

MINUTES

BE IT REMEMBERED, That on this 10TH DAY of JANUARY, 2017, Commissioners Court of Fort Bend County, Texas, met at a regular meeting with the following present:

ROBERT E. HEBERT	COUNTY JUDGE
VINCENT MORALES	COMMISSIONER PRECINCT 1
GRADY PRESTAGE	COMMISSIONER PRECINCT 2
ANDY MEYERS	COMMISSIONER PRECINCT 3
JAMES PATTERSON	COMMISSIONER PRECINCT 4
LAURA RICHARD	COUNTY CLERK

When the following were heard and the following orders were passed:

1. **Call to Order.**

Call to Order by Judge Hebert at 1:00 p.m.

2. **Invocation and Pledges of Allegiance by Commissioner James Patterson.**

Invocation and Pledges of Allegiance by Commissioner James Patterson.

3. **Approve minutes of regular meeting held on January 3, 2017.**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson
Duly put and unanimously carried (5-0), it is ordered to approve minutes of regular meeting held on January 3, 2017.

Judge Hebert	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

4. **Public Comments regarding the Agenda and Announcements.**

No public comments.

Judge Hebert announced the County Offices will be closed on Monday, January 16, 2017 in honor of Martin Luther King's Birthday.

5. **PUBLIC HEARINGS: 1:00 p.m.: Conduct Public Hearings and take all appropriate action on the following matters:**

Public hearing held. No public comments.

- A. **Acceptance of the traffic control plan for Del Webb-Richmond, Section Eleven, Precinct 1.**
- B. **Acceptance of the traffic control plan to convert Fulbrook Green to one-way operation, Precinct 3.**
- C. **Acceptance of the traffic control plan for Canal Road at Bella Terra Parkway, to add multiway stop control, Precinct 3.**
- D. **Acceptance of the traffic control plan for Aliana, Section 18 on Hayward Hill Drive for the addition of No Parking signs, Precinct 4.**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson
Duly put and unanimously carried (5-0), it is ordered to approve Agenda Items 5A - 5D.

Judge Hebert	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

CONSENT AGENDA ITEMS 6 - 19:

6. **OUT-OF-STATE TRAVEL: Approve out-of-state travel requests for County personnel:**

- A. **Sheriff's Office: D. Tondera to Meridian, Mississippi, March 5-11, 2017, to attend the Smugglers Enhanced Training. (Fund: Sheriff, Forfeited Assets, Federal)**
- B. **Sheriff's Office: L. Ganey and A. Gillory to Meridian, Mississippi, March 5-11, 2017, to attend the Smugglers Enhanced Training. (Fund: Sheriff, Forfeited Assets, Federal)**
- C. **Sheriff's Office: N. Mendoza and D. Campbell to Washington, D.C., May 12-16, 2017, to attend the National Peace Officer Memorial. (Fund: Sheriff, Enforcement)**

7. **COUNTY JUDGE:**

Approve and record the public official bond commencing January 1, 2017 for Gary M. Majors, appointed Constable, Precinct 2 on December 6, 2016.

8. **COMMISSIONER, PCT. 1:**

- A. **Approve the appointment of Freddy Lopez Jr. to the Board of Commissioners for Fort Bend County Emergency Services District No. 7 in the Fresno area, to serve for a term effective through December 31, 2017.**
- B. **Approve the reappointment of Don Burns to the Fort Bend County Levee Improvement District No. 10 Board of Directors to serve another four year term, effective January 25, 2017 through January 24, 2021.**
- C. **Approve the appointment of Quart Graves to the Board of Directors of Fort Bend Subsidence District representing agricultural interests, to serve a two year term effective January 31, 2017 through January 30, 2019.**

9. **COMMISSIONER, PCT. 3:**

Approve the reappointment of John A. Schwin to the Board of Commissioners for Fort Bend County Emergency Services District No. 2 to serve a two year term, effective January 1, 2016 through December 31, 2018.

