

MEETING OF MAY 16, 2023

On this the 16 day of May, 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, 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 regular meeting of Commissioners' Court, the governing body of McLennan County, will be held on **Tuesday, the 16th day of May, 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.

VIDEO CONFERENCE 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. Ratification of Proclamation Recognizing & Dedicating the Last Weekend in April as 2023 BACA's Heroes Day
 - 2. Proclamation Recognizing & Congratulating "The 50 Golden Years All-Class Reunion for A.J. Moore, Richfield, Waco & University High Schools, Classes of 1973
 - 3. Proclamation Honoring Mr. Allah "Bob" Bakhsh, Owner & Operator, Adams Drive Inn
- 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 Interlocal Cooperation Agreement with City of Leroy (re: Road Work)
 - b. Recording of Interlocal Cooperative Agreement with City of Ross (re: Culvert Work)
 - c. Recording of Lexis Subscription Amendment with Library Patron Access with LexisNexis (re: Law Library)
 - d. Recording of Beneficiary Agreement with Ross Water Supply Corporation (re: American Rescue Plan Act Funding)
 - e. Recording of Wastewater Inspection System Agreement with Reddell Septic, LLC (re: Road & Bridge, Precinct 2)
 - 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. Information Technology
 - b. Maintenance of Equipment
 - 4. Authorization / Ratification of RFP's, RFQ's, and Bids Advertisements; Publications; Public / Legal Notices**
 - 5. Travel and Education Requests:**
 - a. Road & Bridge, Precinct 4
 - 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. Animal Birth Control Clinic, Inc.: Recording of Services Reports for March - April 2023
 - b. County Judge: Recording of Texas College of Probate Judges Continuing Judicial Education Certification
 - c. County Treasurer:
 - 1) Recording of McLennan County Investment Report, April 2023
 - 2) Recording of Treasurer's Monthly Report, April 2023
 - d. McLennan County Children's Protective Services Board: Recording of Detailed Transaction Report, April 2023
 - e. Greater Waco Sports Commission: Recording of 1st Quarter Services Report 2023
 - f. Greater Waco Chamber of Commerce: Recording of inWaco Digital Talent Recruitment Campaign 1st Quarter Services Report 2023
 - 7. Burn Ban Approval, Extension, or Termination**
 - 8. Authorization of McLennan County Credit Card Purchases**

9. **Authorization/Ratification of Non-County Property Damage Expenditures / Purchase Orders**
 10. **McLennan County Subdivision Regulations:**
 - a. Authorization of Final Plat of Subdivision of Lots 3-4, Block 1 "Kattner Road Addition" to McLennan County, Precinct 2
 - b. Authorization of Final Plat of Subdivision of Lot 1, Block 1 "Four K's Addition" to McLennan County, Precinct 2
- F. Budget, Budget Amendments/Transfers/Changes, Additional Revenue Certifications, Expenditure Requests:**
1. **Regarding the FY 23 Budget:**
 - a. Certification of Local Government Code 111.07075 Special Budget for Revenue Received After Start of Fiscal Year and related Budget Amendment (re: Auction Proceeds / Road & Bridge, Precinct 3)
 - b. 2021 Certificates of Obligation / Permanent Improvement Fund (Fund 421):
 - 1) Regarding ADA Modifications
 - 2) Regarding Road & Bridge, Precinct 3 Communications Tower
 - 3) Regarding 415 Columbus Ave.
 - c. County Court @ Law # 2 (Fund 170)
 - d. 474th District Court
 - e. Justice of the Peace, Precinct 4
 - f. Texas A&M AgriLife Extension Service
 - g. County Wide
 - h. Justice of the Peace, Precinct 3 (Fund 130)
 2. **Regarding the FY 24 Budget:**
 - a. Discussion and/or Action regarding Matters relative to the FY 24 Budget / 2023 Tax Rate, including, but not limited to, Budget Policies, Priorities, Timelines, Updates from the County Auditor and/or Budget Work Sessions, as needed
- G. Bids, RFP's, RFQ's, Quotations for Goods and Services:**
1. Authorization of Quote from Quinn Technologies (re: Justice of the Peace Precinct 3 Camera System Upgrade)
 2. Authorization of Extreme XIQ Pilot Program Price Quote from Solid IT Networks (re: Network Management Utility for Information Technology)
 3. Authorization of Proposal from CivicPlus: The Platinum Security Upgrade (re: Information Technology Dept. / Quote # Q-40826-2)
- H. Contracts, Interlocal Agreements, and Memorandums of Understanding; Purchase, Lease, or Acquisition of Goods, Equipment or Services, including any Financing Thereof:**
1. Authorization of Technical Support/Remote Support Agreement with BIS Digital (re: Contract#: 24-07-A-89830 (County Court at Law 2)/M-50022950)
 2. Authorization of Memorandum of Agreement with Baylor University through its Department of Psychology and Neurosciences (re: Psychology Practicum and Field Work for the McLennan County Veterans Treatment Court)
 3. Authorization of Discretionary Service Agreement with Oncor Electric Delivery Company, LLC (re: Pole Relocation at 415 Columbus Ave.)
 4. Regarding the Second Professional Consulting Contract/Addendum with Lockwood, Andrews, and Newnam, Inc.: Authorization of Professional Services Invoice / Invoice No. 130-11088-000 - 13B (re: McLennan County Water Planning)
 5. Authorization of Support and Maintenance Agreement with Exela Technologies (re: Records Management / Agreement No. 44592-A-CONSVR)
 6. Authorization of Temporary Service Agreement with Waste Connections Lone Star, Inc. (re: Clean-Up Day / Road & Bridge, Precinct 2)
 7. Authorization of Agreement for Use with Reliable Tire Disposal (re: Clean-Up Day Trailer Rental / Road & Bridge, Precinct 2)
 8. Authorization of Rental Agreement with Cooper Equipment, Inc. (Precinct 2)
- I. Capital Improvement, Repair, Maintenance Projects and Construction Projects:**
1. Regarding the Chapel Road Improvement Project: Authorization for County Judge to Sign Notice to Spectrum Cable Television regarding Utility Relocation
- J. Real Estate, Right of Way, and Easements:**
1. Consideration and Action on Entering into a Contract for Sale of County Real Property (re: MCAD #341340000425004: Lot 3, Block 71, Original Town of McGregor / old Justice of the Peace, Precinct 4 building)

