

May 10, 2016

**NOTICE OF MEETING
FORT BEND COUNTY COMMISSIONERS COURT
SECOND FLOOR, FORT BEND COUNTY COURTHOUSE
401 JACKSON STREET, RICHMOND, TEXAS
TUESDAY, MAY 10, 2016
1:00 P.M.**

AGENDA

1. Call to Order.
2. Invocation and Pledges of Allegiance by Commissioner Richard Morrison.
3. Approve minutes of regular meeting held on May 3, and special meetings held on May 4 and May 5, 2016.
4. Public Comments regarding the Agenda and Announcements.
5. PUBLIC HEARING: 1:00 p.m.: Conduct Public Hearing and take all appropriate action on the following matter:

Acceptance of the traffic control plan for Briscoe Falls, Section 1 and Section 2, Precinct 3.

CONSENT AGENDA ITEMS 5 - 15:

6. **OUT-OF-STATE TRAVEL: Record into Minutes the out-of-state travel for elected official:**

County Judge: Judge Robert Hebert to Washington, D.C., May 25-26, 2016 for meetings with congressional staff regarding the Brazos River Erosion Management program and transportation funding issues. (Fund: Non-Departmental, Travel)

7. COUNTY JUDGE:

- A. **Authorize Certificate Approving Issuance of Tax Exempt Education Revenue Bonds for Harmony Public Schools for construction, equipment, and improvement to charter school facilities, one located within Fort Bend County (pursuant to Section 147 (f) of the Internal Revenue Code) through a bond issuance by Arlington Higher Education Finance Corporation, with no financial obligation of Fort Bend County.**
- B. **Approve renewal of Agreement between Fort Bend County and Fort Bend County Dispute Resolution Center in the amount of \$158,272.60 for court-ordered mediation services effective June 1, 2016 through May 31, 2017. (Fund: Non-Departmental, Fees)**

8. AUDITOR:

Accept Monthly Financial Report prepared by County Auditor for the month ending January 31, 2016, pursuant to Local Government Code Section 114.023.

9. BUDGET TRANSFERS:

- A. **County Attorney: Approve transfer in the amount of \$12,617 from Fees into Capital Acquisitions to allocate additional funds necessary for replacement of vehicle, Unit Q111, damaged in water incident April 18, 2016.**
- B. **Sheriff's Office - Enforcement: Approve transfer in the amount of \$2,800 from Property and Equipment into Information Technology to allocate funds for the purchase of two notebook computers.**

10. ENGINEERING:

- A. **Approve payment of Invoice No. 33280 in the amount of \$16,700.00 to VanDeWiele & Vogler, Inc. for professional engineering services regarding Powerline Road, Mobility Bond Project No. 13110, Precinct 1. (Fund: 2013 Mobility Bonds)**
- B. **Approve payment of Invoice No. 33460 in the amount of \$8,572.00 to VanDeWiele & Vogler, Inc. for professional engineering services regarding Powerline Road, Mobility Bond Project No. 13110, Precinct 1. (Fund: 2013 Mobility Bonds)**

- C. **Approve payment of Invoice No. 16-4356 in the amount of \$460.00 to Berg-Oliver Associates, Inc. for environmental services regarding Reading Road, Mobility Bond Project No. 13102, Precinct 1. (Fund: 2013 Mobility Bonds)**

- D. **Approve payment of Invoice No. 16-4355 in the amount of \$22,738.75 to Berg-Oliver Associates, Inc. for environmental services regarding Doris Road, Mobility Bond Project No. 13105, Precinct 1. (Fund: 2013 Mobility Bonds)**

- E. **Approve payment of Invoice No. 15 in the amount of \$336,468.11 to Allgood Construction Co., Inc. for construction of Brand Lane, Mobility Bond Project No. 718/769, Precinct 2. (Fund: 2007 Mobility Bonds)**

