

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 3rd day of October, 2023 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. Ratification of Proclamation Honoring Rev. Dr. Claudette A. Copeland 2023 Lifetime Legacy Award Winner Baylor University George W. Truett Theological Seminary
2. Ratification of Proclamation Honoring Rev. Dr. Joel C. Gregory 2023 Lifetime Legacy Award Winner Baylor University George W. Truett Theological Seminary

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 Interlocal Agreement with City of Waco and related Documents (re: FY 23 Bureau of Justice Assistance - Edward Byrne Memorial Justice Assistance Grant (JAG) Program Award / Grant Application Case ID Number A-479212)
- b. Recording of Data Facilitation Agreement with Global Tel*Link Corporation d/b/a ViaPath Technologies and LEO Technologies, LLC (re: Verus System / McLennan County Sheriff's Office)
- c. Recording of Beneficiary Agreement with Prairie Hill Water Supply (re: American Rescue Plan Act Funding for Non-Arsenic Abatement)
- d. Recording of Memorandum of Understanding with Waco Independent School District (re: Collaborative Internship Program)
- e. Recording of Interlocal Cooperation Agreement with Bosqueville Independent School District (re: School Resource Officer Program)

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):

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

- a. Authorization of Publication regarding McLennan County Parks, Recreation, and Open Space Master Plan Update

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. Animal Birth Control Clinic, Inc: Recording of Services Report, August 2023
- b. Tax Assessor / Collector: Recording of Detailed Deposit Distribution Report, August 2023
- c. County Auditor:
 - 1) Recording of Monthly Financial Report, July 2023
 - 2) Recording of McLennan County Adopted Budget for Fiscal Year Ending 9/30/24 (Government Finance Officer Association / GFOA Version)
- d. Greater Waco Chamber of Commerce: Recording of Workforce and Talent Initiative Quarterly Services Report (May - September 2023)
- e. Waco-McLennan County Public Health District: Authorization of August Billing / Reports (re: On-Site Sewage Facility (O.S.S.F) Program)
- f. McLennan County Dispute Resolution Center: Recording of Annual Services Report

7. Burn Ban Approval, Extension, or Termination

8. Authorization / Ratification of McLennan County Credit Card Purchases

9. McLennan County Subdivision Regulations:

- a. Authorization of Final Plat of Subdivision of Lot 1, Block 1 "Cams Castle Subdivision" to McLennan County, Precinct 2

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

1. Regarding the FY 23 Budget:

- a. Justice of the Peace, Precinct 3 (Fund 130)
- b. 19th District Court
- c. 170th District Court

- d. Adult Probation
- e. County Court @ Law # 3
- f. County Wide
- g. Constable, Precinct 5
- h. Permanent Improvement Fund (Fund 401)
- i. 2021 Certificate of Obligation / Permanent Improvement Fund (Fund 421)
- j. Health Services
- k. County Sheriff:
 - 1) Regarding Highway 6 Jail
 - 2) Jack Harwell Detention Center
- l. Justice of the Peace, Precinct 1 Place 2

2. Regarding the FY 24 Budget:

- a. Justice of the Peace, Precinct 5 (Fund 130)
- b. Permanent Improvement Fund (Fund 401)
- c. 2021 Certificate of Obligation / Permanent Improvement Fund (Fund 421)
- d. Capital Outlay:
 - 1) Regarding Jack Harwell Detention Center
 - 2) Regarding Constable, Precinct 1
- e. Justice of the Peace, Precinct 3 (Fund 130)

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

- 1. Authorization of Video Surveillance / Security Camera System Quotes from Extraco Technology:
 - a. Regarding Justice of the Peace, Precinct 3
 - b. Regarding Justice of the Peace, Precinct 5
 - c. Regarding the Tax Office
- 2. Authorization of Recommendations:
 - a. Regarding Bid 23-020: Castleman Creek Watershed Floodwater Retarding Structure Site # 2 Repair Project
 - b. Regarding Bid 23-013: Chapel Road Improvements
- 3. Authorization of Proposal with SimpleTexting (re: Text Messaging Service for Elections)

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

- 1. Authorization of Contract for Services with Court Appointed Special Advocates (CASA) for Children, McLennan County
- 2. Authorization of Contracts for Fire Protection Services with County Volunteer Fire Departments and the McLennan County Fire Protection Association
- 3. Authorization of Financial Renewal and Terms Amendment with United HealthCare Services, Inc. (re: McLennan County Group Health Plan / Contract No. 921915)
- 4. Authorization of Contract Agreement with Janek & Whitten Construction, LLC (re: Bid 23-020 / Castleman Creek Watershed Floodwater Retarding Structure Site # 2 Repair Project)
- 5. Authorization of Second Amended and Restated Agreement for Industrial Business Grant with Zinkpower-Waco, Inc. for Investment in Industrial Real and Personal Property
- 6. Authorization of Construction Contract with Knife River Corp - South (re: Construction of Panther Branch Road Bridge at Rock Springs Creek / Bid 23-018)
- 7. Authorization of Professional Services Agreement and related Construction Materials Testing Proposal with Langerman Foster Engineering Company (re: East Rainer Lane Low Water Crossing Improvements / LFE Proposal No. CMT 23-130)
- 8. Authorization of Agreement for Engineering Services with BGE, Inc. (re: Holy Road @ North Cottonwood Creek Low Water Crossings)
- 9. Regarding the Second Professional Consulting Contract/Addendum with Lockwood, Andrews, and Newnam, Inc.: Authorization of Professional Services Invoice / Invoice No. 130-11088-000 - 17B (re: McLennan County Water Planning)
- 10. Regarding the Professional Services Contract with TLC Engineering, Inc.: Authorization of Contract Termination (re: Grant Administration Services)

