

MEETING OF NOVEMBER 19, 2019

On this the 19 day of November, 2019, at 9:04 o'clock a.m., the Court met in Special Session; present and presiding were County Judge 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 19th day of November, 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. Proclamation In Loving Memory of Mrs. Alice Cooks-Pollard Trailblazer, Educator, Mentor and Civic Leader
 - 2. Proclamation Honoring Rosemary Mayes
 - 3. Proclamation Recognizing the "Delta Upsilon Zeta Chapter, Zeta Phi Beta Sorority, Incorporated, Annual Scholarship Banquet
- 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 Tax Abatement Agreement with Glory Leasing, LLC
 - b. Recording of Interlocal Agreement with the City of Waco and the City of Bellmead (re: FY 19 Edward Byrne Memorial Justice Assistance Grant (JAG) Program Award)
 - c. Recording of Interlocal Cooperation Agreement with the City of Waco (re: Housing and Care of Inmates)
 - d. Recording of Funding Agreement with the State of Texas by and Through the Texas Historical Commission (re: Updated Courthouse Preservation Master Plan)
 - e. Recording of Order Authorizing the Issuance of "McLennan County, Texas Combination Tax and Limited Pledge Revenue Certificates of Obligation, Series 2019"; Providing for the Payment of Said Certificates by the Levy of an Ad Valorem Tax Upon all Taxable Property within the County and Further Securing Said Certificates by a Lien on and Pledge of the Pledged Revenues of the County's Library System; Providing the Terms and Conditions of Said Certificates and Resolving Other Matters Incident and Relating to the Issuance, Payment, Security, Sale and Delivery of Said Certificates, including the Approval and Distribution of an Official Statement; Authorizing the Execution of a Paying Agent/Registrar Agreement and an Official Bid Form; Complying with the Requirements imposed by the Letter of Representations on File with the Depository Trust Company; Authorizing the Execution of any Necessary Engagement Agreements with the County's Financial Advisors and/or Bond Counsel; and Providing an Effective Date
 - 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. Mental Health Court Services
 - b. County Sheriff
 - 4. Authorization / Ratification of RFP's, RFQ's, and Bids Advertisements; Publications; Public / Legal Notices**
 - a. Authorization of Publication for RFP 20-006: McLennan County Roof Program (2019)
 - b. Authorization of Publication for Bid 20-007: Truck for Road & Bridge, Precinct 1
 - 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. Community Supervision and Corrections Department: Recording of FY 19 Statement of Financial Position
 - b. Commissioner, Precinct 2: Recording of Continuing Education Certifications
 - c. Tax Assessor / Collector: Recording of Continuing Education Transcript
 - 7. Burn Ban Approval, Extension, or Termination**
 - a. Authorization of Renewal of Red Flag Warning Burn Ban Order

8. **Authorization of McLennan County Credit Card Purchases**
9. **Authorization of Resolution and Order to Remain in the Negotiated Class and Not "Opt Out" of the Negotiating Class of Counties and Cities Certified on September 11, 2019 by the U.S. District for the Northern District of Ohio in *In re National Prescription Opiate Litigation*, MDL No. 2804 (N.D. Ohio)**

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

1. **Regarding FY 19 Budget:**
2. **Regarding FY 20 Budget:**
 - a. Child Protective Services Court
 - b. Maintenance of Buildings
 - c. Economic Development
 - d. County Sheriff
 - e. Capital Outlay
 - f. Constable, Precinct 1
 - g. Authorization of Texas Association of Counties Claim Deductible Invoice # NRDD-0005321

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

1. Authorization of Recommendation for Bid 20-002: Unleaded & Diesel Fuel
2. Authorization of Recommendation for Bid 20-001: Tradinghouse Lake Boating Access Facilities Renovation
3. Authorization of Professional Civil Engineering Services Proposal: Walker Partners (re: Flat Creek / 12th Street Bridge Hydrologic and Hydraulic Study)

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

1. Authorization of Memorandum of Understanding between Waco-McLennan County Office of Emergency Management and McLennan County 9-1-1 Emergency Assistance District (re: the Mobile Command Unit)
2. Authorization of Maintenance Service Agreement with Office Systems 2000, Inc. (re: District Clerk's Copier)
3. Authorization of Short Form of Agreement for Professional Services with CP&Y, Inc. (re: Design and Construction Phase Services for Bridge Replacement at N. Crooked Creek and Wingwall Repairs at Tonk Creek)
4. Ratification of Transfer of Service Agreement with AT&T, Inc. (re: Direct Inward Dialing Numbers at Jack Harwell Detention Center)
5. Regarding the McLennan County Group Health Plan:
 - a. Authorization of Agreement for Vision Care Management Services with National Vision Administrators, LLC (NVA)
 - b. Authorization of Administrative Services Agreement with Scott & White
 - c. Authorization of Stop Loss Insurance Proposal with SummitRe / Companion Life Insurance Company
6. Authorization of Professional Services Agreement and related Geotechnical Investigation Proposal with Langerman Foster Engineering Company (re: Cobbs Lane Bridge / Proposal No. GEO19-161)
7. Authorization of Monitoring / Service Agreement with LevelOne Technology, LLC (re: Road & Bridge, Precinct 2)