- F. **Approve payment of Invoices FBC2016-0429 769 and FBC2016-0429 718 in an amount totaling \$121,029.50 to SES Horizon for construction phase services regarding Brand Lane, Mobility Bond Project No. 718/769, Precinct 2. (Fund: 2007 Mobility Bonds)**

- G. **Approve payment of Invoice No. 253407 in the amount of \$29,771.30 to Cobb Fendley & Associates, Inc. for professional engineering services regarding Gaston Road, Segment 1, Mobility Bond Project No. 13311, Precinct 3. (Fund: 2013 Mobility Bonds)**

- H. **Approve payment of Invoice No. 5534 in the amount of \$56,811.25 to PAS Property Acquisition Services, LLC for professional consulting services regarding FM 1093/Westpark Extension, Precinct 3. (Fund: Toll Road Revenue Bonds, Series 2016)**

- I. **Approve payment of Invoice No. 459301/49/II in the amount of \$66,643.42 to Dannenbaum Engineering Corporation for professional engineering services regarding FM 1093/Westpark Extension, Precinct 3. (Fund: Toll Road Revenue Bonds, Series 2016)**

- J. **Approve payment of Invoice No. 031635C in the amount of \$1,976.50 to Aviles Engineering Corporation for construction materials testing services on FM 1093/Westpark Extension, Precinct 3. (Fund: Toll Road Revenue Bonds, Series 2016)**

- K. **Approve payment of Invoice No. 2 in the amount of \$5,021,794.06 to Webber, LLC for construction services regarding FM 1093/Westpark Extension, Precinct 3. (Fund: Toll Road Revenue Bonds, Series 2016)**

- L. **Approve release of performance bond no. W150229113 in the amount of \$5,000.00 to Scott Thomas Homes, LLC for completion of work on 3102 River Bend Drive, Permit No. 2015-4377, Precinct 1.**

- M. **Approve release of performance bond no. W150229113 in the amount of \$5,000.00 to Scott Thomas Homes, LLC for completion of work on 3102 River Bend Drive, Permit No. 2015-4377, Precinct 1.**
- N. **Approve application from Consolidated Communications to bore cable under Route Point Road, Permit No. 2016-6899, Precinct 1.**
- O. **Approve application from AR Turnkee Construction Company, Inc. to bury a 10-inch force main on West Belfort Boulevard at Oxford Chase Trail, Permit No. 2016-6805, Precincts 3 and 4.**
- P. **Approve application from Phonoscope Enterprise Group to bore under and bury fiber optic cable along 4242 Mason Rd, Permit No. 2016-6184, Precinct 3.**
- Q. **Approve application from Devon Street Homes to construct a driveway at 3626 Bailey Meadow Trail, Permit No. 2016-6856, Precinct 3.**
- R. **Approve application from J. Patrick Homes, Ltd to construct a driveway at 17334 Galloway Forrest Dr., Permit No. 2016-6878, Precinct 4.**
- S. **Approve the plat for Grand Mission Estates Water Plant No. 3, Precinct 3.**
- T. **Approve plat for the roads within Creekside Ranch, Sec. 4, Precinct 3.**
- U. **Approve plat for the lots within Creekside Ranch, Sec. 4, Precinct 3.**
- V. **Approve plat for the roads within Creekside Ranch, Sec. 5, Precinct 3.**
- W. **Approve plat for the lots within Creekside Ranch, Sec. 5, Precinct 3.**
- X. **Approve plat for the roads within Avalon at Riverstone Section Sixteen-B, Precinct 4.**
- Y. **Approve plat for the lots within Avalon at Riverstone Section Sixteen-B, Precinct 4.**

- Z. **Accept the streets in Winfield Lakes, Section 14: Lively Ficus Lane 394.20 LF, Brown Maple Drive 502.55 LF, Olive Pine Drive 248.54 LF, Dark Elm Drive 513.61 LF for a total of 1,658.90 LF, and release bond #929575786 in the amount of \$116,075.40, Precinct 2.**

