

**MEETING OF MARCH 2, 2021**

On this the 2 day of March, 2021, at 9:00 o'clock a.m., the Court met in Special Session; present and presiding were County Judge Felton, Commissioners James Smith, Patricia Miller, Will Jones and 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 the McLennan County Commissioners Court will conduct its regular scheduled meeting on **Tuesday, the 2nd day of March, 2021 at 9:00 o'clock a.m.** and act on the items on the following agenda.

**No physical meeting open to the public will be held.** A temporary suspension of portions of the open meetings act to allow telephone or video conference public meetings has been granted by Governor Greg Abbott pursuant to Executive Order No. GA-08. These actions are being taken to mitigate the spread of Covid-19 by avoiding meetings that bring people into a group setting and in accordance with Section 418.016 of the Texas Government Code.

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

**A. Proof of Posting of Notice**

**B. Moment of Silence / Invocation and Pledge**

**C. Public Comments**

**D. Proclamations / Resolutions:**

1. A Proclamation of the Commissioners Court of McLennan County, Texas Recognizing March 7th, 2021 as Pastor Darrick D. Bledsoe, Sr. 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 Agreement for Comprehensive Mental Health and Mental Retardation Services with Heart of Texas Region Mental Health Mental Retardation (HOTRMHMR) Center
- b. Recording of Agreement for Emergency Psychiatric Services with Heart of Texas Region Mental Health Mental Retardation (HOTRMHMR) Center
- c. Recording of Grant Agreement for Medical Clearance Initiative at the Crisis Treatment Center with Heart of Texas Region Mental Health Mental Retardation (HOTRMHMR) Center
- d. Recording of Agreement for Jail Diversion / Pre-Trial Diversion Services with Heart of Texas Region Mental Health Mental Retardation (HOTRMHMR) Center
- e. Recording of Care Coordination Agreement for Medications for Defendants Committed Under Texas Code of Criminal Procedure, Chapter 46B at the McLennan County Jail with Heart of Texas Region Mental Health Mental Retardation (HOTRMHMR) Center

**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. Justice of the Peace, Precinct 1 Place 1

**4. Authorization / Ratification of RFP's, RFQ's, and Bids Advertisements; Publications; Public / Legal Notices**

- a. Authorization of Publication for RPF 21-007: Mold Remediation in Bill Logue Juvenile Center

**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 Auditor: Recording of Monthly Financial Report, October 2020 - December 2020
- b. Tax Assessor / Collector: Recording of Detailed Deposit Distribution Report, January 2021
- c. Waco-McLennan County Public Health District: Authorization of January Billing / Reports (re: On-Site Sewage Facility (O.S.S.F) Program)

**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 21 Budget:**

- a. 19th District Court
- b. Authorization of Texas Association of Counties Claim Deductible Invoice # NRDD-0006794
- c. City of Waco: Authorization of Funding Request for Vaccine Management Software
- d. Authorization of COBRA Services Invoice: WageWorks, Inc. (re: Claims Administration for January 2021)
- e. Permanent Improvement Fund (Fund 401)
- f. Sheriff's Office (JHDC/HWY 6)

**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 Interlocal Cooperative Agreement with Crawford Independent School District (re: Parking Lot Blading)
- 2. Regarding the United States Marshals Service Intergovernmental Agreement # 80-10-0033: Authorization of Order for Supplies or Services (Order No. 70CDCR21FIGR00111)
- 3. Authorization of Janitorial Services Contract with Texas Urban Enterprises

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

- 1. Regarding Rattler Hill Road - Creek Crossing Improvements (Bid 20-023): Authorization of Miller Construction Co, Inc. Application and Certificate for Payment No.1

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

**K. Grants / Grant Proposals:**

- 1. Regarding the Texas Department of Family and Protective Services (DFPS) Title IV-E Grant Contract No. HHS000285100008 for Legal Services:
  - a. Authorization of Title IV-E Supplemental Legal Assistance Claim (Quarter Ended 6/30/20)
  - b. Authorization of Title IV-E Legal Assistance Claim (Quarter Ended 9/30/20)
- 2. Discussion and/or Action approving the recommendation for a Grant Administrator for the 2021-22 TxCDBG Community Development Fund

