

MEETING OF APRIL 18, 2023

On this the 18 day of April, 2023, at 9:00 o'clock a.m., the Court met in Regular Session; present and presiding were County Judge Felton, Commissioners James Smith, Patricia Chisolm-Miller and Will Jones 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 18th day of April, 2023 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. In addition, notice is hereby given that this April 18, 2023 meeting may be recessed and reconvened on Wednesday, the 19th day of April, 2023 at 2:00 p.m., to complete discussion and action on the agenda items set forth below unless the meeting of April 18, 2023 is adjourned by decision of Commissioners Court.

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 Recognizing April as Child Abuse Prevention Month
- 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 Cen-Tex African American Chamber of Commerce (re: American Rescue Plan Act Funding)
 - b. Recording of Addendum to Professional Consulting Agreement with Lockwood, Andrews, and Newnam, Inc. (re: Monitoring Engineering Services for ARPA Water Projects)
 - 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 Department Head Evaluations / Reviews and Salary
 - 4. **Authorization / Ratification of RFP's, RFQ's, and Bids Advertisements; Publications; Public / Legal Notices**
 - a. Authorization of Publication for RFQ 23-012: Medical and Health Services for Jails and Detention Centers
 - 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 Treasurer:
 - 1) Recording of McLennan County Investment Report, March 2023
 - 2) Recording of Treasurer's Monthly Report, March 2023
 - b. McLennan County Children's Protective Services Board: Recording of Detailed Transaction Report, March 2023
 - c. County Auditor:
 - 1) Recording of Annual Comprehensive Financial Report (ACFR), Fiscal Year 2022
 - 2) Recording of Monthly Financial Report, February 2023
 - d. The Cove Heart of Texas, Inc.: Recording of Services Reports for February & March 2023
 - 7. **Burn Ban Approval, Extension, or Termination**
 - 8. **Authorization of McLennan County Credit Card Purchases**
 - 9. **Authorization/Ratification of Non-County Property Damage Expenditures / Purchase Orders**
 - 10. **Authorization of Correction to the Amount in the Motion Made for ARPA Funding from \$96,000 to \$96,525 for the Greater Waco Sports Commission**
- F. Budget, Budget Amendments/Transfers/Changes, Additional Revenue Certifications, Expenditure Requests:**
 - 1. **Regarding the FY 23 Budget:**
 - a. Permanent Improvement Fund (Fund 401):
 - 1) Regarding Information Technology
 - 2) Regarding Juvenile Detention Center
 - b. 2021 Certificates of Obligation / Permanent Improvement Fund (Fund 421):
 - 1) Regarding ADA Modifications
 - 2) Regarding 415 Columbus Ave.
 - 3) Regarding Woodway Communications Tower
 - c. 474th District Court

- d. Maintenance of Equipment
- e. Adult Probation
- f. Maintenance of Buildings
- g. Road & Bridge, Precinct 4

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

- 1. Authorization of Proposal from Rocket Glass & Mirror, Inc. (re: Information Technology Entrance)
- 2. Authorization of Quote from Western Roof Co. (re: Juvenile Detention Roof Repair / Estimate # 104)
- 3. Authorization of Renewal for Bid 22-009: Roadside Clean-up Services, All Precincts (All Around Maintenance & Janitorial, Inc.)
- 4. Regarding the Recommendation for McLennan County Trading Post Road Creek Crossing Improvements (Bid 23-014): Authorization to Include Bid Alternate from Mechell Contracting, LLC

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

- 1. Reauthorization of Private Switch Agreement with McLennan County 9-1-1 Emergency Assistance District (MCEAD)
- 2. Authorization of Renewal of Service Agreement with CivicPlus (re: CivicHR / Applicant Tracking and New Hire Onboarding Subscriptions)
- 3. Authorization of Interlocal Cooperative Agreement with Lorena Independent School District (re: Road Work)
- 4. Authorization of Service Agreement with Motorola Solutions (re Sheriff's Office Radios / Contract Number: USC000736369)
- 5. Authorization of Lexis Subscription Amendment with Library Patron Access with LexisNexis (re: Law Library)
- 6. Authorization of Interlocal Cooperative Agreement with City of Moody (re: Road Work)
- 7. Authorization of Renewal for Janitorial Services Contract with Texas Urban Enterprises
- 8. Authorization of Wastewater Inspection System Agreement with Reddell Septic, LLC (re: Road & Bridge, Precinct 2)
- 9. Authorization of Construction Agreement with Mechell Contracting, LLC (re: Trading Post Road Creek Crossing Improvements)
- 10. Regarding the Second Professional Consulting Contract/Addendum with Lockwood, Andrews, and Newnam, Inc.: Authorization of Professional Services Invoice / Invoice No. 130-11088-000 - 12B (re: McLennan County Water Planning)

I. Waco-McLennan County Economic Development Corporation (WMCEDC): Authorization of Agreements; Consulting Services; Proposed Projects / Program Project Agreements / Amendments / Pay Applications:

- 1. Regarding the Program Project Agreement with Magnolia RE, LLC: Authorization of Payment Request

