

August 8, 2017

**NOTICE OF MEETING
FORT BEND COUNTY COMMISSIONERS COURT
SECOND FLOOR, FORT BEND COUNTY COURTHOUSE
401 JACKSON STREET, RICHMOND, TEXAS
TUESDAY, AUGUST 8, 2017
1:00 P.M.**

AGENDA

1. Call to Order.
2. Invocation and Pledges of Allegiance by Commissioner Vincent Morales.
3. Approve minutes of regular meeting held on August 1, 2017.
4. Public Comments regarding the Agenda and Announcements.
5. PUBLIC HEARINGS: 1:00 p.m.: Conduct Public Hearings and take all appropriate action on the following matters:
 - A. Acceptance of the traffic control plan for Veranda, Section 8, Precinct 1.
 - B. Acceptance of the traffic control plan for River's Edge, Section Fifteen-A, Precinct 1.
 - C. Acceptance of the traffic control plan for Lakes of Bella Terra, Section 35, Precinct 3.
 - D. Acceptance of the traffic control plan for Spring Green Boulevard at Hawks Prairie Boulevard for interim addition of multi-way stop control, Precinct 3.
 - E. Acceptance of the traffic control plan for Harvest Green, Section 7, Precinct 4.

CONSENT AGENDA ITEMS 6 - 20

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

- A. County Attorney: Randall Morse and Kevin Hedges to New Orleans, Louisiana, August 30-31, 2017, for United States Court of Appeals for the 5th Circuit, Litigation Matter. (Fund: Risk Management)
- B. County Auditor: Yvonne Mager to Chandler, Arizona, October 3-6, 2017, to attend financial management training for the High Intensity Drug Trafficking Area program. (Fund: Sheriff's Office, HIDTA Grant)
- C. Sheriff's Office: Leslie Gibbs to Chandler, Arizona, October 3-6, 2017, to attend financial management training for the High Intensity Drug Trafficking Area program. (Fund: Sheriff's Office, HIDTA Grant)

7. **COUNTY JUDGE:**

- A. Approve Offer to Terminate Financial Assistance Award Agreement for Convenience with the U.S. Department of Commerce, Economic Development Administration, EDA Investment No. 08-01-04779 regarding roadway improvements and infrastructure development in the City of Kendleton.
- B. Record into Minutes the Public Official Bond for John B. Hazel as Treasurer of Fort Bend County Emergency Services District No. 2 in the amount of \$100,000 effective April 3, 2017 through April 3, 2018.
- C. Record into Minutes the Public Official Bond for Barbara Hamilton as Treasurer of Fort Bend County Emergency Services District No. 7 in the amount of \$100,000 effective June 28, 2017 through June 28, 2018.

8. **COMMISSIONER, PCT. 3:**

Reappoint Mary Rose Zdunkewicz to Position No. 6 representing Fort Bend County on the Texana Center Board of Trustees for a two-year term effective September 1, 2017 through August 31, 2019.

9. **BUDGET TRANSFERS:**

- A. **Constable, Precinct 1:** Approve transfer in the amount of \$500 from Fees into Property and Equipment to allocate funds for the purchase of new desk.
- B. **Information Technology:** Approve transfer in the amount of \$10,000 from Construction in Progress into Information Technology, to allocate funds into correct account for the purchase of ClickShare and monitors for audio/visual use.
- C. **Information Technology:** Approve transfer in the amount of \$64,000 from Fees and Services into Capital Acquisitions to allocate funds into correct account for the purchase of SQL servers.
- D. **Information Technology:** Approve transfer in the amount of \$11,844 from Construction in Progress into Operating Supplies to allocate funds into account for wiring and electrical work at the Jane Long Building and Justice Center.
- E. **Information Technology:** Approve transfer in the amount of \$15,000 from Utilities into Capital Acquisitions to allocate funds into correct account for the purchase of network analyzer.
- F. **Information Technology:** Approve transfer in the amount of \$41,000 from Utilities into Information Technology to allocate funds for purchase of network software server and other computer related equipment and supplies.
- G. **Public Defender:** Approve transfer in the amount of \$350 from Fees into Information Technology to allocate funds to purchase webcams for Public Defender attorneys to enable remote visits with inmates/clients at Fort Bend County Jail.
- H. **Risk Management:** Approve transfer in the amount of \$1,050 from Fees (\$300) and Property and Equipment (\$750) into Information Technology to allocate funds for the purchase of two document scanners.

