

MEETING OF AUGUST 4, 2020

On this the 4 day of August, 2020, at 9:00 o'clock a.m., the Court met in Special Session; present and presiding were County Judge Felton, Commissioners Kelly Snell, Patricia 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, August 4, 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:**
 1. Ratification of Proclamation Recognizing and Honoring Mrs. Rosetta Daisy Cherry Manning-Mainor Stone on Her 100th Birthday
- 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 of the McLennan County Judge Prohibiting the Outdoor Burning in the Unincorporated Areas of McLennan County
 - b. Recording of Revised Program Project Agreement with Zinkpower-Waco, LLC
 - c. Recording of Revised Agreement for Industrial Business Grant with Zinkpower-Waco, LLC for Investment in Industrial Real and Personal Property
 - d. Recording of Program Project Agreement with Space Exploration Technologies Corporation
 - e. Recording of Pricing Sheet with TransUnion Risk and Alternative Data Solutions, Inc. (re: Data Collection Services for JP Court Collections)
 - f. Recording of Rescission of Constable's Tax Deed (MCAD # 440016000458002: Being 1.75 Acres, Galinda Survey in the Town of Lorena, Texas)
 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. Consideration and/or Action on Incentive Pay Requests
 - b. Constable, Precinct 1
 - c. 54th District Court
 4. **Authorization / Ratification of RFP's, RFQ's, and Bids Advertisements; Publications; Public / Legal Notices**
 - a. Authorization of Publication for All Ads/Public Notices relative to the FY 21 Budget / 2020 Tax Rate
 - b. Authorization of Publication for Public Notice regarding Intent of Implementation of County Indigent Health Care Program
 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:**
 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 Agreement and Authorization of Payment for Acquisition of Right-of-Way Parcel No. P-23E (re: Chapel Road Improvement Project)

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

1. Regarding FY 20 Budget:

- a. Road & Bridge, Precinct 4
- b. Criminal District Attorney
- c. Maintenance of Buildings
- d. Certifications of Local Government Code 111.07075 Special Budget for Revenue Received After Start of Fiscal Year and related Budget Amendments (re: Proceeds from Auction / Road & Bridge, Precinct 2)
- e. Capital Outlay
- f. County Court at Law # 2 (Fund 170)
- g. County Sheriff:
 - 1) Regarding Highway 6 Jail
 - 2) Regarding Jack Harwell Detention Center
 - 3) Regarding Jail Medical
- h. Justice of the Peace, Precinct 2:
 - 1) Regarding General Fund (Fund 001)
 - 2) Regarding Justice Technology Fund (Fund 140)
- i. Road & Bridge, Precinct 1
- j. Commissioners Court
- k. Justice of the Peace, Precinct 4:
 - 1) Regarding General Fund (Fund 001)
 - 2) Regarding Justice Technology Fund (Fund 140)
- l. Engineering
- m. Justice of the Peace, Precinct 3 (Fund 140)
- n. Human Resources
- o. Justice of the Peace, Precinct 5 (Fund 140)
- p. Law Library Fund (Fund 170)
- q. Information Technology: IT Assessment Fund for Human Resources
 - 1) Regarding IT Assessment Fund for Human Resources
 - 2) Regarding IT Assessment Fund for Maintenance of Equipment
- r. Authorization of Invoices: Angelina County Airport (re: Helicopter Fuel)

2. Regarding FY 21 Budget:

- a. Discussion and/or Action regarding Matters relative to the FY 21 Budget / 2020 Tax Rate, including, but not limited to, Budget Policies, Priorities, Timelines, Updates from the County Auditor and/or Budget Work Sessions, as needed
- b. Information Technology: Discussion regarding IT Assessment Purchases

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

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

- 1. Authorization of Agreement and related Estimate with Amazon Web Services, Inc. (re: Cloud Backup Storage for IT)
- 2. Regarding the Janitorial Contract with Simple Solutions: Authorization of Request to Terminate Contract
- 3. Authorization of Janitorial Services Contract with Facilities Maintenance Corporation (re: Adult Probation and Juvenile Facilities)
- 4. Authorization of Agreement and related Proposal with Johnson Controls (re: Air Cooled Chiller Replacement and BAS Upgrades for the Archives Building)

