEREAS**, NCTCOG is in need of general contractor services to renovate Phase II of the Centerpoint Campus remodel based upon the building lease extension authorized in December 2016; and,

**WHEREAS**, NCTCOG intends to fund such services through the available Tenant Improvement Allowance (TIA) and additional authorized funding; and,

**WHEREAS**, NCTCOG conducted a Request for Competitive Sealed Proposals (RFCSP) #2020-012 for these services and eight (8) proposals were received and evaluated by a committee comprised of NCTCOG staff; and,

**WHEREAS**, NCTCOG is recommending Taurus Commercial, Inc. as the selected vendor; and,

**WHEREAS**, NCTCOG has complied with federal and State regulations regarding contract and procurement proceedings for this Procurement #2020-012.

**NOW, THEREFORE, BE IT HEREBY RESOLVED THAT:**

**Section 1.** A contract between NCTCOG and Taurus Commercial, Inc., for General Contractor Services in an amount not to exceed \$700,000, be and is hereby approved.

**Section 2.** The Executive Director or designee is authorized to execute contractual agreements necessary to carry out the initiatives described herein in the name of the North Central Texas Council of Governments.

**Section 3.** This resolution shall be in effect immediately upon its adoption.

DocuSigned by:

Ray Smith

Ray Smith, President  
North Central Texas Council of Governments  
Mayor, Town of Prosper

I hereby certify that this resolution was adopted by the Executive Board of the North Central Texas Council of Governments on September 24, 2020.

DocuSigned by:

David Sweet

David Sweet, Secretary-Treasurer  
North Central Texas Council of Governments  
County Judge, Rockwall County

*Exhibit: 2020-09-04-EDO*

**RESOLUTION AUTHORIZING A PARTNERSHIP PLANNING AND TECHNICAL ASSISTANCE GRANT APPLICATION TO THE ECONOMIC DEVELOPMENT ADMINISTRATION (EDA)**

**WHEREAS**, the North Central Texas Council of Governments (NCTCOG) is a Texas political subdivision and non-profit corporation organized and operating under Texas Local Government Code Chapter 391 as the regional planning commission for the 16-county North Central Texas region; and,

**WHEREAS**, NCTCOG is a voluntary association of, by and for local governments established to assist in planning for common needs, cooperating for mutual benefit, and coordinating for sound regional development; and,

**WHEREAS**, the North Central Texas Economic Development District (NCTEDD), which is managed and staffed by NCTCOG, encompasses the North Central Texas Region, which includes the 16 counties of Collin, Dallas, Denton, Ellis, Erath, Hood, Hunt, Johnson, Kaufman, Navarro, Palo Pinto, Parker, Rockwall, Somervell, Tarrant and Wise, and

**WHEREAS**, the NCTEDD is the Economic Development Administration's (EDA) designated planning organization serving the North Central Texas Region; and,

**WHEREAS**, EDA provides Partnership Planning and Technical Assistance grants to the designated planning organizations serving each EDA-designated Economic Development District throughout the Nation; and,

**WHEREAS** the Partnership Planning and Technical Assistance grants are used to stimulate and guide the creation and/or retention of high-quality jobs, particularly for the unemployed and underemployed; and,

**WHEREAS**, the NCTEDD brings together the private and public sectors in partnership to provide a coordinated strategy and economic development technical assistance with such things as strategic planning, grant writing, grant administration and training workshops to promote economic growth in the North Central Texas region; and,

**WHEREAS**, EDA provides planning dollars to assist in addressing a wide variety of economic development needs, designed to lead to the creation and retention of jobs and increased private investment, and its programs fund and promote local and regional development capacity-building efforts; and,

**WHEREAS**, the work of the NCTEDD's Planning and Policy Advisory Board can be used as in-kind matching funds; and,

**WHEREAS**, the NCTEDD was invited by EDA to apply for three-year funding to continue the economic development work of the NCTEDD; and,

**WHEREAS**, the NCTEDD is willing and able to support the scope of work and authorized activities to assist communities in North Central Texas.

