

MEETING OF OCTOBER 19, 2021

On this the 19 day of October, 2021, 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, 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 19th day of October, 2021 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 Recognizing A Celebration of Life for Mrs. Theresa Hood Johnson
 2. Proclamation Recognizing Breaking the Silence - The Forever Young Scholarship in Honor of SaKyra Young
- 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 Subrecipient Agreement with Waco Cultural Arts Fest dba Cultural Arts of Waco (re: Bridge of Souls)
 - b. Recording of Planned Service Agreement and related Proposal with Johnson Controls, Inc. (re: Preventive Maintenance Services for HVAC System)
 - c. Recording of Amendment to Meals Services Agreement with Trinity Services Group, Inc. (re: Highway 6 Jail and Jack Harwell Detention Center)
 - d. Recording of Subrecipient Agreement with Heart of Texas Community Health Center, Inc. dba Waco Family Medicine
 - e. Recording of Interlocal Agreement with Waco Crime Stoppers, Inc.
 - f. Recording of Services Agreement with Everfi (re: Online Training System / Contract No. Q-53492-1)
 - g. Recording of Third Program Project Agreement with Space Exploration Technologies Corporation
 - h. Recording of Notification Letter from the Travis County Medical Examiner regarding a Fee Increase
 - 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. Constable, Precinct 1
 - b. Mental Health Court / Specialty Court
 - c. District Clerk: Qualifications and Pay for Office Positions
 - 4. Authorization / Ratification of RFP's, RFQ's, and Bids Advertisements; Publications; Public / Legal Notices**
 - a. Authorization of Publication for Bid 21-015: Used 2020 or Newer Self-Propelled Broom, Road & Bridge Precinct 3
 - b. Authorization of Publication for Bid 21-016: Used 2017 or Newer Asphalt Recycler – Soil Stabilizer for Road & Bridge, Precinct 2
 - c. Authorization of Publication for RFP 21-017: Air and Surface Purification System for McLennan County Buildings
 - 5. Travel and Education Requests:**
 - a. Spaceport Development Corporation
 - 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: Recording of McLennan County Investment Report, September 2021
 - b. McLennan County Children's Protective Services Board: Recording of Detailed Transaction Report, September 2021
 - c. Waco-McLennan County Public Health District: Authorization of September Billing / Reports (re: On-Site Sewage Facility (O.S.S.F) Program)
 - d. Recording of Hotel Occupancy Tax Reports, May 2021 - August 2021
 - e. Recording of Short-Term Motor Vehicle Rental Tax Reports, April 2021 - August 2021
 - 7. Burn Ban Approval, Extension, or Termination**
 - 8. Authorization of McLennan County Credit Card Purchases**
 - 9. Approval of Sponsor's Note for Repayment of Health Benefit Cost Received Due to Failure to Report Income, Payable to McLennan County**
 - 10. County Property and/or Construction Projects:**
 - a. Approval of Memorandum of Agreement and Authorization of Payment for Acquisition of Right-of-Way Property (re: MCAD Property Tax ID # 131172 / Chapel Road Improvement Project)

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

1. Regarding the FY 21 Budget:

- a. Mental Health Court
- b. County Wide
- c. County Sheriff
- d. County Court @ Law # 2

2. Regarding the FY 22 Budget:

- a. Constable, Precinct 4
- b. County Sheriff
- c. Maintenance of Buildings
- d. Permanent Improvement Fund (Fund 401)
- e. Road & Bridge, Precinct 2
- f. County Court @ Law # 2 / County Court @ Law # 3
- g. County Wide
- h. Capital Outlay
- i. McLennan County Spaceport Development Corporation: Authorization of Global Spaceport Alliance Membership Fees
- j. Authorization of Texas Association of Counties Claim Deductible Invoices:
 - 1) Regarding Invoice # NRDD-0007232
 - 2) Regarding invoice # NRDD-0007258
- k. McLennan Community Investment Fund: Authorization of Funding Request

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

1. Authorization of Renewal for Bid 20-002: Unleaded and Diesel Fuel for McLennan County (Fike's Wholesale)

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

1. Authorization of Agreements for Legal Services to Indigent Parents Pursuant to Texas Family Code § 107.013:
 - a. Martinez & Martinez
 - b. Sibley, Howell & McClinton
 - c. Smith & Bratcher, P.C.
 - d. McLeod & McLeod, L.L.P.
 - e. Dunnam & Dunnam, L.L.P.
 - f. The Law Office of M. Bryon Barnhill, P.L.L.C.
 - g. Sheehy, Lovelace, & Mayfield, P.C.
2. Authorization of Amendment # 7 to Inmate Telephone Service Agreement with Global Tel*Link Corporation (re: FCC Regulation Changes).
3. Authorization of Interlocal Cooperation Agreements with City of Waco:
 - a. Regarding Fire Protection Services
 - b. Regarding Animal Shelter Services
4. Authorization of Professional Services Agreement and related Geotechnical Investigation Proposal with Langerman Foster Engineering Company (re: McLennan County Precinct No. 3 Cell Tower / Proposal No. GE021-123)
5. Authorization of Agreement with Interpreters 2 Go, LLC, dba Sign of the Times (re: Sign Language and Oral Interpreter Services)