- AA. **Accept the street in Katy Creek Ranch, Section 9: Lake Drive 1,345.34 LF, and release bond #SUR0023674 in the amount of \$94,000.00, Precinct 3.**

- BB. **Accept the street in LJ Parkway Street Dedication Plat Phase Six: LJ Parkway 2,859.00 LF, and release bond #MNT9118213 in the amount of \$403,200.00, Pct. 4.**

- CC. **Set public hearing for Foster Crossing Partial Replat No. 1, Precinct 3. *(Tuesday, June 14, 2016, at 1:00 p.m.)***

- DD. **Set public hearing for acceptance of the traffic control plan for Bridlewood Estates Subdivision for installation of “No Thru Trucks” signs, Precinct 1. *(Tuesday, June 7, 2016, at 1:00 p.m.)***

- EE. **Set public hearing for acceptance of the traffic control plan for Winfield Lakes, Section 14, Precinct 2. *(Tuesday, June 7, 2016, at 1:00 p.m.)***

- FF. **Set public hearing for acceptance of the traffic control plan for Sienna Ranch Road between Discovery Lane and Missouri City city limits for placement of 35 mph speed limits signs, Precinct 2. *(Tuesday, June 7, 2016, at 1:00 p.m.)***

- GG. **Set public hearing for acceptance of the traffic control plan for Katy Creek Ranch, Section 9, Precinct 3. *(Tuesday, June 7, 2016, at 1:00 p.m.)***

- HH. **Set public hearing for acceptance of the traffic control plan for LJ Parkway Street Dedication Plat Phase Six, Precinct 4. *(Tuesday, June 7, 2016, at 1:00 p.m.)***

11. **FACILITIES MANAGEMENT & PLANNING: The Director of Facilities Management & Planning submits these invoices for approval and payment for projects that have been budgeted and funded by 2015 Facility Bonds and/or Capital Projects:**
 - A. **Pay Application No. 14-016 011 in the amount of \$103,741.96 to Bass Construction Co., Inc., for construction services regarding the new office building and addition to the Bud O'Shieles Community Center;**
 - B. **Pay Application No. 1, in the amount of \$52,575.00 to Crain Group, LLC., for Design/Build services regarding the Justice Center Structured Parking.**

12. **HEALTH & HUMAN SERVICES:**
 - A. **Animal Services: Accept donations received for Animal Services operations as detailed in reports submitted for the period of December 1, 2015 through March 31, 2016, pursuant to Local Government Code Section 81.032.**
 - B. **Clinical Health Services: Approve Affiliation and Program Agreement for Course Experience between Fort Bend County and Grand Canyon Education, Inc., d/b/a Grand Canyon University to enable qualified students to perform components of their clinical experience under the supervision of Fort Bend County Clinical Health Services.**

13. **PURCHASING:**

Authorizing advertising for term contract bids for the purchase of ammunition.

14. **ROAD & BRIDGE:**

Approve payment of Invoice No. 4 in the amount of \$103,070.66 to John Reed and Company, LLC for construction work done on the Jeske Road Bridge over Fairchilds Creek, Precinct 1. (Fund: Road & Bridge)

15. **TREASURER:**

Approve Monthly Report submitted by the County Treasurer for April 2016, and authorize advertisement of Affidavit of same, in accordance with Local Government Code Section 114.026.

