

**MEETING OF JUNE 16, 2020**

On this the 16 day of June, 2020, at 9:03 o'clock a.m., the Court met in Special Session; present and presiding were County Judge Felton, Commissioners Kelly Snell, 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, June 16, 2020 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-Info>

### 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 Intergovernmental Transfer 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)
    - b. Recording of Interlocal Cooperation Agreement with Travis County, Texas (re: Purchase of Surplus Kodak Document Scanner)
    - c. Recording of Interlocal Participation Agreement and related Resolution with GoodBuy Purchasing Cooperative
    - d. Recording of Request for Release of Funds and Certificate (re: Water and Sewer Improvements in the Unincorporated Community of Elm Mott / Contract No. 7219270)
    - e. Recording of Interlocal Cooperative Agreement with City of Ross (re: Culvert, Road, Shredding and Trim Work)
    - f. Recording of Interlocal Cooperative Agreements with City of Gholson and City of Leroy (re: Culvert, Road/Parking Lot, Shredding, and/or Trim Work)
    - g. Recording of Grant Application and related Resolution (re: 2020 Help America Vote Act (HAVA) CARES Act Sub-grant)
    - h. Recording of Addendum to Agreement for Construction Manager at Risk Services with John W. Erwin General Contractor, Inc to include Identifying, Advising Upon, and Acquiring or Assisting in the Acquisition of the Purchase of Furniture, Fixtures, and Equipment for Exposition Center
    - i. Recording of Modification of Intergovernmental Agreement with the United States Marshals Service (re: Special VTC Language for Agreement No.80-10-0033 for the Jack Harwell Detention Center)
    - j. Recording of Modification of Intergovernmental Agreement with the United States Marshals Service (re: Special VTC Language for Agreement No, 80-99-0119 for the Highway 6 Jail)
  - 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. Consideration and Possible Action on Department Heads Incentive Pay List
  - 4. Authorization / Ratification of RFP's, RFQ's, and Bids Advertisements; Publications; Public / Legal Notices**
    - a. Authorization of Publication for RFP 20-020: Asbestos Abatement and Demolition in Old Downtown Jail
  - 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. Information Technology: Recording of McLennan County Cyber Security Training Completeness Final Report as Mandated by Texas House Bill 3834

- b. County Treasurer: Recording of McLennan County Investment Report, May 2020
- c. McLennan County Children's Protective Services Board: Recording of Detailed Transaction Report, May 2020
- d. County Auditor: Recording of Monthly Financial Report, October 2019 - May 2020

**7. Burn Ban Approval, Extension, or Termination**

**8. Authorization of McLennan County Credit Card Purchases**

**9. Authorization of Tax Resale Deeds and Deletion of Uncollectible District Court Costs, if any:**

- a. MCAD # 280355000022004: Lot 4, Block 3, Katy McGees Shop Heights, City of Bellmead, McLennan County, Texas
- b. MCAD # 280570000839007 and 280570000840004: 0.233 Acres and 0.116 Acres, More or Less, out of the Tomas De La Vega Grant, City of Bellmead, McLennan County, Texas
- c. MCAD # 280570000495008: 0.392 Acres, More or Less, Out of Section 7, Range 9 of the Subdivision of the Tomas De La Vega 11 League Grant, City of Bellmead, McLennan County, Texas
- d. MCAD # 280005000013000: Lot 12, Block 1, Alamo Gardens Addition, Part 1, City of Bellmead, McLennan County, Texas
- e. MCAD # 440024000019006: Being Two Acres of Land, More or Less, Out of the M. Martinez Survey, Tract 4, McLennan County, Texas

**10. McLennan County Subdivision Regulations:**

- a. Approval of Final Plat of "Country Club Estates Addition, Phase I, Block 1, Lot 8" to McLennan County, Precinct 1
- b. Approval of Final Plat of "Escarsega Addition, Lots 1-2, Block 1" to McLennan County, Precinct 3
- c. Approval of Final Plat of "West Parkway Addition, Lots 1-2, Block 1" to McLennan County, Precinct 3

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

**1. Regarding FY 20 Budget:**

- a. Road & Bridge, Precinct 4
- b. Justice of the Peace Court Collections
- c. Information Technology:
  - 1) Re-Designation of Fund Allocation for Capital Outlay
  - 2) Regarding IT Assessment Fund for Human Resources
- d. Justice of the Peace, Precinct 3
  - 1) Regarding the Justice Court Building Security Fund (Fund 130)
  - 2) Regarding the Justice Technology Fund (Fund 140)
- e. Justice of the Peace, Precinct 5
  - 1) Regarding the General Fund (Fund 001)
  - 2) Regarding the Justice Technology Fund (Fund 140)
- f. Road and Bridge, Precinct 3
- g. Health Services
- h. Maintenance of Buildings
- i. Justice of the Peace, Precinct 4
- j. Constable, Precinct 4
- k. Mental Health Court Services
- l. Authorization of Texas Association of Counties Claim Deductible Invoice # NRDD-0006038

**2. Regarding FY 21 Budget:**

- a. Discussion and/or Action regarding Matters relative to the FY 21 Budget / 2019 Tax Rate, including, but not limited to, Budget Policies, Priorities, Timelines, Updates from the County Auditor and/or Budget Work Sessions, as needed
- b. Waco-McLennan County Library: Authorization of Funding Allocation
- c. McLennan County 9-1-1 Emergency Assistance District: Discussion regarding 2020/2021 Proposed Budget