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

1. Regarding the First Amended Program Project Agreement with Jessup Manufactured Housing LLC: Authorization of Payment Request (Final)

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

1. Regarding ADA Renovations to MHMR Crisis Center (Bid 21-003) / Agreement with HCS, Inc. Commercial General Contractor: Authorization of Payment Application #5

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 (ARP): Discussion and/or Action regarding Eligible Expenses and/or Funding Guidelines; Reporting Requirements; Funding Requests; Grant Updates/Reports; Any Action Necessary to Comply with Grant Funding; Agreements for Administration of Grant or Consulting Services; related Matters
 - a. Authorization of American Rescue Plan Act Spending Plan
 - b. Discussion and/or Action on Infrastructure Projects Update from Lockwood, Andrews & Newnam, Inc.
 - c. Authorization of American Rescue Plan Budget Adjustment

2. Regarding U.S. Department of Treasury Emergency Rental Assistance Program: Authorization of Reimbursement Requests / Reports from the City of Waco
 3. Regarding the Texas Community Block Grant (TxCDBG) for Water and Sewer Improvements in the Unincorporated Community of Elm Mott / Contract No. 7219270: Ratification of Certification of Pre-Construction Approvals (re: Oak Forest Waterline Replacement)
 4. Regarding the 2021 State Homeland Security Program: Acceptance of Grant Awards
 - a. Regarding 800 Radio Equipment for Aviation Unit / Grant Number 4300901
 - b. Regarding Personal Protective Equipment for Bomb Squad Unit / Grant Number 4289701
 5. Regarding the Office of the Governor / Criminal Justice Division – County Innovations to Address Commercial Sexual Exploitation Grant: Acceptance of Grant Award (re: Grant Number 3954502)
- M. Department/Office-Specific Requests, Presentations or Items for Discussion and Possible Action (To the Extent Not Addressed Above):**
1. Heart O’Texas Fair / Extraco Events Center: Authorization Water Leak Repair from Winter Storm
 2. County Sheriff: Approval of Order Declaring Certain Property as Not Meeting the Criteria for Salvage or Surplus and Authorizing the Disposal of Said Waste Property (re: Expired Armor Panels)
 3. Information Technology:
 - a. Authorization of Amendments to the Information Technology Policy Manual (re: McLennan County Password Policy)
 - b. Discussion and/or Action regarding Information Technology Liaisons for County Departments
 4. Road & Bridge, Precinct 3: Authorization of 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. Discussion regarding Health Care Plan Audit and related Engagement Agreement with Messier 42, LLC
 3. Discussion and/or Action regarding Eichelberger Bridge
 4. Discussion and/or Action on Presentation from Crawford’s OCI Solar Farm
 5. Greater Waco Chamber of Commerce: Monthly Economic Development Report, September 2021
 6. Approval of Order Granting Exemption from Competitive Bidding for Security Control System and Awarding Contract to Sydaptic, Inc. for Bill Logue Juvenile Center (ref: Local Government Code Section 262.024(a)(2))
 7. Approval of Order Granting Exemption from Competitive Bidding for Camera System and Awarding Contract to Sydaptic, Inc. for Jack Harwell Detention Center (ref: Local Government Code Section 262.024(a)(2))
 8. Authorization of Amendments to the McLennan County Employee Policy Guide:
 - a. Regarding the Welcome Page
 - b. Regarding Section 4.02: E-Mail, Internet and Computer Policy
 - c. Regarding Section 9.06: Military Leave and Reinstatement After Service
 9. Regarding the Restriction of Truck Traffic on Hobbs Road in Precinct 1:
 - a. Public Hearing on the Restriction of Truck Traffic
 - b. Consideration and/or Action to Approve the Restriction of Truck Traffic on Hobbs Road in Precinct 1
 10. Authorization regarding Participation in the 2021 Food for Families Food Drive Competition
 11. Approval of Order Extending State of Disaster and Public Health Emergency Declaration Due to COVID-19 through November 30, 2021
 12. Discussion and/or Action on Furniture Placement Request in Records Building Lobby
 13. Authorization of Appointments to the McGregor Industrial Park Tax Increment Reinvestment Zone Board
 14. Discussion and/or Action regarding Automated External Defibrillators (AEDs)
- O. Americans with Disabilities Compliance Project:**
1. Authorization of Professional Services Invoice: CP&Y (re: ADA Study / Report for September)
- 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
 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; Tradinghouse Pavilion Rental; 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 Voting Machine Equipment / Upgrades**
6. **Discussion regarding State and Local Coronavirus Fiscal Recovery Funds**

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: 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 :

T. Adjourn

Signed this 15th day of October, 2021



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 15th day of October, 2021.

Witness my hand and seal of office at Waco, McLennan County, Texas the 15th day of October, 2021 at 10:05 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: OCT 19 2021

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 19th day of October, 2021 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 October 15, 2021 **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. Budget, Budget Amendments/Transfers/Changes, Additional Revenue Certifications, Expenditure Requests:**
 - 1. *Regarding the FY 21 Budget:* Road & Bridge, Precinct 1

Signed this the 15 day of October, 2021



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 15th day of October, 2021

Witness my hand and seal of office at Waco, McLennan County, Texas, on this the 15th day of October, 2021 at 3:35 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: **OCT 19 2021**

By Myrcetez Gowan-Perkins,
Deputy