**NOW, THEREFORE, BE IT HEREBY RESOLVED THAT:**

- Section 1.** The NCTCOG Executive Board authorizes a grant application for approximately \$210,000 to the Economic Development Administration matched with \$210,000 of in-kind NCTEDD Board assistance for Partnership and Technical Assistance Funding to support planning, outreach efforts, the CEDS, and technical assistance in North Central Texas by the North Central Texas Economic Development District (NCTEDD).
- Section 2.** This resolution shall be transmitted to The U. S. Department of Commerce, Economic Development Administration.
- Section 3.** The Executive Director or designee is authorized to execute agreements necessary to carry out the initiatives described herein, in the name of the North Central Texas Council of Governments.
- Section 4.** If awarded, these funds will be incorporated into the appropriate fiscal year budget.
- Section 5.** This resolution shall take effect immediately upon its adoption.

DocuSigned by:

*Ray Smith*

91F6348F1DC34E6...

Ray Smith, President  
North Central Texas Council of Governments  
Mayor, Town of Prosper

I hereby certify that this resolution was adopted by the Executive Board of the North Central Texas Council of Governments on September 24, 2020.

DocuSigned by:

*David Sweet*

8DE31A7D39B44CC...

David Sweet, Secretary/Treasurer  
North Central Texas Council of Governments  
County Judge, Rockwall County

Exhibit: 2020-09-05-CJ

**RESOLUTION AUTHORIZING THE FY2021 INTERLOCAL AGREEMENT WITH THE OFFICE OF THE GOVERNOR PUBLIC SAFETY OFFICE**

**WHEREAS**, The North Central Texas Council of Governments (NCTCOG) is a Texas political subdivision and non-profit corporation organized and operating under Texas Local Government Code Chapter 391 as the regional planning commission for the for the 16-county North Central Texas Region; and,

**WHEREAS**, NCTCOG is a voluntary association of, by and for local governments established to assist in planning for common needs, cooperating for mutual benefit, and coordinating for sound regional development; and,

**WHEREAS**, NCTCOG is working with local governments and others in building regional emergency preparedness capacity; and,

**WHEREAS**, the health, safety, and welfare of people in North Central Texas is threatened by a variety of natural and technological hazards including severe weather and terrorism; and,

**WHEREAS**, NCTCOG is responsible for coordinating and facilitating regional criminal justice planning and the criminal justice grant application process; and,

**WHEREAS**, the Office of the Governor’s Public Safety Office (PSO) has expressed its intent to execute a single agreement with NCTCOG for FY2021 Criminal Justice Division (CJD) and Homeland Security Grants Division (HSGD) activities; and,

**WHEREAS**, NCTCOG agrees that in the event of loss or misuse of the Office of Governor funds, the funds will be returned to the Office of the Governor in full.

**NOW, THEREFORE, BE IT HEREBY RESOLVED THAT:**

**Section 1.** An Interlocal Cooperation Agreement between NCTCOG and the Office of the Governor to (1) manage and administer the Homeland Security Grant Program in an approximate amount of \$50,000 and (2) provide Criminal Justice planning and coordination activities in an approximate amount of \$198,610.99, be and is hereby approved.

**Section 2.** The Executive Director or designee is authorized to apply for, accept, execute, reject, alter, or terminate the Interlocal Cooperation Agreement and any subsequent or related agreements on behalf of and in the name of the North Central Texas Council of Governments.

**Section 3.** This resolution shall be in effect immediately upon its adoption.

DocuSigned by:  
*Ray Smith*  
01E6348E1DC34E6

Ray Smith, President  
North Central Texas Council of Governments  
Mayor, Town of Prosper

I hereby certify that the Executive Board of the North Central Texas Council of Governments adopted this resolution on September 24, 2020.

