

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 special meeting of Commissioners' Court, the governing body of McLennan County, will be held on **Tuesday, the 26th day of July, 2022 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. In addition, notice is hereby given that this July 26, 2022 meeting may be recessed and reconvened on Wednesday, the 27th day of July, 2022 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 26, 2022 is adjourned by decision of Commissioners Court.

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-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. Budget, Budget Amendments/Transfers/Changes, Additional Revenue Certifications, Expenditure Requests:**
 - 1. Regarding the FY 23 Budget:**
 - a. Discussion and/or Action regarding Matters relative to the FY 23 Budget / 2022 Tax Rate, including, but not limited to, Budget Policies, Priorities, Timelines, Updates from the County Auditor and/or Budget Work Sessions, as needed
- E. 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
- F. Additional Items for Discussion and Potential Action:**
 1. Approval of Order for the Acceptance of Certain Property Donated by Robert Carmona
 2. Discussion and/or Action regarding Order Creating Three Part Time Associate Criminal Judge Positions Pursuant to Chapter 54A of the Texas Government Code, Setting an Effective Date, Setting the Initial Compensation for Judges to Serve in the Positions, and Addressing Other Matters Related Thereto
 3. Discussion and/or Action regarding Capital Improvements at the Cameron Park Zoo including, but not limited to, Education Center, Veterinary Hospital, Hoofstock Barn, and Penguin Exhibit
- G. 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
- H. Adjourn**

Signed this 21st day of July, 2022


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 21st day of July, 2022.

Witness my hand and seal of office at Waco, McLennan County, Texas the 21st day of July, 2022 at 4:58 p.m.

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

BY: Myrcetez Gowan-Perkins (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 26 2022

By Myrcetez Gowan-Perkins,
Deputy

AGENDA: JULY 26, 2022

B. Moment of Silence / Invocation and Pledge

9:06

County Judge Felton stated that at this time we will have a moment of silence. County Judge Felton then stated that we will now have the Pledge of Allegiance.

AGENDA: JULY 26, 2022

C. Public Comments

9:07

County Judge Felton opened the floor to anyone present who wished to address the Court on County business matters. Not hearing anyone speak, County Judge Felton closed the hearing.

The Court went to Item F. 2.

ORDER DEFERRING:

**ACTION RE: ORDER CREATING THREE PART TIME ASSOCIATE
CRIMINAL JUDGE POSITIONS PURSUANT TO CHAPTER 54A OF
THE TEXAS GOVERNMENT CODE, SETTING AN EFFECTIVE
DATE, SETTING THE INITIAL COMPENSATION FOR
JUDGES TO SERVE IN THE POSITIONS, AND
ADDRESSING OTHER MATTERS
RELATED THERETO**

On this the 26 day of July, 2022, came on for consideration the matter of Discussion and/or Action regarding Order Creating Three Part Time Associate Criminal Judge Positions Pursuant to Chapter 54A of the Texas Government Code, Setting an Effective Date, Setting the Initial Compensation for Judges to Serve in the Positions, and Addressing Other Matters Related Thereto. After discussion, Judge Felton made a motion to defer based on the reason there is some HR issues, Audit issues, County Attorney issues and some Judges that all need to get together and bring back in a little more gelled solution on this and it was seconded by Commissioner Smith. After further discussion, vote being called for, voting in favor of said motion was Judge Felton, Commissioner Smith, Commissioner Miller, Commissioner Jones and Commissioner Perry. It is ordered by the Court that said Authorization be, and the same is hereby, deferred by unanimous vote.

ORDER DEFERRING:

**ACTION RE: CAPITAL IMPROVEMENTS AT THE CAMERON
PARK ZOO INCLUDING, BUT NOT LIMITED TO, EDUCATION
CENTER, VETERINARY HOSPITAL, HOOFSTOCK BARN,
AND PENGUIN EXHIBIT**

On this the 26 day of July, 2022, came on for consideration the matter of Discussion and/or Action regarding Capital Improvements at the Cameron Park Zoo including, but not limited to, Education Center, Veterinary Hospital, Hoofstock Barn, and Penguin Exhibit. After discussion, Commissioner Perry made a motion to approve and it was seconded by Commissioner Miller. A vote being called for, voting in favor of said motion was Judge Felton, Commissioner Smith, Commissioner Miller, Commissioner Jones and Commissioner Perry. It is ordered by the Court that said Authorization be, and the same is hereby, deferred by unanimous vote.

ORDER RECESSING SPECIAL SESSION

On this the 26 day of July, 2022, at 10:24 o'clock a.m., Judge Felton announced that this meeting of July 26, 2022 stands in recess for ten minutes.

ORDER RECONVENING SPECIAL SESSION

On this the 26 day of July, 2022, at 10:36 o'clock a.m. the Court reconvened in Special Session with Judge Felton presiding and Commissioners James Smith, Will Jones, Patricia Chisolm-Miller, Ben Perry and the Clerk thereof being in attendance, the following proceedings were had and done to-wit:

The Court went back to D. Budget, Budget Amendments/Transfers/Changes, Additional Revenue Certifications, Expenditure Requests.

