

## 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 1st day of November, 2022 at 9:00 o'clock a.m.** in the Commissioners' Courtroom, 1<sup>st</sup> 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:**
- 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 Body Camera Hardware/Software Quote from Axon Enterprise, Inc. (re: Constable, Precinct 1)
    - b. Recording of Service Agreement Addendum with TK Elevator Corporation
    - c. Recording of Interface Agreement with Clinical Pathology Laboratories (re: Highway 6 Jail Electronic Medical Record Interface)
    - d. Recording of Interlocal Cooperation Agreement with City of Waco by and through the Waco-McLennan County Public Health District (re: On-Site Sewage Facilities)
  - 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
  - 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 2022
    - b. Waco-McLennan County Public Health District: Authorization of September Billing / Reports (re: On-Site Sewage Facility (O.S.S.F) Program)
    - c. The Cove Heart of Texas, Inc.: Recording of Services Report for September 2022
  - 7. Burn Ban Approval, Extension, or Termination**
    - a. Discussion and Action to Amend the Burn Ban Order to Prohibit Incendiary Devices and Tannerite Targets
  - 8. Authorization of McLennan County Credit Card Purchases**
  - 9. Authorization of Tax Resale Deed and Deletion of Uncollectable District Court Costs, if any:**
    - a. Regarding MCAD # 420017000016020 & 410000178910010: Being 3.418 Acres, More or Less, Out of the I. Golinda Grant, McLennan County, Texas
  - 10. McLennan County Subdivision Regulations:**
    - a. Authorization of Final Plat of "Lott Addition, Subdivision of Lots 3-4, Block 1, Phase 1" to McLennan County, Precinct 1
    - b. Authorization of Final Plat of "Briar Oaks Addition, Lot 1 & Lot 2, Block 1" to McLennan County, Precinct 3
- F. Budget, Budget Amendments/Transfers/Changes, Additional Revenue Certifications, Expenditure Requests:**
  - 1. Regarding the FY 22 Budget:**
    - a. County Wide
    - b. 414th District Court (Fund 150)
    - c. Venue Project Revenue Bond Series 2018 / Permanent Improvement Fund (Fund 418)
    - d. 2021 Certificates of Obligation / Permanent Improvement Fund (Fund 421)
    - e. Indigent Defense
    - f. County Sheriff

- g. Purchasing
- h. Road & Bridge, Precinct 2
- i. Authorization of Texas Association of Counties Claim Deductible Invoices:
  - 1) Regarding Invoice # NRDD-0008339
  - 2) Regarding Invoice # NRDD-0008152
  - 3) Regarding Invoice # NRDD-0008262
  - 4) Regarding Invoice # NRDD-0008356
  - 5) Regarding Invoice # NRDD-0008352
  - 6) Regarding Invoice # NRDD-0008353
  - 7) Regarding Invoice # NRDD-0008363

**2. Regarding the FY 23 Budget:**

- a. Authorization of Purchases / Expenditures that Exceed the Previously Adopted Expenditure Limits, per Local Government Code 130.908:
  - 1) Criminal District Attorney
  - 2) Justice of the Peace, Precinct 5
- b. County Wide
- c. County Court @ Law # 1 (Fund 151)
- d. County Court @ Law # 2 (Fund 151)

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

- 1. Authorization of Scope and Fee Proposal with Walker Partners (re: 415 Columbus Avenue Site Demolition / Project No. 1-03769)
- 2. Authorization of Structured Cabling Quote from Extraco Technology (re: 1211 Washington Ave.)
- 3. Authorization of Updated Body Camera Hardware/Software Quote from Axon Enterprise, inc. (re: Constable, Precinct 1)

