

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 17th day of May, 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.

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. Proclamations / Resolutions:

1. Proclamation Congratulating & Recognizing Ethan Paltjon on Eagle Scout Ranking
2. Ratification of Proclamation Recognizing Mill-King as the 2022 Outstanding Farmer or Agribusiness Award Recipient
3. Proclamation Honoring the Life of Mr. Ira Lee Walton

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 Beneficiary Agreement with Downsview Volunteer Fire Department (re: American Rescue Plan Act Funding)
- b. Recording of Environmental Consulting Services Proposal with Kleinfelder, Inc. (re: 415 Columbus Ave. / Proposal No.: KNG22P137755)
- c. Recording of Texas Department of State Health Services Notification of 2022 Tobacco Settlement Distribution
- d. Recording of Lease Agreement with Texas Department of Motor Vehicles (re: Registration and Title System Workstations)

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: Discussion and/or Action regarding Replacement of Director including, but not limited to Replacement Process, Job Description Changes or Updates, and related matters
- b. Texas A&M AgriLife Extension Service
- c. District Clerk
- d. County Sheriff

4. Authorization / Ratification of RFP's, RFQ's, and Bids Advertisements; Publications; Public / Legal Notices

5. Travel and Education Requests:

- a. 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. County Treasurer:
 - 1) Recording of McLennan County Investment Report, April 2022
 - 2) Recording of Treasurer's Monthly Report, April 2022
- b. McLennan County Children's Protective Services Board: Recording of Detailed Transaction Report, April 2022
- c. Waco-McLennan County Public Health District: Authorization of April Billing / Reports (re: On-Site Sewage Facility (O.S.S.F) Program)
- d. Tax Assessor / Collector: Recording of Detailed Deposit Distribution Report, April 2022
- e. McLennan County 9-1-1 Emergency Assistance District: Recording of 2021 Annual Report

7. Burn Ban Approval, Extension, or Termination

8. Authorization of McLennan County Credit Card Purchases

9. McLennan County Subdivision Regulations:

- a. Authorization of Final Plat of "Westridge Subdivision, Section Two, Lots 135-138" to McLennan County, Precinct 1
- b. Authorization of Final Plat of "Mockingbird-Robin Addition, Lots 1-13, Block 1" to McLennan County, Precinct 1

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

1. Regarding the FY 22 Budget:

- a. Road & Bridge, Precinct 4

- b. Purchasing
- c. Texas A&M AgriLife Extension Service
- d. Capital Outlay
- e. County Sheriff
- f. Justice of the Peace, Precinct 2
- g. Justice of the Peace, Precinct 3
- h. Maintenance of Buildings
- i. Maintenance of Equipment
- j. Road & Bridge, Precinct 3
- k. 414th District Court
- l. 2021 Certificates of Obligation / Permanent Improvement Fund (Fund 421)
- m. Authorization of Texas Association of Counties Claim Deductible Invoices:
 - 1) Regarding Invoice # NRDD-0007827
 - 2) Regarding Invoice # NRDD-0007833
 - 3) Regarding Invoice # NRDD-0007843
 - 4) Regarding Invoice # NRDD-0007847
- n. Engineering: Authorization of Expenditure for Waco Tribune-Herald Subscription

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

- 1. Authorization of Work Order - Inspection Proposal with ThyssenKrupp Elevator Corporation (re: Elevator Inspections / Safety Tests)

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

- 1. Authorization of Thirteenth Memorandum of Agreement Addendum with Baylor University (re: DWI/Drug Court Program Cooperative)
- 2. Authorization of Annual Contract Renewal with HOT Solutions (re: Aerobic Unit / Septic System, Road & Bridge, Precinct 2)
- 3. Authorization of Service Agreement with CTWP (re: Copier for Justice of the Peace, Precinct 3)
- 4. Authorization of Equipment Rental Agreement with Kirby-Smith Machinery, Inc.(re: Road & Bridge, Precinct 3 / Contract # 004251)
- 5. Authorization of Business Associate Agreement with Consensus Cloud Solutions Canada ULC (re: SRFax Digital E-mail Fax Service)
- 6. Authorization of Renewal for Janitorial Services Contract with Texas Urban Enterprises
- 7. Authorization of Pitney Bowes Lease Agreement with Texas Office Systems (re: Courthouse Mailing Machine)
- 8. Regarding the Event Rental Agreement Addendum with McLennan County Fair, Inc. dba Extraco Events Center: Authorization of Cancellation of Dates (re: Jury Selection and Trials Venue)
- 9. Authorization of Master Maintenance Agreement with Opex Corporation (re: Tax Office Remittance Processing Machine)
- 10. Authorization of First Amended and Restated Interlocal Agreement with City of Waco (re: Participation in Tax Increment Financing / Reinvestment Zone Number One)
- 11. Authorization of Interlocal Agreement with City of Waco (re: Participation in Tax Increment Financing / Reinvestment Zone Number Four)
- 12. Authorization of Revised Industrial Business Grant Agreement with Messer LLC
- 13. Authorization of Standard Form of Agreement with Brinkley Sargent Wiginton Architects, Inc. (re: McLennan County Downtown Jail Remodel for Courtrooms and Office Space)
- 14. Authorization of Support and Maintenance Agreement with Exela Technologies (re: Records Management / Agreement No. 44501CONSVR)