AGENDA: JULY 26, 2022

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

1. Regarding the FY 23 Budget:

- a. Discussion and/or Action regarding Matters relative to the FY 23 Budget / 2022 Tax Rate, including, but not limited to, Budget Policies, Priorities, Timelines, Updates from the County Auditor and/or Budget Work Sessions, as needed

**Discussion Only
(See after
Item F. 3.)**

10:36

INFORMATION ONLY:

**DISCUSSION AND/OR ACTION RE: MATTERS RELATIVE TO THE FY 23 BUDGET /
2022 TAX RATE, INCLUDING, BUT NOT LIMITED TO, BUDGET POLICIES,
PRIORITIES, TIMELINES, UPDATES FROM THE COUNTY AUDITOR
AND/OR BUDGET WORK SESSIONS, AS NEEDED**

RE: THE FY 23 BUDGET

On this the 26 day of July, 2022, came on for consideration the matter Re: FY 23 Budget: Discussion and/or Action regarding Matters relative to the FY 23 Budget / 2022 Tax Rate, including, but not limited to, Budget Policies, Priorities, Timelines, Updates from the County Auditor and/or Budget Work Sessions, as needed. County Auditor, Ms. Frances Bartlett, addressed the Court regarding the following matters: Cost of Living Adjustment (COLA); COLA for Retirees; Texas County and District Retirement System (TCDRS). Human Resources Director, Ms. Ana Picazo, addressed the Court regarding the position change request: Elections Dept. 0410 and County Health Services - Dept. 4310; New Position Request: County Sheriff - Dept. 2200 and the Position Vacancy Report regarding various positions.

ORDER RECESSING SPECIAL SESSION

On this the 26 day of July, 2022, at 11:05 o'clock a.m., Judge Felton announced that this meeting of July 26, 2022 stands in recess for until 1:30 p.m.

ORDER RECONVENING SPECIAL SESSION

On this the 26 day of July, 2022, at 1:30 o'clock p.m. the Court reconvened in Special Session with Judge Felton presiding and Commissioners James Smith, Will Jones, Patricia Chisolm-Miller, Ben Perry and the Clerk thereof being in attendance, the following proceedings were had and done to-wit:

The Court went back to Item D. 1. a.

INFORMATION ONLY:

**DISCUSSION AND/OR ACTION RE: MATTERS RELATIVE TO THE FY 23 BUDGET /
2022 TAX RATE, INCLUDING, BUT NOT LIMITED TO, BUDGET POLICIES,
PRIORITIES, TIMELINES, UPDATES FROM THE COUNTY AUDITOR
AND/OR BUDGET WORK SESSIONS, AS NEEDED**

RE: THE FY 23 BUDGET

On this the 26 day of July, 2022, came on for consideration the matter Re: FY 23 Budget: Discussion and/or Action regarding Matters relative to the FY 23 Budget / 2022 Tax Rate, including, but not limited to, Budget Policies, Priorities, Timelines, Updates from the County Auditor and/or Budget Work Sessions, as needed. The Court discussed matters regarding the position vacancy report; Human Resources Director, Ms. Ana Picazo, addressed the Court regarding the current vacant funded positions. Human Resources Director, Ms. Ana Picazo, updated the Court regarding the Group Health Insurance Plan. County Auditor, Ms. Frances Bartlett, addressed the Court regarding Cost of Living Adjustment (COLA) for retirees and the No new revenue rate. The Court discussed Jail Magistration.

The Court went to F. Additional Items for Discussion and Potential Action.

AGENDA: JULY 26, 2022

F. Additional Items (If Any) for Discussion and Potential Action

1. Approval of Order for the Acceptance of Certain Property Donated by Robert Carmona **Approved**
(See end of the Meeting)

2. Discussion and/or Action regarding Order Creating Three Part Time Associate Criminal Judge Positions Pursuant to Chapter 54A of the Texas Government Code, Setting an Effective Date, Setting the Initial Compensation for Judges to Serve in the Positions, and Addressing Other Matters Related Thereto **Deferred**
(See beginning of the Meeting)

3. Discussion and/or Action regarding Capital Improvements at the Cameron Park Zoo including, but not limited to, Education Center, Veterinary Hospital, Hoofstock Barn, and Penguin Exhibit **Deferred**

1:38

ORDER REGARDING:

**APPROVAL OF ORDER FOR THE ACCEPTANCE OF
CERTAIN PROPERTY DONATED BY
ROBERT CARMONA**

On this the 26 day of July, 2022, came on for consideration the matter Approval of Order for the Acceptance of Certain Property Donated by Robert Carmona. After discussion, Commissioner Miller made a motion to approve the Order accepting the property donated by Mr. Robert Carmona for Precinct 2 and it was seconded simultaneously by Commissioner Smith. A vote being called for, voting in favor of said motion was Judge Felton, Commissioner Smith, Commissioner Miller, Commissioner Jones and Commissioner Perry. It is ordered by the Court that said Order be, and the same is hereby, approved by unanimous vote.

