

MEETING OF JANUARY 17, 2023

On this the 17 day of January, 2023, at 9:00 o'clock a.m., the Court met in Regular Session; present and presiding were County Judge Felton, Commissioners James Smith, Patricia Chisolm-Miller 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 regular meeting of Commissioners' Court, the governing body of McLennan County, will be held on **Tuesday, the 17th day of January, 2023 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.

VIDEOCONFERENCE NOTICE: A quorum of Commissioners Court will meet in person in the Commissioners' Courtroom. A limited number of the Court Members may attend remotely pursuant to Texas Government Code, Section 551.127

The opportunity to view and hear the meeting as well as the process if one wishes to address the Commissioners Court **remotely** is available at: <https://tx-mclennancounty.civicplus.com/1121/Commissioners-Court-Online-Meeting-Infor>

AGENDA

- A. Proof of Posting of Notice**
- B. Moment of Silence / Invocation and Pledge**
- C. Public Comments**
- D. Proclamations / Resolutions:**
 1. Authorization of Resolution in Support of Nomination to the P3 Public Power Pool Board of Directors
- 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 Renewal of Annual Subscription Agreement with Oracle America, Inc. (re: JAVA Licensing)
 - b. Recording of Master Services and Purchasing Agreement with Axon Enterprise, Inc. (re: Body Cameras for Constable, Precinct 1 Office)
 - c. Recording of Interlocal Agreement with Waco Crime Stoppers, Inc.
 - d. Recording of Master Agreement with Oracle America, Inc. (re: JAVA Licensing)
 - e. Recording of Grant Agreement with Department of State Health Services (re: the Detection and Mitigation of COVID-19 in Confinement Facilities Grant Program / Contract No. HHS001193700006)
 - f. Recording of Memorandum of Understanding with City of Waco and McLennan County 9-1-1 Emergency Assistance District (re: Orthoimagery Data)
 - g. Recording of Human Resources / Salary Matter for Maintenance of Buildings
 - h. Recording of Resolution Approving ARPA Subrecipient Agreement with McLennan County Fire Protection Association, Inc. and Declaring an Emergency
 - i. Recording of Joint Law Enforcement Operations Task Force Obligation Document (re: Memorandum of Understanding with United States Marshals Service Violent Offender Task Force)
 - j. Recording of Beneficiary Agreement with Leroy-Tours-Gerald Water Supply Corporation (re: American Rescue Plan Act)
 - k. Recording of Subrecipient Agreement with City of Riesel (re: American Rescue Plan Act)
 - l. Recording of Bond Document for Elected County Official / Criminal District Attorney
 - 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. 474th District Court
 - b. Road & Bridge, Precinct 4
 - 4. Authorization / Ratification of RFP's, RFQ's, and Bids Advertisements; Publications; Public / Legal Notices**
 - a. Authorization of Publication for Bid 23-004: Delivery and Pick-up of Pit-Run Gravel, Goods and Services
 - b. Authorization of Publication for Bid 23-005: Delivery and Pick-up Aggregated Surface Treatment, Goods and Services
 - c. Authorization of Publication for Bid 23-003: Delivery and Pick-up of Crushed Limestone Flex-Base, Limestone Crusher Fine and Stone Riprap Material, Goods and Services
 - d. Authorization of Publication for Bid 23-006: Delivery and Pick-up of Asphalt Emulsions, Goods and Services
 - e. Authorization of Publication for RFP 23-001: Sliding Door, Control Mechanism Replacement for Highway 6 Jail
 - f. Authorization of Publication for Bid 23-002: McLennan County N. Crooked Creek and Tonk Creek Crossing Improvements
 - g. Authorization of Publication for Bid 23-007: Printing, Letterhead and Envelopes, Goods and Services for McLennan County
 - 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. McLennan Community Investment Fund: Recording of Services Report, October - December 2022
 - b. County Treasurer:
 - 1) Recording of McLennan County Investment Report, December 2022
 - 2) Recording of Treasurer's Monthly Report, December 2022

