

## NOTICE OF MEETING OF THE MCLENNAN COUNTY COMMISSIONERS COURT

NOTICE IS HEREBY GIVEN that, in accordance with the Government Code, Chapter 551, (known as the Open Meetings Act), as amended, a regular meeting of Commissioners' Court, the governing body of McLennan County, will be held on **Tuesday, the 4th day of February, 2020 at 9:00 o'clock a.m.** in the Commissioners' Courtroom, 1<sup>st</sup> Floor, West Wing, McLennan County Courthouse, 501 Washington, City of Waco, Texas, at which time, the subjects below will be considered and potentially acted upon.

### AGENDA

#### A. Proof of Posting of Notice

#### B. Moment of Silence / Invocation and Pledge

#### C. Public Comments

#### D. Proclamations / Resolutions:

1. Proclamation In Loving Memory of Mr. James Lee "Jimmy" Davis Business Owner, Philanthropist
2. Proclamation Recognizing February 7, 2020 as National Wear Red Day
3. Proclamation Acknowledging the 2020 African American History Month & Unity in the Community African American History Celebration
4. Proclamation Recognizing & Congratulating The 2019 Mart High School Football Team – 2A Division 2 State Champions

#### E. Consent Agenda:

##### 1. Approval of Minutes of Prior Meeting(s); Recording into the Court Minutes of Previously Approved Documents; Recordation of Items Not Requiring Court Action

- a. Recording of Texas Historical Commission Historic Building and Structures Permit Extensions:
  - 1) Regarding Permit # 881: McLennan County Courthouse, ADA Compliance Issues
  - 2) Regarding Permit # 882: McLennan County Courthouse, 4th Floor Temporary Courtroom
- b. Recording of Master Maintenance Agreement with Opex Corporation (re: Tax Office Remittance Processing Machine)
- c. Recording of Interlocal Agreement and related Resolution with Texas Department of Motor Vehicles (re: Scofflaw Services)
- d. Recording of Technology Quote re: Jack Harwell Detention Center
- e. Recording of Contract Renewal with Keefe Commissary Network, LLC (re: McLennan County Jail Commissary Services)
- f. Recording of Cooperative Agreement with Texas State Soil and Water Conservation Board (re: Cow Bayou Site No. 10 Structural Repair / Contract No. COWB10-REP-ST2-011-20)
- g. Recording of Bundled Commercial Service Agreement with AMG Technology Investment Group, LLC dba Nextlink Internet (re: Archives Building)
- h. Recording of Cultural Resources Report from Integrated Environmental Solutions, LLC (re: Chapel Road Improvements Project)

##### 2. Financial Obligations of McLennan County:

- a. Authorization for County Treasurer to Pay County Checks / Wire / Electronic Transfers Issued Since the Last Authorization

##### 3. Human Resources / Salary Matters (Payroll Status Forms or Changes):

- a. Texas A&M AgriLife Extension Service
- b. Health Services
  - 1) Acceptance of Resignation of Director
  - 2) Discussion and/or Action regarding Replacement of Director including, but not limited to Interim Management/Director, Replacement Process, Job Description Changes or Updates, and related matters

##### 4. Authorization / Ratification of RFP's, RFQ's, and Bids Advertisements; Publications; Public / Legal Notices

##### 5. Travel and Education Requests:

##### 6. Recording of Educational Certificates; Recording of Department Head Affidavits; Recording of Departmental Reports; Acceptance or Approval of Official Bonds, Conflict Statements, or Other Such Items Required to be Submitted to the Court by Public Officials:

- a. Road and Bridge, Precinct 2: Recording of 2019 Annual Report

b. Tax Assessor / Collector: Recording of Detailed Deposit Distribution Report, December 2019

**7. Burn Ban Approval, Extension, or Termination**

**8. Authorization of McLennan County Credit Card Purchases**

**9. County Property and/or Construction Projects:**

- a. Approval of Memorandum of Agreement and Authorization of Payment for Acquisition of Right-of-Way Parcel No. P-3W (re: Chapel Road Improvement Project)
- b. Approval of Memorandum of Agreement and Authorization of Payment for Acquisition of Right-of-Way Parcel No. P-13E (re: Chapel Road Improvement Project)

