

**MEETING OF MAY 19, 2020**

On this the 19 day of May, 2020, at 9:01 o'clock a.m., the Court met in Special Session; present and presiding were County Judge Felton, Commissioners Kelly Snell, Patricia Chisolm-Miller, 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 the McLennan County Commissioners Court will conduct its regular scheduled meeting on **Tuesday, May 19, 2020 at 9:00 o'clock a.m.** and act on the items on the following agenda

**No physical meeting open to the public will be held.** A temporary suspension of portions of the open meetings act to allow telephone or video conference public meetings has been granted by Governor Greg Abbott pursuant to Executive Order No. GA-08. These actions are being taken to mitigate the spread of Covid-19 by avoiding meetings that bring people into a group setting and in accordance with Section 418.016 of the Texas Government Code.

The opportunity to view and hear the meeting as well as the process if one wishes to address the Commissioners Court 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 Telecommunications Services Agreements with Grande Communications Networks, LLC (re: Services for Polycom Video Conferencing Equipment for Hwy 6 Jail Relative to COVID-19)
    - b. Recording of Texas Community Block Grant Documents including Resolution Authorizing Signatories; Authorized Signatory Designation Form; Acquisition Report; Appointment of Labor Standards Officer; Designation Form for Civil Rights Officer; Public Service Announcement & Publication of Announcement if necessary; Civil Rights Resolution; Civil Rights Policies/Plans and related Documents (re: Water and Sewer Improvements in the Unincorporated Community of Elm Mott / Contract No. 7219270)
  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. Constable, Precinct 1
    - b. Maintenance of Equipment: Discussion and/or Action regarding Replacement of Director including, but not limited to, Interim Management/Director, Replacement Process, Job Description Changes or Updates, and related matters
    - c. Consideration and Possible Action on Department Heads Incentive Pay List
    - d. County Sheriff
  4. **Authorization / Ratification of RFP's, RFQ's, and Bids Advertisements; Publications; Public / Legal Notices**
    - a. Authorization of Order Setting a Public Hearing on the Placement of a Regulatory Traffic Sign on Apache Trail at the Comanche Trail Intersection, Precinct 4
  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. Recording of Department Head Conflict of Interest Annual Certifications
    - b. Tax Assessor / Collector: Recording of Detailed Deposit Distribution Report, April 2020
    - c. County Treasurer: Recording of McLennan County Investment Report, April 2020
    - d. McLennan County Children's Protective Services Board: Recording of Detailed Transaction Report, April 2020
    - e. Waco-McLennan County Public Health District: Authorization of April Billing/Reports (re: On-Site Sewage Facility (O.S.S.F.) Program)
    - f. County Auditor: Recording of Monthly Financial Report, October 2019 - April 2020
  7. **Burn Ban Approval, Extension, or Termination**
  8. **Authorization of McLennan County Credit Card Purchases**
  9. **Authorization of Tax Resale Deeds and Deletion of Uncollectible District Court Costs, if any:**

- a. MCAD # 440016000457006: Being 2.50 Acres, more or less, Out of the I. Galindo Survey, City of Robinson, McLennan County, Texas
- b. MCAD # 440024000030008: Being .98 Acres, more or less, Out of the Martinez Grant, Tract 36, McLennan County, Texas

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

**1. Regarding FY 20 Budget:**

- a. County Sheriff
- b. County Court @ Law # 1
- c. Specialty Courts
- d. Justice of the Peace, Precinct 1 Place 1 / Justice of the Peace, Precinct 4 / Justice of the Peace, Precinct 5 (Fund 140)
- e. Records Management (Fund 010)
- f. Maintenance of Equipment
- g. County Clerk (Fund 122)
- h. Road & Bridge, Precinct 4
- i. Permanent Improvement Fund (Fund 401)
- j. Health Services

**2. Regarding FY 21 Budget:**

- a. Discussion and/or Action regarding Matters relative to the FY 21 Budget / 2019 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. Authorization of Recommendation for Bid 20-015: Road & Bridge, Precinct 2 Office Building
2. Authorization of Renewal for Bid 16-013: Printing for Various Departments (Firmin Business Forms)

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

1. Authorization of Engagement Letter with Gabriel, Roeder, Smith & Co (GRS) and North Central Texas Council of Governments (NCTCOG) (re: Other Post Employment Benefits (OPEB) / Governmental Accounting Standards Board (GASB) 75 Valuation Reports)
2. Authorization of Interlocal Cooperation Agreement with Travis County, Texas (re: Purchase of Surplus Kodak Document Scanner)
3. Authorization of Annual Contract Renewal with HOT Solutions (re: Aerobic Unit / Septic System, Road & Bridge, Precinct 2)
4. Regarding the United States Marshals Service Intergovernmental Agreement # 80-10-0033: Authorization of Modification of Contract / Order No. 70CDCR19FIGR00108 (Amendment No. P00004)
5. Authorization of Interlocal Cooperative Agreement with City of Ross (re: Culvert, Road, Shredding and Trim Work)
6. Authorization of Interlocal Cooperative Agreement with City of Gholson (re: Culvert, Road/Parking Lot, Shredding and Trim Work)
7. Authorization of Interlocal Cooperative Agreement with City of Leroy (re: Road, Shredding and Trim Work)
8. Authorization of Professional Services Agreement and related Drilling and Laboratory Services Proposal with Langerman Foster Engineering Company (re: Rattler Hill Low Water Crossing / Proposal No. GEO20-056)