10. **BUDGET TRANSFERS:**

- A. **Facilities Management & Planning: Approve transfer in the amount of \$11 from Operating Supplies into Information Technology to allocate funds for purchase of USB cable.**
- B. **Sheriff's Office Civil Service Commission: Approve transfer in the amount of \$74 from Operating Supplies into Information Technology to allocate funds for replacement of DVD writer equipment.**

11. **ENGINEERING-PAYMENTS:**

- A. **Approve payment of Invoice No. 3024400111 in the amount of \$32,161.00 to Huitt-Zollars for professional engineering services regarding Old Needville-Fairchild Road, Mobility Bond Project No. 13109, Precinct 1. (Fund: 2013 Mobility Bonds)**
- B. **Approve payment of Invoice No. 0267466 in the amount of \$11,252.96 to Percheron for right of way services regarding Mobility Projects within Precinct 3. (Fund: Right of Way)**
- C. **Approve payment of Invoice No. 0267459 in the amount of \$697.56 to Percheron for right of way services regarding Cane Island, Mobility Bond Project No. X12, Precinct 3. (Fund: Right of Way)**

Item 11 continued - Engineering - Payments:

- D. **Approve payment of Invoice No. 0267470 in the amount of \$9,635.83 to Percheron for right of way services regarding FM 1093/Westpark Extension, Precinct 3. (Fund: Toll Road Revenue Bonds, Series 2016)**

Pulled.

- E. **Approve payment of Invoice No. 63250 in the amount of \$455,512.21 to Enterprise Crude Pipeline for utility relocations regarding FM 1093/Westpark Extension, Precinct 3. (Fund: Toll Road Revenue Bonds, Series 2016)**
- F. **Approve payment of Invoice No. 13FB108 in the amount of \$3,166.73 to Progressive Consulting Engineers for professional engineering services regarding Congestion Mitigation, Mobility Bond Project No. X23, Precinct 3. (Fund: 2007 Mobility Bonds)**

12. ENGINEERING-PERMITTS:

- A. **Approve release of Performance Bond #70117945 in the amount of \$337,500.00 to Reddico Construction Co., Inc., for completion of work on Evergreen, South Post Oak and additional streets for FBC Fresh Water Supply District Ph. II Fresno, Permit No. 2015-3224, Precinct 1.**
- B. **Approve release of Perpetual Bond #5200427 in the amount of \$50,000.00 to Mark Scott dba Lone Star Steel Supply, for completion of work on 8660 FM 1464, Permit No. 2015-570, Precinct 3.**
- C. **Approve release of Performance Bond #70117938 in the amount of \$5,000.00 to Reddico Construction Co., Inc., for completion of work on 3482 McCrary Rd., Permit No. 2015-2405, Precinct 3.**
- D. **Approve release of Performance Bond #022-050-883 in the amount of \$5,000.00 to Triple B Services, LLP, for completion of work on Greenbusch Road, Permit No. 84786, Precinct 3.**
- E. **Approve release of Performance Bond #5203271 in the amount of \$5,000.00 to Landmark Interest Corp., for completion of work on 25595 Westheimer Parkway, Katy, Permit No. 2016-6140, Precinct 3.**
- F. **Approve release of Performance Bond #HSIFSU0681111 in the amount of \$5,000.00 to CNS Construction, LLC, for completion of work on Pitts Road, Permit No. 2015-631, Precinct 3.**
- G. **Approve release of Performance Bond #62493466 in the amount of \$10,000.00 to Alpha Integrated Construction, LLC, for completion of work on 1901 Waterside Village Drive, Permit No. 2015-2775, Precinct 4.**

Item 12 continued - Engineering - Permits:

