

**MEETING OF MARCH 5, 2019**

On this the 5 day of March, 2019, at 9:00 o'clock a.m., the Court met in Special Session; present and presiding were County Judge Scott Felton, Commissioners Kelly Snell, Patricia Chisolm-Miller, Will Jones, Ben Perry and the Clerk thereof being in attendance, the following proceedings were had and done to-wit:

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## 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 5th day of March, 2019 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. Resolution Supporting the Enactment of Legislation Removing Statutory Prohibitions on McLennan County Adopting Certain Road System Administration Options Under Chapter 252 of the Texas Transportation Code
  - 2. Proclamation Recognizing & Honoring Frank Patterson – EMC, NEMAA for 20 Years of Service as Waco McLennan County Emergency Management Coordinator
- 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 Agreement with FT Indiana, LGS TX, LLC and Arnold Waco, LLC to Allow FT Indiana to Assign, and LGS TX and Arnold Waco, LLC to Accept and Assume the Industrial Business Grant
    - b. Recording of Management / Administration Services Contract with Langford Community Management Services, Inc. (re: the Texas Community Development Block Grant)
  - 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. County Sheriff
    - b. Road and Bridge, Precinct 2
  - 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. County Treasurer: Recording of Continuing Education & Public Funds Investment Act Certificates
    - b. Tax Assessor / Collector: Recording of Detailed Deposit Distribution Report, January 2019
    - c. Recording of Hotel Occupancy Tax Reports, October 2018 - January 2019
    - d. Recording of Short-Term Motor Vehicle Rental Tax Reports, October 2018 - February 2019
    - e. Constable, Precinct 3: Recording of Racial Profiling Report (ref: TX Code of Criminal Procedure, Article 2.132)
  - 7. **Burn Ban Approval, Extension, or Termination**
  - 8. **Authorization of McLennan County Credit Card Purchases**
- F. Budget, Budget Amendments/Transfers/Changes, Additional Revenue Certifications, Expenditure Requests:**
  - 1. **Regarding FY 19 Budget:**
    - a. Capital Outlay
    - b. County & District Court Technology Fund (Fund 142)
    - c. Childrens' Protective Services (Fund 163)
    - d. Permanent Improvement Fund (Fund 401)
    - e. 2016 Certificates of Obligation / Permanent Improvement Fund (Fund 416)

- f. Road & Bridge, Precinct 1
- g. County Wide
- h. Information Technology
- i. Authorization of Professional Services Invoice: Populous (re: McLennan County Venue Project / January Services)
- j. Authorization of Engineering / Surveying Services Invoice: Walker Partners (re: McLennan County Venue Project / January Services)

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

- 1. Authorization of Work Order - Inspection Proposal: ThyssenKrupp Elevator Corporation (re: No-Load Safety Test and Annual Safety Test)
- 2. Authorization of Recommendation regarding Bid 19-011 Remodel of the Justice of the Peace, Precinct 4 Building in McGregor, Texas

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

- 1. Authorization of Amendment for Deposit Services and Collateral Security Agreement for Public Funds with Compass Bank dba BBVA Compass
- 2. Authorization of Heart of Texas Veterans One Stop Facility Use Agreement with Heart of Texas Region Mental Health Mental Retardation Center (re: Veterans Service Office)
- 3. Authorization of Service Agreement with CTWP (re: Justice of the Peace, Precinct 5 Copier)
- 4. Authorization of Interlocal Cooperation Agreement with City of Leroy
- 5. Authorization of Subscription License and Services Agreement with Tyler Technologies, Inc. (re: County Clerk Tyler Eagle Records Management System / Contract No. 2019-0014)
- 6. Authorization of Customer Service Agreement with Charter Communications Operating, LLC dba Spectrum Enterprise (re: AgriLife / Order # 11057284)
- 7. Authorization of Telecommunications Services Agreement and related Service Request Form with Grande Communications Networks, LLC (re: Cobbs Drive Property)

**I. Capital Improvement, Repair, Maintenance Projects and Construction Projects:**

- 1. Regarding the Surrey Road Improvement Project (Bid 18-021) / Agreement with Knife River Corporation: Authorization of Change Order No. 04