DocuSigned by:  
*David Sweet*  
8DE31A7D39B44CC

David Sweet, Secretary/Treasurer  
North Central Texas Council of Governments  
County Judge, Rockwall County

Exhibit: 2020-09-06-AG

**RESOLUTION AUTHORIZING TRANSFER OF TRANSPORTATION SERVICES FROM SENIOR CONNECT TO STAR TRANSIT**

**WHEREAS**, the North Central Texas Council of Governments (NCTCOG) is a Texas political subdivision and non-profit corporation organized and operating under Texas Local Government Code Chapter 391 as the regional planning commission for the 16-county North Central Texas region; and,

**WHEREAS**, NCTCOG is a voluntary association of, by and for local governments established to assist in planning for common needs, cooperating for mutual benefit, and coordinating for sound regional development; and,

**WHEREAS**, NCTCOG has been designated as the Area Agency on Aging (NCTAAA) for State Planning Region 4A by the Texas Health and Human Services Commission (HHSC); and,

**WHEREAS**, the North Central Texas Council of Governments is entrusted to allocate federal and state funds distributed through HHSC for transportation services; and,

**WHEREAS**, the AAA is committed to making transportation services available to older individuals in the entirety of its 14-county service area; and,

**WHEREAS**, Senior Connect has provided notice of intent to terminate transportation services in Ellis, Kaufman and Rockwall counties as of September 30, 2020; and,

**WHEREAS**, NCTCOG currently has an agreement with STAR Transit to provide transportation services to older Navarro County residents, and STAR Transit further provides transportation services to older Ellis, Kaufman, and Rockwall County residents as a current subcontractor to Senior Connect; and

**WHEREAS**, STAR Transit is willing to amend its agreement with NCTCOG to directly provide transportation services in Ellis, Kaufman, and Rockwall counties.

**NOW, THEREFORE, BE IT HEREBY RESOLVED THAT:**

**Section 1.** An amendment to the agreement between NCTCOG and Star Transit for Title III-B transportation services, to include Ellis, Kaufman and Rockwall counties for a maximum four (4) year term and in the amount based on final allocations and consistent with the approved funding formula, be and is hereby approved.

**Section 2.** The Executive Director or designee is authorized to execute agreements necessary to carry out the initiatives described herein, in the name of the North Central Texas Council of Governments.

**Section 3.** This resolution shall be in effect immediately upon its adoption.

DocuSigned by:

*Ray Smith*

94E8348E4DC34E6

Ray Smith, President  
North Central Texas Council of Governments  
Mayor, Town of Prosper

I hereby certify that the resolution was adopted by the Executive Board of the North Central Texas Council of Governments on September 24, 2020.

DocuSigned by:

*David Sweet*

8DE31A7D38B44CC

David Sweet, Secretary-Treasurer  
North Central Texas Council of Governments  
County Judge, Rockwall County

Exhibit: 2020-09-07-AG

**RESOLUTION AUTHORIZING A CONTRACT WITH TRIO FOODS FOR PURCHASED MEALS**

**WHEREAS**, the North Central Texas Council of Governments (NCTCOG) is a Texas political subdivision and non-profit corporation organized and operating under Texas Local Government Code Chapter 391 as the regional planning commission for the 16-county North Central Texas region; and,

**WHEREAS**, NCTCOG is a voluntary association of, by and for local governments established to assist in planning for common needs, cooperating for mutual benefit, and coordinating for sound regional development; and,

**WHEREAS**, NCTCOG has been designated as the Area Agency on Aging (NCTAAA) for State Planning Region 4A by the Texas Health and Human Services Commission (HHSC); and,

**WHEREAS**, NCTCOG receives federal and state funds that are designated for provision of nutrition services; and,

**WHEREAS**, NCTCOG identified the need for a cooperative purchase of Title-III funded meals for its twelve (12) nutrition subrecipients in an effort to reduce administrative burden and assist with federal and State grant compliance; and,

**WHEREAS**, NCTCOG initiated a competitive procurement for purchased meals in June 2020 and, following evaluation, is recommending Trio Foods to provide the services; and

**WHEREAS**, NCTCOG has complied with federal and state regulations regarding contract and procurement proceedings for this procurement.