**F. Budget, Budget Amendments/Transfers/Changes, Additional Revenue Certifications, Expenditure Requests:**

**1. Regarding FY 20 Budget:**

- a. Road & Bridge, Precinct 4
- b. Capital Outlay
- c. 2017 Certificates of Obligation / Permanent Improvement Fund (Fund 417):
  - 1) Regarding IV-D Court
  - 2) Regarding Justice of Peace, Precinct 4 Building
  - 3) Regarding the Red Cross Building
- d. Specialty Court
- e. IV-D Court
- f. Road & Bridge, Precinct 2
- g. Human Resources

**G. Bids, RFP's, RFQ's, Quotations for Goods and Services:**

- 1. Authorization of Asbestos Inspection Proposal / P19044S: Environmental Concerns, Inc. (ECI)
- 2. Authorization of Building Condition Assessment Proposal: CP&Y
- 3. Authorization of Recommendations for Bids:
  - a. Regarding Bid 20-008: Crushed Limestone Flexbase
  - b. Regarding Bid 20-009: Corrugated Steel Culverts
  - c. Regarding Bid 20-010: Asphalt Emulsions
  - d. Regarding Bid 20-011: Pit Run Gravel
- 4. Authorization for Renewal of Bid 19-012: Printing of Letterhead & Envelopes (Firmin Business Forms)
- 5. Authorization of Mechanical Brush Removal Proposal: Moir Watershed Services, LLC (re: Mahoney South Lake Dam)

**H. Contracts, Interlocal Agreements, and Memorandums of Understanding; Purchase, Lease, or Acquisition of Goods, Equipment or Services, including any Financing Thereof:**

- 1. Authorization of Customer Service Agreement with RW Lone Star Security, LLC (re: Document Shredding Services for the Jack Harwell Detention Center)
- 2. Authorization of Medicare Advantage with Prescription Drug Benefit Group Agreement with UnitedHealthcare Insurance Company (re: United Medicare Advantage Plan/Retiree Senior Medical Plan)
- 3. Authorization of Interlocal Cooperation Contract with the Texas Department of Public Safety (re: Failure to Appear (FTA) Program)
- 4. Authorization of Master Service Agreement and related Order Form with Datagain Inc. (re: Drug Information Management System (DIMS) for Mental Health Court)
- 5. Authorization of Agreement for Industrial Business Grant with Holt Texas, LTD for Investment in Real and Personal Property
- 6. Discussion and Action on Amendment to Interlocal Cooperation Agreement with the City of Waco to Clarify that the City is Authorized to Use the Construction Manager at Risk Project Delivery Method for Zoo Improvements and Additions (re: Design Construction and Operation of Education Center, Veterinary Hospital, Hoofstock Barn, and Penguin Exhibit and Other Capital Improvements for Cameron Park Zoo)

7. Authorization of Renewal Agreement with CorEMR, L.C. (re: Electronic Medical Records Software and License for McLennan County Jail)
  8. Authorization of Short Form of Agreement and related Proposal for Professional Engineering Services with Lockwood, Andrews, and Newnam, Inc. (re: Rattler Road Low Water Crossing Improvement Project)
  9. Authorization of Professional Services Agreement and related Construction Materials Testing Proposal with Langerman Foster Engineering Company (re: Speegleville Road / Proposal No. CMT 20-010R)
  10. Authorization of License Agreement with William S. Hein & Co., Inc. / HeinOnline (re: Online Law Related Subscription for the Law Library)
- I. Waco-McLennan County Economic Development Corporation (WMCEDC): Authorization of Agreements; Consulting Services; Proposed Projects / Program Project Agreement / Amendments / Pay Applications**
1. Authorization of Program Project Agreement with Holt Texas, LTD
- J. Capital Improvement, Repair, Maintenance Projects and Construction Projects:**
1. Regarding the Renovation of Building for IV-D Court (Bid # 19-017) / Agreement with K4 Construction, LLC: Authorization of Payment Application # 7
- K. Real Estate, Right of Way, and Easements:**
- L. Grants / Grant Proposals:**
1. Regarding the Texas Community Development Block Grant (TxCDBG): Authorization of Agreement with the Texas Department of Agriculture (re: Water and Sewer Improvements in the Unincorporated Community of Elm Mott / Contract No. 7219270)
  2. Regarding the Office of the Governor - Specialty Courts / Mental Health Court Program: Authorization of Submission of Grant Application and related Resolution
  3. Regarding the Office of the Governor - County Innovations to Prevent Commercial Sexual Exploitation Grant: Authorization of CEO/Law Enforcement Certifications and Assurances Form
- M. Department/Office-Specific Requests, Presentations or Items for Discussion and Possible Action (To the Extent Not Addressed Above):**
1. County Sheriff: Authorization of Application for Aircraft Hull and Liability Insurance with Starr Companies
  2. Engineering: Authority to Sign and Submit McLennan County's Year 1 Phase II (Small) MS4 Annual Report for Reporting Period 1/1/2019 to 12/31/19 to TCEQ (Annual Storm Water Report)
  3. Human Resources: Authorization of Office Closures
  4. Authorization of Office Phone Requests:
    - a. Regarding Juvenile Probation
    - b. Regarding Justice of the Peace, Precinct 5
  5. Heart O'Texas Fair / Extraco Events Center:
    - a. Authorization of A/C Repair
    - b. Authorization of FY 20 Capital Improvement Project
  6. Information Technology: Discussion and/or Action regarding Installation of Applications on County Issued Mobile Devices
- N. Additional Items for Discussion and Potential Action:**
1. Regarding McLennan County Game Rooms:
    - a. Approval of McLennan County Game Room Regulations
    - b. Authorization of Interlocal Agreement with the City of Waco (re: Cooperation in the Administration Enforcement of the County's Game Room Regulations)
  2. Authorization of Amendment to the McLennan County Employee Policy Guide (re: Section 4.02: E-Mail, Internet and Computer Policy / Section 4.11: Text Message Communication and Retention Policy)
  3. Discussion and/or Action regarding the McLennan County Facility Master Plan and/or Office Relocations
  4. City of Robinson: Presentation regarding the Robinson Tax Increment Reinvestment Zone (TIRZ) # 1
  5. Authorization to Host Area Economic Development Council Meeting
  6. Discussion and/or Action regarding Order Authorizing Texas Independence Day Fireworks Sales

