

MEETING OF NOVEMBER 2, 2021

On this the 2 day of November, 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, 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 2nd day of November, 2021 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-mclellancounty.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:**
 - 1. Action to Rescind the Proclamation Recognizing Breaking the Silence - The Forever Young Scholarship in Honor of SaKyra Young
- 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 with the United States Department of Justice, Drug Enforcement Administration (re: Program Funded State and Local Task Force / County Sheriff)
 - b. Recording of Construction Contract with Bear Contractors, Inc. (re: Oak Forest Waterline Replacement / Texas Community Block Grant for Water and Sewer Improvements in the Unincorporated Community of Elm Mott / Contract No. 7219270)
 - c. Recording of Addendum to the Employee Assistance Program (EAP) Services Agreement with Deer Oaks EAP Services
 - d. Recording of Interlocal Cooperation Agreement with City of Waco (re: Litter Control Services at the City Landfill and for Law Enforcement Services)
 - e. Recording of Revised Agreement with Office of Court Administration (re: Reimbursement of Long-Distance Calls / Faxes)
 - f. Recording of Provision of Library Services Agreements with Hewitt Community Library, McGinley Memorial Library, Moody Community Library, Nancy Nail Memorial Library, and West Public Library
 - g. Recording of Software Contracts with Edoc Technologies, Inc. (re: Justice Court Case Management; District Attorney Case Management; County Clerk Case Management / EdocSuite)
 - 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. District Clerk
 - b. Sheriff's Office
 - 4. **Authorization / Ratification of RFP's, RFQ's, and Bids Advertisements; Publications; Public / Legal Notices**
 - 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. Tax Assessor / Collector: Recording of Detailed Deposit Distribution Report, September 2021
 - 7. **Burn Ban Approval, Extension, or Termination**
 - 8. **Authorization of McLennan County Credit Card Purchases**
 - 9. **County Property and/or Construction Projects:**
 - a. Approval of Memorandum of Agreement and Authorization of Payment for Acquisition of Right-of-Way Property (re: MCAD Property Tax ID # 129187 / Chapel Road Improvement Project)
- F. Budget, Budget Amendments/Transfers/Changes, Additional Revenue Certifications, Expenditure Requests:**
 - 1. **Regarding the FY 21 Budget:**
 - a. CPS Court
 - b. HOT Fairgrounds
 - c. 170th District Court
 - d. Justice of the Peace, Precinct 3
 - e. Maintenance of Buildings
 - f. Road & Bridge, Precinct 3

2. Regarding the FY 22 Budget:

- a. Road & Bridge, Precinct 1
- b. Permanent Improvement Fund (Fund 401)
- c. Certification of Local Government Code 111.07075 Special Budget for Revenue Received After the Start of the Fiscal Year and related Budget Amendment (re: Proceeds from Recovery of Road Damages from Timberline Construction / Road & Bridge, Precinct 2)
- d. Capital Outlay:
 - 1) Regarding County Sheriff
 - 2) Regarding County Court @ Law # 2
- e. County Wide
- f. 2019 Certificates of Obligation / Permanent Improvement Fund (Fund 419)
- g. McLennan Community Investment Fund: Authorization of Funding Request
- h. Authorization of Texas Association of Counties Claim Deductible Invoices:
 - 1) Regarding Invoice # NRDD-0007247
 - 2) Regarding Invoice # NRDD-0007340
 - 3) Regarding Invoice # NRDD-0007324

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

1. Authorization of Quote from Cardio Partners (re: Automated External Defibrillator (AED) Training / Quote # QUO-01975-D9X1L6)
2. Authorization of Recommendation for Bid 21-013: McLennan Road and Bridge, Precinct 4, 300 Foot Radio Tower and Equipment Building, McGregor, Texas

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

1. Authorization of Memorandums of Understanding (re: Collaborative Partnerships for Learning Enrichment / Internships)
 - a. Moody Independent School District
 - b. University High School
2. Authorization of Technical Support / Full Support Agreement with BIS Digital, Inc. (re: Recording System for Specialty Court)
3. Authorization of Services Agreement with GGA Pest Management (re: Road & Bridge, Pct. 1)
4. Authorization of Revised Interlocal Cooperation Agreement with City of Waco (re: Animal Shelter Services)
5. Authorization of Industrial Business Grant Agreement with Capstone Mechanical, L.P. and RSWP Partners, LLC for Investment in Industrial Real and Personal Property

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 Capstone Mechanical, L.P. and RSWP Partners, LLC

