

## 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 2nd day of July, 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:**
- 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 Addendum to Construction Manager at Risk Agreement to Approve CMAR to Proceed to Phase II Construction Work for Proposal Package No. 02- Site Rough Grading and Excavation Work and Site Utilities Work, which Sets Out the Proposal Package Specific Guaranteed Maximum Price
    - b. Recording of Bond Documents for John W. Erwin General Contractor, Inc. (re: Phase II Construction Services on Area A; Expo Center)
    - c. Recording of Federal Emergency Management Agency (FEMA) Letter regarding Flood Hazard Determinations
    - d. Recording of Sate of Plan Operation Agreement with the State of Texas (re: Texas 1033 Surplus Property Program)
    - e. Recording of Revised Texas Association of Counties Risk Management Pool Property Contribution and Coverage Declarations Document
  - 2. Financial Obligations of McLennan County:**
  - 3. Human Resources / Salary Matters (Payroll Status Forms or Changes):**
    - a. Consideration and Possible Action on Incentive Pay List
    - b. Specialty Court
    - c. Election's Office
    - d. Constable Pct. 1: Budget Compliance, Current Accuracy of Certain Job Descriptions, H.R. Review for Job Description Updates, and Classification Based on Actual Duties
  - 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. Tax Assessor / Collector: Recording of Detailed Deposit Distribution Report, May 2019
    - b. County Auditor: Recording of FY 2018 Audit Report for the McLennan County Jail Commissary
  - 7. Burn Ban Approval, Extension, or Termination**
  - 8. Authorization of McLennan County Credit Card Purchases**
  - 9. County Property and/or Construction Projects:**
    - a. Regarding the Speegleville Road Improvement Project: Authorization of Extension Request from East Crawford Water Supply Corporation for Water Line Relocation
- F. Budget, Budget Amendments/Transfers/Changes, Additional Revenue Certifications, Expenditure Requests:**
  - 1. Regarding FY 19 Budget:**
    - a. Specialty Court
    - b. Information Technology
    - c. Justice of the Peace, Precinct 4
    - d. Maintenance of Buildings

- e. Permanent Improvement Fund (Fund 401)
- f. Road & Bridge, Precinct 4
- g. 2016 Certificates of Obligation / Permanent Improvement Fund (Fund 416)
- h. Certification of Local Government Code 111.07075 Special Budget for Revenue Received After Start of Fiscal Year and related Budget Amendment (re: Proceeds from Auction and Totaled Vehicles for County Sheriff)
- i. Road & Bridge, Precinct 3
- j. Justice of the Peace, Precinct 3

**2. Regarding FY 20 Budget:**

- a. Discussion and/or Action regarding Matters Relative to the FY 20 Budget / 2019 Tax Rate, including, but not limited to, Budget Policies, Priorities, Timelines, Updates from County Auditor and/or Budget Work Sessions, as needed

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

- 1. Authorization of Recommendation for Bid 19-022: Aggregate for Surface Treatment, Loaded in McLennan County Trucks or Delivered

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

- 1. Authorization of Interlocal Cooperative Agreement with the City of Bruceville-Eddy (re: Tree Trimming)
- 2. Authorization of Monitoring Agreement with L & M Electronics (re: Road & Bridge, Precinct 1)
- 3. Authorization of Cooperative Agreement with Texas State Soil and Water Conservation Board (re: Cow Bayou Site 10 Structural Repair)
- 4. Authorization of Lexis Advance Subscription Amendment with LexisNexis (re: 414th District Court)
- 5. Authorization of Support and Maintenance Agreement with Exela Technologies (re: Records Management / Agreement No. 42508CONSVR)
- 6. Authorization of Full Support Agreement with BIS Digital, Inc. (re: 414th District Court Recording System)

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

- 1. Regarding the Justice of the Peace, Precinct 4 Office Building (Project 23841-04) / Agreement with K4 Construction, LLC: Authorization of Payment Application # 3

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

**K. Grants / Grant Proposals:**

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

- 1. Purchasing:
  - a. Discussion and/or Action regarding Automated External Defibrillators (AEDs)
  - b. 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 263)
- 2. Justice of the Peace, Precinct 4: Approval of Order Accepting Property Donated from Extraco Banks (ref: Local Government Code 81.032)

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

- 1. Selection / Designation of Public Members of the Salary Grievance Committee regarding the FY 20 Budget
- 2. Discussion and/or Action on the McLennan County Facility Master Plan and Office Relocations
- 3. Regarding Tax Abatement - Reinvestment Zone No. 4:
  - a. Discussion, Consideration and Action on the Approval and Designation of the County Reinvestment Zone Made the Subject of the Public Hearing as County Reinvestment Zone No. 4
  - b. Discussion, Consideration, and Action on Proposed Form of Tax Abatement Agreement with Prairie Hill Wind Project, LLC, which Proposes to Install and Operate Electric Generating, Wind-Powered Turbines and the Accompanying Necessary Equipment and Fixtures; and Directive to County Judge to Send Notice of Intent to Enter into Proposed Tax Abatement Agreement to Other Taxing Entities Having Taxing Authority with Regard to County Reinvestment Zone No. 4.

4. Regarding Tax Abatement - Reinvestment Zone No. 5:
  - a. Discussion, Consideration and Action on the Approval and Designation of the County Reinvestment Zone Made the Subject of the Public Hearing as County Reinvestment Zone No. 5
  - b. Discussion, Consideration, and Action on Proposed Form of Tax Abatement Agreement with Prairie Hill Wind Project, LLC, which Proposes to Install and Operate Electric Generating, Wind-Powered Turbines and the Accompanying Necessary Equipment and Fixtures; and Directive to County Judge to Send Notice of Intent to Enter into Proposed Tax Abatement Agreement to Other Taxing Entities Having Taxing Authority with Regard to County Reinvestment Zone No. 5.
5. Ratification of Additional Intergovernmental Transfers of Funds derived from the County Health Care Provider Participation Fund Mandatory Payments to Provide the Nonfederal Share of a Supplemental Payment Program Authorized Under the Texas Healthcare Transformation and Quality Improvement Program ("Sec 1115") Waiver and/or the Nonfederal Share of Medicaid Rate Increase for Hospital Services Available Under the Uniform Hospital Rate Increase Program (UHRIP)
6. Greater Waco Chamber of Commerce: Monthly Economic Development Report, May 2019

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

**O. 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. Discussion and Action on Approval of Construction Documents Submitted for Area A, including the Expo Center
  - b. Authorization of Professional Services Invoice (re: May - June Services / Invoice No. 0068008)
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. 5
  - b. Discussion and Action on General Amendment to Construction Manager at Risk Agreement
3. *Regarding Engineering Services Agreement with Walker Partners:* Authorization of Professional Services Invoices, Engineering/Surveying Services Invoices, related matters:

**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 Radio Interoperability:* including Tower Sites, Trunking Systems and System Upgrades
6. *Discussion regarding Voting Equipment*
7. *Discussion regarding Employee Health Insurance*
8. *Discussion regarding Facility Projects including Update from CP&Y*

**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 27th day of June, 2019

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 27th day of June, 2019.

Witness my hand and seal of office at Waco, McLennan County, Texas the 27th day of June, 2019 at 1:00 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