

March 1, 2016

**NOTICE OF MEETING
FORT BEND COUNTY COMMISSIONERS COURT
SECOND FLOOR, FORT BEND COUNTY COURTHOUSE
401 JACKSON STREET, RICHMOND, TEXAS
TUESDAY, MARCH 1, 2016
1:00 P.M.**

AGENDA

1. Call to Order.
2. Invocation and Pledges of Allegiance by Commissioner Grady Prestage.
3. Approve minutes of regular meeting held on February 23, 2016.
4. Public Comments regarding the Agenda and Announcements.
5. PUBLIC HEARINGS: 1:00 p.m.
 - A. Conduct public hearing on replat: MSSSL Sienna Campus Replat No. 1, Precinct 2.
 - B. Conduct public hearing to receive comments regarding the Housing and Community Development needs of low-and moderate-income persons in Fort Bend County for the FY 2016 Consolidated Annual Action Plan.

CONSENT AGENDA ITEMS 6 - 13:

6. **OUT-OF-STATE TRAVEL: Approve out-of-state travel requests for County personnel:**
 - A. **Auditor: Tiffany Ching-Huang to Orlando, Florida, April 11-14, 2016, to attend the National Conference on Ambulance Revenue Cycle Management and Compliance. (Fund: Auditor's Office, Travel)**
 - B. **District Attorney: Employee to Atlanta, Georgia, April 15-22, 2016, to attend the 2016 National Law Enforcement Training on Child Exploitation. (Fund: District Attorney, Travel)**

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- C. **Fire Marshal: David Zietz and Jim Hargraves to Emmitsburg, Maryland, May 15-27, 2016, to attend courses at National Fire Academy. (Fund: Fire Marshal, Travel)**

7. **COMMISSIONER, PCT. 1:**

- A. **Appoint Bradley Stavinoha to the Fort Bend County Historical Commission effective through December 31, 2016.**
- B. **Approve payment of Invoice No. 436-01 in the amount of \$25,785.42 to Transportation Economics & Management System, Inc. for professional services regarding the Highway 36 Corridor Rail Study. (Fund: Hwy 36 Corridor Project)**

8. **BUDGET TRANSFERS:**

- A. **Auditor: Approve transfer in the amount of \$51,187 as detailed on Auditor's form dated February 24, 2016, to amend the budget pursuant to Local Government Code Section 111.0707 and allocate funds for the Mission Bend projects for surveying, platting, and other related expenses.**
- B. **Commissioner, Pct. 1: Approve transfer in the amount of \$27,000 as detailed on Auditor's form dated February 24, 2016 to close canceled project and reallocate funds into Commissioners Court project account.**
- C. **Road & Bridge: Approve transfer in the amount of \$7,149 as detailed on Auditor's form dated February 24, 2016 to reallocate unused funds from completed projects into current Road & Bridge project account.**

9. **CONSTABLE, PCT. 1:**

Record into Minutes the 2015 Tier 2 Racial Profiling Report submitted electronically to the Texas Commission on Law Enforcement by the Office of Constable Precinct 1, pursuant to the Code of Criminal Procedure, Articles 2.131-2.138.

10. **CONSTABLE, PCT. 2:**

- A. **Record into Minutes the 2015 Tier 2 Racial Profiling Report submitted electronically to the Texas Commission on Law Enforcement by the Office of Constable Precinct 2, pursuant to the Code of Criminal Procedure, Articles 2.131-2.138.**
- B. **Approve renewal of Agreement for Additional Law Enforcement Services between Fort Bend County and Quail Run Community Improvement Association effective through September 30, 2016.**

11. **ENGINEERING:**

- A. **Approve correction to Agenda Item 340 from Commissioners Court meeting held on January 26, 2016, (the total contract amount did not include the amendment amount), to read: Take all appropriate action on Amendment to Agreement for Professional Engineering Services between Fort Bend County and Cobb, Fendley & Associates in an additional amount of \$28,596 for a total contract amount not to exceed \$547,070 pursuant to SOQ 14-025, regarding Gaston Road, Segment 1, Mobility Bond Project No. 13311, Precinct 3. (Fund: 2013 Mobility Bonds)**
- B. **Approve payment of Invoice No. 16-01-013 in the amount of \$8,667.50 to Kelly R. Kaluza & Associates, Inc. for professional engineering services regarding Golfview Drive, Mobility Bond Project No. 709, Precinct 1. (Fund: 2007 Mobility Bonds)**
- C. **Approve payment of Invoice No. 13 in the amount of \$229,262.85 to Hassell Construction Co., Inc. for construction services regarding Golfview Drive, Mobility Bond Project No. 709, Precinct 1. (Fund: 2007 Mobility Bonds)**
- D. **Approve payment of Invoice No. 201600706 in the amount of \$7,000 to LJA Engineering, Inc. for professional engineering services regarding Chimney Rock Boulevard, Mobility Bond Project No. X20, Precinct 2. (Fund: 2007 Mobility Bonds)**
- E. **Approve payment of Invoice No. 0134025 in the amount of \$11,808.00 to IDS Engineering Group for professional engineering services regarding SH 99 at Harlem U-turns, Mobility Bond Project No. X27, Precinct 4. (Fund: 2007 Mobility Bonds)**
- F. **Approve payment of Invoice No. 33137 in the amount of \$23,972.00 to Van De Wiele and Vogler, Inc. for professional engineering services regarding Powerline Road, Mobility Bond Project No. 13110, Precinct 1. (Fund: 2013 Mobility Bonds)**