16. COUNTY JUDGE:

- A. Take all appropriate action on request to transfer the amount of \$300,000 from Non-Departmental Contingency into Fees to allocate funds necessary for outside counsel through September 30, 2016.
- B. Take all appropriate action on the engagement of Allen Boone Humphries Robinson, LLC for Bond Counsel Services and the engagement of Andrews Kurth LLP regarding Special Disclosure Counsel Services for Fort Bend Unlimited Tax Road and Refunding Bonds, Series 2016A and Fort Bend County Limited Tax and Refunding Bonds, Series 2016B.
- C. Take all appropriate action on Order Authorizing The Issuance Of And Levying Taxes For The Principal Of And Interest On The \$77,940,000 Fort Bend County, Texas, Unlimited Tax Road And Refunding Bonds, Series 2016A; and Authorize the County officials to sign all documents relating to the refunding bond issue and authorize attorney and financial advisor to take all necessary action to deliver bonds to the purchaser.
- D. Take all appropriate action on Order Authorizing The Issuance Of And Levying Taxes For The Principal Of And Interest On The \$94,310,000 Fort Bend County, Texas, Limited Tax And Refunding Bonds, Series 2016B; and Authorize the County officials to sign all documents relating to the refunding bond issue and authorize attorney and financial advisor to take all necessary action to deliver bonds to the purchaser.

17. COMMISSIONER, PCT. 2:

Take all appropriate action on Petition for Addition of Certain Land to re-annex a portion of Sienna Parkway into the boundaries of the City of Missouri City, Texas, Precinct 2.

18. COMMUNITY DEVELOPMENT:

Take all appropriate action on Agreement between Fort Bend County and City of Kendleton in the amount of \$220,542 for rehabilitation of the City's sanitary sewer system, part of the FY 2015 Consolidated Action Plan approved by Commissioners Court on July 14, 2015. (Fund: Community Development Block Grant)

19. ENGINEERING:

- A. Take all appropriate action on Standard Utility Agreement between Fort Bend County and Phonoscope Enterprises Group LLC in an amount not to exceed \$90,713.11 for utility relocations regarding FM 1093/Westpark Extension, Precinct 3. (Fund: Toll Road Revenue Bonds, Series 2016)
- B. Take all appropriate action on acceptance of a certain 0.7555 acre tract of land conveyed by Public Road Right-of-Way Dedication from Admiral TLC, LLC to Fort Bend County, Texas, regarding Humphrey Way and; record same in Official Public Records; Precinct 1.
- C. Take all appropriate action on acceptance of a certain 0.3048 acre tract of land conveyed by Special Warranty Deed from Terrabrook Cinco Ranch Southwest to Fort Bend County, Texas regarding Katy Gaston Road and; record same in Official Public Records; Precinct 3.
- D. Take all appropriate action on request by Catherine A. Dorris for a variance to the Fort Bend County Regulations of Subdivision, Section 2.2 I, to divide a 6.9359-acre tract located in Antonio Balle Survey, Abstract 107, from the 11.000-acre parent tract, owned by Catherine A. Dorris, recorded in Instrument #2007084371 of Fort Bend County Deed Records, Pct. 1.

20. FACILITIES MANAGEMENT & PLANNING:

Take all appropriate action on the Easement granting CenterPoint Energy Houston Electric, LLC a 10-foot wide area defined in the agreement for electric distribution and related communication facilities regarding the construction site of the Sheriff's Office Vocational Building No. 2, Precinct 1.

21. HEALTH & HUMAN SERVICES:

- A. Animal Services: Take all appropriate action on the Collection of Fee Schedule for FY16 as presented by the Director of Animal Services.
- B. Emergency Medical Service: Take all appropriate action on Memorandum of Agreement between Fort Bend County and SouthEast Texas Regional Advisory Council for the County to participate in the Texas Emergency Medical Task Force program for combined medical assistance in the event of disaster.

22. INFORMATION TECHNOLOGY:

Take all appropriate action on request to transfer the amount of \$12,540 from Non-Departmental Contingency into Information Technology accounts as detailed on Auditor's form dated May 3, 2016 to allocate funds for the purchase and implementation of speech to text software for use by multiple departments.

23. PARKS & RECREATION:

Take all appropriate action on request to transfer the amount of \$26,000 from Non-Departmental Contingency into Fairgrounds, Operating Supplies and Material to allocate funds necessary for air conditioning and roof repairs at the Bud O'Shieles Community Center.