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

- 1. Authorization of Letter of Agreement with Hendrix Consulting Engineers (HCE) (re: Mechanical, Electrical, and Plumbing (MEP) Assessment Services for Heart of Texas Fair & Rodeo/Extraco Events Center)
- 2. Authorization of Master Service Agreement, Business Associate Agreement and related Statement of Work with American Specialty Health Fitness, Inc. (re: Active & Fit Commercial Fitness Program)
- 3. Ratification of Temporary Service Agreements with Waste Connections Lone Star, Inc.:
  - a. Regarding Roll-Off Waste Container for Road & Bridge, Precinct 2
  - b. Regarding Roll-Off Waste Container for Road & Bridge, Precinct 4
- 4. Authorization of Equipment Agreement and Preventative Maintenance Inspection Agreement with Cummins-Allison Corp. (re: Currency Counter for Tax Office / Reference No. 2716004222)
- 5. Authorization of Interlocal Cooperative Agreement with City of Golinda (re: Road Work)
- 6. Regarding the Current McLennan County Inmate Medical Health Services Agreement with CorrHealth: Authorization of Fifth Annual Renewal and Consumer Price Index (CPI) Increase
- 7. Authorization of Master Services and Purchasing Agreement with Axon Enterprise, Inc. (re: Body Cameras for Constable, Precinct 1 Office)
- 8. Authorization of 2022-2023 Funding Addendum to Waco-McLennan County Library Memorandum of Agreement with City of Waco
- 9. Authorization of Interlocal Cooperation Agreement with City of Waco (re: Fire Protection Services)
- 10. Authorization of Renewal of Annual Subscription Agreement Oracle America, Inc. (re: JAVA Licensing)
- 11. Authorization of Industrial Business Grant Agreement with Huck International, Inc. d/b/a Howmet Fastening Systems
- 12. Authorization of Equipment Purchase Agreement/Sales Order with Kirby-Smith Machinery, Inc. (re: Drum Roller Compactor for Road & Bridge, Precinct 1)
- 13. Authorization of Extension to Agreements with CTWP (re: Texas A&M AgriLife Extension Service Copier)
- 14. Authorization of Services Agreement with GGA Pest Management (re: Road & Bridge, Precinct 1)
- 15. Authorization of Cooperative Agreement with Varonis Systems (re: Subscription Services for Information Technology)
- 16. Authorization of Service Order/Agreement with Astound Business Solutions, LLC Acting on Behalf of Itself and as Agent for Grande Communications Networks, LLC (re: Internet Bandwidth Services for Sheriff's Records Building)

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

- 1. Regarding Capital Improvement Projects for the Cameron Park Zoo / Agreement with City of Waco: Authorization of Invoice # 23182 (re: Education Center, Veterinary Hospital & Penguin Exhibit)

**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 / Resolutions:
    - 1) McLennan County Investment Fund
    - 2) Resolution Approving ARPA Subrecipient Agreement with McLennan County Fire Protection Association, Inc. and Declaring an Emergency
    - 3) McLennan Community College
  - b. Regarding the Local Assistance and Tribal Consistency Fund (LATCF): Discussion and/or Action regarding Acceptance of Payment Allocation, Use of Funds, Designation of County Judge as the County's Executive Official/Authorized Representative and related matters
  - c. Regarding the Professional Consulting Contract with Lockwood, Andrews, & Newnam, Inc.: Authorization of Professional Services Invoice / Invoice No. 130-11088-000 - 9
  - d. Authorization of Addendum to Professional Consulting Agreement with Lockwood, Andrews & Newnam, Inc. (re: Providing for Monitoring Engineering Services for ARPA Water Projects)
  - e. Discussion and/or Action on Revised Format of ARPA Arsenic Abatement Subrecipient Agreements
  - f. Discussion and Possible Action on Amendment / Extension of Professional Services Agreement with FORVIS (formerly BKD, LLP), and Increasing the Scope to Include Subrecipient Monitoring
  - g. Regarding the Professional Services Agreement with BKD, LLP / FORVIS, LLP: Authorization of Grant Administration Services Invoice / Invoice # BK01666338
2. Regarding the Bipartisan Infrastructure Law: Discussion and/or Action on Funding Guidelines / Opportunities; Eligible Projects/Programs, related matters
3. Regarding the Office of the Governor / Criminal Justice Division - Specialty Courts / Mental Health Court Program: Authorization of Grant Award
4. Regarding the Heart of Texas Council of Governments / Heart of Texas Council of Governments FY23 Environmental Development Grant: Authorization of Grant Application (re: Road & Bridge Precincts 1-4)
5. Regarding the Bureau of Reclamation WaterSMART Grant / Short Form of Agreement for Professional Services with Lockwood, Andrews, & Newnam, Inc.: Authorization of Professional Services Invoice / Invoice No. 130-11078-000 - 9
6. Authorization of Federal Funding Grant Application and related Resolution / Documentation (re: Tehaucana Creek Flood Control Structure # 21 Rehabilitation)

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

**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 and/or Action regarding Guardrail and Signage Installation at Tradinghouse Lake/Park Entrance on Redfish Lane
3. Authorizations regarding Participation in the 2022 Food for Families Food Drive Competition
4. Greater Waco Chamber of Commerce: Monthly Economic Development Report, September 2022
5. Discussion and/or Action regarding a Courthouse Christmas Lighting Ceremony and Creation of a Courthouse Christmas Ceremony Committee

**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
2. Discussion and/or Action regarding Debt Service Fund and Construction Fund Transfers
3. Regarding the Area B Demolition Project / Professional Civil Engineering Services Proposal with Walker Partners, LLC: Authorization of Engineering / Surveying Services Invoice (re: Services through September / Invoice No. 0103140.03-23345)

**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

**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 27<sup>th</sup> day of October

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 27<sup>th</sup> day of October, 2022.

Witness my hand and seal of office at Waco, McLennan County, Texas the 27<sup>th</sup> day of October, 2022 at 4:50 p.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