

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 5th day of November, 2019 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:**
- 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 Burnet County (re: Housing and Care of McLennan County Inmates)
 - b. Recording of Interlocal Contract with the Department of Information Resources (re: Participation in the DIR Shared Services Program)
 - c. Recording of Agreement for Services and related Resolution / Affidavit with Central Texas Senior Ministry (re: Meals on Wheels Program)
 - d. Recording of Agreement for Services with Heart of Texas Region Mental Health Mental Retardation (HOTRMHMR) Center (re: Jail Diversion / Pre-Trial Diversion Services)
 - e. Recording of Agreement for Services with Heart of Texas Region Mental Health Mental Retardation (HOTRMHMR) Center (re: Emergency Psychiatric Services)
 - f. Recording of Memorandum of Understanding with Heart of Texas Region Mental Health Mental Retardation (HOTRMHMR) Center (re: Medications for Defendants Committed Under Texas Code of Criminal Procedure, Chapter 46B at the McLennan County Jail)
 - g. Recording of Agreement for Services with Heart of Texas Region Mental Health Mental Retardation (HOTRMHMR) Center (re: Comprehensive Mental Health and Mental Retardation Services)
 - h. Recording of Lexis Advance Subscription Amendment with LexisNexis (re: 54th District Court)
 - i. Recording of Addendum to the Construction Manager at Risk Services Agreement with John W. Erwin General Contractors, Inc.(re: GMP, GSC, and CMAR Contingency)
 - j. Recording of Professional Services Agreement and related Geotechnical Investigation Proposal with Langerman Foster Engineering Company (re: Road & Bridge, Precinct 2 Office Building)
 - k. Recording of Evaluation Services Agreement with Communities In Schools of the Heart of Texas and Misty Ives (re: the Bureau of Justice Assistance (BJA) / Office for Victims of Crime (OVC) FY 16 Enhanced Collaborative Model to Combat Human Trafficking Competitive Grant)
 - l. Recording of Renewal of Service Agreement with Advocacy Center for Crime Victims and Children
 - m. Recording of Telecommunications Services Agreement and related Service Request Form with Grande Communications Networks, LLC (re: 420 N. 6th Street Building / IV-D Court)
 - n. Recording of Tax Resale Deed MCAD # 380065000025007: Being a Part of Lots 9, 11, 13 and 15 in Block 2, Neely Addition, City of Moody, McLennan County, Texas
 - o. Recording of Agreements for Legal Services to Indigent Parents Pursuant to Texas Family Code 107.013 with Martinez & Martinez; Sheehy, Lovelace, & Mayfield, P.C.; Smith & Bratcher, P.C.; The Law Office of M. Bryon Barnhill, P.L.L.C.; Sibley, Howell, & McClinton; McLeod & McLeod, LLP; and Dunnam & Dunnam, L.L.P
 - 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
 - 4. Authorization / Ratification of RFP's, RFQ's, and Bids Advertisements; Publications; Public / Legal Notices**
 - a. Authorization of Publication for Bid 20-003: Cow Bayou Watershed Floodwater Retarding Structure Site #10 Repair Project

- b. Authorization of Publication for Bid 20-005: Bill Logue Juvenile Detention ADA Renovations
- c. Authorization of Order Setting a Public Hearing on Restricting Truck Traffic on Frances Road, Precinct 1

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. Engineering: Monthly Activity Reports, July - October 2019
- b. Tax Assessor / Collector: Recording of Detailed Deposit Distribution Report, September 2019
- c. Acceptance of Bond / Oath Documents (re: Deputy Constable, Precinct 2)
- d. Commissioner, Precinct 3: Recording of Mayor's Public Service Award from the City of West
- e. Commissioner, Precinct 2: Recording of V.G. Young Institute of County Government Continuing Education Certification

7. Burn Ban Approval, Extension, or Termination

8. Authorization of McLennan County Credit Card Purchases

9. Authorization of Tax Resale Deeds and Deletion of Uncollectable District Court Costs, if any:

- a. MCAD # 160295000003010: Being 4.78 Acres, More or Less, John Leach Survey, McLennan County, Texas

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

1. Regarding FY 19 Budget:

- a. Constable, Precinct 1
- b. Indigent Defense
- c. Justice of the Peace, Precinct 3:
 - 1) Regarding the Law Library Fund (Fund 170)
 - 2) Regarding the General Fund (Fund 001)
- d. Law Library Fund (Fund 170)
- e. County Sheriff
- f. Road & Bridge, Precinct 1
- g. Mental Health Court Services
- h. County Judge
- i. Criminal District Attorney: Recording of Forfeiture Fund (Fund 260)