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

1. Regarding the Renovation to the Adult Probation Department (Bid # 19-018) / Agreement with HCS, Inc. Commercial General Contractor:
 - a. Authorization of Payment Application # 4
 - b. Authorization of Change Order # 1
2. Regarding the Surrey Ridge Improvement Project (Bid 18-021) / Agreement with Knife River Corporation:
 - a. Authorization of Application for Payment No. 12
 - b. Authorization of Application for Payment No. 13
3. Authorization of Texas Historical Commission Antiquities Permit Application Submission for Historic Buildings and Structures (re: McLennan County Commissioners Courtroom)

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

K. Grants / Grant Proposals:

1. Regarding the Statewide Automated Victim Notification Service (SAVNS) Grant:
 - a. Authorization of Maintenance Grant Contract No. 2003838 with the Office of the Attorney General (OAG)
 - b. Authorization of Participating Entity Services Agreement No. 20192044900-446-01 with Appriss, Inc.

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

1. County Sheriff:
 - a. Authorization of Cell Phone Request
 - b. Authorization to Use County Credit Card for Recurring Purchases
2. Health Services: Discussion and/or Action regarding Office Closure
3. Information Technology:
 - a. Authorization regarding Technology Assessment Modification (re: Printing Hardware for the Jack Harwell Detention Center)
 - b. Authorization regarding Technology Assessment Modification (re: Scanners for Pretrial Services)

M. Additional Items for Discussion and Potential Action:

1. Authorizations regarding Amendments to the McLennan County Employee Policy Guide:
 - a. Regarding Section 7.04: Incentive Pay Plan, Policy
 - b. Regarding Section 8.11(G): Dropping County Health Plan Coverage
2. Discussion and/or Action regarding Letter to Repeal the 40% Tax on Employer-Provided Health Care Coverage "Cadillac Tax"
3. Regarding the McLennan County Appraisal District 2020-2021 Board of Directors: Authorization of Board Member Selection/s and related Resolution / Ballot
4. Regarding the Restriction of Truck Traffic on Frances Road, Precinct 1:
 - a. Public Hearing on Proposed Restriction of Truck Traffic
 - b. Consideration of and/or Action on Restriction of Truck Traffic on Frances Road
5. Authorization of Texas Historical Commission Historic Buildings and Structures Permit Extensions:
 - a. Regarding Permit # 881: McLennan County Courthouse, ADA Compliance Issues
 - b. Regarding Permit # 882: McLennan County Courthouse, 4th Floor Temporary Courtroom
6. Authorization of Fixed Asset Transfer Forms (re: Asset Transfers from Maintenance of Buildings/Jail to Maintenance of Equipment)
7. Discussion and/or Action regarding Street Work Associated with Water System Rehabilitation Program for the City of Mart
8. Discussion and/or Action regarding the McLennan County Facility Master Plan and/or Office Relocations

N. Americans with Disabilities Compliance Project:

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

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
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. Review Construction Manager at Risk's Remaining Selected Subcontractor(s) for the McLennan County Venue Project-Expo Center. Any objection to a Listed Subcontractor Must be by Majority Vote of the Commissioners Court; Otherwise the Proposed Subcontractor(s) are Consented to by the County as Project Owner
3. *Regarding Engineering Services Agreement with Walker Partners:* Authorization of Professional Services Invoices, Engineering/Surveying Services Invoices, related matters:

P. McLennan County Subdivision Regulations:

1. Consideration and Action on a Variance Request for Subdividing One Tract Off Genes Place Road, Precinct 2

2. Approval of Preliminary Plan of Belmont Ranch Addition, Block 1, Lots 1-25 to McLennan County, Precinct 4

Q. 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 the Road System**
7. **Discussion regarding Risk Management Policy**

R. 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

S. Adjourn

Signed this 14th day of November, 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 14th day of November, 2019.

Witness my hand and seal of office at Waco, McLennan County, Texas the 14th day of November, 2019 at 4:00 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: **NOV 19 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 19th day of November, 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 November 14, 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. Budget, Budget Amendments/Transfers/Changes, Additional Revenue Certifications, Expenditure Requests: Regarding FY 20 Budget:**
 - 1. Mental Health Court Services

Signed this the 15th day of November, 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 15th day of November, 2019

Witness my hand and seal of office at Waco, McLennan County, Texas, on this the 15th day of November, 2019 at 4:00 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 NOV 19 2019

By Myrcetez Gowon-Perkins,
Deputy