24. PUBLIC TRANSPORTATION:

Take all appropriate action on grant application to the Federal Transit Administration for Section 5339(b) Bus and Bus Facilities Program funds in the amount of \$800,000 for federal assistance to purchase replacement Public Transportation vehicles; authorize electronic submission of application through Grants.Gov, with a proposed cash match by Fort Bend County of \$200,000 for the grant period of September 1, 2016 through August 31, 2017. (Fund: Public Transportation, Grant Allocations)

25. PURCHASING:

- A. Take all appropriate action on request for exemption to the competitive bid process as authorized by Local Government Code Section 262.024(a)(3) for an item necessary due to damage to public property, for traffic signal repairs throughout the County from Southwest Signal Supply, in an amount not to exceed \$100,000 through September 30, 2016. (Fund: Road & Bridge)
- B. Take all appropriate action on Renewal of Hosted Internet Public Access (HIPA) Plus Hosting Agreement, subject to Statement of Work, between Fort Bend County and Manatron, Inc., a Thomson Reuters Business, and sole source provider pursuant to Local Government Code Section 262.024., for an amount not to exceed \$130,752. (Fund: County Clerk, Records Management)
- C. Take all appropriate action on request to purchase one (1) Ford Explorer, a replacement to fleet, from Helfman Ford, for the Office of County Attorney, pursuant to Bid 15-028. (Fund: Insurance and County Attorney)

- D. Take all appropriate action on Agreement for Access Control Doors between Fort Bend County and Digital Air Control, Inc., in an amount not to exceed \$4,192 for additions at the Missouri City Annex and Travis Building, utilizing Choice Partners Purchasing Cooperative Contract 11/-039JC-02. (Fund: Employee Benefits)
 - E. Take all appropriate action on request to purchase electrical lighting work for Kitty Hollow Park from Sports Facilities and Liteco Electric, Inc., utilizing Buy Board Contract #423-13, in an amount not to exceed \$156,666. (Fund: Parks, Capital Improvement Project)
 - F. Take all appropriate action on First Amendment to Agreement for System Upgrades between Fort Bend County and 911 Security Cameras, Inc., for additional equipment and services in the amount of \$17,000 at the Juvenile Detention facility, pursuant to RFP 15-077, for a total contract amount not to exceed \$141,065. (Fund: Juvenile Detention)
 - G. Take all appropriate action on request from Hesselbein Tire Southwest to withdraw from Sections 9 and 23 of Bid 16-012 Tires and Tubes and award Section 9 to next low bidder, American Tire Distributors.
 - H. Take all appropriate action on RFP 16-077, an Emergency Dispatch Protocol System for the Sheriff's Office.
 - I. Take all appropriate action on Bid 16-079 for a Box Truck.
 - J. Take all appropriate action on Bid 16-084 for Helicopter Radio Equipment.
26. SHERIFF'S OFFICE:
- Take all appropriate action on application to the U.S. Department of Justice, Bureau of Justice Assistance, Bulletproof Vest Partnership for grant funds in the amount of \$8,187.50, with a fifty percent cash match by the County for a total project cost of \$16,375; authorize electronic submission of the application. (Fund: Sheriff's Office)
27. Approve Bills.
28. Authorize County Auditor to pay and release time-sensitive disbursements on May 19, 2016, to be ratified by Commissioners Court on May 24, 2016.

May 10, 2016

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

§ 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.

FM 359, Texas Department of Transportation 90/10 Reimbursement, Precinct 1.

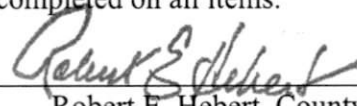
30. Reconvene Open Session and consider taking action on the following matters:

§ 551.071. Consultation With Attorney.

FM 359, Texas Department of Transportation 90/10 Reimbursement, Precinct 1.

31. 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, May 6, 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 12:45 A.M.
P.M.

MAY 6 2016



County Clerk Fort Bend Co. Texas