**ORDER of the MCLENNAN COUNTY COMMISSIONERS COURT FOR THE
ACCEPTANCE OF CERTAIN PROPERTY DONATED
BY ROBERT CARMONA**

Robert Carmona has approximately 1,000 tons of #4 and #5 aggregate that he would like to donate to Road & Bridge 2. Robert has aggregate located in Riesel and Crawford. The Precinct may haul this aggregate from the different locations as needed.

NOW, THEREFORE BE IT ORDERED THAT, upon motion duly made, seconded and passed by affirmative vote, after considering the donation offered by Robert Carmona and the facts available to the Court relative to the property referred to above:


The Commissioners Court may accept a gift, grant or donation on behalf of the county for the purpose of performing a function conferred by law on the county or a county officer therefore may accept the donation of the aggregate donated to Road & Bridge 2 by Robert Carmona in accordance with Local Government Code 81.032

Passed this 26 day of JULY, 2022



Scott M. Felton
County Judge

ATTEST:
J. A. "Andy" Harwell
McLennan County Clerk


Deputy County Clerk

Sec. 81.032. ACCEPTANCE OF DONATIONS AND BEQUESTS. The commissioners court may accept a gift, grant, donation, bequest, or devise of money or other property on behalf of the county for the purpose of performing a function conferred by law on the county or a county officer.

Added by Acts 1999, 76th Leg., ch. 172, Sec. 1, eff. Aug. 30, 1999.

J.A. "ANDY" HARWELL, County Clerk
McLennan County, Texas

FILED: **JUL 26 2022**

By Myrcetez Gowan-Perkins,
Deputy

The Court went back to Item D. 1. a.

INFORMATION ONLY:

**DISCUSSION AND/OR ACTION RE: MATTERS RELATIVE TO THE FY 23 BUDGET /
2022 TAX RATE, INCLUDING, BUT NOT LIMITED TO, BUDGET POLICIES,
PRIORITIES, TIMELINES, UPDATES FROM THE COUNTY AUDITOR
AND/OR BUDGET WORK SESSIONS, AS NEEDED**

RE: THE FY 23 BUDGET

On this the 26 day of July, 2022, came on for consideration the matter Re: FY 23 Budget: Discussion and/or Action regarding Matters relative to the FY 23 Budget / 2022 Tax Rate, including, but not limited to, Budget Policies, Priorities, Timelines, Updates from the County Auditor and/or Budget Work Sessions, as needed. County Auditor, Ms. Frances Bartlett, addressed the Court regarding Capital Outlay request - Dept. 7920; Adult Probation – Dept. 2610 and the replacement of County vehicles. The Court discussed Capital Outlay - Dept. 7920; County vehicle history by Department; Permanent Improvement Fund – Fund 401; the Cameron Park Zoo funding request; Texas County and District Retirement System (TCDRS); the Cost of Living Adjustments (COLA) for Retirees; the COLA for County Employees; Capital Improvement - Dept. 7920; the Heart of Texas Fairgrounds and Department Head Salary. Human Resources Director, Ms. Ana Picazo, addressed the Court regarding the Department Head Salaries. The Court discussed Outside Entity Requests.

ORDER ADJOURNING SPECIAL SESSION

On this the 26 day of July 2022, at 3:01 o'clock a.m. County Judge Scott Felton announced that the meeting of July 26, 2022 is adjourned.

ITEMS DEFERRED, AGENDA, JULY 26, 2022

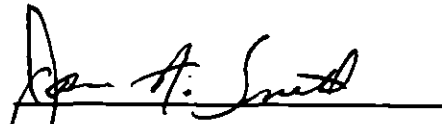
On this the 26 day of July, 2022, upon motion made, seconded and duly passed by unanimous or unanimous vote, it is ordered by the Court that the following Items on the Agenda for July 26, 2022, be, and the same are hereby, deferred:

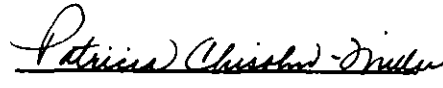
F. Additional Items for Discussion and Potential Action:

2. Discussion and/or Action regarding Order Creating Three Part Time Associate Criminal Judge Positions Pursuant to Chapter 54A of the Texas Government Code, Setting an Effective Date, Setting the Initial Compensation for Judges to Serve in the Positions, and Addressing Other Matters Related Thereto
3. Discussion and/or Action regarding Capital Improvements at the Cameron Park Zoo including, but not limited to, Education Center, Veterinary Hospital, Hoofstock Barn, and Penguin Exhibit


APPROVAL OF MINUTES

The above and foregoing minutes having been read in open Court and found to be correct, the same are hereby, approved this the 3 day of August, 2022.


James Smith,
Commissioner Precinct 1


Patricia Chisolm-Miller,
Commissioner Precinct 2

Absent 8-3-22
Will Jones,
Commissioner Precinct 3


Ben Perry,
Commissioner Precinct 4


Scott M. Felton,
County Judge

ATTEST: J. A. "Andy" Harwell,
McLennan County Clerk

By  **Deputy County Clerk**
Myrce'tez Gowan-Perkins