

MEETING OF AUGUST 18, 2020

On this the 18 day of August, 2020, at 9:02 o'clock a.m., the Court met in Regular Session; present and presiding were County Judge Felton, Commissioners 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, the 18th day of August, 2020 at 9:00am** 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. Resolution in Support of McLennan Community Investment Fund
- 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 Cooperation Agreement with City of Hallsburg (re: Road Shredding)
 - b. Recording of Extension of Parking Lot Lease with Washington Partners, LTD (re: County Sheriff)
 - c. Recording of Agreement with Sydaptic, Inc. (re: Jack Harwell Detention Center and Life Safety Main Control Project)
 - 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 for Bid 20-022: Hot Mix & Hot Mix-Cold Laid Asphaltic Concrete, High Performance Asphalt Cold Mix & Asphaltic Oil Sand
 - 5. Travel and Education Requests:**
 - 6. Recording of Educational Certificates; Recording of Department Head Affidavits; Recording of Departmental/Agency Reports; Acceptance or Approval of Official Bonds, Conflict Statements, Recording of Short-Term Motor Vehicle Rental / Hotel Occupancy Tax Reports or Other Such Items Required to be Submitted to the Court by Public Officials, Departments, and Agencies for Recording:**
 - a. County Treasurer: Recording of McLennan County Investment Report, July 2020
 - b. McLennan County Children's Protective Services Board: Recording of Detailed Transaction Report, July 2020
 - c. County Auditor: Recording of Monthly Financial Report, October 2019 - July 2020
 - d. Waco-McLennan County Public Health District: Authorization of July Billing/Reports (re: On-Site Sewage Facility (O.S.S.F.) Program)
 - 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 # 280130000024005: Lot 31, Block 3, H. Daily Addition, McLennan County, Texas
 - 10. McLennan County Subdivision Regulations:**
 - a. Approval of Final Plat of "942 W. W.A. Neel Road Addition, Lot 1, Block 1", to McLennan County, Precinct 3
 - b. Approval of Final Plat of "McKethan Addition, Lot 1, Block 1" to McLennan County, Precinct 2
 - c. Authorization of Final Plat of "Marton Estates Addition, Lot 1, Block 1" to McLennan County, Precinct 2
 - d. Authorization of Final Plat of "Goodseed Addition, Lots 1-4, Block 1" to McLennan County, Precinct 3

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

1. Regarding FY 20 Budget:

- a. Records Management (Fund 010)
- b. Mental Health Court Services
- c. Constable, Precinct 5
- d. Texas A&M AgriLife Extension Service
- e. Human Resources
- f. Engineering
- g. 2017 Certificates of Obligation / Permanent Improvement Fund (Fund 417)
- h. Road & Bridge, Precinct 3
- i. Justice of the Peace, Precinct 1 Place 1
- j. County & District Court Technology Fund (Fund 142)
- k. County Wide related to COVID-19
- l. 2019 Certificates of Obligation / Permanent Improvement Fund (Fund 419)
- m. Auditor
- n. Justice of the Peace, Precinct 1 Place 2
- o. Justice of the Peace, Precinct 2 (Fund 140)
- p. Treasurer
- q. Road & Bridge, Precinct 1
- r. Road and Bridge, Precinct 2

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. McLennan County Dispute Resolution Center: Discussion regarding Funding Increase Request
- c. Waco Convention and Visitors Bureau: Discussion regarding Financial Sponsorship Request
- d. Authorization of County Legal Services Budget (re: Texas Department of Family and Protective Services (DFPS) Title IV-E Grant / Contract No. HHS000285100008)
- e. Authorization of County Child Welfare Services Budget (re: Texas Department of Family and Protective Services (DFPS) Title IV-E Grant / Contract No. HHS000285000006)
- f. Tax Office: Recording of Vehicle Inventory Tax Budget

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

1. Authorizations regarding Bid/RFP Renewals:
 - a. Regarding Bid 18-023: Transportation of Deceased for Chemical Analysis (Waco Mortuary Service)
 - b. Regarding Bid 19-026: Inmate Clothing (Bob Barker Company)
 - c. Regarding RFP 19-025: McLennan County Pauper Burial / Cremation (Lake Shore Funeral Home)
2. Authorization of Quick HIT Fitness Lab Employee Discount Proposal

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

1. Authorization of Fuelman Fleet Card Client Agreement with Fleetcor Technologies Operating Company, LLC (re: Fuel Cards)
2. Authorization of Agreement and related Estimate with Amazon Web Services, Inc. (re: Cloud Backup Storage for Information Technology)
3. Authorization of Interlocal Cooperative Agreement with the City of Moody (re: Road Work)
4. Authorization of Amended Interlocal Agreement with the City of Bellmead (re: Cooperation in the Administration and Enforcement of the County's Game Room Regulations)
5. Ratification of Customer Service Agreement with Republic Services (re: Dumpster Rental for Road & Bridge, Precinct 3)

