

MEETING OF JULY 6, 2021

On this the 6 day of July, 2021, 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 and 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 the McLennan County Commissioners Court will conduct its regular scheduled meeting on **Tuesday, the 6th day of July, 2021 at 9:00 o'clock a.m.** and act on the items on the following agenda. In addition, notice is hereby given that this July 6, 2021 meeting will be recessed and reconvened on **Wednesday, the 7th day of July, 2021 at 1:30 p.m.**, to complete discussion and action on the agenda items set forth below, including the Budget Work Session, unless the meeting of July 6, 2021 is adjourned by decision of Commissioners Court.

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>

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 Clean-Up Agreement with Liberty Tire Recycling, LLC (re: Road & Bridge, Pct. 1)
 - b. Recording of Lease Agreement with Pitney Bowes (re: Mailing Machine for Tax Office)
 - c. Recording of Proposal with EdocTec (re: Development / Host Web Site for Attorney Portal)
 - d. Recording of Amended Memorandum of Understanding with the City of Waco and Waco Independent School District (re: Tax Foreclosure Sale of Real Property)
 - e. Recording of Memorandum of Agreement with Baylor University (re: Mental Health Court Program Cooperation)
 - f. Recording of Service Agreement with Grande Communications Networks, LLC (re: Justice of the Peace, Pct. 5)
 - g. Recording of Service Agreement with Waste Management of Texas, Inc. (re: Waste Management at McLennan County Jail)
 - h. Recording of Interlocal Cooperation Agreement with City of Mart (re: Equipment for Waterline and Street Work)
 - i. Recording of Lexis Subscription Agreement with LexisNexis (re: 19th District Court)
 - j. Recording of 2020 Census Complete Count Committee Final Report
 - k. Recording of Renewal of Emergency Management Plan for McLennan County
 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. Authorization of Incentive Pay Policy Revision
 - b. Road & Bridge, Precinct 1
 - c. County Sheriff
 4. **Authorization / Ratification of RFP's, RFQ's, and Bids Advertisements; Publications; Public / Legal Notices**
 - a. Authorization of Publication for All Ads/Public Notices relative to the FY 22 Budget / 2021 Tax Rate
 - b. Authorization for Publication of Bid 21-010 Printing for Various Departments
 5. **Travel and Education Requests:**
 - a. County Sheriff
 - b. Specialty Court
 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. Tax Assessor / Collector: Recording of Detailed Deposit Distribution Report, May 2021
 - b. County Auditor: Recording of FY 2020 Audit Report for the McLennan County Jail Commissary
 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 21 Budget:**
 - a. County Court @ Law # 2 (Fund 170)
 - b. Health Services

- c. County Auditor
- d. Justice of the Peace, Precinct 3 (Fund 170)
- e. 2019 Certificates of Obligation / Permanent Improvement Fund (Fund 419)
- f. County Wide
- g. Pretrial Services
- h. Capital Outlay / IV-D Court
- i. Constable, Precinct 1:
 - 1) Budget Amendment
 - 2) Authorization of Expenditures related to Texas Best Practice Program

2. Regarding the FY 22 Budget:

- a. Discussion and/or Action regarding Matters relative to the FY 22 Budget / 2021 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 Appraisal District: Discussion and/or Action regarding 2022 Proposed / Preliminary Budget / Allocation

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 Project Development Agreement with Johnson Controls, Inc. (re: Energy Savings Performance Contract (ESPC) Project)
- 2. Authorization of Interlocal Cooperation Agreements with City of Leroy:
 - a. Regarding Shredding and Road Work on Jane Lane
 - b. Regarding Dust Control on Various Roads
- 3. Authorization of Planned Service Agreement and related Proposal with Johnson Controls, Inc. (re: Preventative Maintenance Services for HVAC System)
- 4. Authorization of Event Agreement with City of Waco / Waco Convention Center (re: Employee Health Fair)
- 5. Authorization of Agreement for Professional Services and related Proposal with Freese and Nichols, Inc. (re: Breach Analysis and Hazard Classification of Mahoney South Lake Dam, Precinct 4)
- 6. Authorization of Support and Maintenance Agreements with Exela Technologies (re: Records Management / Agreement No. 43982CONSVR)
- 7. Authorization of Re-Recognition Agreement with Texas Police Chiefs Association Foundation (re: Texas Best Practice Program / Constable, Precinct 1)

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

- 1. Discussion and/or Action regarding Renovations to the Old Grand Jury Space

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

- 1. Authorization of Deed Without Warranty (re: MCAD # 160285000021008: Lots A10, 11, and 12, Block 7. Kincannon Addition, City of Bruceville-Eddy, McLennan County, Texas)