7. Regarding Prohibition of Thru Traffic on a Section of Doshier Lane, Precinct 4:
  - a. Public Hearing on Proposed Prohibition of Thru Traffic
  - b. Consideration of and/or Action to Prohibit Thru Traffic on a Section of Doshier Lane
8. Approval of Order for Sole Source Designation and Granting Exemptions from Bidding with Arcosa Lightweight (re: Type L Grade 4 and Type L Grade 5 Light Weight Aggregate for Road & Bridge Departments)
9. Discuss Potential County Tax Abatement Agreement with Encompass Health Real Estate, LLC and Encompass Health Rehabilitation Hospital of Waco, LLC in City of Robinson Reinvestment Zone
10. Regarding the Commercial Crime Policy for District Judges and Tax Assessor/Collector: Authorization of No Loss Letter

**O. Americans with Disabilities Compliance Project:**

**P. McLennan County Venue Project: Authorizations for Phase I and/or II, including but not limited to:**

1. *Regarding the Architectural Services Agreement with Populous:* Authorization of Professional Services Invoices, Pay Applications, Schematic Design Documents; Acceptance of Reports, Updates, related matters
  - a. Authorization of Professional Services Invoice (re: January Services / Invoice No. 0069101)
2. *Regarding the Construction Manager at Risk Agreement with John W. Erwin General Contractor, Inc.:* Authorization of Applications and Certificates for Payment, Agreement Addendums, Design Documents; Acceptance of Reports, Updates, related matters
  - a. Authorization of Application and Certificate for Payment No. 12
3. Regarding the Professional Services Agreement and related Construction Materials Testing Proposal with Langerman Foster Engineering Company: Authorization of Invoice # 11443

**Q. McLennan County Radio Tower Project / Multiple Site Expansion to Existing Simulcast Communication System:**

1. Regarding the System Purchase Agreement with Motorola Solutions::
  - a. Authorization of Change Order # 01
  - b. Ratification of Certificate of Milestone Acceptance
  - c. Recording of Design Review Meeting Minutes
2. Progress Update from Project Consultant

**R. McLennan County Subdivision Regulations**

1. Approval of Notice of Grant of Conditional Variance from 50' Access Requirement of McLennan County Subdivision Regulations; Notice to all Persons that Further Subdivision of the Lands Involved Herein is Unlawful Unless and Until the 50' Access Requirement of the Regulations is Met; Covenants and Agreements of Owners and Proposed Owners, and Enforcement (re: One Tract Off Genes Place Road, Precinct 2)

**S. Work Session Items** (unless otherwise identified above, no action will be taken, but these matters will be discussed):