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

- 1. Regarding the Program Project Agreement with Zinkpower - Waco, LLC: Authorization of Payment Request # 1 / Final

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

- 1. Regarding the 415 Columbus Avenue Site Demolition / Proposal with Walker Partners: Authorization of Engineering / Surveying Services Invoice (re: Services through August / Invoice No. 0103769.00 - 25793)

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. Authorization of Revised Beneficiary Agreement with East Crawford Water Supply Corporation (re: American Rescue Plan Act Funding)

- b. Authorization of American Rescue Plan Budget Adjustment
 - c. Regarding the Professional Consulting Contract with Lockwood, Andrews, & Newnam, Inc.: Authorization of Professional Services Invoice / Invoice No. 130-11088-000 - 17A
 - d. Regarding the Professional Services Agreement with BKD, LLP / FORVIS, LLP Authorization of Grant Administration Services Invoice through August / Invoice # BK01873367
2. Regarding the Office of the Governor / Criminal Justice Division - Rifle-Resistant Body Armor Grant Program: Acceptance of Grant Award
 3. Regarding the Office of the Governor / Homeland Security Grants Division - Border Prosecution Unit Grant: Acceptance of Grant Award
 4. Regarding the Office of the Governor / Homeland Security Grants Division: 2023 State Homeland Security Program - LETPA Projects: Acceptance of Grant Award
 5. Regarding the Texas Indigent Defense Commission - Indigent Defense Improvement Grant Program: Acceptance of Statement of Grant Award (re: Mental Health Managed Assigned Counsel Program / Grant Number MH-24-006)
 6. Regarding the Grant Agreement with Department of State Health Services: Ratification of Financial Status Report (re: the Detection and Mitigation of COVID-19 in Confinement Facilities Grant Program / Contract No. HHS001193700006)
 7. 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 - 17

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

1. Specialty Court: Authorization of Order Accepting Donations (ref: Local Government Code 81.032)
2. Health Services: Authorization of Texas Health and Human Services (HHSC) County Indigent Health Care Program (CIHCP) End of Year Reports
3. Human Resources:
 - a. Authorization of Office Closure
 - b. Authorization for Use of County Credit Card for Recurring Job Advertisement Purchases for Fiscal Year 2024
4. Road & Bridge, Precinct 4: Approval of Order Declaring Certain Property as Surplus and Authorizing the Sell of Said Surplus Property (re: Etnyre Chip Spreader)

N. Additional Items for Discussion and Potential Action:

1. Heart of Texas Housing Finance Corporation: Discussion and/or Action regarding Board Appointment
2. Discussion and/or Action regarding Appointments to McLennan County Park Plan Committee (re: McLennan County Parks, Recreation, and Open Space Master Plan Update)
3. Greater Waco Chamber of Commerce: Monthly Economic Development Report, August 2023
4. Authorization of Payroll Deductions for United Way Contributions
5. Approval of Updated Jury Selection Plan for McLennan County (ref: Government Code 62.011)
6. Approval of Texas County and District Retirement System (TCDRS) Plan Changes for 2024
7. Discussion and/or Action Regarding the Courthouse Christmas Lighting Ceremony including Approval of Orders for Acceptance of Donations; Committee Updates; and related matters
 - a. Approval of Order for Acceptance of Monetary Donations
8. Regarding the November 7, 2023 Joint General Election: Authorization of Notice of Joint General Election
9. Action on Resolution of Bitcoin Depot Litigation
10. Discussion and/or Action regarding Naming the Justice of the Peace / Constable Precinct 5 Building as the Fernando Villarreal Justice Center
11. Discussion and/or Action regarding Hotspot Information
12. Discussion and/or Action regarding Commissioners Court Retreat/Workshop
13. Authorizations regarding Implementation of Employee Gym Membership Program - One Pass Select through United HealthCare and Optum
14. Authorization of United Healthcare Life Insurance Revisions and Renewal
15. Authorization of Appointment to the City Center Board

O. Americans with Disabilities Compliance Project:

1. Authorization of Professional Services Invoices with CP&Y dba stv:
 - a. Regarding ADA Study / Report for August - Invoice No. WALL9923841.00 - 92
 - b. Regarding Records Building ADA Renovations for August / Invoice No. MCLC2300148.00 - 6

P. McLennan County Venue Project: Authorizations for Phase I, II and/or Phase III, including but not limited to:

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
5. **Discussion regarding Commissioners Court Agenda:** including Category Format, Category Wording; related matters

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, Bitcoin Depot Litigation 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 29th day of September, 2023

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 September, 2023.

Witness my hand and seal of office at Waco, McLennan County, Texas the 29th day of September, 2023 at 9:15 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