

## 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 special meeting of Commissioners' Court, the governing body of McLennan County, will be held on **Tuesday the 9th day of August, 2022 at 9:00 o'clock a.m.** in the Commissioners' Courtroom, 1<sup>st</sup> 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-Info>

### AGENDA

- A. Proof of Posting of Notice**
- B. Moment of Silence / Invocation and Pledge**
- C. Public Comments**
- D. Human Resources / Salary Matters:**
  1. Information Technology: Discussion and/or Action regarding Replacement of Director including, but not limited to Replacement Process, Job Description Changes or Updates, and related matters
- E. Budget, Budget Amendments/Transfers/Changes, Additional Revenue Certifications, Expenditure Requests:**
  1. **Regarding the FY 23 Budget:**
    - a. Discussion and/or Action regarding Matters relative to the FY 23 Budget / 2022 Tax Rate, including, but not limited to, Budget Policies, Priorities, Timelines, Updates from the County Auditor and/or Budget Work Sessions, as needed
- F. Additional Items for Discussion and Consideration:**
  1. Presentation on Election's Voting Equipment
  2. Discussion and/or Action on Elections Voting Equipment Agreements:
    - a. Verity Master Agreement with Hart InterCivic, Inc.
    - b. Ballot on Demand System, Processing, and Services Agreement and Sales Order Agreement with Election Systems & Software, LLC (ES&S)
  3. Regarding the McLennan County Emergency Services District No. 1:
    - a. Action on Order Either Granting or Denying the Petition to Create the McLennan County Emergency Services District No. 1, and if Granted, Also Fixing the Boundaries of the McLennan County Emergency Services District No. 1
    - b. If the Petition is Granted, Action on Ordering an Election to be held on November 8, 2022 to Confirm the Creation of the McLennan County Emergency Services District No. 1 and the Imposition of an Ad Valorem Tax Not to Exceed Ten Cents on the One Hundred Dollar Valuation on Taxable Property within the District for the Support of McLennan County Emergency Services District No. 1, and Approval of Publications of the Election Order
  4. Authorization of Amendments to the McLennan County Employee Policy Guide:
    - a. Regarding Section 7.10 Compensatory Time - Subsection B: Time Limit & Maximum Accumulation
    - b. Regarding Chapter 9: Leave Benefits
    - c. Regarding Section 15.07: Pay at Separation
- G. 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 Information Technology; 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
- H. Adjourn**

Signed this 4th day of August, 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 4th day of August, 2022.

Witness my hand and seal of office at Waco, McLennan County, Texas the 4th day of August, 2022 at 4:00 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: **AUG 09 2022**

By Myrcetez Gowan-Perkins,  
Deputy

**AGENDA: AUGUST 9, 2022**

**B. Moment of Silence / Invocation and Pledge**

**9:00**

---

**County Judge Felton stated that at this time we will have a moment of silence. County Judge Felton then stated that we will now have the Pledge of Allegiance.**

---

**AGENDA: AUGUST 9, 2022**

**C. Public Comments**

**Ms. Alice Ogden**

**9:02**

---

**County Judge Felton opened the floor to anyone present who wished to address the Court on County business matters. Ms. Alice Ogden addressed the Court regarding Capital Improvements at the Cameron Park Zoo. Not hearing anyone else speak, County Judge Felton closed the hearing.**

---

---

The Court went to F. Additional Items for Discussion and Consideration.

---

**AGENDA: AUGUST 9, 2022**

**F. Additional Items (If Any) for Discussion and Potential Action**

1. Presentation on Election's Voting Equipment **Information Only  
(See after Item  
C. Public Comments)**
  
2. Discussion and/or Action on Elections Voting Equipment Agreements:
  - a. Verity Master Agreement with Hart InterCivic, Inc. **Deferred**
  
  - b. Ballot on Demand System, Processing, and Services Agreement and Sales Order Agreement with Election Systems & Software, LLC (ES&S) **Deferred**
  
3. Regarding the McLennan County Emergency Services District No. 1:
  - a. Action on Order Either Granting or Denying the Petition to Create the McLennan County Emergency Services District No. 1, and if Granted, Also Fixing the Boundaries of the McLennan County Emergency Services District No. 1 **Kept Deferred**
  
  - b. If the Petition is Granted, Action on Ordering an Election to be held on November 8, 2022 to Confirm the Creation of the McLennan County Emergency Services District No. 1 and the Imposition of an Ad Valorem Tax Not to Exceed Ten Cents on the One Hundred Dollar Valuation on Taxable Property within the District for the Support of McLennan County Emergency Services District No. 1, and Approval of Publications of the Election Order **Kept Deferred**
  
4. Authorization of Amendments to the McLennan County Employee Policy Guide:
  - a. Regarding Section 7.10 Compensatory Time - Subsection B: Time Limit & Maximum Accumulation **Kept Deferred**
  
  - b. Regarding Chapter 9: Leave Benefits **Kept Deferred**
  
  - c. Regarding Section 15.07: Pay at Separation **Kept Deferred**

**9:05**

**INFORMATION ONLY:**

**PRESENTATION ON ELECTION'S VOTING EQUIPMENT**

On this the 9 day of August, 2022, came on for consideration the matter Discussion and/or Action regarding Early Voting Sites. Representative of Election Systems & Software (ES&S), Mr. Chris Moody, presented to the Court regarding new voting equipment for the Elections Department. Representatives of Hart InterCivic, Mr. John Thompson and Ms. Felice Liston, then presented to the Court regarding new voting equipment for the Elections Department.