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. Discussion and/or Action on First Amended Beneficiary Agreement for Texas State Technical College (TSTC) Training Center to be Solely with the TSTC Foundation, and to Make Other Changes
 - b. Regarding the Professional Consulting Contract with Lockwood, Andrews, & Newnam, Inc.: Authorization of Professional Services Invoice / Invoice No. 130-11088-000 - 13A
 - c. Regarding the New Fire Alarm System for the Jack Harwell Detention Center: Authorization of Change Order from Cen-Tex Fire & Security
2. Regarding the Bipartisan Infrastructure Law Discussion and/or Action on Funding Guidelines / Opportunities; Eligible Projects/Programs, related matters
3. Regarding the Bureau of Justice Assistance Patrick Leahy Bulletproof Vest Partnership (BVP) Program: Authorization of Grant Application Submission for FY 2023
4. Regarding the Bureau of Reclamation WaterSMART Grant / Short Form of Agreement for Professional Services with Lockwood, Andrews, & Newnam, Inc.: Authorization of Professional Services Invoice / Invoice No. 130-11078-000 - 13

L. Department/Office-Specific Requests, Presentations or Items for Discussion and Possible Action:

1. Tax Office: Presentation of Performance Quality Recognition Program Silver Level Award from Texas Department of Motor Vehicles
2. Specialty Court: Authorization of Order Accepting Donations (ref: Local Government Code 81.032)
3. Information Technology: Regarding Dell, Inc.: Authorization for County Judge to Sign Non-Disclosure Agreement

M. Additional Items for Discussion and Potential Action:

1. Discussion and Action on Requests for Waiver of Penalties and Interest on Property Taxes:
 - a. Regarding Request(s) Submitted by Brenda Mesta
2. Discussion and/or Action regarding Proposed / Pending State / Federal Legislation / Legislative Issues, including Adoption of Resolution/s, as appropriate
3. Selection / Designation of Public Members of the Salary Grievance Committee regarding the FY 24 Budget
4. Acknowledgment of Mentor Waco Commissioners Court Visitation Day
5. Authorization of Refund Requests for Overpayment of Real Estate Taxes (ref: Section 31.11(a) of the Texas Property Tax Code)
6. Adoption of Order Establishing a County Fee for Recreational Vehicle Parking at the Heart O' Texas Events Center
7. Authorization of Appointment to the Heart of Texas Behavioral Health Network Board of Directors
8. Texas Association of Counties Risk Management Pool: Authorization of 2023 Property Coverage Renewal and related Invoice
9. Authorization of On-Site Activity Reporting System (OARS) Designee for the Waco-McLennan County Public Health District
10. Discussion and/or Action re: settlement terms with Allergan defendants, and authorizing the County Judge or other authorized officials to execute the Settlement participation and release forms regarding statewide settlement offers in the matter of Texas statewide opioid multi-district litigation for the County in the matter of *In Re: National Prescription Opiate Litigation*, MDL No. 1:17-md-022804.
11. Discussion and/or Action re: Request to Rename Rows with a Numerical System and Display Signage at Restland Cemetery

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 Payment for Construction Services with AT&T (re: Paul Tyson Field Demolition /CR# 218944)

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

- 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 Voting Machine Equipment / 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
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 12 day of May, 2023


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 12th day of May, 2023.

Witness my hand and seal of office at Waco, McLennan County, Texas the 12th day of May, 2023 at 1:35 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: MAY 16 2023

By Myrcetez Gowan-Perkins,
Deputy