**NOW, THEREFORE, BE IT HEREBY RESOLVED THAT:**

**Section 1.** A contract between NCTCOG and Trio Foods for purchased meals, for a maximum five (5) year term, be and is hereby approved.

**Section 2.** The Executive Director or designee is authorized to execute agreements necessary to carry out the initiatives described herein, including any with participating entities, in the name of the North Central Texas Council of Governments.

**Section 3.** This resolution shall be in effect immediately upon its adoption.

DocuSigned by:

*Ray Smith*

91F0310F10031E6...

Ray Smith, President  
North Central Texas Council of Government  
Mayor, Town of Prosper

I hereby certify that the resolution was adopted by the Executive Board of the North Central Texas Council of Governments on September 24, 2020.

DocuSigned by:

*David Sweet*

8DE31A7D30B44CC...

David Sweet, Secretary-Treasurer  
North Central Texas Council of Governments  
County Judge, Rockwall County

Exhibit: 2020-09-08-AG

**RESOLUTION AMENDING FUNDING FORMULAS FOR AGING NUTRITION AND TRANSPORTATION SERVICES**

**WHEREAS**, the North Central Texas Council of Governments (NCTCOG) is a Texas political subdivision and non-profit corporation organized and operating under Texas Local Government Code Chapter 391 as the regional planning commission for the 16-county North Central Texas region; and,

**WHEREAS**, NCTCOG is a voluntary association of, by and for local governments established to assist in planning for common needs, cooperating for mutual benefit, and coordinating for sound regional development; and,

**WHEREAS**, NCTCOG has been designated as the Area Agency on Aging (NCTAAA) for State Planning Region 4A by the Texas Health and Human Services Commission (HHSC); and,

**WHEREAS**, NCTCOG receives federal and state funding through Title III of the Older Americans Act to provide nutrition and transportation services to older adults in its 14-county service area; and,

**WHEREAS**, the NCTCOG relies on funding formulas to allocate nutrition and transportation funding within the 14 county NCTAAA service area, and,

**WHEREAS**, the Regional Aging Advisory Committee (RAAC) convened a subcommittee in May 2020 to review the nutrition and transportation services funding formulas; and,

**WHEREAS**, the subcommittee recommended that the funding formulas be revised to reflect how "low income elderly" is measured so that it now compares the counties' elder poverty rates to each other's; and

**WHEREAS**, the RAAC approved the proposed revisions at its August 11, 2020 meeting and recommends the change take effect October 1, 2021.

**NOW, THEREFORE, BE IT HEREBY RESOLVED THAT:**

**Section 1.** The NCTCOG Executive Board approves amendments to the Aging Program funding formulas for nutrition and transportation services as reflected in Attachment 1, to be effective October 1, 2021.

**Section 2.** This resolution shall be in effect immediately upon its adoption.

DocuSigned by:

*Ray Smith*

04F8248F4DC24E6

Ray Smith, President  
North Central Texas Council of Government  
Mayor, Town of Prosper

I hereby certify that the resolution was adopted by the Executive Board of the North Central Texas Council of Governments on September 24, 2020.

DocuSigned by:

*David Sweet*

8DE31A7D39B44CC

David Sweet, Secretary-Treasurer  
North Central Texas Council of Governments  
County Judge, Rockwall County

**RESOLUTION ENDORSING GRANT APPLICATION SUBMITTAL TO THE MEADOWS FOUNDATION TO SUPPORT THE DEVELOPMENT OF A GREENHOUSE GAS EMISSIONS INVENTORY AND SERVE ON BEHALF OF LOCAL GOVERNMENTS**

**WHEREAS**, the North Central Texas Council of Governments (NCTCOG) is a Texas political subdivision and non-profit corporation organized and operating under Texas Local Government Code Chapter 391 as the regional planning commission for the 16-county North Central Texas region; and,

**WHEREAS**, NCTCOG is a voluntary association of, by and for local governments established to assist in planning for common needs, cooperating for mutual benefit, and coordinating for sound regional development; and,