- G. **Approve payment of Invoice No. U2278-01 in the amount of \$48,704 to S&B Infrastructure, Ltd. for professional engineering services regarding Reading Road, Mobility Bond Project No. 13102, Precinct 1. (Fund: 2013 Mobility Bonds)**

- H. **Approve payment of Invoice No. H207522 in the amount of \$6,959.65 to Halff Associates, Inc. for professional engineering services regarding Beechnut Boulevard, Mobility Bond Project No. 13201, Precinct 2. (Fund: 2013 Mobility Bonds)**

- I. **Approve payment of Invoice No. 103186 in the amount of \$58,299.80 to HR Green, Inc. for professional engineering services regarding Sugarland-Howell, Mobility Bond Project No. 13211, Precinct 2. (Fund: 2013 Mobility Bonds)**

- J. **Approve payment of Invoice No. 24838 in the amount of \$17,154.90 to Binkley & Barfield, Inc. for project management services regarding 2013 Mobility Bond Projects within Precincts 1, 2, 3 and 4. (Fund: 2013 Mobility Bonds)**

- K. **Approve payment of Invoice No. 116083 in the amount of \$33,990.53 to Klotz Associates Inc. for project management services regarding 2013 Mobility Projects within Precincts 1, 2, 3 and 4. (Fund: 2013 Mobility Bonds)**

- L. **Approve payment of Invoice No. INV0012443 in the amount of \$7,922.88 to Percheron Field Services for right of way services regarding Cane Island, Mobility Bond Project No. X12, Precinct 3. (Fund: Right of Way)**

- M. **Approve payment of Invoice No. INV0012444 in the amount of \$3,966.14 to Percheron Field Services for right of way services regarding FM 1093/Westpark Extension, Precinct 3. (Fund: Toll Road Revenue Bonds, Series 2016)**

- N. **Approve application from Reddico Construction to bury a 12-inch water line on E. Houston, Permit No. 2016-5559, Precinct 1.**

- O. **Approve application from CenterPoint Energy to bury 400 feet of plastic gas line along Sugarland-Howell Road, Permit No. 2016-5587, Precinct 2.**

- P. **Approve application from Duplantis Design Group / T Weeks Company, Inc to construct proposed roadway expansion of Bellaire Boulevard, Permit No. 2016-5615, Precinct 2.**

- Q. **Approve application from Jier, LLC / Comcast of Houston, LLC to bury 1.5-inch conduit along 2713 Katy Flewellen Road, Permit No. 2016-5527, Precinct 3.**
- R. **Approve application from FRZ Investments / Salvage Experts, LLC to construct a driveway on 15535 West Bellfort, Permit No. 2015-3116, Precinct 4.**
- S. **Set public hearing for acceptance of the traffic control plan for Sienna Plantation, Section 11, Precinct 1. (Tuesday, April 5, 2016, at 1:00 p.m.)**
- T. **Set public hearing for acceptance of the traffic control plan for Fieldstone, Section 9 and Section 10, Precinct 4. (Tuesday, April 5, 2016, at 1:00 p.m.)**
- U. **Set public hearing for acceptance of the traffic control plan for Riverstone North, Section 4, Precinct 4. (Tuesday, April 5, 2016, at 1:00 p.m.)**
- V. **Set public hearing for acceptance of the traffic control plan for West Airport Boulevard St. Ded. Section 1, Precinct 4. (Tuesday, April 5, 2016, at 1:00 p.m.)**

12. **FORT BEND GRAND PARKWAY TOLL ROAD AUTHORITY: The Board of Directors of Fort Bend Grand Parkway Toll Road Authority reviewed this item at their regular board meeting held on February 17, 2016, and makes the following recommendation to Commissioners Court:**

Approve Engineering Services Agreement between Fort Bend Grand Parkway Toll Road Authority and Associated Testing Laboratories, Inc. for construction materials testing and inspection services regarding Segment C, Section C-1 of the Grand Parkway, from IH 69/US 59 to Rabbs Bayou.

