

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 6th day of December, 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. Resolution Appointing a Successor Representative to the Public Power Pool
 - 2. Proclamation Recognizing the G. W. Carver High School 19th All-School "Keeping the Vision 2020" Reunion Saluting the Classes of 1960, 1962, 1965, 1967, and 1970
 - 3. Proclamation Recognizing & Honoring the Honorable Fernando Villarreal, Justice of the Peace, Precinct 5, Upon His Retirement of 30 Years of Dedicated Service to McLennan County
- 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 2022-2023 Funding Addendum to Waco-McLennan County Library Memorandum of Agreement with City of Waco
 - b. Recording of Advertising Contract Agreement with Heart of Texas Council of Governments (re: 2022-2023 Resource Guide / Health Services)
 - c. Recording of Subrecipient Agreement with McLennan County Fire Protection Association, Inc. (re: American Rescue Plan Act)
 - d. Recording of Texas Department of Licensing and Regulations Notice of Project Approval regarding MHMR Crisis Center ADA Improvements / Project Number: TABS2021000939
 - e. Recording Owner's Policy of Title Insurance Issued by Texan Title Insurance Company (re: MCAD # 480427080001003: a 1.423 Acre Trance 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 Joint Law Enforcement Operations Task Force Modification Document (re: Memorandum of Understanding with United States Marshals Service Violet Offender Task Force)
 - g. Recording of Agreement with the United States Department of Justice, Drug Enforcement Administration (re: Program Funded State and Local Task Force / County Sheriff)
 - 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. 170th District Court
 - 4. Authorization / Ratification of RFP's, RFQ's, and Bids Advertisements; Publications; Public / Legal Notices**
 - a. Authorization of Publication for Order Setting a Public Hearing on Establishing a 20 MPH School Zone on Mockingbird Lane, Precinct 1
 - 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, October 2022
 - b. Waco-McLennan County Public Health District: Authorization of October Billing / Reports (re: On-Site Sewage Facility (O.S.S.F) Program)
 - c. Purchasing: Recording of Texas Public Purchasing Association Continuing Education Certification
 - d. The Cove Heart of Texas Inc.: Recording of Services Report for October
 - e. Advocacy Center: Recording of Annual Services Reports for Fiscal Year 2020 and 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 Agreements and Authorization of Payment for Acquisition of Right-of-Way Property (re: Panther Branch Road Bridge Project - Phase 2):
 - 1) Regarding MCAD Property Tax ID # 108756
 - 2) Regarding MCAD Property Tax ID # 108755
 - 3) Regarding MCAD Property Tax ID # 108697

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

1. Regarding the FY 22 Budget:

- a. Health Services
- b. County Wide
- c. Community Supervision and Corrections Department: Recording of Proposed FY 22 Budget Amendments

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. Capital Outlay (re: Constable, Precinct 1)
- c. Courthouse Security Fund (Fund 015)
- d. Permanent Improvement Fund (Fund 401)
- e. 2022 Zoo Bond / Permanent Improvement Fund (Fund 420)
- f. 2021 Certificates of Obligation / Permanent Improvement Fund (Fund 421)
- g. Authorization of Texas Association of Counties Claim Deductible Invoice # NRDD-0008445

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

- 1. Authorization of Security System Quote from Cabling and Wireless Solutions of Texas
- 2. Authorization of Asbestos Abatement Design/Management Proposal from Environmental Concerns Inc. (re: 415 Columbus Ave. / Proposal #P22068A)

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

- 1. Authorization of Business Associate Agreement with Axon Enterprise, Inc.
- 2. Authorization of Addendum to State Plan of Operation Agreement with State of Texas (re: Texas 1033 Surplus Property Program / Sheriff's Office)
- 3. Authorization of Sales Order Agreement and Service Agreement with CTWP (re: Archives / Records Management Copier)
- 4. Authorization of Support and Maintenance Agreement with Exela Technologies (re: Records Management / Agreement # 44266-A-CONSVR)
- 5. Authorization of First Amended and Restated Agreement for Industrial Business Grant with Uzin Utz North America, Inc.
- 6. Authorization of Use Agreement with HEB (re: Records Building Parking Lot)
- 7. Regarding Software and Data Processing Services for the Health Services Department:
 - a. Authorization of Amendment to CHASSIS Software License Agreement (now Branded as VeritySource Software) and related Invoice with Network Sciences, Inc.
 - b. Authorization of Non-Exclusive License Agreement, Business Associate Agreement and related Proposal with Indigent Healthcare Solutions
- 8. Authorization of Memorandum of Understanding with University High School (re: Collaborative Partnerships for Learning Enrichment / Internship)

I. Waco-McLennan County Economic Development Corporation (WMCEDC): Authorization of Agreements; Consulting Services; Proposed Projects / Program Project Agreements / Amendments / Pay Applications:

- 1. Authorization of First Amendment to the Program Project Agreement with Uzin Utz North America, Inc.