-----

**ORDER DEFERRING:**

**ACTION ON ELECTIONS VOTING EQUIPMENT  
AGREEMENTS:**

**VERITY MASTER AGREEMENT WITH HART  
INTERCIVIC, INC.**

**AND**

**BALLOT ON DEMAND SYSTEM, PROCESSING, AND SERVICES  
AGREEMENT AND SALES ORDER AGREEMENT WITH  
ELECTION SYSTEMS & SOFTWARE, LLC (ES&S)**

On this the 9 day of August, 2022, came on for consideration the matter of Discussion and/or Action on Elections Voting Equipment Agreements: Verity Master Agreement with Hart InterCivic, Inc. and Ballot on Demand System, Processing, and Services Agreement and Sales Order Agreement with Election Systems & Software. LLC (ES&S). After discussion, Judge Felton made a motion to defer F. 2. a. 2. F. 2. b. and it was seconded by Commissioner Miller. A vote being called for, voting in favor of said motion was Judge Felton, Commissioner Smith, Commissioner Jones, Commissioner Miller, and Commissioner Perry. It is ordered by the Court that said Report be, and the same is hereby, deferred by unanimous vote.

\*\*\*\*\*



**ORDER RECESSING SPECIAL SESSION**

On this the 9 day of August, 2022, at 10:10 o'clock a.m., Judge Felton announced that this meeting of August 9, 2022 stands in recess for ten minutes.

-----

**ORDER RECONVENING SPECIAL SESSION**

On this the 9 day of August, 2022, at 10:21 o'clock a.m. the Court reconvened in Special Session with Judge Felton presiding and 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:

-----

---

The Court went to Item F. 3. a.

---

**KEPT DEFERRED:**

**ACTION ON ORDER EITHER GRANTING OR DENYING THE PETITION TO  
CREATE THE MCLENNAN COUNTY EMERGENCY SERVICES DISTRICT NO. 1,  
AND IF GRANTED, ALSO FIXING THE BOUNDARIES OF THE MCLENNAN  
COUNTY EMERGENCY SERVICES DISTRICT NO. 1**

**AND**

**ACTION ON ORDER EITHER GRANTING OR DENYING THE PETITION TO  
CREATE THE MCLENNAN COUNTY EMERGENCY SERVICES DISTRICT  
NO. 1, AND IF GRANTED, ALSO FIXING THE BOUNDARIES OF THE  
MCLENNAN COUNTY EMERGENCY SERVICES DISTRICT NO. 1**

**RE: THE MCLENNAN COUNTY EMERGENCY  
SERVICES DISTRICT NO. 1**

On this the 9 day of August, 2022, came on for consideration the matter Regarding the McLennan County Emergency Services District No. 1: Action on Order Either Granting or Denying the Petition to Create the McLennan County Emergency Services District No. 1, and if Granted, Also Fixing the Boundaries of the McLennan County Emergency Services District No. 1 and Action on Order Either Granting or Denying the Petition to Create the McLennan County Emergency Services District No. 1, and if Granted, Also Fixing the Boundaries of the McLennan County Emergency Services District No. 1. After discussion, Commissioner Jones made a motion to defer until the meeting on the 16<sup>th</sup> and it was seconded by Commissioner Perry. A vote being called for, voting in favor of said motion was Judge Felton, Commissioner Miller, Commissioner Smith, Commissioner Jones and Commissioner Perry. It is ordered by the Court that said Authorizations be, and the same are hereby, kept deferred by unanimous vote.

\*\*\*\*\*

---

Commissioner Jones left the Commissioner's Court Meeting at 10:58 p.m.

