

MEETING OF APRIL 16, 2019

On this the 16 day of April, 2019, at 9:02 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:

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 special meeting of Commissioners' Court, the governing body of McLennan County, will be held on **Tuesday, the 16th day of April, 2019 at 9:00 o'clock a.m.**, in the Commissioners' Courtroom, 1st 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 Designating a Portion of U.S. Highway 84 as Waco Police Sergeant Bobby Vicha Memorial Highway
 - 2. Proclamation Declaring April as National Volunteer Month
 - 3. Proclamation Recognizing and Honoring Coach Clyde Hart
 - 4. Proclamation Designating the Last Sunday in April as Bikers Against Child Abuse (BACA) Hero Day
- 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 Letter from Texas State and Soil Water Conservation Board for Approval of Elm Creek Watershed Authority's Application (re: Federal Funding to Rehabilitate Flood Retarding Structures #4, #21, #22, #23, and #39)
 - b. Recording of Maintenance Agreement with Ricoh USA, Inc. (re: Engineering Office Copier)
 - c. Recording of Customer Service Agreement with Charter Communications Operating, LLC dba Spectrum Enterprise (re: AgriLife / Order # 11057284)
 - d. Recording of Agreement for Development and Industrial Tax Abatement with Zero Mountain, Inc.
 - e. Recording of Memorandum of Understanding with Texas A&M AgriLife Extension Service (re: Information Technology Services)
 - f. Recording of Maintenance Agreement with Ricoh USA, Inc. (re: Mental Health Court Services Copier)
 - g. Recording of Texas State Soil and Water Conservation Board Reimbursement Requests (re: Maintenance of Tehuacana Creek Watershed Site # 8 and Castleman Creek Watershed Site # 4)
 - h. Recording of McLennan County Drought Resiliency and Water Supply Management Project (re: Bureau of Reclamation WaterSMART Drought Response 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. District Clerk
 - 4. Authorization / Ratification of RFP's, RFQ's, and Bids Advertisements; Publications; Public / Legal Notices**
 - a. Authorization for Publication of Bid 19-020 McLennan County Courthouse 4th Floor Asbestos Abatement
 - 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 McLennan County Investment Report, March 2019
 - b. County Auditor: Recording of the Comprehensive Annual Financial Report (CAFR), Fiscal Year 2018
 - 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. Justice of the Peace, Precinct 1 Place 2

- b. Justice of the Peace, Precinct 4
 - 1) General Fund (001)
 - 2) Justice Court Building Security Fund (Fund 130)
- c. Certification of Local Government Code 111.07075 Special Budget for Revenue Received After the Start of Fiscal Year and related Budget Amendment (re: Proceeds from Auction / Road & Bridge, Precinct 3)
- d. Justice of the Peace Court Collections
- e. 2016 Certification of Obligation / Permanent Improvement Fund (Fund 416)
- f. 414th District Court
- g. Authorization of Professional Services Invoice: Populous (re: McLennan County Venue Project / March Services)
- h. Authorization of Texas Association of Counties Claim Deductible Invoices:
 - 1) Invoice # NRDD-0004637
 - 2) Invoice # NRDD-0004639
 - 3) Invoice # NRDD-0004669

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

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 to the Agreement with CivicPlus, LLC dba CivicPlus (re: CivicClerk Agenda Builder)
- 2. Authorization of Agreements to Conduct Joint Election (re: May 4, 2019 Joint Election)
- 3. Authorization of Agreement for Reimbursement for Mental Health Counseling Services with Heart of Texas Council of Governments (re: Juvenile Probation)
- 4. Authorization of Agreement for Development and Industrial Tax Abatement with The Coca-Cola Company
- 5. Authorization of Interlocal Cooperation Agreement with Limestone County (re: Housing and Care of Inmates at Jack Harwell)
- 6. Authorization of Renewal of Service Agreement with CivicPlus (re: CivicHR / Applicant Tracking, Employee Onboarding and Performance Management Subscriptions)
- 7. Regarding the United States Marshals Service Agreement No. 80-10-0033: Authorization of Modification of Intergovernmental Agreement No. 14
- 8. Authorization of Named Marker or Memorial Marker Highway Sign Agreement with Texas Department of Transportation (re: Marker for Waco Police Sergeant Bobby Vicha Memorial Highway"