2. Regarding FY 20 Budget:

- a. Specialty Court
- b. County Wide
- c. 2017 Certificates of Obligation / Permanent Improvement Fund (Fund 417)
 - 1) Regarding the Record's Building
 - 2) Regarding County Garage Relocation
- d. 2019 Certificates of Obligation / Permanent Improvement Fund (Fund 419)
- e. Justice of the Peace, Precinct 1 Place 2 (Fund 140)
- f. Justice of the Peace, Precinct 4 (Fund 140)
- g. Permanent Improvement Fund (Fund 401)
- h. Constable, Precinct 5
- i. Tax office: Authorization of Request to Increase Petty Cash for McGregor Substation
- j. Authorization of Texas Association of Counties Claim Deductible Invoices:
 - 1) Invoice # NRDD-0005277

2) Invoice # NRDD-0005239

3) Invoice # NRDD-0005218

k. McLennan County Soil and Water Conservation District: Operation and Maintenance Funding Request

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 Maintenance and Software License Agreements with Spacesaver Systems, Inc., dba Infolinx System Solutions (re: Archive Document Management)
2. Authorization of Revised Agreement with Office of Court Administration (re: Reimbursement of Long-Distance Calls / Faxes)
3. Authorization of Interlocal Cooperation Agreement with the City of Waco (re: Chapel Road Construction and Improvements)
4. Authorization of Grant Agreement with Heart of Texas Region Mental Health Mental Retardation Center (re: Medical Clearance Initiative at the Crisis Treatment Center)
5. Authorization of Memorandum of Understanding between Waco-McLennan County Office of Emergency Management and McLennan County 9-1-1 Emergency Assistance District (re: the Mobile Command Unit)
6. Authorization of Interlocal Cooperation Service Agreement with the Southern Trinity Groundwater Conservation District (re: Office Space / Equipment / Furniture)
7. Authorization of Interlocal Agreement and related Resolution with Texas Department of Motor Vehicles (re: Scofflaw Services)
8. Authorization of Monitoring / Service Agreement with LevelOne Technology, LLC (re: Information Technology)
9. Authorization of Interlocal Cooperative Agreement with the City of Lorena (re: Road Work)

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

1. Regarding the Renovation of Building for IV-D Court (Bid # 19-017) / Agreement with K4 Construction, LLC:
 - a. Authorization of Payment Application # 4
 - b. Authorization of Field Order # 2
2. Regarding the Justice of the Peace, Precinct 4 Office Building (Project 23841-04) / Agreement with K4 Construction, LLC: Authorization of Pay Application # 7

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

K. Grants / Grant Proposals:

1. Regarding the Tradinghouse Lake Boating Access Grant: Recording of Mundo & Associates, Inc. Grant Implementation/Engineering Services Invoice No. 3

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

1. Constable, Precinct 1: Authorization of Cell Phone Request
2. Adult Probation: Authorization of Request for Hot Spots from Verizon Wireless
3. Tax Office: Authorization regarding Sub-Depository Request (re: McGregor Substation)
4. County Sheriff: Authorization of Request to Decommission F-Wing at Highway 6 Jail
5. Road & Bridge, Precinct 1: Ratification of Acceptance of Donation from Texas Department of Transportation (Ref: Local Government Code 81.032)

M. Additional Items for Discussion and Potential Action:

1. Authorization of Amendment to the McLennan County Employee Policy Guide (re: Section 7.04: Incentive Pay Plan, Policy)
2. Consideration and Action Regarding Acceptance of Roads in the Rancho Lorena Phase II Subdivision into the County Road System
3. Greater Waco Chamber of Commerce: Monthly Economic Development Report, September 2019
4. Discussion and/or Action regarding City of Mart - Evergreen Cemetery

5. 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)
6. Approval of McLennan County Holiday Dates for 2020
7. Discussion and/or Action regarding Letter to Repeal the 40% Tax on Employer-Provided Health Care Coverage "Cadillac Tax"
8. Authorization of Fixed Asset Transfer Form (re: Asset Transfer from County Sheriff/Jail to Maintenance of Equipment)

N. Americans with Disabilities Compliance Project:

O. McLennan County Venue Project: Authorizations for Phase I and/or II, 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: September Services / Invoice No. 0068602)
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. 9
3. *Regarding Engineering Services Agreement with Walker Partners:* Authorization of Professional Services Invoices, Engineering/Surveying Services Invoices, related matters:
4. Regarding the Professional Services Agreement and related Construction Materials Testing Proposal with Langerman Foster Engineering Company: Authorization of Invoice # 11195

P. McLennan County Subdivision Regulations

1. Consideration and Action on a Variance Request for Subdividing One Tract Off Genes Place Road, Precinct 2

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; 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 the Road System*
7. *Discussion regarding Risk Management Policy*
8. *Discussion regarding Commissioners Court Meeting in December*

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; 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 October, 2019

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 31st day of October, 2019.

Witness my hand and seal of office at Waco, McLennan County, Texas the 31st day of October, 2019 at 3:30 p.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