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

- 1. Regarding McLennan County Downtown Jail Remodel for Courtrooms and Office Space (RFQ 21-011) / Agreement with Brinkley Sarget Wiginton Architects, Inc.: Authorization of Invoice Number 01
- 2. Regarding Capital Improvement Projects for the Cameron Park Zoo / Agreement with City of Waco:
 - a. Authorization of Invoice # 23642 (re: Education Center, Veterinary Hospital, Hoofstock Barn & Penguin Exhibit)
 - b. Authorization of Permit Set of Plans / Construction Documents and Specifications for the Penguin Exhibit
- 3. Regarding ADA Renovations to MHMR Crisis Center (Bid 21-003) / Agreement with HCS, Inc. Commercial General Contractor:
 - a. Authorization of Payment Application # 15
 - b. Authorization of Payment Application # 16 - Final
 - c. Authorization of Certificate of Substantial Completion

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; 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 Revised Format of ARPA Arsenic Abatement Beneficiary Agreements
 - b. Regarding the Professional Services Agreement with BKD, LLP / FORVIS, LLP Authorization of Grant Administration Services Invoice through October / Invoice # BK01689417
2. Regarding the Bipartisan Infrastructure Law Discussion and/or Action on Funding Guidelines / Opportunities; Eligible Projects/Programs, related matters
3. Regarding the Bureau of Justice Assistance - Small Rural Tribal (SRT) Body Camera Program: Authorization of Subaward Agreement and Related Matters Associated with the Grant (re: Constable, Precinct 1)

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

1. County Treasurer:
 - a. Annual Adoption of Authorized Brokers
 - b. Annual Review and Approval of McLennan County Investment Policy
2. County Sheriff:
 - a. Authorization of Application for Aircraft Hull and Liability Insurance with AssuredPartners
 - b. Authorization of Order regarding Acceptance of Styrofoam Cups Donation
3. Specialty Court: Authorization of Order Accepting Donations (ref: Local Government Code 81.032)
4. Road & Bridge, Precinct 2: Authorization of Citizen Reimbursement regarding Culvert Payment
5. Human Resources: Authorization to Use County Credit Card for Online Job Advertising Purposes

N. Additional Items for Discussion and Potential Action:

1. Discussion and/or Action regarding Order Prohibiting or Restricting Certain Fireworks in Unincorporated Areas of McLennan County, Texas, as needed
2. Greater Waco Chamber of Commerce: Monthly Economic Development Report, October 2022
3. Authorization of McLennan County Historical Commission 2023 - 2024 Appointments (ref: Local Government Code Chapter 318)
4. Approval of Order for Acceptance of Monetary Donations
5. Approval of Excused Time for Early Office Closures Prior to the Thanksgiving Holiday
6. Regarding the McLennan County Group Health Plan:
 - a. Authorization of Financial Renewal and Terms Amendment with United HealthCare Services, Inc. (re: Contract No. 921915)
 - b. Regarding the UnitedHealthcare Insurance Company Stop Loss / Excess Loss Policy No. GA-921915AL: Authorization of Amendment No.2
7. Approve and Ratify Joint Order Appointing Associate Criminal Judge Jail Magistrates Entered by the Judges Exercising Criminal Jurisdiction, including the Appointments, Assignments, and Duties; and Authorize the Associate Criminal Judge Magistrates to Serve All of the Courts of McLennan County Hearing Criminal Matters.

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 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

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

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; 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

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
- 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: :

T. Adjourn

Signed this 2nd day of December

Scot 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 2nd day of December, 2022.

Witness my hand and seal of office at Waco, McLennan County, Texas the 2nd day of December, 2022 at 11:30 a.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