I. Waco-McLennan County Economic Development Corporation (WMCEDC): Authorization of Agreements; Consulting Services; Proposed Projects / Program Project Agreements / Amendments / Pay Applications

- 1. Authorization of Revisions to Financial Documents including Affidavit of Understanding and Wells Fargo Corporation Account Resolution / Agreement

J. Capital Improvement, Repair, Maintenance Projects and Construction Projects:

- 1. Regarding the McLennan County Building Roof Located on Cobbs Dr. / RFP 19-010 with Johnson Roofing: Authorization of Application for Payment No. 1
- 2. Regarding the TxDOT Off-System Bridge Replacement Projects on Chisholm Trail Road @ N. Tonk Creek and Compton School Road @ Hog Creek in Precinct 4: Authorization of Plans of Proposed Improvement / Title Sheet
- 3. Presentation/Update on City of Mart USDA Rural Development Water System Improvements Project and Related Street Work Connected to the Project

K. Real Estate, Right of Way, and Easements:

L. Grants / Grant Proposals:

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

- 1. Human Resources: Authorization for the Submission of Department Head Timesheets through TimeClock Plus
- 2. Information Technology: Discussion and/or Action regarding Capital Outlay Allocation (re: Backup System Storage)
- 3. Heart O'Texas Fair / Extraco Events Center: Authorization of FY 19 Capital Improvement Projects

N. Additional Items for Discussion and Potential Action:

1. Selection / Designation of Public Members of the Salary Grievance Committee regarding the FY 20 Budget
2. Authorization to Host Area Economic Development Council Meeting
3. Authorization of Appointments to the Heart of Texas Region Mental Health Mental Retardation Center Board of Trustees
4. Greater Waco Chamber of Commerce: Monthly Economic Development Report, February 2019
5. McLennan County Children's Protective Services Board: Recording of Detailed Transaction Report, March 2019
6. Regarding the McLennan County Venue Project:
 - a. Presentation by Populous, Inc., Project Architect, of 100% Design Development Documents for Area A, Event Facilities
 - b. Presentation by Populous, Inc., Project Architect, and John Erwin General Contractor, Inc., Construction Manager at Risk, of Any Recommendations of Potential Changes in Project Size, Scope, Quantity, Materials, Systems, and as to Alternates, if any
 - c. Discussion and Possible Action on Approval of Design Development Documents for Area A, Event Facilities, including changes, if any, Approved by the Commissioners Court as Part of the Approval
7. Regarding the McLennan County Group Health Plan: Authorization of Revisions to the Summary Plan
8. Discussion and/or Action regarding the 2019 Texas Association of Counties (TAC) Risk Management Pool Employee Safety Equipment Program

O. Americans with Disabilities Compliance Project:

1. Authorization of Professional Services Invoice: CP&Y (re: ADA Study / Report for March)

P. 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, 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 the McLennan County Venue Project**
6. **Discussion regarding Radio Interoperability:** including Tower Sites and Trunking Systems
7. **Discussion regarding the Road System**
8. **Discussion regarding Renewable Energy:** including Energy Consultant, Energy Efficiency Programs/Audits, related matters
9. **Discussion regarding Department Head Reviews**

Q. 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

R. Adjourn

Signed this 11th day of April, 2019

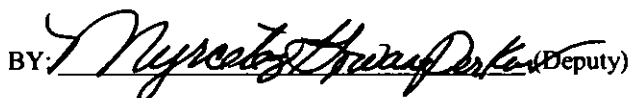

 SCOTT M. FELTON, County Judge

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 11th day of April, 2019.

Witness my hand and seal of office at Waco, McLennan County, Texas the 11th day of April, 2019 at 2:30 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: **APR 16 2019**

By Myrcetez Gowan-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 16th day of April, 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 April 11, 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. Additional Items for Discussion and Potential Action:**
1. Discussion and/or Action on the McLennan County Facility Master Plan Draft and Approval of Office Relocations

Signed this the 12th day of April, 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 12th day of April, 2019

Witness my hand and seal of office at Waco, McLennan County, Texas, on this the 12th day of April, 2019 at 3:20 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: **APR 16 2019**

By Myrcetaz Gowan-Perkins,
Deputy