**J. Real Estate, Right of Way, and Easements:**

**K. Grants / Grant Proposals:**

- 1. Regarding the Texas Community Development Block Grant (TxCDBG):
  - a. Approval of Resolution Authorizing the Submission of a Texas Community Development Block Grant Program Application to the Texas Department of Agriculture Office of Rural Affairs for the Community Development Fund; and Authorizing the County Judge to Act as the County's Executive Officer and Authorized Representative in All Matters Pertaining to the County's Participation in the Texas Community Development Block Grant Program
  - b. Approval of Resolution Authorizing the County Judge to Enter into an Interlocal Agreement with the McLennan County Water Control and Improvement District 2 (WCID) for Completion of a Texas Community Development Block Grant Program Project for Water and Sewer Improvements in the Unincorporated Community of Elm Mott in McLennan County
- 2. Regarding the Texas Indigent Defense Commission FY 19 Formula Grant: Acceptance of Grant Award

**L. Department/Office-Specific Requests, Presentations or Items for Discussion and Possible Action (To the Extent Not Addressed Above):**

- 1. Information Technology: Discussion and/or Action regarding ISILON Storage System
- 2. Purchasing: Authorization of On-Line Auction with Rene Bates, related Ad, and Order Declaring Certain Property as Surplus and Authorizing Disposition of Same (ref: Local Government Code Chapter 263)
- 3. Engineering: Authorization of 2019 Culvert Price Schedule

**M. Additional Items for Discussion and Potential Action:**

- 1. Discussion and/or Action regarding Appointments to the McLennan County 9-1-1 Emergency Assistance District Board of Managers

2. Greater Waco Chamber of Commerce: Monthly Economic Development Report, January 2019
3. Friends of Peace / Climate: Presentation regarding McLennan County and the Future of Energy
4. Authorization of Fixed Asset Transfer Forms (re: Various Departments)
5. Selection / Designation of Public Members of the Salary Grievance Committee regarding the FY 20 Budget

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

1. Recording of U.S. Department of Justice Project Civic Access Settlement Agreement ADA Compliance Review / DJ # 204-76-199

**O. 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; 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, related matters
4. **Discussion regarding Rural Transit District:** including Rural/Public Transportation Updates / Reports, related matter
5. **Discussion regarding the McLennan County Venue Project**
6. **Discussion regarding Original Themis Statue, Clock / Clock Tower Project, and Other Historic Architectural Features/Pieces:** including Placement or Disposition of Items
7. **Discussion regarding Radio Interoperability:** including Tower Sites and Trunking Systems
8. **Discussion regarding the Road System**

**P. 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; 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

**Q. Adjourn**

Signed this 28th day of February, 2019

  
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 28th day of February, 2019.

Witness my hand and seal of office at Waco, McLennan County, Texas the 28th day of February, 2019 at 4:35 p.m.

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

BY:  (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

J.A. "ANDY" HARWELL, County Clerk  
McLennan County, Texas

FILED: **MAR 05 2019**

By Myrcotez Grewar-Perkins,  
Deputy

**NOTICE OF MEETING OF THE MCLENNAN COUNTY COMMISSIONERS COURT**

NOTICE IS HEREBY GIVEN in accordance with the Government Code, Chapter 551, (known as the Open Meetings Act), as amended, that a special meeting of Commissioners' Court, the governing body of McLennan County, will be held on **Tuesday, the 5<sup>th</sup> day of March, 2019 at 9:00 o'clock a.m.** in the Commissioners Courtroom, First Floor, West Wing, of the McLennan County Courthouse in the City of Waco, Texas, at which time **the following SUPPLEMENT to the AGENDA** previously posted on February 28, 2019 **will be considered:**

**SUPPLEMENTAL AGENDA**

- A. Proof of posting of notice** in accordance with the provisions of Chapter 551.041, Government Code, as amended, known as the Open Meetings Act.
- B. Capital Improvement, Repair, Maintenance Projects and Construction Projects:**
  - 1. Regarding the Surrey Road Improvement Project (Bid 18-021) / Agreement with Knife River Corporation: Authorization of Application for Payment No. 04

Signed this the 1<sup>st</sup> day of March, 2019


  
SCOTT M. FELTON, County Judge

THE 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 **SUPPLEMENTAL NOTICE OF MEETING** posted by me at the Courthouse door in Waco, McLennan County, Texas, where notices are customarily posted, on this the 1<sup>st</sup> day of March, 2019

Witness my hand and seal of office at Waco, McLennan County, Texas, on this the 1<sup>st</sup> day of March, 2019 at 3:55 p.m.

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

BY:   
(Deputy)

**NOTICE:** Persons with disabilities who plan to attend the meeting and who may need auxiliary aids or services are requested to contact the Office of the County Judge at (254) 757-5049 prior to the meeting date.

J.A. "ANDY" HARWELL, County Clerk  
McLennan County, Texas

FILED: **MAR 05 2019**

By Myrcetez Gowan-Perkins,  
Deputy