K. Grants / Grant Proposals:

- 1. Regarding the U.S. Department of Treasury - Coronavirus Local Fiscal Recovery Fund / American Rescue Plan (ARP): Discussion and/or Action regarding Eligible Expenses and/or Funding Guidelines; Reporting Requirements; Funding Requests; Grant Updates/Reports; Any Action Necessary to Comply with Grant Funding; Interlocal Cooperation Agreements for Administration of Grant or Consulting Services; related Matters
- 2. Regarding U.S. Department of Treasury Emergency Rental Assistance Program:
 - a. Authorization of Reimbursement Requests / Reports from the City of Waco
 - b. Discussion and/or Action regarding the Second Emergency Rental Assistance Program (ERA2), and Administration thereof
- 3. 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 3/31/21)
- 4. Regarding Bureau of Justice Assistance - STOP School Violence Grant Program: Authorization of Local Law Enforcement Memorandum of Understanding between Rapoport Academy Public School, Region 12 ESC, and McLennan County's Sheriff's Office
- 5. Regarding the Texas Department of Housing and Community Affairs / Community Development Block Grant CARES Act Fund - Texas Emergency Mortgage Assistance Program (TEMAP): Discussion and/or Action regarding Funding; Application Submission; Administration of Grant; and related Matters

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

- 1. Human Resources: Authorization of Bilingual Testing and Pay Requests (re: Sheriff's Office)
- 2. Heart O'Texas Fair / Extraco Events Center:
 - a. Authorization of Payment for Storm Damage related Invoice
 - b. Authorization of Chiller Repair at the Coliseum

3. Purchasing: Authorization of On-Line Auction with Rene Bates, related Ad, and Order Declaring Certain Property as Surplus and Authorizing Disposition of Same (ref: Local Government Code 263)
4. County Sheriff: Authorization of Reimbursement for Property Damage Repair
5. Tax Office: Authorization of Phone Requests (re: Downtown and West Substation Offices)
6. Information Technology: Recording of Final McLennan County Cyber Security Training Completeness Report as Mandated by Texas House Bill 3834

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. Selection / Designation of Public Members of the Salary Grievance Committee regarding the FY 22 Budget
4. Discussion and/or Action regarding Hosting of Court Night for 2021 North and East County Judges and Commissioners Conference
 - a. Ratification of Pendley Party Productions & Rentals Bid
 - b. Authorization of Event Agreement with McLennan County Fair, Inc. dba Extraco Events Center
5. Discussion and/or Action regarding Proposed / Pending State / Federal Legislation / Legislative Issues, including Adoption of Resolution/s, as appropriate
6. Discussion and/or Action on Various County Policies / Procedures
7. Greater Waco Chamber of Commerce: Monthly Economic Development Report, May 2021
8. Discussion and/or Action regarding the McLennan County Facility Master Plan and/or Office Relocations
9. Regarding the McLennan County Appraisal District 2020-2021 Board of Directors: Discussion and/or Action on Candidate Nominations and related Resolution for Board Vacancy
10. Discussion and/or Action regarding 2021 McLennan County Employee Health Fair
11. Discussion and/or Action regarding Request to Disconnect Internet Services for Old Video-Conferencing Equipment

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
 - a. Authorization of Application and Certificate for Payment No. 27
3. Discussion and/or Action on the Purchase of Automated External Defibrillators (AEDs)
4. Authorization of Revised Quote for Equipment (re: Riding Scrubber from Tennant Company)

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: 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; Tradinghouse Pavilion Rental; 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 Equipment / Upgrades**
6. **Discussion regarding State and Local Coronavirus Fiscal Recovery Funds**

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 2nd day of July, 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 2nd day of July, 2021.

Witness my hand and seal of office at Waco, McLennan County, Texas the 2nd day of July, 2021 at 9⁰⁰ a.m.

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

BY: Kelly Fullbright (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: JUL 06 2021

By Myrcetez Gowan-Perkins,
Deputy

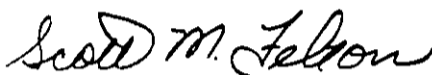
NOTICE OF MEETING OF THE MCLENNAN COUNTY COMMISSIONERS COURT

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 6th day of July, 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 July 2, 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. Real Estate, Right of Way, and Easements:**
 - 1. Regarding MCAD # 160285000021008: Being Lots A10, 11 and 12, Block 7, Kincannon Addition, City of Bruceville-Eddy, McLennan County, Texas: Action to Rescind Previous Authorization of Tax Resale Deed

Signed this the 2nd day of July, 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 2th day of July, 2021

Witness my hand and seal of office at Waco, McLennan County, Texas, on this the 2nd day of July, 2021 at 4:15 p.m.

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

BY: Kelly Fullbright
(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: **JUL 06 2021**

By Myrcetez Gowan-Perkins,
Deputy