5. Regarding Maintenance Agreements with Ricoh USA, Inc for Engineering Office Copiers:
 - a. Authorization of Revised Maintenance Agreement (re: MPC3504 Copier)
 - b. Authorization of Order Agreement and related Maintenance Agreement (re: IMC3500 Copier)
 6. Authorization of Agreements and related Documents with CTWP (re: Copier for Law Library)
 7. Authorization of Fuelman Fleet Card Client Agreement with Fleetcor Technologies Operating Company, LLC (re: Fuel Cards)
 8. Ratification of Amendment / Statement of Work / Quote with CivicPlus (re: CP Media Implementation)
- I. Capital Improvement, Repair, Maintenance Projects and Construction Projects:**
1. Regarding ADA Renovations at Extraco Events Center (Bid 20-013) / Agreement with John W. Erwin Construction: Authorization of Application for Payment No. 2
 2. Regarding Speegleville Road Improvement Project (Bid 20-004) / Agreement with Knife River Corporation - South:
 - a. Authorization of Application for Payment No. 4
 - b. Authorization of Application for Payment No. 5
 3. Regarding the Surrey Ridge Improvement Project (Bid 18-021) / Agreement with Knife River Corporation: Authorization of Application for Payment No. 19 / Final Payment Request
 4. Regarding the Cow Bayou Site 10 Structural Repair Project / Agreement with Beavers Contracting, LLC: Authorization of Change Order / Modification No. 2
- J. Real Estate, Right of Way, and Easements:**
- K. Grants / Grant Proposals:**
- L. Department/Office-Specific Requests, Presentations or Items for Discussion and Possible Action (To the Extent Not Addressed Above):**
1. Road & Bridge, Precinct 3: Authorization of Cell Phone Allowance Request
 2. Health Services: Authorization of Payment Request relative to COVID-19 Pauper Burials / Cremations
- 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. Selection / Designation of Public Members of the Salary Grievance Committee regarding the FY 21 Budget
 3. Discussion and/or Action regarding the McLennan County Facility Master Plan and/or Office Relocations
 4. Authorizations regarding Texas Department of Motor Vehicles 2021 Local Optional Fees as per Chapter 502 of the Texas Transportation Code:
 - a. County Road and Bridge Fee (Section 502.401)
 - b. Child Safety Fee (Section 502.403)
 5. McLennan County Spaceport Development Corporation: Authorization of Board of Directors, Officers, and Terms of Office
 6. Texas Association of Counties Risk Management Pool (TAC RMP): Authorization of Liability Coverage Renewal and related Invoice (re: Public Officials Liability, Law Enforcement Liability, General Liability, Auto Liability, and Auto Physical Damage)
 7. Authorization of Order Accepting Monetary Donation for Drug and Alcohol Court Program (ref: Local Government Code 81.032)
 8. Authorization of Refund Requests for Overpayment of Real Estate Taxes by Cypress Creek Renewables, LLC (ref: Section 31.11(a) of the Texas Property Tax Code)
 9. Consideration and Approval of Order Authorizing the Issuance of "McLennan County, Texas General Obligation Bonds, Series 2020"; Levying an Annual Ad Valorem Tax, within the Limitations Prescribed by Law, for the Payment of the Bonds; Prescribing the Form, Terms, Conditions, and Resolving Other Matters Incident and Related to the Issuance, Sale and Delivery of the Bonds, including the Approval and Distribution of an Official Statement Pertaining Thereto; Authorizing the Execution of a Paying Agent/Registrar Agreement, and an Official Bid Form, Complying with the Letter of Representations on File with the Depository Trust Company; Authorizing the Execution of any Necessary Engagement Agreements with the County's Financial Advisors, Providing an Effective Date and Other Matters Incident and Related Thereto

10. 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)
11. Regarding the November 3, 2020 Joint General Election: Approval of Order of Joint General Election; Election Day Vote Centers and Agreement to Conduct Joint Election

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 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
 - a. Authorization of Application and Certificate for Payment No. 18
3. Regarding the Professional Services Agreement and related Construction Materials Testing Proposal with Langerman Foster Engineering Company:
 - a. Authorization of Invoice # 11979

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

1. Regarding the System Purchase Agreement with Motorola Solutions: Authorization of Certificate of Milestone Acceptance (re: Project Kick-Off, Design Review and Initial Site Surveys Complete)

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, Jail Magistration 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 Vote Centers*

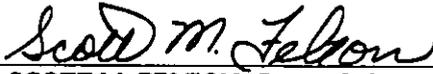
R. Executive/Closed Session

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 31st day of July, 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 31st day of July, 2020.

Witness my hand and seal of office at Waco, McLennan County, Texas the 31st day of July, 2020 at 8:45 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: **AUG 04 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 4th day of August, 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 July 31, 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. Waco-McLennan County Economic Development Corporation (WMCEDC):
Authorization of Agreements; Consulting Services; Proposed Projects / Program Project Agreements / Amendments / Pay Applications:**
 - 1. Authorization of Program Project Agreements:
 - a) Laminate Technologies of Texas, Inc.
 - b) Ryonet Corporation

Signed this the 31st day of July, 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 31st day of July, 2020

Witness my hand and seal of office at Waco, McLennan County, Texas, on this the 31st day of July, 2020 at 2:30 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 AUG 04 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 regular meeting of Commissioners' Court, the governing body of McLennan County, will be held on **Tuesday, the 4th day of August, 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 July 31, 2020 **will be considered:**

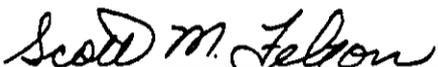
SUPPLEMENTAL AGENDA # 2

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 and Salary Matters:

- 1. County Sheriff

Signed this the 31st day of July, 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 31st day of July, 2020

Witness my hand and seal of office at Waco, McLennan County, Texas, on this the 31st day of July, 2020 at 4:05 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. AUG 04 2020

By Myrcetez Gowan-Perkins,
Deputy