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

1. Authorization for Request for Price Increase regarding Bid 17-015: Inmate Personal Items (ICS Jail Supplies, Inc.)

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

1. Authorization of Subscriber Agreement and Application with TransUnion Risk and Alternative Data Solutions, Inc. (re: Data Collection Services for JP Court Collections)
2. Authorization of Interlocal Cooperation Agreement with City of Woodway (re: Slurry Seal of Selected Public Roads in the McLennan County Road System Precinct 4)
3. Authorization of Memorandum of Understanding with the Tehuacana Creek Water Improvement District (re: Baseline Water Quality Study)
4. Authorization of Master Agreement and related Proposal with MTM Technologies, Inc. (re: Firewall Upgrade)
5. Authorization of Agreement to Participate in Tax Increment Reinvestment Zone Number One with the City of Robinson, Texas

**I. Waco-McLennan County Economic Development Corporation (WMCEDC): Authorization of Agreements; Consulting Services; Proposed Projects / Program Project Agreements / Amendments / Pay Applications**

1. Authorization of Program Project Agreement with Space Exploration Technologies Corporation
2. Regarding the Program Project Agreement with Allergan, Inc.: Authorization of First and Final Payment Request
3. Authorization of Revised Program Project Agreement with Zinkpower-Waco, LLC
4. Authorization of Program Project Agreement with Aspen Custom Trailers US, Inc.

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

1. Regarding the McLennan County Roof Program (RFP # 20-006) /Agreement with Clark Roofing: Authorization of Invoice for the Archives Building Roof
2. Regarding Ritchie Road Improvement Project: Recording of Notice of Substantial Completion from City of Waco to Big Creek Construction, Ltd.
3. Regarding the McLennan County Tradinghouse Lake Boating Access Facilities Renovation (Bid 20-001) / Form of Agreement with HCS, Inc. Commercial General Contractor:
  - a. Authorization of Payment Application # 6
  - b. Authorization of Payment Application # 7

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

1. Authorization of Temporary Construction License with the City of Waco (re: Sidewalk Construction at 929 Elm Avenue)

**L. Grants / Grant Proposals:**

1. Regarding the Texas Veterans Commission Fund for Veterans' Assistance - Veterans Treatment Court Grant: Acceptance of Grant Award
2. Regarding the Texas Department of Family and Protective Services (DFPS) Title IV-E Grant Contract No. HHS000285000006 for Child Welfare Services: Authorization of Revised Title IV-E Child Welfare Services Claim (Quarter Ended 12/31/19)
3. Regarding the Tradinghouse Lake Boating Access Grant: Recording of Mundo & Associates, Inc. Grant Implementation / Engineering Services Invoice No 5C
4. Regarding the Bureau of Reclamation WaterSMART Grant: Authorization of Assistance Agreement (re: Water Marketing Strategy Grant / Agreement No. R19AP00235)

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

1. Information Technology: Discussion and/or Action regarding Commissioners Courtroom Equipment Upgrade for Managing Remote Meetings
2. Justice of the Peace, Precinct 3: Authorization of Janitorial Services Request

**N. 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. Selection / Designation of Public Members of the Salary Grievance Committee regarding the FY 21 Budget
  3. Regarding the McLennan County Group Health Plan: Authorization of Revisions to the Employee Benefit Plan - Summary Plan Description
  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 and/or the Nonfederal Share of Medicaid Rate Increase for Hospital Services Available Under the Uniform Hospital Rate Increase Program (UHRIP)
  5. Discussion and/or Action on COVID-19 related Expenses for the McLennan County Judiciary, including but not limited to Sanitization of Courtrooms and Facilities
  6. Discussion and/or Action regarding the McLennan County Facility Master Plan and/or Office Relocations
- O. Americans with Disabilities Compliance Project:**
- P. 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
    - a. Authorization of Professional Services Invoice (re: May Services / Invoice No. 0069748)
  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. Discussion and/or Action regarding Progress Update
- Q. McLennan County Radio Tower Project / Multiple Site Expansion to Existing Simulcast Communication System:**
1. Authorization of Quote for McLennan Licensing Search / Waco 4-Site Frequency Re-Tune
- R. 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 Jail Magistration***
  6. ***Discussion regarding Vote Centers***
  7. ***Discussion regarding the Transporting of Juveniles for Class "C" Truancy Citations by Constables***
- S. 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 Maintenance of Equipment; 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

**T. Adjourn**

Signed this 16th day of June, 2020

  
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 16th day of June, 2020.

Witness my hand and seal of office at Waco, McLennan County, Texas the 16th day of June, 2020 at 4:10 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

JUN 16 2020

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 16<sup>th</sup> day of June, 2020 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 June 11, 2020 **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. Human Resources / Salary Matters:**
  - 1. Elections
- C. Budget, Budget Amendments/Transfers/Changes, Additional Revenue Certifications, Expenditure Requests:**
  - 1. **Regarding FY 20 Budget:**
    - a) Elections
    - b) Information Technology: Regarding IT Assessment Fund for County Sheriff
- D. Additional Items for Discussion and Potential Action:**
  - 1. Greater Waco Chamber of Commerce: Monthly Economic Development Report, May 2020
  - 2. County Sheriff: Authorization of Hot Spot Option on Cell Phone
  - 3. Discussion and/or Action regarding the November General Election
- E. McLennan County Radio Tower Project / Multiple Site Expansion to Existing Simulcast Communication System:**
  - 1. Regarding the System Purchase Agreement with Motorola Solutions: Authorization of Change Order # 02

Signed this the 12<sup>th</sup> day of June, 2020

*Scott M. Felton*

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 15<sup>th</sup> day of May, 2020

Witness my hand and seal of office at Waco, McLennan County, Texas, on this the 12<sup>th</sup> day of June, 2020 at 3<sup>00</sup> p.m.

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

BY: Kelley Aullbryt  
(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: **JUN 16 2020**

By Myrcetez Gowan-Perkins,  
Deputy