**WHEREAS**, NCTCOG has been designated as the Metropolitan Planning Organization (MPO) for the Dallas-Fort Worth Metropolitan Area by the Governor of the State of Texas in accordance with federal law; and,

**WHEREAS**, the Regional Transportation Council (RTC), comprised primarily of local elected officials, is the regional transportation policy body associated with NCTCOG, and has been and continues to be a forum for cooperative decisions on transportation; and,

**WHEREAS**, Subtask 3.02 of the Fiscal Year (FY) 2020 and FY2021 Unified Planning Work Program supports efforts in development of a comprehensive multipollutant emission inventory; and,

**WHEREAS**, the Meadows Foundation makes funding available through the Environment Initiative to provide cities with affordable strategies and technical assistance to improve air quality, and accepts applications throughout the year; and,

**WHEREAS**, on July 7, 2020, staff submitted a request for funding from the Meadows Foundation in the amount of \$130,000 to develop a regional Greenhouse Gas Emissions Inventory and Companion Toolkit; and,

**WHEREAS**, on July 23, 2020, Burlington Northern Santa Fe (BNSF) announced it will provide a donation toward this effort in the amount of \$25,000.

**NOW, THEREFORE, BE IT HEREBY RESOLVED THAT:**

**Section 1.** The Executive Board endorses NCTCOG's submittal of a grant application to the Meadows Foundation to support development of a regional Greenhouse Gas emission inventory and companion toolkit on behalf of local governments in the amount of \$130,000. If unsuccessful, the Executive Board approves resubmittal to the Meadows Foundation for a lower dollar amount.

**Section 2.** The Executive Board authorizes receipt of approximately \$130,000 from the Meadows Foundation for the purposes described above.

**Section 3.** The Executive Board authorizes receipt of a donation in the amount of approximately \$25,000 from BNSF for the purposes described above.

**Section 4.** These funds shall be incorporated into the appropriate fiscal year budgets and Unified Planning Work Program.

**Section 5.** The Executive Director or designee is authorized to execute agreements necessary to carry out this project.

**Section 6.** This resolution shall be in effect immediately upon its adoption.

DocuSigned by:

*Ray Smith*

94E6348E1DC34E6...

Ray Smith, President  
North Central Texas Council of Governments  
Mayor, Town of Prosper

I hereby certify that this resolution was adopted by the Executive Board of the North Central Texas Council of Governments on September 24, 2020.

DocuSigned by:

*David Sweet*

8DE31A7D33D44CC...

David Sweet, Secretary/Treasurer  
North Central Texas Council of Governments  
County Judge, Rockwall County

*Exhibit: 2020-09-10-TR*

**RESOLUTION APPROVING AN AGREEMENT WITH FG ALEDO DEVELOPMENT, LLC  
D/B/A MORNINGSTAR CONCERNING OLD WEATHERFORD ROAD IN PARKER COUNTY  
TO ASSIST THE ALEDO INDEPENDENT SCHOOL DISTRICT**

**WHEREAS**, the North Central Texas Council of Governments (NCTCOG) is a Texas political subdivision and non-profit corporation organized and operating under Texas Local Government Code Chapter 391 as the regional planning commission for the 16-county North Central Texas region; and,

**WHEREAS**, NCTCOG is a voluntary association of, by and for local governments established to assist in planning for common needs, cooperating for mutual benefit, and coordinating for sound regional development; and,

**WHEREAS**, NCTCOG has been designated as the Metropolitan Planning Organization (MPO) for the Dallas-Fort Worth Metropolitan Area by the Governor of the State of Texas in accordance with federal law; and,

**WHEREAS**, the Regional Transportation Council (RTC), comprised primarily of local elected officials, is the regional transportation policy body associated with NCTCOG, and has been and continues to be a forum for cooperative decisions on transportation; and,

