

MEETING OF FEBRUARY 21, 2017

On this the 21 day of February, 2017, at 9:00 o'clock a.m., the Court met in Special Session; present and presiding were County Judge Scott M. Felton, Commissioners Kelly Snell, Will Jones, Ben Perry and the Clerk thereof being in attendance, the following proceedings were had and done to-wit:

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 special meeting of Commissioners' Court, the governing body of McLennan County, will be held on **Tuesday, the 21st day of February, 2017 at 9:00 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.

AGENDA

- A. Proof of Posting of Notice**
- B. Moment of Silence / Invocation and Pledge**
- C. Public Comments**
- D. Proclamations / Resolutions:**
 - 1. Resolution Supporting the Enactment of Legislation Removing Statutory Prohibitions on McLennan County Adopting Certain Road System Administration Options Under Chapter 252 of the Texas Transportation Code
 - 2. Resolution in Support of West Texas Golden Trails
- 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 Order Reappointing County Auditor of McLennan County
 - b. Recording of Drop and Hook Agreement: Liberty Texas Tire Recycling, LLC (re: Tire Disposal)
 - c. Recording of Texas Historical Commission Antiquities Permit: Historic Buildings and Structures Permit # HS 882 (re: 4th Floor Temporary Courtroom)
 - d. Recording of Substantial Compliance Letter from the Texas Department of Licensing and Regulations regarding Justice of the Peace, Precinct 3 Office Renovations
 - 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. County Sheriff:
 - 1) Regarding Payment of Overtime for Future Court Proceedings relative to Twin Peaks
 - 2) Regarding Use of County Essentials Grant Funds for Overtime Compensation relative to Twin Peaks
 - 4. **Authorization / Ratification of RFP's, RFQ's, and Bids Advertisements; Publications; Public / Legal Notices**
 - 5. **Travel and Education Requests:**
 - a. County Sheriff
 - 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. Veterans Service Office: Recording of Texas Veterans Commission Certification
 - b. County Treasurer: Recording of McLennan County Investment Report, January 2017
 - 7. **Burn Ban Approval, Extension, or Termination**
 - 8. **Acceptance of Bond / Oath Documents for Appointed County Official**
 - 9. **Authorization of Tax Resale Deeds:**
 - a. MCAD # 48034300009017: Lot 10, Block 1, Paul Quinn Supplement, City of Waco, McLennan County, Texas
 - b. MCAD # 480176000273004: Lot 6, Block 36, Farwell Heights Addition, City of Waco, McLennan County, Texas
 - c. MCAD # 480037000191008: Lot 7, Block 17, I.A. Dryden Subdivision, J.D. Bell Addition, City of Waco, McLennan County, Texas
 - d. MCAD # 480225000084002: Lot 13, Block 7, Higginson Addition, City of Waco, McLennan County, Texas
 - e. MCAD # 480434000077002: Lot 7, Block 6, J. Weisman Addition, City of Waco, McLennan County, Texas
 - f. MCAD # 480037000218009: Lot 6, Block 19, J.D. Bell Addition, City of Waco, McLennan County, Texas

- g. MCAD # 48035000001000: Lot 1, Block 1, Riddle Addition, City of Waco, McLennan County, Texas
- h. MCAD # 480176000628004: Lots B1 & B2, Block 64, Farwell Heights Addition, City of Waco, McLennan County, Texas
- i. MCAD # 160545000034010: Being 0.486 Acres of Land, Block 29, Tract B4, Part of H.B Williams Survey and J.W. Simpson Survey, City of Bruceville-Eddy, McLennan County, Texas

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

1. Regarding the FY 17 Budget:

- a. Commissioners Court
- b. County Wide
- c. Child Protective Court
- d. HOT Fairgrounds
- e. Records Management (Fund 010)
- f. Certification of Local Government Code 111.07075 Special Budget for Revenue Received After Start of Fiscal Year (re: Road & Bridge, Precinct 3)
- g. Road & Bridge, Precinct 1
- h. Regarding the Themis Statue Restoration Proposal: Authorization of Architexas Invoice # 1597.03 (re: March - July 2016 Services)
- i. Authorization of Professional Services Invoice: The Wallace Group (re: IT Building Roof Repair - January Services)
- j. Texas Association of Counties: Authorization of Claim Deductible Invoices:
 - 1) Invoice # NRDD-0002302-LE
 - 2) Invoice # NRDD-0002303-LE
- k. Human Resources: Authorization of Simplified Web Domain Name Expenditure

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

- 1. Authorization of Repair Order - Inspection Proposal: ThyssenKrupp Elevator Americas (re: Five Year & Annual Safety Test)
- 2. Authorization of Telephone Quote: A&A Telecom Group (re: Sheriff's Office)
- 3. Authorization of Recommendation regarding Bid 17-004: Crushed Limestone Flexbase
- 4. Authorization of Recommendation regarding Bid 17-005: Corrugated Steel Culverts
- 5. Authorization of Recommendation regarding Bid 17-006: Asphalt Emulsions Loaded and Delivered

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

- 1. Authorization of License and Permit Agreement: Bluebonnet Water Supply Corporation (re: Waterline Installation)
- 2. Regarding the Dunbar Armored, Inc. Service Contract: Authorization of Contract Revision / Endorsement No. 294057
- 3. Authorization of Grant of Profit and Gravel Lease Agreement: Billy Miller (re: Road & Bridge, Precinct 4 Road Material)
- 4. Authorization of Contract #2010-001 and related documents: Thomson Reuters / WestLaw (re: Patron Access for the Law Library)
- 5. Authorization of Lease Agreement: Pitney Bowes (re: Mailing Machine for Auditor's Office)
- 6. Authorization of Property Use Agreement: Waco Downtown Farmers Market (re: Parking Lot)
- 7. Reauthorization of Current Memorandum of Understanding with Diagnostic Health Centers of Texas dba Diagnostic Health Waco
- 8. Authorization regarding Renewal of the Heart of Texas Veterans One Stop Facility Use Agreement: Heart of Texas Region Mental Health Mental Retardation Center (re: Veterans Service Office)