- H. **Approve release of Performance Bond #HSIFSU0638696 in the amount of \$15,000.00 to Lazer Construction Company, Inc., for completion of work on Bellaire Boulevard, Permit No. 84531, Precinct 3.**
 - I. **Approve release of Performance Bond #LSM0621511 in the amount of \$5,000.00 to Stephen W. Wall dba KMC Construction, for completion of work on Settegast Ranch Road, Permit No. 84511, Precinct 3.**
 - J. **Approve release of Performance Bond #HSIFSU0681112 in the amount of \$5,000.00 to Tejas Underground Utilities, LLC, for completion of work on 8131 West Grand Parkway South, Permit No. 2015-645, Precinct 4.**
13. **ENGINEERING-DEVELOPMENT:**
- A. **Set public hearing for acceptance of the traffic control plan for Cambridge Falls, Section 8, Precinct 2. *(Tuesday, February 7, 2017, at 1:00 p.m.)***
 - B. **Set public hearing for acceptance of the traffic control plan for Tamarron, Section 30, Pct 3. *(Tuesday, February 7, 2017, at 1:00 p.m.)***
 - C. **Set public hearing for acceptance of the traffic control plan for Discovery at Riverstone, Precinct 4. *(Tuesday, February 7, 2017, at 1:00 p.m.)***
14. **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:**
- A. **Invoice No. 16-11-013 in the amount of \$21,484.50 to Kelly R. Kaluza & Associates, Inc. for engineering and surveying services regarding the Fairgrounds Livestock Building;**
 - B. **Invoice No. 16-11-000047 in the amount of \$629.50 to Geotech Engineering & Testing for construction materials testing regarding the Fairgrounds Livestock Building; and**
 - C. **Invoice No. 1602-08 in the amount of \$35,645.37 to Merriman, Holt, Powell for architectural services regarding an addition to and expansion of the Missouri City Branch Library.**
15. **HEALTH & HUMAN SERVICES:**
- Social Services: Approve letter of grant terms and conditions extended by The Henderson-Wessendorff Foundation for the County to receive grant funds in the amount of \$12,500 and to extend the performance period of funds received in 2015 for the Fort Bend County Collaborative Information System through September 30, 2017.**

16. **HUMAN RESOURCES:**

Record updated Application for Appointment of Deputy Constable Erma Compean, to replace the document submitted and approved by Commissioners Court on December 20, 2016 with corrected spelling of deputy's last name for the Office of Constable Precinct 3, pursuant to Local Government Code Section 86.011.

17. **PUBLIC TRANSPORTATION:**

Authorize Grants Coordinator to electronically submit on behalf of Fort Bend County the FY17 Federal Certifications and Assurances for Federal Transit Administration Assistance Programs, as required by the Federal Transit Administration.

18. **PURCHASING:**

Approve the continued purchase of patrol equipment (sirens, cages, radars, etc.) from Caldwell Country Chevrolet, utilizing Buy Board Agreement 521-16 for various departments upon request from their Fiscal Year 2017 budgets.

19. **TAX ASSESSOR/COLLECTOR:**

Record into Minutes the disposal of miscellaneous Tax Office Accounting Department documentation dated July 2016 through September 2016 as detailed on Fort Bend County Tax Office Records Disposition Log dated January 3, 2017, in accordance with the State Archive Retention Schedule of Destruction for the Office of Patsy Schultz.

Moved by Commissioner Meyers, Seconded by Commissioner Morales
Duly put and unanimously carried (5-0), it is ordered to approve Consent Agenda Items 6 - 19; excepting Item # 11D.

Judge Hebert	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

20. **AUDITOR:**

Take all appropriate action to set the mileage reimbursement rate at 53.5 cents (same rate as the Internal Revenue Service), effective January 10, 2017.

Moved by Commissioner Patterson, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to set the mileage reimbursement rate at 53.5 cents (same rate as the Internal Revenue Service), effective January 10, 2017.

Judge Hebert	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

21. **BUDGET & FINANCE:**

A. **Take all appropriate action on adoption of the 2017 Investment Policy and Investment Strategy for Fort Bend County, as presented by the Director of Finance and Investments, pursuant to Government Code Section 2256.005(e).**

Moved by Commissioner Patterson, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to adopt the 2017 Investment Policy and Investment Strategy for Fort Bend County, as presented by the Director of Finance and Investments, pursuant to Government Code Section 2256.005(e).

Judge Hebert	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

Pamela Gubbels, Director of Finance & Investments, stated there are no changes.

Item 21 continued - Budget & Finance:

B. Take appropriate action on adoption of the Fort Bend County Budget Policy for Fiscal Year 2018.

Moved by Commissioner Patterson, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to adopt the Fort Bend County Budget Policy for Fiscal Year 2018.

Judge Hebert	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

Pamela Gubbels, Investment and Finance Director, stated Section 1.9 is added to the policy which states it is the intention of Commissioners Court to use all existing furniture when available.