---

**KEPT DEFERRED:**

**AUTHORIZATION OF AMENDMENTS TO THE MCLENNAN  
COUNTY EMPLOYEE POLICY GUIDE:**

**RE: SECTION 7.10 COMPENSATORY TIME - SUBSECTION  
B: TIME LIMIT & MAXIMUM  
ACCUMULATION**

**RE: CHAPTER 9: LEAVE BENEFITS**

**RE: SECTION 15.07: PAY AT SEPARATION**

On this the 9 day of August, 2022, came on for consideration the matter of Authorization of Amendments to the McLennan County Employee Policy Guide: Regarding Section 7.10 Compensatory Time - Subsection B: Time Limit & Maximum Accumulation; Regarding Chapter 9: Leave Benefits and Regarding Section 15.07: Pay at Separation. After discussion, Commissioner Smith made a motion to defer and it was seconded by Commissioner Miller. A vote being called for, voting in favor of said motion was Judge Felton, Commissioner Smith, Commissioner Miller and Commissioner Perry. It is ordered by the Court that said Authorization be, and the same is hereby, kept deferred by unanimous vote.

\*\*\*\*\*

---

**The Court went back to E. Budget, Budget Amendments/Transfers/Changes, Additional Revenue Certifications, Expenditure Requests.**

---

**AGENDA: AUGUST 9, 2022**

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

**1. Regarding the FY 23 Budget:**

- a. Discussion and/or Action regarding Matters relative to the FY 23 Budget / 2022 Tax Rate, including, but not limited to, Budget Policies, Priorities, Timelines, Updates from the County Auditor and/or Budget Work Sessions, as needed

*Information Only  
(See after  
Item F. 4. a.)*

**11:16**

---

**INFORMATION ONLY:**

**DISCUSSION AND/OR ACTION RE: MATTERS RELATIVE TO THE FY 23 BUDGET /  
2022 TAX RATE, INCLUDING, BUT NOT LIMITED TO, BUDGET POLICIES,  
PRIORITIES, TIMELINES, UPDATES FROM THE COUNTY AUDITOR  
AND/OR BUDGET WORK SESSIONS, AS NEEDED**

**RE: THE FY 23 BUDGET**

On this the 9 day of August, 2022, came on for consideration the matter Re: FY 23 Budget: Discussion and/or Action regarding Matters relative to the FY 23 Budget / 2022 Tax Rate, including, but not limited to, Budget Policies, Priorities, Timelines, Updates from the County Auditor and/or Budget Work Sessions, as needed. County Auditor, Ms. Frances Bartlett, addressed the Court regarding the FY 23 proposed budget: Special Revenue Funds; Budget Schedule and the schedule for the Public Hearings as well as the adoption of both the Budget and Tax rate.

\*\*\*\*\*



**ORDER ADJOURNING SPECIAL SESSION**

On this the 9 day of August 2022, at 11:24 o'clock a.m. County Judge Scott Felton announced that the meeting of August 9, 2022 is adjourned.

\*\*\*\*\*

**ITEMS DEFERRED, AGENDA, AUGUST 9, 2022**

On this the 9 day of August, 2022, upon motion made, seconded and duly passed by unanimous or unanimous vote, it is ordered by the Court that the following Items on the Agenda for August 9, 2022, be, and the same are hereby, deferred:

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

1. Presentation on Election's Voting Equipment
2. Discussion and/or Action on Elections Voting Equipment Agreements:
  - a. Verity Master Agreement with Hart InterCivic, Inc.
  - b. Ballot on Demand System, Processing, and Services Agreement and Sales Order Agreement with Election Systems & Software, LLC (ES&S)
3. Regarding the McLennan County Emergency Services District No. 1:
  - a. Action on Order Either Granting or Denying the Petition to Create the McLennan County Emergency Services District No. 1, and if Granted, Also Fixing the Boundaries of the McLennan County Emergency Services District No. 1
  - b. If the Petition is Granted, Action on Ordering an Election to be held on November 8, 2022 to Confirm the Creation of the McLennan County Emergency Services District No. 1 and the Imposition of an Ad Valorem Tax Not to Exceed Ten Cents on the One Hundred Dollar Valuation on Taxable Property within the District for the Support of McLennan County Emergency Services District No. 1, and Approval of Publications of the Election Order
4. Authorization of Amendments to the McLennan County Employee Policy Guide:
  - a. Regarding Section 7.10 Compensatory Time - Subsection B: Time Limit & Maximum Accumulation
  - b. Regarding Chapter 9: Leave Benefits
  - c. Regarding Section 15.07: Pay at Separation

\*\*\*\*\*

**APPROVAL OF MINUTES**

The above and foregoing minutes having been read in open Court and found to be correct, the same are hereby, approved this the \_\_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
**James Smith,  
Commissioner Precinct 1**

\_\_\_\_\_  
**Patricia Chisolm-Miller,  
Commissioner Precinct 2**

\_\_\_\_\_  
**Will Jones,  
Commissioner Precinct 3**

\_\_\_\_\_  
**Ben Perry,  
Commissioner Precinct 4**

\_\_\_\_\_  
**Scott M. Felton,  
County Judge**

**ATTEST: J. A. "Andy" Harwell,  
McLennan County Clerk**

By \_\_\_\_\_ **Deputy County Clerk**  
**Myrce'tez Gowan-Perkins**