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

- 1. Authorization for County Engineer to Retain Surveying Services for a Texas Department of Transportation Off-System Bridge Replacement Project, Precinct 1 (re: 12th Street Road at Cottonwood Creek)
- 2. Regarding the Extraco Events Center / Moisture Intrusion Remediation/Repairs / Low Roof Replacement (Project No. 2013-015.02):

- a. Big Bear Roofing & Construction, LLC Construction Agreement (RFP 16-014): Authorization of Change Orders / Work Orders / Additional Services / Payment Requests / Addendums

1) Authorization of Payment Application No. 003

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

K. Grants / Grant Proposals:

1. Regarding the Texas Indigent Defense Commission FY 17 Formula Grant: Recording of Statement of Grant Award

L. Department/Office-Specific Requests, Presentations or Items for Discussion and Possible Action (To the Extent Not Addressed Above):

1. Human Resources:
 - a. Authorization of McLennan County Employee Policy Guide
 - b. Discussion and/or Action regarding Health Insurance Portability and Accountability Act (HIPAA) Training

M. Additional Items (If Any) for Discussion and Potential Action:

1. Selection / Designation of Public Members of the Salary Grievance Committee regarding the FY 18 Budget
2. Office of Court Administration: Authorization of Certificate of Acquisition and related Acceptance of Certain Property Donated Order (re: Server Rack)
3. Texas Commission on Environmental Quality: Authorization of Application for a Temporary Water Use Permit For Up to 10 Acre-Feet of Water and Up to One Calendar Year (re: Bull Hide Creek, Road & Bridge, Precinct 1)
4. McLennan County Childrens' Protective Services Board: Recording of Detailed Transaction Report, January 2017
5. Greater Waco Chamber of Commerce: Monthly Economic Development Report, January 2017
6. Discussion and/or Action regarding Hosting of Area Economic Development Council Meeting
7. Discussion and/or Action regarding the Walk Across Texas Program
8. Public Power Pool: Discussion and/or Action regarding Procurement Proposal for Electric Power Supply

N. Americans with Disabilities Compliance Project:

1. Authorization of Professional Services Invoice: The Wallace Group (re: ADA Study/Reports for January)

O. McLennan County Subdivision Regulations

1. Consideration and Action on a Variance Request to the McLennan County Subdivision Regulations in Precinct 3

P. 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, 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; Tradinghouse Lake/Park; ADA Capital Improvements; Surrey Ridge Road, Speegleville Road, and/or Chapel Road; Themis Statue; Lincoln City Road Flooding; Roofing Projects for Various County Buildings; County Off-System Bridge Repair/Maintenance, related matters
4. ***Discussion regarding Texas Department of Transportation:*** including Rural/Public Transportation, related matters
5. ***Discussion regarding McLennan County Employee Policy Guide***
6. ***Discussion regarding Record Retention***
7. ***Discussion regarding Consolidation of Justice of the Peace Vital Statistics Duties***
8. ***Discussion regarding Surface Water Rights Issues with TCEQ***

Q. 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, New Source Review (NSR) Permit No. 110357, 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

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: HR Director; Personnel Review / Evaluation of Commissioners Court Appointed Department Heads; Interviews of and Deliberations regarding Applicants for County Engineer/County Court @ Law No. 1 Vacancy; 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

R. Adjourn

Signed this the 16th day of February, 2017



 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 16th day of February, 2017.

Witness my hand and seal of office at Waco, McLennan County, Texas the 16th day of February, 2017 at 11:00 o'clock a.m.

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

BY:  (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

FILED: FEB 21 2017

J.A. "ANDY" HARWELL County Clerk
 McLennan County, Texas
 Myrcetez Gowan DEPUTY

NOTICE OF MEETING OF THE MCLENNAN COUNTY COMMISSIONERS COURT

NOTICE IS HEREBY GIVEN in accordance with the Government Code, Chapter 551, (known as the Open Meetings Act), as amended, that a special meeting of Commissioners' Court, the governing body of McLennan County, will be held on **Tuesday, the 21st day of February, 2017 at 9:00 o'clock a.m.** in the Commissioners Courtroom, First Floor, West Wing, of the McLennan County Courthouse in the City of Waco, Texas, at which time **the following SUPPLEMENT to the AGENDA** previously posted on February 16, 2017 will be considered:

SUPPLEMENTAL AGENDA

- A. Proof of posting of notice** in accordance with the provisions of Chapter 551.041, Government Code, as amended, known as the Open Meetings Act.
- B. Human Resources / Salary Matters (Payroll Status Forms or Changes):**
 - 1. District Clerk

Signed this the 17th day of February, 2017


SCOTT M. FELTON, COUNTY JUDGE

THE 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 **SUPPLEMENTAL NOTICE OF MEETING** posted by me at the Courthouse door in Waco, McLennan County, Texas, where notices are customarily posted, on this the 17th day of February, 2017

Witness my hand and seal of office at Waco, McLennan County, Texas, on this the 17th day of February, 2017 at 4:55 o'clock p.m.

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

BY:  (Deputy)

NOTICE: Persons with disabilities who plan to attend the meeting and who may need auxiliary aids or services are requested to contact the Office of the County Judge at (254) 757-5049 prior to the meeting date.

FILED: FEB 21 2017

J.A. "ANDY" HARWELL, County Clerk
McLennan County, Texas
By Myraez Bowen DEPUTY