22. ENGINEERING:

A. Take all appropriate action on request for variance to the 10 foot landscape reserve requirement as stated in Section 7.3 of the Fort Bend County Regulations of Subdivisions, for Huntington at Sienna Ranch, on behalf of Huntington Sienna Partners Ltd., Precinct 2.

Moved by Commissioner Prestage, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to approve variance to the 10 foot landscape reserve requirement as stated in Section 7.3 of the Fort Bend County Regulations of Subdivisions, for Huntington at Sienna Ranch, on behalf of Huntington Sienna Partners Ltd., Precinct 2.

Judge Hebert	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

B. Take all appropriate action on the plat for Huntington at Sienna Ranch, Precinct 2.

Moved by Commissioner Prestage, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to approve the plat for Huntington at Sienna Ranch, Precinct 2.

Judge Hebert	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

23. **OFFICE OF EMERGENCY MANAGEMENT:**

Take all appropriate action on approval of the development and submittal of first and second round Fort Bend County Mitigation 404 applications to the State and FEMA, in accordance with the Agreement between Fort Bend County and Tetra Tech, approved by Commissioners Court on October 25, 2016 to acquire or elevate properties based upon the number of interested homeowners as allowable by the project design totaling \$17,110,007.93.

Moved by Commissioner Morales, Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve the development and submittal of first and second round Fort Bend County Mitigation 404 applications to the State and FEMA, in accordance with the Agreement between Fort Bend County and Tetra Tech, approved by Commissioners Court on October 25, 2016 to acquire or elevate properties based upon the number of interested homeowners as allowable by the project design totaling \$17,110,007.93.

Judge Hebert	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

24. **PURCHASING:**

- A. **Take all appropriate action on Interior Renovations to Existing Sienna Annex Building between Fort Bend County and Frost Construction Company, Inc., pursuant to RFP 17-035, in an amount not to exceed \$352,000. (Fund: Capital Improvements Project)**

Moved by Commissioner Prestage, Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve Interior Renovations to Existing Sienna Annex Building between Fort Bend County and Frost Construction Company, Inc., pursuant to RFP 17-035, in an amount not to exceed \$352,000. (Fund: Capital Improvements Project)

Judge Hebert	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

Item 24 continued - Purchasing:

- B. Take all appropriate action on Agreement for Construction of Central Appraisal District Phase II between Fort Bend County and Crain Group, LLC, pursuant to RFP 17-036, in an amount not to exceed \$2,085,000. (Fund: Central Appraisal District Expansion Project, Phase II)**

Moved by Commissioner Meyers, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve agreement for Construction of Central Appraisal District Phase II between Fort Bend County and Crain Group, LLC, pursuant to RFP 17-036, in an amount not to exceed \$2,085,000. (Fund: Central Appraisal District Expansion Project, Phase II)

Judge Hebert	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

- C. Take all appropriate action on Addendum to Bibliotheca Maintenance and Support Service Agreement between Fort Bend County and Bibliotheca, LLC., a sole source provider as authorized by Section 262.024 (a)(7) Texas Local Government Code, for the maintenance, service and warranty of RFID software and equipment for an amount not to exceed \$59,259.14. (Fund: Library)**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson
Duly put and unanimously carried (5-0), it is ordered to approve addendum to Bibliotheca Maintenance and Support Service Agreement between Fort Bend County and Bibliotheca, LLC., a sole source provider as authorized by Section 262.024 (a)(7) Texas Local Government Code, for the maintenance, service and warranty of RFID software and equipment for an amount not to exceed \$59,259.14. (Fund: Library)

Judge Hebert	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

Item 24 continued - Purchasing:

- D. **Take all appropriate action to consider granting an exemption to the competitive bid process as authorized by Local Government Code Section 262.024 (a)(7) for the purchase of an item available from only one source for print materials from The Penworthy Company for the Library System in an amount not to exceed \$65,000.(Fund: Library)**

Moved by Commissioner Patterson, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to grant an exemption to the competitive bid process as authorized by Local Government Code Section 262.024 (a)(7) for the purchase of an item available from only one source for print materials from The Penworthy Company for the Library System in an amount not to exceed \$65,000.(Fund: Library)