13. **SHERIFF'S OFFICE:**

Record into Minutes the 2015 Tier 1 - Partial Exemption Racial Profiling Report submitted electronically to the Texas Commission on Law Enforcement by the Fort Bend County Sheriff's Office, pursuant to the Code of Criminal Procedure, Articles 2.131-2.138.

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14. COUNTY JUDGE:

Take all appropriate action on Tax Abatement Agreement between Fort Bend County and Healix Infusion Therapy, Inc.

15. COMMISSIONER, PCT. 1:

Take all appropriate action on Certificate of Acquisition to grant Fort Bend County access to Texas Department of Transportation property located at FM 762, near the North and South bound Park & Ride driveways for the purpose of removing and relocating trees.

16. COMMISSIONER, PCT. 3:

A. Take all appropriate action on Sanitary Control Easement granting a permanent non-exclusive easement to Cinco Municipal Utility District No. 1 for protection of a water well by means of sanitary control, Precinct 3.

B. Take all appropriate action to set a Public Hearing on the petition filed for the creation, organization and establishment of proposed Fort Bend County Levee Improvement District No. 21, to be conducted on Tuesday, March 22, 2016 at 1:00 p.m. in the Fort Bend County Commissioners Courtroom, 2nd Floor, 401 Jackson Street in Richmond, Texas.

17. COMMISSIONER, PCT. 4:

Take all appropriate action on request by Judith Sanford, on behalf of Houston Aviation Center, LLC to waive penalty and interest totaling \$942.29 on property taxes for Tax Year 2014, Precinct 4.

18. COMMUNITY DEVELOPMENT:

Take all appropriate action on Agreement between Fort Bend County and Catholic Charities of the Diocese of Galveston-Houston in the amount of \$24,000 to provide salary for a Case Manager, and authorize County Judge to sign all documents pertaining to the Agreement, part of the FY 2015 Consolidated Plan approved by Commissioners Court on July 14, 2015. (Fund: Community Development Block Grant)

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19. ENGINEERING:

- A. Take all appropriate action on plat for Pine Mill Ranch Commercial Reserves, Precinct 3.
- B. Take all appropriate action on acceptance of a certain 10 foot wide right-of-way fee title and 15 foot wide perpetual and non-exclusive Landscape and Access Easement, conveyed by Dedication Deed from KM Pine Mill Ranch, LP to Fort Bend County, Texas and; record same in Official Public Records; Precinct 3.

20. FACILITIES MANAGEMENT & PLANNING:

Take all appropriate action on Second Amendment to Interlocal Agreement for Reimbursement between Fort Bend County and Fort Bend County Assistance District No. 6 in an amount of \$30,000 for additional services regarding Four Corners Community Center, for a total contract amount not to exceed \$220,000.

21. HUMAN RESOURCES:

- A. Take all appropriate action on request to reclassify vacant Position Number 4851-0007 in the Public Defender's Office from Office Coordinator, Grade 9 of the Administrative Clerical Policy Group to Administrative Assistant, Grade 8 of the Administrative Clerical Policy Group, effective March 1, 2016.
- B. Take all appropriate action on request to reclassify vacant Position Number 6301-0010 in Clinical Health from Lead Licensed Vocation Nurse, Grade 10 of the Public Health Policy Group to Registered Nurse - Immunization Program Manager, Grade 12 of the Public Health Policy Group, effective March 1, 2016. (Fund: Health & Human Services, Clinical Health)

22. PURCHASING:

- A. Take all appropriate action on Addendum to Advantage Services Agreement for preventative maintenance and support between Fort Bend County and Siemens Industry, Inc. utilizing Texas Multiple Award Schedule TXMAS-8-84030 for access control at multiple library locations in an amount not to exceed \$10,014.08. (Fund: Library Fees)