**WHEREAS**, Subtask 1.02 of the Fiscal Year (FY) 2020 and FY2021 Unified Planning Work Program supports efforts to explore innovative transportation financing and funding strategies to meet critical transportation needs; and,

**WHEREAS**, Aledo ISD is opening a school facility along Old Weatherford Road in August of 2022; and,

**WHEREAS**, FG Aledo Development, LLC (Morningstar) has an obligation after August 2022 under a development agreement with the City of Fort Worth to design and construct the northern half (2 lanes) of Old Weatherford Road that fronts their development with Morningstar's anticipated obligation to be \$3.5 million; and,

**WHEREAS**, the public sector interest has an interest in the concurrent design and construction of Old Weatherford Road from FM 3325 to East of the Aledo ISD facility as a 2-lane facility in the interim (4 lane ultimate), which includes the Morningstar segment to accommodate the opening of the Aledo ISD facility in August of 2022; and,

**WHEREAS**, on August 13, 2020, the Regional Transportation Council (RTC) approved a total of \$10,500,000 in Regional Toll Revenue funds for Old Weatherford Road in Parker County as part of a funding strategy related to the Aledo Independent School District (Aledo ISD); and

**WHEREAS**, Morningstar has committed its \$3.5 million to the project as follows:  
1) approximately \$1.1 million to fund the design of the ultimate 4-lane facility and 2) payment of the remaining balance (\$3.5 million less design fees paid by Morningstar) anticipated to be \$2.4 million to NCTCOG as the RTC's fiscal agent four years after the roadway is open to traffic.

**NOW, THEREFORE, BE IT HEREBY RESOLVED THAT:**

**Section 1.** NCTCOG is authorized to enter into an Agreement with FG Aledo Development, LLC d/b/a Morningstar and/or its related entities regarding the design and construction funding strategy for Old Weatherford Road in Parker County, consistent with the terms and conditions approved in the RTC action at its August 13, 2020, meeting.

**Section 2.** NCTCOG is authorized to receive approximately \$2.4 million from Morningstar.

**Section 3.** These funds shall be incorporated into the appropriate fiscal year budgets and Unified Planning Work Program.

**Section 4.** The Executive Director or designee is authorized to execute necessary agreements in the name of the North Central Texas Council of Governments to carry out the initiatives described herein.

**Section 5.** This resolution shall be in effect immediately upon its adoption.

DocuSigned by:

*Ray Smith*

91E6348E1DC34E6

Ray Smith, President  
North Central Texas Council of Governments  
Mayor, Town of Prosper

I hereby certify that this resolution was adopted by the Executive Board of the North Central Texas Council of Governments on September 24, 2020.

DocuSigned by:

*David Sweet*

8DE31A7D39B44CC

David Sweet, Secretary/Treasurer  
North Central Texas Council of Governments  
County Judge, Rockwall County

**Exhibit: 2020-09-11-EP**

**RESOLUTION APPROVING 2020 EMERGENCY PREPAREDNESS PLANNING COUNCIL (EPPC)  
BYLAWS UPDATE**

**WHEREAS**, the North Central Texas Council of Governments (NCTCOG) is a Texas political subdivision and non-profit corporation organized and operating under Texas Local Government Code Chapter 391 as the regional planning commission for the 16-county North Central Texas region; and,

**WHEREAS**, NCTCOG is a voluntary association of, by and for local governments established to assist in planning for common needs, cooperating for mutual benefit, and coordinating for sound regional development; and,

**WHEREAS**, the North Central Texas Council of Governments is working with local governments and others in building regional emergency preparedness capacity; and,

**WHEREAS**, the health, safety and welfare of citizens in North Central Texas is threatened by a variety of natural and technological hazards including terrorism; and,

**WHEREAS**, the Emergency Preparedness Planning Council (EPPC) is an advisory council to the NCTCOG Executive Board and is in favor of the proposed bylaw amendments and recommends approval by the Executive Board.

**NOW, THEREFORE, BE IT HEREBY RESOLVED THAT:**

**Section 1.** The NCTCOG Executive Board approves the amended Emergency Preparedness Planning Council Bylaws as reflected in Attachment 1.