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

- 1. Regarding the Mart Water Project Street Repair / Agreement with the City of Mart: Authorization of Third and Final Payment Request
- 2. Regarding McLennan County Line Road South Creek Crossing Improvements (Bid 21-020) / Construction Agreement with LC Paving & Construction LLC: Authorization of Application for Payment / Invoice No. 2
- 3. Regarding ADA Renovations to MHMR Crisis Center (Bid 21-003) / Agreement with HCS, Inc. Commercial General Contractor: Authorization of Payment Application #11

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

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 ARPA Funding Requests and/or Related Agreements:
 - 1) Texas State Technical College Training Center

- b. Regarding the Professional Services Agreement with BKD, LLP: Authorization of Grant Administration Services Invoice through March / Invoice#: BK01560006
- c. Regarding the Bureau of Reclamation WaterSMART Grant / Assistance Agreement No. R19AP00235: Authorization of Period of Performance Adjustment
- 2. Regarding the Bipartisan Infrastructure Law: Discussion and/or Action on Funding Guidelines/Opportunities; Eligible Projects/Programs, related matters
- 3. Regarding the Texas Indigent Defense Commission FY 22 Formula Grant: Acceptance of Statement of Grant Award (re: Grant Number 212-22-155)
- 4. Regarding U.S. Department of Treasury Emergency Rental Assistance Programs: Recording of Economic Opportunities Advancement Corporation (EOAC) Reports for April (re: ERA 1 & ERA 2)
- 5. Regarding the Texas Department of Family and Protective Services (DFPS) Title IV-E Grant / Contract No. HHS000285100008: Authorization of Updated County Legal Services Budget for FY 21
- 6. Discussion and/or Action regarding Texas Department of Health Services (DSHS) Funding Opportunity for COVID-19 Testing and Mitigation Activities in Confinement Facilities

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

- 1. Human Resources: Authorization to Use County Credit Card for Professional Development Online Training Courses
- 2. Information Technology: Discussion and/or Action regarding Participation in the Cybersecurity Committee for the Heart of Texas Region
- 3. Purchasing: Authorization of a Hot Spot Request

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. Selection / Designation of Public Members of the Salary Grievance Committee regarding the FY 23 Budget
- 3. Authorization of Appointment to the Tax Increment Financing / Reinvestment Zone No. 4 Board
- 4. Authorization of Order Approving the Canvass for the May 7, 2022 Joint General Election
- 5. Authorization of Appointment to the Waco Metropolitan Planning Organization (MPO) Technical Advisory Committee
- 6. Regarding the Local Provider Participation Fund (LPPF): Ratification of Additional Intergovernmental Transfers of Funds Derived from the County Health Care Provider Participation Fund to Provide the Nonfederal Share of a Supplemental Payment Program, known as Rural Access to Primary and Preventive Services (RAPPs), Authorized under the State Medicaid Plan to Fund Payments to Medicaid Managed Care Organizations That are Dedicated for Payment to Hospitals
- 7. Greater Waco Sports Commission: Presentation regarding Mother's Day Run Results
- 8. Action to Rescind Previous Approval to Include Heart of Texas Fairground Meters in the Public Power Pool List of McLennan County Meters
- 9. Texas Association of Counties Risk Management Pool: Authorization of 2022 Property Coverage Renewal and related Invoice
- 10. Authorization of Refund Requests for Overpayment of Real Estate Taxes (ref: Section 31.11(a) of the Texas Property Tax Code)

N. Americans with Disabilities Compliance Project:

- 1. Authorization of Professional Services Invoice: CP&Y (re: ADA Study / Report for April)

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
 - a. Authorization of Professional Services Invoice (re: April 2022 Services for Dedication Monument / Invoice No. 0073444)
- 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

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**
- 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; 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
- 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 13th day of May, 2022

Scott M. Felton – Original Signed
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 13th day of May, 2022.

Witness my hand and seal of office at Waco, McLennan County, Texas the 13th day of May, 2022 at 1:25 p.m.

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

BY: Myrce'tez 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