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

1. Regarding the Mart Water Project Street Repair / Agreement with the City of Mart: Recording of Invoice No. 260 from Waller County Construction LLC
2. Regarding ADA Renovations to MHMR Crisis Center (Bid 21-003) / Agreement with HCS, Inc. Commercial General Contractor:
 - a. Authorization of Field Order # 3
 - b. Authorization of Revised Change Order # 3
3. Regarding the Mold Remediation Project in the Bill Logue Juvenile Center (RFP 21-007): Authorization of Target Solutions Change Order # 2
4. Regarding Asbestos Abatement and Demolition in Old Downtown Jail (RFP 20-020) / Agreement with J.R. (Joe) Ramon & Sons, Inc.:
 - a. Authorization of Application for Payment # 9
 - b. Authorization for Application for Payment for Retainage

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

L. 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; 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 regarding COVID-19 Related Expenditures
 - b. Discussion and/or Action regarding ARPA Funding for Friends for Life
2. Regarding U.S. Department of Treasury Emergency Rental Assistance Program: Authorization of Reimbursement Requests / Reports from the City of Waco
3. Regarding the Bureau of Justice Assistance Bulletproof Vest Partnership (BVP) Program: Acceptance of FY 21 Grant Award

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 Information Technology Liaisons for County Departments
2. Texas A&M AgriLife Extension Service: Authorization of Portable Building Request at Cobb's Building (re: McLennan County Master Gardeners)

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. Discussion regarding Health Care Plan Audit and related Engagement Agreement with Messier 42, LLC
3. Discussion and/or Action regarding Senate Bill 476 / Establishment of a County Adult Sexual Assault Response Team
4. McLennan County Spaceport Development Corporation: Authorization of Board of Directors, Officers, and Terms of Office
5. Regarding the 2021 McLennan County Redistricting Plan:
 - a. Public Hearing on the Redistricting of Commissioners' Precincts in McLennan County
 - b. Discussion and/or Action on Commissioners' Precincts Redistricting Plan, Plan Issues / Updates, Resolution Adopting Redistricting Plan, related matters
6. Approval of Order Accepting Donations for Specialty Court Programs (ref: Local Government Code 81.032)
7. Authorization of Fixed Asset Transfer Forms (re: Asset Transfers from Various Departments)
8. Consideration / Discussion and/or Action to Authorize Texas Statewide Agreements relating to Claims Arising from Opioid Litigation

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
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

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

1. Recording of Texas Department of Public Safety RFP for Development of a Radio Tower and Shelter (re: McLennan County West Site)

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, 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***
7. ***Discussion regarding Renewable Energy Resource Projects:*** including Solar Energy, Wind Energy, and related matters
8. ***Discussion regarding Workforce Training Programs***


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: 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

T. Adjourn

Signed this 28th day of October, 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 28th day of October, 2021.

Witness my hand and seal of office at Waco, McLennan County, Texas the 28th day of October, 2021 at 4:15 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 NOV 02 2021

By Myrcetez Gowan-Perkins,
Deputy

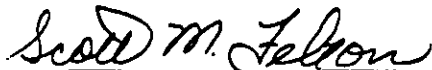
NOTICE OF MEETING OF THE MCLENNAN COUNTY COMMISSIONERS COURT

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 November, 2021 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 October 28, 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. Budget, Budget Amendments/Transfers/Changes, Additional Revenue Certifications, Expenditure Requests:**
 - 1. Regarding the FY 22 Budget:**
 - a. Greater Waco Chamber of Commerce: Discussion and/or Action regarding inWaco Digital Talent Recruitment Campaign Funding Request
- C. Contracts, Interlocal Agreements, and Memorandums of Understanding; Purchase, Lease, or Acquisition of Goods, Equipment or Services, including any Financing Thereof:**
 - 1. Authorization of Industrial Business Grant Agreement with Capstone Mechanical, L.P. and RSWB Partners, LLC for Investment in Industrial Real and Personal Property
- D. 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 Capstone Mechanical, L.P. and RSWB Partners, LLC
- E. Additional Items for Discussion and Potential Action:**
 - 1. Regarding the McLennan County Appraisal District 2022-2023 Board of Directors: Authorizations regarding Board Member Selection/s and related Resolution / Ballot

Signed this the 29th day of October, 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 29th day of October, 2021

Witness my hand and seal of office at Waco, McLennan County, Texas, on this the 29th day of October, 2021 at 3:15 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: **NOV 02 2021**

By Myrcetez Gowan-Perkins,
Deputy