**Section 2.** This resolution shall be in effect immediately upon its adoption.

DocuSigned by:

*Ray Smith*

91E6348E1DC34E6

Ray Smith, President  
North Central Texas Council of Governments  
Mayor, Town of Prosper

I hereby certify that the Executive Board of the North Central Texas Council of Governments adopted this resolution on September 24, 2020.

DocuSigned by:

*David Sweet*

8DE31A7D39B44CC

David Sweet, Secretary-Treasurer  
North Central Texas Council of Governments  
County Judge, Rockwall County

**NORTH CENTRAL TEXAS COUNCIL OF GOVERNMENTS  
EMERGENCY PREPAREDNESS PLANNING COUNCIL  
BYLAWS**

*Revised September 2020*

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**Primary Responsibility of the Council**

The EPPC serves in an advisory role to the North Central Texas Council of Governments (NCTCOG) Executive Board. The Council has the responsibility to provide policy direction and oversight for the development of regional emergency planning and response systems. The Council may also recommend how to best utilize financial assistance for regional emergency planning, mitigation, and recovery.

The Council will specifically devote its attention to the following functions:

1. Recommending priorities for regional homeland security resources.
2. Providing advocacy for legal, regulatory, and legislative actions needed to ensure the most effective response to a major incident/disaster.
3. Providing assistance in assuring interagency communication capabilities.
4. Providing assistance in assuring planning and training opportunities for various regional stakeholders.
5. Facilitating regional preparedness and multi-agency planning for stakeholders, including interagency agreements and mutual aid.
6. Supporting coordination between medical, public health, and public safety.
7. Supporting assets for regional response.
8. Assisting in securing grant assistance for emergency management planning, equipment, personnel, and training requirements identified by stakeholders.

**Recommendations of the Council**

Recommendations of the Council will be accepted by the Executive Board through a simple majority vote.

**Planning Area**

The planning area includes all participating counties and cities in the 16 county NCTCOG region.

**Eligibility to Participate**

A county or city within the designated planning area is eligible to participate in the Regional Emergency Preparedness (EP) Program and to have Council representation if it submits its "membership dues" payment to the NCTCOG EP department for the limited purpose of funding the program. The Executive Board establishes the annual dues amount.

Jurisdictions must also be a member of the EP program to participate in special projects such as (CASA, Mitigation Planning, etc.) or pay an additional fee for service.

**Council Membership**

A review of population breakdowns and representation on the Council will be reviewed annually. Population statistics will be gathered from NCTCOG's Regional Data Center population estimates data beginning January 1 of each year and generally approved by the Executive Board each Spring. This information will be used to determine which population range cities are classified by.

All members of the Council shall be elected officials who represent participating counties and cities within the designated planning area. Each participating county is entitled to one permanent Council seat.

<b>Membership Population Range (Counties)</b>	<b>Annual Dues</b>
750,000+	\$12,500
400,000-750,000	\$7,500
Less than 399,999	\$5,000

Participating cities within the planning area will be grouped according to population, and representation for cities within certain population ranges will be assigned as shown below.

<b>Membership Population Range</b>	<b>Number of EPPC Representatives</b>	<b>Annual Dues</b>
1,000,000 and above	1	\$15,000
750,000-999,999	1	\$12,000
400,000-749,999	1	\$10,500
250,000-399,999	1	\$9,000
170,000-249,999	2	\$8,000
120,000-169,999	1	\$7,000
80,000-119,999	1	\$6,000
50,000-79,999	2	\$5,000
30,000-49,999	3	\$4,000
15,000-29,999	4	\$3,000
5,000-14,999	4	\$2,000
1-4,999	1	\$1,000
*Special Districts / Universities	n/a	\$5,000
*DFW Airport	n/a	\$7,000

Special districts, universities, and airports are not currently eligible for EPPC representation; however, these entities are eligible for working group participation.