Judge Hebert	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

- E. **Take all appropriate action on Agreements for Contingency Medical Staff Services, pursuant to RFP 17-030, for an amount not to exceed \$100,000 each with Angel Staffing, Inc. as primary vendor, and Donald L. Mooney Enterprises LLC dba Nurses's Etc Staffing as secondary vendor, for Public Health Emergency Response. (Fund: Health & Human Services)**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson
Duly put and unanimously carried (5-0), it is ordered to approve agreements for Contingency Medical Staff Services, pursuant to RFP 17-030, for an amount not to exceed \$100,000 each with Angel Staffing, Inc. as primary vendor, and Donald L. Mooney Enterprises LLC dba Nurses's Etc Staffing as secondary vendor, for Public Health Emergency Response. (Fund: Health & Human Services)

Judge Hebert	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

Item 24 continued - Purchasing:

- F. **Take all appropriate action to consider granting an exemption to the bid process as authorized by the Local Government Code Section 262.024(a)(2) to Jetty Communications Solutions, LLC, for the purchase of software licenses and migration services regarding the new Regional Emergency Public Information System, for an amount not to exceed \$297,500 in accordance with the Master Services Agreement and included Statements of Work. (Fund: Office of Emergency Management, Homeland Security Grant)**

Moved by Commissioner Morales, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to grant an exemption to the bid process as authorized by the Local Government Code Section 262.024(a)(2) to Jetty Communications Solutions, LLC, for the purchase of software licenses and migration services regarding the new Regional Emergency Public Information System, for an amount not to exceed \$297,500 in accordance with the Master Services Agreement and included Statements of Work. (Fund: Office of Emergency Management, Homeland Security Grant)

Judge Hebert	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

- G. **Take all appropriate action on Fourth Amendment to Agreement between Fort Bend County and Brown & Gay Engineers, Inc. to increase the scope of services by \$62,000 for a total contract amount not to exceed \$232,110 pursuant to SOQ 14-025 regarding Spring Green Boulevard, Mobility Bond Project No. 13318, Precinct 3. (Fund: 2013 Mobility Bonds)**

Moved by Commissioner Meyers, Seconded by Commissioner Morales
Duly put and unanimously carried (5-0), it is ordered to approve Fourth Amendment to Agreement between Fort Bend County and Brown & Gay Engineers, Inc. to increase the scope of services by \$62,000 for a total contract amount not to exceed \$232,110 pursuant to SOQ 14-025 regarding Spring Green Boulevard, Mobility Bond Project No. 13318, Precinct 3. (Fund: 2013 Mobility Bonds)

Judge Hebert	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

25. **Approve Bills.**

Moved by Commissioner Morales, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve bills in the amount of
\$8,046,436.09.

Judge Hebert	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

26. **Authorize County Auditor to pay and release time-sensitive disbursements on January 19, 2017, to be ratified by Commissioners Court on January 24, 2017.**

Moved by Commissioner Prestage, Seconded by Commissioner Morales
Duly put and unanimously carried (5-0), it is ordered to authorize County Auditor to pay and
release time-sensitive disbursements on January 19, 2017, to be ratified by Commissioners
Court on January 24, 2017.

Judge Hebert	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

Recess:

Recessed at 1:12 p.m.

27. **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.

Texas Health & Safety Code §774.003: Emergency Ambulance Service Provided by Counties.

Closed Session:

Convened at 1:22 p.m.
Adjourned at 2:01 p.m.

Reconvene:

Reconvened at 2:05 p.m.

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

§ 551.071. Consultation With Attorney.

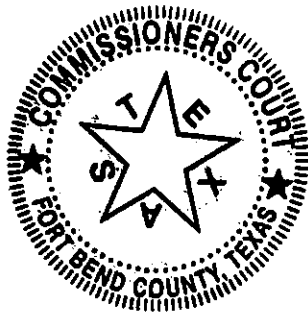
Texas Health & Safety Code §774.003: Emergency Ambulance Service Provided by Counties.

No action.

29. Adjournment.

Commissioners Court adjourned at 2:05 p.m. on Tuesday, January 10, 2017.

I attest to the accuracy of the foregoing minutes.





Laura Richard, County Clerk, Fort Bend County, Texas