

MEETING OF APRIL 5, 2022

On this the 5 day of April, 2022, at 9:00 o'clock a.m., the Court met in Special Session; present and presiding were County Judge Felton, Commissioners James Smith, 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, 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 April, 2022 at 9:00 o'clock 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.

VIDEOCONFERENCE NOTICE: A quorum of Commissioners Court will meet in person in the Commissioners' Courtroom. A limited number of the Court Members may attend remotely pursuant to Texas Government Code, Section 551.127

The opportunity to view and hear the meeting as well as the process if one wishes to address the Commissioners Court remotely 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. Proclamation Acknowledging the Month of April 2022 as Drive Electric Earth Month
 2. Proclamation Recognizing the Week of the Young Child
 3. Proclamation Recognizing the 2022 McLennan Community College Men's Basketball Team - Northern Texas Junior College Athletic Conference Champions & Congratulating Coach Kevin Gill as NTJCAC Coach of the Year
- 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 Beneficiary Agreement with China Spring Volunteer Fire Department (re: American Rescue Plan Act Funding)
 - b. Recording of Beneficiary Agreement with Elk Volunteer Fire Department (re: American Rescue Plan Act Funding)
 - c. Recording of Fifth Amended Industrial Development Grant Program
 - d. Recording of Interlocal Cooperation Agreement with Bell County (re: Housing and Care of Inmates)
 - e. Recording of Interlocal Cooperation Agreement with Coryell County (re: Housing and Care of Inmates)
 - f. Recording of Beneficiary Agreement with Tehuanaca Creek Water Improvement District (re: American Rescue Plan Act Funding)
 - g. Recording of Beneficiary Agreement with Riesel Volunteer Fire Department (re: American Rescue Plan Act Funding)
 - h. Recording of Beneficiary Agreement with Robinson Volunteer Fire Department (re: American Rescue Plan Act Funding)
 - i. Recording of Beneficiary Agreement with Bruceville-Eddy Volunteer Fire Department (re: American Rescue Plan Act Funding)
 - j. Recording of Beneficiary Agreement with Greater Waco Sports Commission (re: American Rescue Plan Act Funding)
 - k. Recording of Beneficiary Agreement with Trinity Sports Organization (re: American Rescue Plan Act Funding)
 - l. Recording of Texas PACE Authority Certification of Completion for 514 Austin Avenue, L.P.
 - m. Recording of 2022 - 2023 Aviation Insurance Policy with Starr Indemnity and Liability Company
 - 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 22-006: Roadside Cleaning Assistance
 - 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. County Auditor:
 - 1) Financial and Budget Update / Presentation
 - 2) Recording of FY 2021 Audit Report for the McLennan County Jail Commissary
 - b. Tax Assessor / Collector: Recording of Detailed Deposit Distribution Report, February 2022
 - c. Waco-McLennan County Public Health District: Authorization of February Billing / Reports (re: On-Site Sewage Facility (O.S.S.F) Program)
 - d. Greater Waco Chamber of Commerce: Recording of inWaco Digital Talent Recruitment Campaign Services Report
 - e. The Cove Heart of Texas, Inc.: Recording of Services Report for February
 - f. McLennan County Historical Commission: Recording of Annual Report
 - g. Recording of Hotel Occupancy Tax Reports, September 2021 - February 2022
 - h. Recording of Short-Term Motor Vehicle Rental Tax Reports, September 2021 - January 2022
 - 7. Burn Ban Approval, Extension, or Termination**
 - 8. Authorization of McLennan County Credit Card Purchases**

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

1. Regarding the FY 22 Budget:

- a. Texas A&M AgriLife Extension Service
- b. Commissioners Court
- c. Constable, Precinct 4
- d. 414th District Court / Capital Outlay

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

1. Discussion and/or Action regarding Bid on Roadside Cleanup
2. Authorization of Renewal for Bid 15-017: Printing McLennan County Tax Statements (Peregrine Solutions)
3. Authorization of Environmental Consulting Services Proposal: Kleinfelder, Inc. (re: 415 Columbus Ave / Proposal No.: KNG22P137755)

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

1. Authorization of Lease Agreement with Pitney Bowes (re: Mailing Machine for Auditor's Office)
2. Authorization of Services Contract with Cumby Pest Control (re: Various Office)
3. Authorization of Interlocal Cooperation Agreement with City of McGregor (re: Road Improvements on Judith Road)
4. Ratification of Movement of Equipment Agreement and Data Loss Liability Waiver with Dell EMC (re: Isilon Storage System)

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

1. Regarding the Mart Water Project Street Repair / Agreement with the City of Mart: Authorization of Third and Final Payment Request
2. Regarding Capital Improvement Projects for the Cameron Park Zoo / Agreement with City of Waco: Authorization of Invoice # 19799 (re: Hoofstock Barn)
3. Regarding McLennan County Line Road South Creek Crossing Improvements (Bid 21-020) / Construction Agreement with LC Paving & Construction LLC: Authorization of Change Order Number 1
4. Regarding Speegleville Road Improvement Project (Bid 20-004) / Agreement with Knife River Corporation - South: Authorization of Close Out Documents including Certificate of Substantial Completion, Inspection Report, Contractor's Affidavit of Bills Paid, and Project Warranty for General Construction