**Appointment of Council**

The Executive Board will appoint Council members for a two-year term of office **every August or as soon as possible thereafter**. Council members will be appointed from nominations received from each eligible county and eligible cities within population range categories with open seats. Considerations for Council seat selection will include regional geographic balance, emergency preparedness related experience, and opportunity for different jurisdictions to represent their population category.

- **Officers**

- The Executive Board appoints the Chair and Vice-Chair biannually, considering staff recommendations.
- A Chair and Vice-Chair shall be the officers for the Council and serve approximate two-year terms. To allow for balanced regional representation, the Chair and Vice Chair shall consist of one Urban Representative and one Rural Representative.
- An Urban representative may be a county or city representative from within the four largest counties (Collin, Dallas, Denton, and Tarrant). A Rural representative may be a county or city representative from the smaller counties.
- The Chair and Vice-Chair must be the primary member on EPPC. At the end of a term, the Chair shall hold the position of Immediate Past Chair, a non-voting position. In the event of a mid-term officer vacancy, a replacement shall be appointed to serve for the remainder of the replaced officer's term.

- **Duties of the Officers**

- The Chair shall lead Council meetings and meet as needed with various working groups, subcommittees, and regional partners to ensure excellence in all phases of regional emergency preparedness.
- The Vice-Chair shall be the appointed liaison of the Regional Emergency Preparedness Advisory Committee (REPAC). This duty may be delegated to another Council member or appointee should the Vice-Chair be unable to attend. The Vice-Chair shall take over Chair duties when the Chair is not available, and will also meet with the various working groups, subcommittees, and regional partners to ensure excellence in all phases of regional emergency preparedness.
- The Past Chair will perform the duties of the Chair or Vice Chair in conjunction with or in their absence.

- **Member Attendance**

- Regular meeting attendance is required of Members. Forms will be provided for Members to select another elected official as their Alternate. Alternates should attend meetings if Member attendance is not possible. Alternates meeting eligibility requirements may vote on behalf of the Member. Elected Alternates may be selected from interested nominees who were not appointed to the Council.
- In person attendance is preferred and recommended. **In the event an in-person meeting cannot be held, Teleconference or video conference services will be held with the approval of EPPC Chairs and Director. Confirmed online attendance will count toward meeting attendance requirements.**
- Member stand-ins, or non-elected alternates, will not count toward attendance and will not have voting privileges.
- Non-Attendance: Missing two consecutive meetings will result in a letter to the Member requesting that an alternate be sent. A carbon copy (CC) to the jurisdiction's secretary or equivalent will be included.
- Repeated non-attendance will result in a letter of inquiry as to the intent of the Member to remain on the Council.

- **Council Vacancies**

- Vacancies occurring during the regular term of a member will be filled for the remainder of the term by an elected official from the same jurisdiction. If the jurisdiction relinquishes the seat, a replacement will be chosen from another jurisdiction in the same population category to fill the unexpired term.

### **Quorum and Voting Procedures**

- A quorum is defined as a simple majority of the current committee membership.
- Action items requiring Council vote shall be decided through a simple majority of the quorum.
- Each member of the Emergency Preparedness Planning Council shall be entitled to one vote, except for the Chair who will only vote in the event of a tie. EPPC Members and alternate(s) may not share voting privileges simultaneously.
- If a teleconference or video conference is available, members are counted as present and may vote via teleconference or video conference.
- Electronic voting by email will be deemed binding if a remote decision is needed.

### **Conflict of interest**

- Any member or organization that has a conflict of interest concerning any matter before the committee shall inform the committee before participating in a discussion
- A conflict of interest shall be defined as any issue in which there is a conflict between members or an organization's public obligation and private interests such as financial or other interests.

### **Compensation**

EPPC members and alternates shall not be compensated in any way for the performance of their duties as members of EPPC.

### **Meeting Schedule**

Council meetings are scheduled quarterly according to business needs. Emergency meetings may be required, and the council will be given ample notification.

### **Staff Support**

Staff support for the Council will be provided by NCTCOG EP staff.