

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 August, 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 August 2, 2022 meeting may be recessed and reconvened on Wednesday, the 3rd day of August, 2022 at 1:30 p.m., to complete discussion and action on the agenda items set forth below unless the meeting of August 2, 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. 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 Request to Pay Thumbs Up Compliance for Employee COVID Testing
 - b. Recording of Second Professional Consulting Contract with Lockwood, Andrews, & Newnam, Inc. (re: American Rescue Plan Act (ARPA) Grant Administration)
 - c. Recording of Interlocal Cooperation Agreement with City of Waco (re: Lead Abatement at Firing Range)
 - d. Recording of Resolution Authorizing and Approving Publication of Notice of Intention to Issue Certificates of Obligation, Complying with the Requirements Contained in Securities and Exchange Commission Rule 15c2-12; and Providing an Effective Date
 - e. Recording of Sale Agreement for Real Property with the City of Waco (re: MCAD # 480427080001003: a 1.423 Acre Tract of Land, Described as Block A, Lot 1 of the Waco Transit Addition to the City of Waco, McLennan County, Texas (415 Columbus Avenue))
 - f. Recording of Sale Agreement for Real Property with the City of Waco (re: MCAD # 480163000037000: a 0.284 Acre Tract of Land Being Part of the T. J. Chambers Grant Abstract No. 7 in the City of Waco, McLennan County, Texas and Being a Part of Farm Lot 21, According to the Plan of the Original Town of Waco and Being Lot 4 and the Southwesterly Half of Lot 3 in Block 6 of the Subdivision of Said Farm Lot 21 (1211 Washington Avenue))
 - g. Recording of Beneficiary Agreement with Elm Mott Volunteer Fire Department (re: American Rescue Plan Act Funding)
 - 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. 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
 - 4. Authorization / Ratification of RFP's, RFQ's, and Bids Advertisements; Publications; Public / Legal Notices**
 - a. Authorization of Publication for Public Notice regarding Intent of Implementation of County Indigent Healthcare Program
 - b. Authorization of Publication for Order Setting a Public Hearing on Placement of a School Zone with Regulatory Signage on West Side of Ritchie Road South of Warren Road and North of Park Place Drive, Precinct 4
 - c. Authorization of Publication for Notice of Public Hearing for the District Clerk's Preservation and Digitization Plan
 - 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. Purchasing: Recording of Texas Public Purchasing Association Continuing Education Hours
 - b. The Cove Heart of Texas, Inc.: Recording of Services Report for June 2022
 - 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 "Vallejo Addition, Lots 1-2, Block 1" to McLennan County, Precinct 2
 - 10. Ratification of Single Case Agreement / Durable Medical Equipment and Supply Contract with Adapthealth LLC**
- F. Budget, Budget Amendments/Transfers/Changes, Additional Revenue Certifications, Expenditure Requests:**
 - 1. Regarding the FY 22 Budget:**
 - a. Justice of the Peace, Precinct 1 Place 1

- b. Certification of Local Government Code 111.07075 Special Budget for Revenue Received After Start of Fiscal Year and related Budget Amendment (re: Proceeds from Agreement with City of Gholson / Road & Bridge, Precinct 3)
- c. 2021 Certificates of Obligation/Permanent Improvement Fund (Fund 421):
 - 1) Regarding ADA Modifications
 - 2) Regarding Road & Bridge, Precinct 1 Communications Tower
 - 3) Regarding Elections Voting Equipment
 - 4) Regarding Panther Branch Road Project
- d. 414th District Court (Fund 150)
- e. County Wide
- f. Pretrial Services
- g. Tax Office
- h. Purchasing
- i. Information Technology
- j. IV-D Court
- k. Specialty Court
- l. Health Services
- m. County Sheriff:
 - 1) Regarding Advertising for Jailer Positions
 - 2) Regarding Electronic Monitoring Services
 - 3) Regarding Prisoner Transportation
- n. Justice of the Peace, Precinct 2
- o. Maintenance of Buildings
- p. Justice of the Peace, Precinct 4 (Fund 140)
- q. Road & Bridge, Precinct 4
- r. Authorization of Texas Association of Counties Claim Deductible Invoices:
 - 1) Regarding Invoice # NRDD-0007936
 - 2) Regarding Invoice # NRDD-0008046
 - 3) Regarding Invoice # NRDD-0008055
 - 4) Regarding Invoice # NRDD-0007940
 - 5) Regarding Invoice # NRDD-0008048
 - 6) Regarding Invoice # NRDD-0007954
 - 7) Regarding Invoice # NRDD-0007957
 - 8) Regarding Invoice # NRDD-0008069
 - 9) Regarding Invoice # NRDD-0008096

2. 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

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

- 1. Discussion and/or Action on Price Increase Request from P Squared (2) Emulsion Plants, LLC (re: Bid 22-005: Asphalt Emulsions for Delivery and Pick-Up)
- 2. Authorization of Recommendation for Bid 22-011: Printing for Various Departments