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

K. Grants / Grant Proposals:

1. Regarding the U.S. Department of Treasury - Coronavirus Local Fiscal Recovery Fund / American Rescue Plan Act (ARPA): Discussion and/or Action regarding Eligible Expenses and/or Funding Guidelines; Reporting Requirements; Funding Requests; Subrecipient/Beneficiary Agreements; Grant Updates/Reports; Any Action Necessary to Comply with Grant Funding; Agreements for Administration of Grant or Consulting Services; related Matters
 - a. Discussion and/or Action on ARPA Funding Requests and/or Related Agreements:
 - 1) Texas State Technical College Training Center
 - 2) Mart Volunteer Fire Department
 - b. Regarding the Professional Consulting Contract with Lockwood, Andrews, & Newnam, Inc.: Authorization of Professional Services Invoice / Invoice No. 130-11088-000 - 4
 - c. Authorization of McLennan County Recovery Plan / State and Local Fiscal Recovery Funds 2021 and 1st Quarter 2022 Report
2. Regarding the Bipartisan Infrastructure Law: Discussion and/or Action on Funding Guidelines/Opportunities; Eligible Projects/Programs, related matters
3. Regarding the Bureau of Reclamation WaterSMART Grant / Short Form of Agreement for Professional Services with Lockwood, Andrews, & Newnam, Inc.: Authorization of Professional Services Invoice / Invoice No. 130-11078-000 - 5

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

1. Texas A&M AgriLife Extension Service: Update from District Extension Administrator
2. County Sheriff:
 - a. Authorization of New Cell Phone Requests
 - b. Authorization of Requests for Purchase of Duty Weapon Upon Retirement of Peace Officer (ref: Government Code 614.051)
3. Juvenile Detention: Authorization of Cell Phone Upgrade Requests
4. Road & Bridge, Precinct 3: Authorization of Cyber Security Training Exemption Request Form
5. Maintenance of Buildings: Authorization of Temporary Reserved Parking Spots in the Recordings Building Parking Lot

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. Authorization of Appointment to the McLennan County Children's Protective Services Board
3. McLennan County Group / Employee Health Insurance Committee: Authorization of Committee Member Selection
4. Authorization of Social Media Account Requests (re: Sheriff's Office and Juvenile Probation)

5. Selection / Designation of Public Members of the Salary Grievance Committee regarding the FY 23 Budget
6. Authorization of Appointments to the McLennan County Historical Commission
7. Greater Waco Chamber of Commerce: Monthly Economic Development Report, February 2022
8. Approval of Order Authorizing County Engineer to Increase or Decrease Change Orders (ref: Local Government Code 262.031(b))
9. Authorization of Tax Equity and Fiscal Responsibility Act (TEFRA) Approval of Financing/Loans relative to Live Oak Classical School Solely for the Requirements of Section 147(f) of the Internal Revenue Code of 1986, as amended
10. City of Robinson: Presentation regarding the Robinson Tax Increment Reinvestment Zone (TIRZ) # 2
11. GFNY Endurance Sports Series: Presentation from Race Director regarding Waco Race
12. 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

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. Status Update on Warranty Walk
3. Discussion and/or Action regarding Dedication Monument
4. Regarding the Area B Demolition Project / Professional Civil Engineering Services Proposal with Walker Partners, LLC: Authorization of Engineering / Surveying Services Invoice (re: Services through 2/22/22 / Invoice No. 0103140.03-21936)

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):

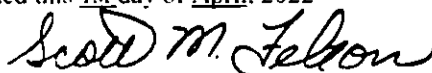
1. *Discussion regarding Criminal Justice Issues:* Updates on the Electronic Monitoring Program; Coordinating the McLennan County Criminal Justice System / Criminal Justice Process / Veterans & Mental Health Courts; Courthouse Security; Public Nuisance Reporting & Enforcement Process; Reintegration Programs; Updates from the Associate Judge; 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; Tradinghouse Pavilion Rental; Updates regarding ADA Capital Improvements; Updates regarding Road Projects including Speegleville Road, and/or Chapel Road; County Off-System Bridge Repair/Maintenance, Judicial Center Feasibility Study, related matters
4. *Discussion regarding Rural Transit District:* including Rural/Public Transportation Updates / Reports, related matter
5. *Discussion regarding Voting Machine Equipment / Upgrades*
6. *Discussion regarding State and Local Coronavirus Fiscal Recovery Funds*
7. *Discussion regarding Workforce Training Programs*

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; Property transactions necessary to accommodate the footprint of the McLennan County Venue Project
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
6. **Section 551.089 of the Government Code (V.C.T.A.):** Regarding Security Devices or Security Audits; including but not limited to (1) security assessments or deployments relating to information resources technology; (2) network security information as described by Section 2059.055(b); or (3) the deployment, or specific occasions for implementation, of security personnel, critical infrastructure, or security devices

S. Adjourn

Signed this 1st day of April, 2022



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 1st day of April, 2021.

Witness my hand and seal of office at Waco, McLennan County, Texas the 1st day of April, 2022 at 10:50 a.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: APR 05 2022

By Myrcetez Gowan-Perkins,
Deputy

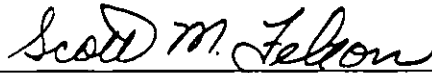
NOTICE OF MEETING OF THE MCLENNAN COUNTY COMMISSIONERS COURT

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 5th day of April, 2022 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 April 1, 2022 **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 Agreement with AstenJohnson Nonwovens Manufacturing, Inc.

Signed this the 1st day of April, 2022



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 1st day of April, 2022

Witness my hand and seal of office at Waco, McLennan County, Texas, on this the 1st day of April, 2022 at 3:45 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: **APR 05 2022**

By Myrcetez Gowan-Perkins,
Deputy