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- B. Take all appropriate action on renewal of Smartnet Maintenance between Fort Bend County and NWN Corporation utilizing State of Texas Department of Information Resources Contract DIR-TSO-2542, for an amount not to exceed \$93,980. (Fund: Information Technology, Fees)
- C. Take all appropriate action on Agreement for Public Address and Intercom System Services with SimplexGrinnell, utilizing General Services Administration (GSA) Contract GS-07F-0396M, for upgrade to Juvenile Facility, for an amount not to exceed \$78,604. (Fund: Juvenile Detention)
- D. Take all appropriate action on request to purchase 125 each school timer switches and cell modems from Paradigm Traffic Systems, Inc., utilizing Buy Board Contract #432-13, for an amount not to exceed \$379,375. (Fund: Road & Bridge)
- E. Take all appropriate action on request to authorize the expenditure of \$83,353.70 for radio system maintenance utilizing Harris County Radio Services Agreement. (Fund: Sheriff's Office, Fees)
- F. Take all appropriate action on Bid 16-048, term contract for HVAC Repairs.
- G. Take all appropriate action on Bid 16-049, a Term Contract for Periodical Subscriptions for the Library.
- H. Take all appropriate action on Bid 16-050, term contract for the Purchase and Printing of Stationary.
- I. Take all appropriate action on Bid 16-051, a Term Contract for the Purchase of Culverts.
- J. Take all appropriate action on Bid 16-052, term contract for Bridge Materials.
- K. Take all appropriate action on Bid 16-053, term contract for Chemical Road Materials.
- L. Take all appropriate action on Bid 16-054, term contract for Earthen Type Road Materials.
- M. Take all appropriate action on Agreement for Professional Engineering Inspection Services between Fort Bend County and HVJ Associates, Inc. in an amount not to exceed \$350,000 pursuant to SOQ 14-025 regarding FM 1093/Westpark Extension, Precinct 3. (Fund: Toll Road Revenue Bonds, Series 2016)

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23. SHERIFF'S OFFICE:

Take all appropriate action on request to transfer the amount of \$10,365 from Commissioners Court Projects into Sheriff's Office project account, as detailed on Auditor's form dated February 24, 2016, to allocate funds for shortfall and completion of the radio replacement project.

24. Approve Bills.

25. Meet in Closed Session to deliberate the following matters as authorized by the Texas Government Code:

A. § 551.071. Consultation With Attorney. Commissioners Court will meet in Closed Session to seek the advice of its attorney about pending or contemplated litigation; a settlement offer; or on a matter in which the duty of the attorney to Commissioners Court under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Texas Government Code Chapter 551.

1. Westpark Tollway Project - Parcel 102.

2. Texas Statutes: Penal Code Chapter 46, Labor Code Chapter 52 and Government Code Chapter 411; Texas House Bill 910, Texas Senate Bill 273 and Texas Attorney General Opinions KP-0047, 0049.

3. Cause No. 14-DCV-213052, Jacob David Norsworthy, Plaintiff and Fort Bend County, Intervenor vs. SBS/Bison Building Materials, LLC, and Morris Crosby, Defendants, 268th District Court, Fort Bend County, Texas.

B. § 551.072. Deliberation Regarding Real Property. Commissioners Court will meet in Closed Session to deliberate the purchase, exchange, lease or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person.

Westpark Tollway Project, Precinct 3.

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26. Reconvene Open Session and consider taking action on the following matters:
- A. § 551.071. Consultation With Attorney.
1. Westpark Tollway Project - Parcel 102.
 2. Texas Statutes: Penal Code Chapter 46, Labor Code Chapter 52 and Government Code Chapter 411; Texas House Bill 910, Texas Senate Bill 273 and Texas Attorney General Opinions KP-0047, 0049.
 3. Cause No. 14-DCV-213052, Jacob David Norsworthy, Plaintiff and Fort Bend County, Intervenor vs. SBS/Bison Building Materials, LLC, and Morris Crosby, Defendants, 268th District Court, Fort Bend County, Texas.
- B. § 551.072. Deliberation Regarding Real Property.
- Westpark Tollway Project, Precinct 3.
27. Adjournment.

In the event any of the foregoing items are not covered in the time allocated on the date of this agenda, the County may order a continuance for the next day until the discussion is completed on all items.



Robert E. Hebert, County Judge

Notice of meeting/agenda was filed with the County Clerk on Friday, February 26, 2016. An electronic version of this notice is also posted on the Fort Bend County website: www.fortbendcountytexas.gov under Commissioners Court and under Legal Notices.

NOTICE

Policy of Non-Discrimination on the Basis of Disability

Fort Bend County does not discriminate on the basis of disability in the admission or access to, or treatment or employment in, its programs or activities. The County's ADA Coordinator is the Director of Facilities Management & Planning, located at 301 Jackson Street, Suite 301, in Richmond, Texas, 77469, telephone 281-633-7045. The Director of Facilities Management & Planning is designated to coordinate compliance with the non-discrimination requirements in Section 35.107 of the Department of Justice regulations. Information concerning the provisions of the Americans with Disabilities Act, and the rights provided thereunder, are available from the ADA coordinator.

NOTICE

Fort Bend County Commissioners Court reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberation of Real Property), 551.0725 (Deliberation of Contract Being Negotiated), 551.073 (Deliberation of Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberation of Security Devices) and 551.086 (Economic Development).

FILED FOR RECORD
NO. _____ TIME 3:25 P.M.

FEB 26 2016


County Clerk Fort Bend Co. Texas