- c. McLennan County Children's Protective Services Board: Recording of Detailed Transaction Report, December 2022
 - d. Elections Administrator: Recording of Official Bond and Oath; Statement of Officer: and Oath of Office
 - e. Tax Assessor / Collector: Recording of Detailed Deposit Distribution Report, November 2022
 - f. Animal Birth Control Clinic, Inc.: Recording of Services Report for December 2022
 - g. Volunteer Fire Departments: Recording of 4th Quarter Run Reports
- 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 the FY 22 Budget:**
 - a. County Wide
 - b. Law Library Fund (Fund 170)
 - 2. Regarding the FY 23 Budget:**
 - a. 2021 Certificates of Obligation / Permanent Improvement Fund (Fund 421)
 - b. Language Access Fund (Fund 151):
 - 1) Regarding the 19th District Court
 - 2) Regarding Justice of the Peace, Precinct 1 Place 1
 - c. 170th District Court
 - d. Capital Outlay
 - e. 54th District Court
 - f. Road & Bridge, Precinct 3
 - g. Certificate of Revenue per Local Government Code 111.0706 Special Budget for Grant or Aid Money and related Budget Amendment (re: Local Assistance and Tribal Consistency Funding)
- G. Bids, RFP's, RFQ's, Quotations for Goods and Services:**
- 1. Authorization of Structured Cabling Quote from Extraco Technology (re: 1211 Washington Ave.)
 - 2. Authorization of Mitel Phones Quote from A&A Technology Group, Inc. (re: Information Technology)
- H. Contracts, Interlocal Agreements, and Memorandums of Understanding; Purchase, Lease, or Acquisition of Goods, Equipment or Services, including any Financing Thereof:**
- 1. Authorization of Service Order/Agreement with Astound Business Solutions, LLC Acting on Behalf of Itself and as Agent for Grande Communications Networks, LLC (re: Internet VOIP Services for Jack Harwell Detention Center)
 - 2. Regarding Agreements with CTWP for Archives / Records Management Copier:
 - a. Action to Rescind Previously Approval on 12/6/22 for Sales Order and Services Agreement
 - b. Authorization of New Sales Order Agreement and Services Agreement with CTWP (re: Archives / Records Management Copier)
 - 3. Authorization of Support and Maintenance Agreement with Exela Technologies (re: Document Imaging Software for the Sheriff's Office / Agreement # 44341-A-CONSVR)
 - 4. Authorization of Professional Services Agreement and related Geotechnical Pavement Proposal with Langerman Foster Engineering Company (re: East Rainer Lane Low Water Crossing / Proposal No. GEO22-200R1)
 - 5. Authorization of Road Use Agreement with True North Solar, LLC
- I. Capital Improvement, Repair, Maintenance Projects and Construction Projects:**
- J. Real Estate, Right of Way, and Easements:**
- K. Grants / Grant Proposals:**
- 1. Regarding the U.S. Department of Treasury - Coronavirus Local Fiscal Recovery Fund / American Rescue Plan Act (ARPA): Discussion and/or Action regarding Eligible Expenses and/or Funding Guidelines; Reporting Requirements; Funding Requests; Subrecipient/Beneficiary Agreements; Grant Updates/Reports; Any Action Necessary to Comply with Grant Funding; Agreements for Administration of Grant or Consulting Services; related Matters
 - a. Regarding the Professional Consulting Contract with Lockwood, Andrews, & Newnam, Inc.: Authorization of Professional Services Invoice / Invoice No. 130-11088-000 - 10
 - 2. Regarding the Bipartisan Infrastructure Law Discussion and/or Action on Funding Guidelines / Opportunities; Eligible Projects/Programs, related matters
 - 3. Regarding the Texas Indigent Defense Commission - Indigent Defense Improvement Grant Program: Authorization of Mental Health Managed Assigned Counsel Program Plan of Operation and related Order
 - 4. Regarding the Texas Department of Family and Protective Services (DFPS) Title IV-E Grant Contract No. HHS000285100008 for Legal Services: Authorization of Title IV-E Legal Assistance Claim (Quarter Ended 9/30/22)
- L. Department/Office-Specific Requests, Presentations or Items for Discussion and Possible Action:**
- 1. Criminal District Attorney: Discussion and/or Action regarding Departmental Staffing, Budget, and related matters
 - 2. County Auditor: Recording of Announcement of Government Finance Officers Association (GFOA) Distinguished Budget Presentation Award for Fiscal Year 2023
 - 3. Justice of the Peace, Precinct 5: Authorization of Cell Phone Request
 - 4. Community Supervision and Corrections Department / Adult Probation:
 - a. Approval of Order Accepting Certain Property Donated by Community Supervision and Corrections Department (CSCD) and Declaring that Property as Waste and Authorizing the Disposal of Said Waste Property (re: Expired Body Armor Vests)
 - b. Authorization for Use of County Credit Card for Recurring Bus Ticket Charges

5. Information Technology: Approval of Order Declaring Certain Property as Not Meeting the Criteria for Salvage or Surplus and Authorizing the Disposal of Said Waste Property (re: Surface Pros from Medical at Jack Harwell Detention Center and Highway 6 Jail)
- M. Additional Items for Discussion and Potential Action:**
1. Waco Entrepreneurial Ecosystem Collaborative, Inc. dba Start Up Waco: Presentation and Progress Update on Project
- N. Americans with Disabilities Compliance Project:**
- O. McLennan County Venue Project: Authorizations for Phase I, II, III and/or Paul Tyson Demolition, including but not limited to:**
1. *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
 2. Authorization of Easement and Right of Way with Oncor Electric Delivery Company LLC (re: Overhead Line Removal and Meter Re-Serve / WR # 3587906)
- P. McLennan County Radio Tower Project / Multiple Site Expansion to Existing Simulcast Communication System:**
1. Discussion and/or Action regarding UPS for the HOT Radio Tower / Woodway Radio Tower
- 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; 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; Tradinghouse Pavilion Rental; Updates regarding ADA Capital Improvements; Updates regarding Road Projects including Speegleville Road, and/or Chapel Road; County Off-System Bridge Repair/Maintenance, Judicial Center Feasibility Study, related matters
 4. *Discussion regarding Rural Transit District:* including Rural/Public Transportation Updates / Reports, related matter
 5. *Discussion regarding the Waco-McLennan County Public Health District Cooperative Agreement for Performance of Public Health Function Services*
- 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; Deliberations regarding Assigning Interim Director for Information Technology; 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
 6. *Section 551.089 of the Government Code (V.C.T.A.):* Regarding Security Devices or Security Audits; including but not limited to (1) security assessments or deployments relating to information resources technology; (2) network security information as described by Section 2059.055(b); or (3) the deployment, or specific occasions for implementation, of security personnel, critical infrastructure, or security devices:
- S. Adjourn**

Signed this 13th day of January



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 13th day of January, 2023.

Witness my hand and seal of office at Waco, McLennan County, Texas the 13th day of January, 2023 at 9:45 a.m.

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

BY: Myrcetez 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

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

FILED: **JAN 17 2023**

By Myrcetez Gowan-Perkins,
Deputy