1. ***Discussion regarding Criminal Justice Issues:*** Updates on the Electronic Monitoring Program; Coordinating the McLennan County Criminal Justice System / Criminal Justice Process / Veterans & Mental Health Courts; Courthouse Security; Public Nuisance Reporting & Enforcement Process; Reintegration Programs; Updates from the Associate Judge; Jack Harwell Detention Facility, related matters
2. ***Discussion regarding Capital Expenditures:*** including Time Schedule for Capital Outlay / Recommendations from the Finance Committee on the Spending Policy / Equipment Financing, related matters
3. ***Discussion regarding County Property:*** including Space Availability & Utilization of County Buildings/Law Library, Utilization Planning, Consultant, Joint Facilities Master Plan or Study; Space and Office Allocations; Tradinghouse Lake/Park; Updates regarding ADA Capital Improvements; Updates regarding Road Projects including Surrey Ridge Road, Speegleville Road, and/or Chapel Road; County Off-System Bridge Repair/Maintenance, Judicial Center Feasibility Study, File Storage at Downtown Jail, Original Themis Statue, Clock / Clock Tower Project, related matters
4. ***Discussion regarding Rural Transit District:*** including Rural/Public Transportation Updates / Reports, related matter
5. ***Discussion regarding Radio Interoperability:*** including Tower Sites, Trunking Systems and System Upgrades
6. ***Discussion regarding Risk Management Policy***
7. ***Discussion regarding Jail Magistration***
8. ***Discussion regarding Vote Centers***
9. ***Discussion regarding the McLennan County Pauper Cremation Policy***
10. ***Discussion regarding the Transporting of Juveniles for Class "C" Truancy Citations by Constables***

11. *Discussion regarding Department Head Reports*

**T. Executive/Closed Session**

1. **Section 551.071 of the Government Code (V.C.T.A.):** An executive/closed session will be held so that the Commissioners Court can seek and receive legal advice from its attorneys regarding pending or threatened litigation, settlement offers, claims, or other matters for which the attorneys' duties to their client under the Texas State Bar Disciplinary Rules of Professional Conduct Conflicts with the Open Meetings Act (Ch.551, Gov. Code) if necessary for a subject contained on this agenda, and advice dealing with pending litigation, administrative claims or notices, and legal effects, liabilities, and legal options including but not limited to claims arising from Opioid Litigation, Civil Rights Cases, Tort Claims, or Other Pending or Threatening Litigation
2. **Section 551.072 of the Government Code (V.C.T.A.):** Regarding Real Property, including, but not limited to: (1) Right-Of-Way Acquisitions re: Expansion / Repair Project/s; and/or (2) Real Estate Purchase / Sale / Transfer / Trade / Offers to Purchase, Acquisition / Value / Donations of Real Property / Leases relative to Real Property, including, but not limited to, Potential Properties for Use by County / Public Facilities & Valuation of Current Property for Trade or Sale
3. **Section 551.074 of the Government Code (V.C.T.A.):** Regarding Personnel Matters including but not limited to: Personnel Review / Evaluation of Commissioners Court Appointed Department Heads; Employment, Appointment, Termination, Hearing Grievances Against Employees or Public Officials; Incentive Pay; Deliberations regarding Assigning Interim Director for Health Services Department; Personnel Matters Identified in any Open Session Item if Necessary, and related matters
4. **Section 551.076 of the Government Code (V.C.T.A.):** Deliberations regarding Security Devices or Security Audits
5. **Section 551.087 of the Government Code (V.C.T.A.):** Regarding Economic Development Negotiations including, but not limited to (1) Discussion of Commercial / Financial Information Received from a Business Prospect/s; (2) Pending Negotiations / Potential Prospects and Projects; and/or (3) Discussion re: Offers of Financial or Other Incentives to Business Prospect/s

**U. Adjourn**

Signed this 30th day of January, 2020

Scott M. Felton – Original Signed  
SCOTT M. FELTON, County Judge

STATE OF TEXAS \*  
COUNTY OF McLENNAN \*

I, J.A. "ANDY" HARWELL, County Clerk, and the Ex-Officio Clerk to the Commissioners Court, hereby certify that the above and foregoing is a true and correct copy of a NOTICE OF MEETING posted by me at the Courthouse door in Waco, McLennan County, Texas, where notices are customarily posted this 30th day of January, 2020.

Witness my hand and seal of office at Waco, McLennan County, Texas the 30th day of January, 2020 at 3:45 p.m.

(SEAL) J. A. "ANDY" HARWELL, County Clerk  
McLennan County, Texas

BY: Myrce'tez Gowan-Perkins (Deputy)

Notice: Persons with disabilities in need of auxiliary aide or services may contact the County Judge's Office, (254) 757-5049, prior to the meeting date