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

- 1. Heart O'Texas Fair / Extraco Events Center: Authorization of Payment for Storm Damage related Invoices

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

- 1. Discussion and/or Action on Matters Regarding COVID-19 including but not limited to Staffing, Emergency Appropriations, Precautions and Plans, Restrictions to Prevent the Spread of COVID-19, Personnel Compensation and Benefit Matters, Health and Safety Procurements, Technology Procurements for Criminal Justice System to Allow for Operations to Continue Safely, Technology Procurements to Allow for Remote Meeting Participation, Reports on Progression of COVID-19, and related matters
- 2. Discussion regarding Health Care Plan Audit and related Engagement Agreement with Messier 42, LLC
- 3. Greater Waco Chamber of Commerce: Monthly Economic Development Report, January 2021
- 4. Authorization of 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
- 5. Discussion and/or Action regarding FEMA (DR-4586):
  - a. County applications for FEMA grants and/or assistance
  - b. Assisting citizens with applications for FEMA grants and/or assistance
    - 1) Authorization of Order Approving Mutual Aid Assistance to the City of Waco
  - c. Adoption of one or more programs to administer FEMA grants and/or assistance
  - d. Reports and documentation to FEMA regarding compliance with grant or assistance terms
  - e. Any action necessary to comply with FEMA funding terms
  - f. Interlocal Cooperation Agreements for administration of FEMA grants and/or assistance

6. Discussion and/or Action regarding Appointment to the City Center Board
7. Authorization to Sign and Submit McLennan County's Phase II Municipal Separate Storm Sewer Systems (MS4) Annual Storm Water Report for Year 2 (2020)

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

**O. McLennan County Venue Project: Authorizations for Phase I, II and/or Phase III, 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
3. Discussion and/or Action regarding Monument Signage and Dedication Plaza
4. Discussion and/or Action on Coliseum Paving Alternate

**P. McLennan County Radio Tower Project / Multiple Site Expansion to Existing Simulcast Communication System:**

1. Authorization of Communications Site Lease Agreement with Department of Public Safety (re: Radio Communications Facility)

**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, Jail Magistration 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 Voting Machine Upgrades*

**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: Property transactions necessary to accommodate the footprint of the McLennan County Venue Project
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 26th day of February, 2021



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 26th day of February, 2021.

Witness my hand and seal of office at Waco, McLennan County, Texas the 26th day of February, 2021 at 10:15 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 02 2021**

By Myrcetez Gowan-Perkins,  
Deputy

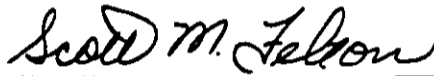
**NOTICE OF MEETING OF THE MCLENNAN COUNTY COMMISSIONERS COURT**

NOTICE IS HEREBY GIVEN in accordance with the Government Code, Chapter 551, (known as the Open Meetings Act), as amended, that a regular meeting of Commissioners' Court, the governing body of McLennan County, will be held on **Tuesday, the 2nd day of March, 2021 at 9:00 o'clock a.m.** virtually, as set forth in the original notice, at which time **the following SUPPLEMENT to the AGENDA** previously posted on February 26, 2021 **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/or Action:**
  - 1. Discussion and/or Action on Extension of the Order of McLennan County Judge Declaring a Local State of Disaster and Public Health Emergency re: Prolonged Freezing Temperatures, Heavy Snow, and Freezing Rain.

Signed this the 26<sup>th</sup> day of February, 2021



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 26<sup>th</sup> day of February, 2021

Witness my hand and seal of office at Waco, McLennan County, Texas, on this the 26<sup>th</sup> day of February, 2021 at 3:40 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 02 2021**

By Myrcetez Gowan-Perkins,  
Deputy