6. Regarding Internet Services for the Tenth Court of Appeals of Texas:
 - a. Authorization of Interlocal Agreement with Office of Court Administration
 - b. Authorization of Communication Services Agreement with Grande Communications Networks, LLC
7. Regarding the Current McLennan County Inmate Medical Health Services Agreement with CorrHealth: Authorization of Consumer Price Index (CPI) Increase
- I. 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 Agreement with Tractor Supply Co. of Texas, LP
- J. Capital Improvement, Repair, Maintenance Projects and Construction Projects:**
 1. Regarding Cow Bayou Watershed Control Structure # 3 (TX 04071) Maintenance / RFP 20-017:
 - a. Authorization of Payment Application # 1
 - b. Authorization of Payment Application # 2 / Final
- K. Real Estate, Right of Way, and Easements:**
 1. Authorization of Temporary Construction Licenses with the City of Waco:
 - a. Regarding Public Right of Way Improvements at 1017 Elm Avenue
 - b. Regarding Sidewalk Construction and Step Replacement at 1011 Elm Avenue
- L. Grants / Grant Proposals:**
 1. Regarding the Homeland Security Grants Division - FY 2020 Border Prosecution Unit Grant: Authorization of Public Safety Office - Prohibited Telecommunications and Video Surveillance Services and Equipment Certification Form
 2. Regarding the Texas A&M AgriLife Extension Service - Wildlife Services Program: Authorization of Feral Hog Grant Application Submission
- M. Department/Office-Specific Requests, Presentations or Items for Discussion and Possible Action (To the Extent Not Addressed Above):**
 1. Justice of the Peace, Precinct 4: Authorization of Cell Phone / Hot Spot Request
 2. County Sheriff: Authorization of Cell Phone Request
- N. 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. Authorization of Appointment to the Heart of Texas Region Mental Health Mental Retardation Center Board of Trustees
 3. Authorization of Order Accepting Donations for Specialty Court Programs (ref: Local Government Code 81.032)
 4. Discussion and Action on Extending the COVID-19 State of Disaster and Public Health Emergency Declaration through September 30, 2020
 5. Regarding the District Clerk's Preservation and Digitization Plan as per Government Code Section 51.305:
 - a. Public Hearing on the Proposed Plan
 - b. Consideration of and/or Action to Adopt the District Clerk's Document Preservation and Digitization Plan
 6. Authorization of Submission of Amended Notice of Intent (NOI) for Small Municipal Separate Storm Sewer Systems (MS4) Authorized Under TPDES Phase II MS4 General Permit TXR040000 and related Stormwater Management Program/Plan
 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 Local Provider Participation Fund (LPPF)
- O. Americans with Disabilities Compliance Project:**
 1. Authorization of Professional Services Invoices: CP&Y
 - a. Regarding ADA Study / Report for May
 - b. Regarding ADA Study / Report for June
 - c. Regarding ADA Study / Report for July

P. 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
 - a. Authorization of Professional Services Invoice (re: July Services / Invoice No. 0070168)
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

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):

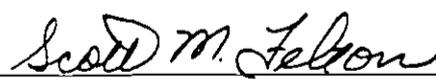
1. *Discussion regarding Criminal Justice Issues:* Updates on the Electronic Monitoring Program; Coordinating the McLennan County Criminal Justice System / Criminal Justice Process / Veterans & Mental Health Courts; Courthouse Security; Public Nuisance Reporting & Enforcement Process; Reintegration Programs; Updates from the Associate Judge; 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*

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 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

T. Adjourn

Signed this 13th day of August, 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 13th day of August, 2020.

Witness my hand and seal of office at Waco, McLennan County, Texas the 13th day of August, 2020 at 4:00 p.m..

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

BY: *Myrcetez 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

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

FILED AUG 18 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 18th 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 August 13, 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. Additional Items for Discussion and/or Action:**
 - 1. Regarding Cow Bayou Watershed Control Structure # 8 (TX 04093) Maintenance / RFP 20-018:
 - a) Authorization of Payment Application # 1
 - b) Authorization of Payment Application # 2 / Final
 - 2. Greater Waco Chamber of Commerce: Monthly Economic Development Report, July 2020

Signed this the 14th day of August, 2020

Scott M. Felton

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 14th day of August, 2020

Witness my hand and seal of office at Waco, McLennan County, Texas, on this the 14th day of August, 2020 at 4:00 p.m.

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

BY: *Myrcetez Gowan-Perkins*
(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 18 2020**

By Myrcetez Gowan-Perkins,
Deputy