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

- 1. Regarding the Robinson Industrial/Business Park Project / Interlocal Cooperative Agreement with City of Robinson: Authorization of Payment Request

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

L. Grants / Grant Proposals:

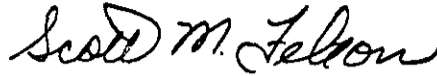
- 1. Regarding the U.S. Department of Treasury - Coronavirus Local Fiscal Recovery Fund / American Rescue Plan Act (ARPA): Discussion and/or Action regarding Eligible Expenses and/or Funding Guidelines; Reporting Requirements; Funding Requests; Subrecipient/Beneficiary Agreements; Grant Updates/Reports; Any Action Necessary to Comply with Grant Funding; Agreements for Administration of Grant or Consulting Services; related Matters
 - a. Discussion and/or Action regarding the Use of ARPA Funding for the Trading Post Creek Crossing Project
 - b. Authorization of Beneficiary Agreements for ARPA Funding for Non-Arsenic Water Projects:
 - 1) Axtell Water Supply Corporation
 - 2) Birome Water Supply Corporation
 - 3) China Spring Community Water Supply Corporation
 - 4) City of Lorena, Texas
 - 5) City of Riesel, Texas
 - 6) City of West, Texas
 - 7) Cottonwood Water Supply Corporation
 - 8) East Crawford Water Supply Corporation
 - 9) Elk-Oak Lake Water Supply Corporation
 - 10) Leroy-Tours-Gerald Water Supply Corporation
 - 11) Levi Water Supply Corporation
 - 12) McLennan County Water Control and Improvement District # 2
 - 13) Miers Settlement Water Supply Corporation
 - 14) Pure Water Supply Corporation
 - 15) Ross Water Supply Corporation
 - c. Authorization of Beneficiary Agreement with City of Mart (re: Dam Safety Study)
 - d. Regarding the Professional Consulting Contract with Lockwood, Andrews, & Newnam, Inc.: Authorization of Professional Services Invoice / Invoice No. 130-11088-000 - 12A
- 2. Regarding the Bipartisan Infrastructure Law Discussion and/or Action on Funding Guidelines / Opportunities; Eligible Projects/Programs, related matters

- a. Discussion and/or Action regarding Submission of Grant Application to Department of Transportation for Charging and Fueling Infrastructure (CFI) Discretionary Grant Program (re: Funding Opportunity Number 693JJ323NF00004)
 - 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 - 12
- M. Department/Office-Specific Requests, Presentations or Items for Discussion and Possible Action:**
- 1. County Sheriff: Authorization of Request for Purchase of Duty Weapon Upon Retirement of Peace Officer (ref: Government Code 614.051)
 - 2. Purchasing: Authorization of Revisions to the McLennan County Purchasing Policies and Procedures
 - 3. Justice of the Peace, Precinct 5: Recognition and Appreciation of Deputy Constable Joe Gomez
 - 4. Human Resources: Authorization of Bilingual Testing and Pay Requests (re: 19th District Court)
 - 5. Criminal District Attorney: Authorization regarding Creation of Zoom Account
- N. Additional Items for Discussion and Potential Action:**
- 1. Discussion and Action on Requests for Waiver of Penalties and Interest on Property Taxes:
 - a. Regarding Request(s) Submitted by Roger McClary
 - b. Regarding Request(s) Submitted by Irene Phelps
 - 2. Discussion and/or Action regarding Proposed / Pending State / Federal Legislation / Legislative Issues, including Adoption of Resolution/s, as appropriate
 - 3. Selection / Designation of Public Members of the Salary Grievance Committee regarding the FY 24 Budget
 - 4. Texas A&M AgriLife Extension Service: Presentation regarding Importance of Ag Economics in McLennan County
 - 5. Authorization of Sick Leave Pool Administrative Committee Appointments
 - 6. Discussion and/or Action regarding the Greater Waco Chamber of Commerce Regional Workforce Initiative
 - 7. Authorization of Refund Requests for Overpayment of Real Estate Taxes (ref: Section 31.11(a) of the Texas Property Tax Code)
- O. Americans with Disabilities Compliance Project:**
- P. McLennan County Venue Project: Authorizations for Phase I, II, III and/or Paul Tyson Demolition, including but not limited to:**
- 1. *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. Discussion and/or Action regarding Order of Magnitude Budget for Additional Grading and Gravel Work (re: Paul Tyson Demo Project)
- 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; 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 the Waco-McLennan County Public Health District Cooperative Agreement for Performance of Public Health Function Services**
- 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; 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

T. **Adjourn**

Signed this 13th day of April, 2023



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 April, 2023.

Witness my hand and seal of office at Waco, McLennan County, Texas the 13th day of April, 2023 at 4:25 p.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: **APR 18 2023**

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 April, 2023 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 13, 2023 **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. 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. Authorization of Beneficiary Agreement with Bosque Basin Water Supply Corporation for ARPA Funding for Non-Arsenic Water Project

Signed this the 14th day of April, 2023

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 April, 2023

Witness my hand and seal of office at Waco, McLennan County, Texas, on this the 14th day of April, 2023 at 3:40 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: **APR 18 2023**

By Myrcetez Gowan-Perkins,
Deputy