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

- 1. Authorization of Customer Service Agreement with RW Lone Star Security, LLC (re: Shredding Services for Sheriff's Office)
- 2. Authorization of Lease Agreement with Pitney Bowes (re: Mail Machine for McLennan County Jail)
- 3. Authorization of Agreement for Inmate Detention Services with Orange County
- 4. Authorization of Professional Services Contract with TLC Engineering, Inc. (re: Grant Administration Services)
- 5. Authorization of Interlocal Cooperation Agreement with Falls County (re: Housing and Care of Inmates)
- 6. Authorization of Professional Services Agreement and related Geotechnical Pavement Proposal with Langerman Foster Engineering Company (re: Trading Post Road Creek Crossing Improvements / Proposal No. GEO22-115)
- 7. Authorization of Temporary Service Agreement with Waste Connections Lone Star, Inc. (re: Roll-Off Waste Container for Road & Bridge, Precinct 2)
- 8. Authorization of Contract with Lamar Companies and Approval for Use of County Credit Card (re: Billboard Ad Space for Sheriff's Office / Contract # 3910638)

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 Capital Improvement Projects for the Cameron Park Zoo:
 - a. Discussion and/or Action regarding Capital Improvement Budget for Projects including, but not limited to, Education Center, Veterinary Hospital, Hoofstock Barn, and Penguin Exhibit
 - b. Authorization of Invoice # 21756 (re: Penguin Exhibit)
3. Regarding ADA Renovations to MHMR Crisis Center (Bid 21-003) / Agreement with HCS, Inc. Commercial General Contractor: Authorization of Change Order No. 6

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) Central Texas Industrial Training Center
 - b. Regarding the Professional Services Agreement with BKD, LLP / FORVIS, LLP: Authorization of Grant Administration Services Invoice through June / Invoice # BK01625779
2. Regarding the Bipartisan Infrastructure Law: Discussion and/or Action on Funding Guidelines/Opportunities; Eligible Projects/Programs, related matters
3. Regarding the Statewide Automated Victim Notification Service (SAVNS) Grant: Authorization of First Amendment to Grant Contract No. 2219244-01 with the Office of the Attorney General
4. Regarding U.S. Department of Treasury Emergency Rental Assistance Programs: Recording of Economic Opportunities Advancement Corporation (EOAC) Reports for June (re: ERA 1 & ERA 2)
5. Regarding the Bureau of Justice Assistance - Small Rural Tribal (SRT) Body Worn Camera Program: Discussion and/or Action on Grant Award Acceptance (re: Constable, Precinct 1)
6. Regarding the Texas Department of Family and Protective Services (DFPS) Title IV-E Grant / Contract No. HHS000285100008: Authorization of County Legal Services Budget and related Certification for FY 23
7. Regarding the Texas Department of Family and Protective Services (DFPS) Title IV-E Grant / Contract No. HHS000285000006: Authorization of County Child Welfare Services Budget and related Certification for FY 23

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

1. Road & Bridge, Precinct 4: Authorization of Reimbursement for Vehicle Damage
2. Maintenance of Equipment: Authorization of Reimbursement for Vehicle Damage

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. Regarding the McLennan County Emergency Services District No. 1:
 - a. Action on Order Either Granting or Denying the Petition to Create the McLennan County Emergency Services District No. 1, and if Granted, Also Fixing the Boundaries of the McLennan County Emergency Services District No. 1
 - b. If the Petition is Granted, Action on Ordering an Election to be held on November 8, 2022 to Confirm the Creation of the McLennan County Emergency Services District No. 1 and the Imposition of an Ad Valorem Tax Not to Exceed Ten Cents on the One Hundred Dollar Valuation on Taxable Property within the District for the Support of McLennan County Emergency Services District No. 1, and Approval of Publications of the Election Order
4. Regarding the Local Provider Participation Fund (LPPF): Authorization of 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 Comprehensive Hospital Increase Reimbursement Program (CHIRP), Authorized under the State Medicaid Plan to Fund Payments to Medicaid Managed Care Organizations that are Dedicated for Payment to Hospitals
5. Authorization of Refund Requests for Overpayment of Real Estate Taxes (ref: Section 31.11(a) of the Texas Property Tax Code)
6. Authorization of Amendments to the McLennan County Employee Policy Guide:
 - a. Regarding Section 7.10 Compensatory Time - Subsection B: Time Limit & Maximum Accumulation
 - b. Regarding Chapter 9: Leave Benefits
 - c. Regarding Section 15.07: Pay at Separation
7. Texas Association of Counties Risk Management Pool (TAC RMP): Authorization of Liability Coverage Renewal and related Invoice (re: Public Officials Liability, Law Enforcement Liability, General Liability, Auto Liability, and Auto Physical Damage)
8. Discussion and Action on Establishing Salary Grievance Committee under Texas Local Government Code Section 152.014(a)(1)

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 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:

1. Authorization of A/C Unit Replacement Estimate from 3C Mechanical (re: Road & Bridge Precinct 1 & 2 Tower Sites)

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**

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 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 :

S. Adjourn

Signed this 29th day of July, 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 29th day of July, 2022.

Witness my hand and seal of office at Waco, McLennan County, Texas the 29th day of July, 2022 at 10:45 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