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

1. Regarding the Surrey Ridge Improvement Project (Bid 18-021) / Agreement with Knife River Corporation:
  - a. Authorization of Application for Payment No. 17
  - b. Authorization of Application for Payment No. 18

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

**K. Grants / Grant Proposals:**

1. Regarding the Bureau of Justice Assistance Bulletproof Vest Partnership (BVP) Program: Authorization of Grant Application Submission
2. Regarding the Texas Community Block Grant (TxCDBG): Authorization of Request for Release of Funds and Certification (re: Water and Sewer Improvements in the Unincorporated Community of Elm Mott / Contract No. 7219270)

3. Regarding the Criminal Justice Division - Coronavirus Emergency Supplemental Funding (CESF) Program: Discussion and/or Action on Grant Application Submission
- L. Department/Office-Specific Requests, Presentations or Items for Discussion and Possible Action (To the Extent Not Addressed Above):**
1. Tax Assessor / Collector: Designation of McLennan County Homestead Exemptions for the 2020 Tax Roll
  2. Purchasing: Authorization of On-Line Auction with Rene Bates, related Ad, and Order Declaring Certain Property as Surplus and Authorizing Disposition of Same (ref: Local Government Code 263)
  3. Information Technology: Authorization of Hot Spot Option for On-Call Device
  4. Juvenile Probation: Authorization of Phone Request
  5. Maintenance of Buildings: Authorization of Request for AT&T Cell Plan Change
- M. Additional Items for Discussion and Potential Action:**
1. Discussion and/or Action on Extension / Revisions to the Order and Declaration of the McLennan County Commissioners Court Declaring a State of Disaster and Public Health Emergency for McLennan County, Texas
  2. 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
  3. Selection / Designation of Public Members of the Salary Grievance Committee regarding the FY 21 Budget
  4. Discussion and/or Action regarding the 2020 Texas Association of Counties (TAC) Risk Management Pool Employee Safety Equipment Program for Law Enforcement
  5. Regarding the McLennan County Group Health Plan: Authorization of Revisions to the Employee Benefit Plan - Summary Plan Description
  6. Discussion and/or Action regarding the Law Library Committee Recommendations
  7. Authorization of Intergovernmental Transfers of Funds derived from the County Health Care Provider Participation Fund Mandatory Payments to Provide the Nonfederal Share of a Supplemental Payment Program Authorized Under the Texas Healthcare Transformation and Quality Improvement Program ("Sec 1115") Waiver and/or the Nonfederal Share of Medicaid Rate Increase for Hospital Services Available Under the Uniform Hospital Rate Increase Program (UHRIP)
- N. Americans with Disabilities Compliance Project:**
1. Authorization of Professional Services Invoice: CP&Y (re: ADA Study / Report for April)
- O. McLennan County Venue Project: Authorizations for Phase I, II and/or Phase III, including but not limited to:**
1. *Regarding the Architectural Services Agreement with Populous:* Authorization of Professional Services Invoices, Pay Applications, Schematic Design Documents; Acceptance of Reports, Updates, related matters
  2. *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:**
- 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; Jack Harwell Detention Facility, 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; Updates regarding ADA Capital Improvements; Updates regarding Road Projects including Surrey Ridge Road, Speegleville Road, and/or Chapel Road; County Off-System Bridge Repair/Maintenance, Judicial Center Feasibility Study, File Storage at Downtown Jail, Original Themis Statue, Clock / Clock Tower Project, related matters
  4. **Discussion regarding Rural Transit District:** including Rural/Public Transportation Updates / Reports, related matter
  5. **Discussion regarding Radio Interoperability:** including Tower Sites, Trunking Systems and System Upgrades
  6. **Discussion regarding Jail Magistration**

7. *Discussion regarding Vote Centers*
8. *Discussion regarding the Transporting of Juveniles for Class "C" Truancy Citations by Constables*

**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 Maintenance of Equipment; 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

**S. Adjourn**

Signed this 15th day of May, 2020

  
 \_\_\_\_\_  
 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 15th day of May, 2020.

Witness my hand and seal of office at Waco, McLennan County, Texas the 15th day of May, 2020 at 8:15 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

J.A. "ANDY" HARWELL, County Clerk  
 McLennan County, Texas

FILED MAY 19 2020

By Myrcetez Gowan-Perkins,  
 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 19<sup>th</sup> day of May, 2020 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 May 15, 2020 **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. Consideration of and Action on the Following:**
1. Action on COVID-19-related Termination of Class C Misdemeanor Jail Housing Interlocal Agreement with the City of Waco
- C. Grants / Grant Proposals:**
1. Regarding the Bureau of Justice Assistance (BJA) / Adult Drug Court and Veterans Treatment Court Discretionary Grant Program: Authorization of Submission of Grant Application and related Resolution
  2. Regarding the 2020 Help America Vote Act (HAVA) Cares Act Sub-grant: Authorization of Submission of Grant Application and related Resolution
  3. Regarding the Homeland Security Grants Division - FY 2020 Border Prosecution Unit Grant: Authorization of Proclamation

Signed this the 15<sup>th</sup> day of May, 2020



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 15<sup>th</sup> day of May, 2020

Witness my hand and seal of office at Waco, McLennan County, Texas, on this the 15<sup>th</sup> day of May, 2020 at 3:40 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.

J.A. "ANDY" HARWELL, County Clerk  
McLennan County, Texas

FILED: **MAY 19 2020**

By Myrcetez Gowan-Perkins,  
Deputy