10. **COMMUNITY SUPERVISION & CORRECTION:**

Record into Minutes the proposed Community Supervision & Corrections Department State Budgets for Fiscal Year 2018, pursuant to Local Government Code, Section 140.004, pending approval by the Fort Bend County Council of Judges at their next meeting.

11. ENGINEERING-PAYMENTS:

- A. Approve payment of Invoice No. 001 in the amount of \$31,582.50 to The Guess Group, Inc. for property acquisition services regarding projects in Precinct 2. (Fund: Right of Way)
- B. Approve payment of Invoice No. 002 in the amount of \$12,269.75 to The Guess Group, Inc. for property acquisition services regarding projects in Precinct 2. (Fund: Right of Way)
- C. Approve payment of Invoice No. E151012-8 in the amount of \$22,545.75 and Invoice No. E151012-9 in the amount of \$6,128.50 to Amani Engineering, Inc. for professional engineering services regarding South Post Oak, Mobility Bond Project No. 13112, Precinct 1. (Fund: 2013 Mobility Bonds)
- D. Approve payment of Invoice No. 6123 in the amount of \$356.25 to Property Acquisition Services for right of way services regarding projects within Precincts 1, 2, 3 and 4. (Fund: Right of Way)
- E. Approve payment of Invoice No. 17-5653 in the amount of \$1,332.50 to Berg-Oliver for environmental services regarding Chimney Rock, Mobility Bond Project No. 13203, Precinct 2. (Fund: 2013 Mobility Bonds)
- F. Approve payment of Invoice No. 3024400116 in the amount of \$14,762.55 to Huitt-Zollars for professional engineering services regarding Old Needville-Fairchild Road, Mobility Bond Project No. 13109, Precinct 1. (Fund: 2013 Mobility Bonds)
- G. Approve payment of Invoice No. 717097 in the amount of \$628.75 to Doucet & Associates for professional engineering services regarding Braxton Road, Mobility Bond Project No. 13116, Precinct 1. (Fund: 2013 Mobility Bonds)
- H. Approve payment of Invoice No. 17-5652 in the amount of \$2,523.75 to Berg-Oliver Associates for environmental services regarding Lake Olympia, Mobility Bond Project No. 13217x, Precinct 2. (Fund: 2013 Mobility Bonds)
- I. Approve payment of Invoice No. 17 in the amount of \$3,262,864.21 to Webber, LLC for construction of FM 1093/Westpark Extension, Precinct 3. (Fund: Toll Road Revenue Bonds, Series 2016)

- J. Approve payment of Invoice No. 17 in the amount of \$33,204 to HJ Consulting for engineering inspection services regarding FM 1093/Westpark Extension, Precinct 3. (Fund: Toll Road Revenue Bonds, Series 2016)
- K. Approve payment of Invoice No. 6115 in the amount of \$55,149.38 to PAS for professional consulting and inspecting services regarding FM 1093/Westpark Extension, Precinct 3. (Fund: Toll Road Revenue Bonds, Series 2016)
- L. Approve payment of Invoice No. 17-237 in the amount of \$20,463.45 to HVJ for construction materials testing services regarding FM 1093/Westpark Extension, Precinct 3. (Fund: Toll Road Revenue Bonds, Series 2016)
- M. Approve payment of Invoice No. 061729C in the amount of \$13,115.50 to Aviles Engineering Corp. for construction materials testing on FM 1093/Westpark Extension, Precinct 3. (Fund: Toll Road Revenue Bonds, Series 2016)
- N. Approve payment of Invoice No. 6122 in the amount of \$30,287.50 to PAS for right of way services regarding Mobility Bond Projects within Precincts 1 and 4. (Fund: Right of Way)
- O. Approve payment of Invoice No. 6124 in the amount of \$525.00 to PAS for right of way services regarding Four Corners, Precinct 4. (Fund: Right of Way)

12. **ENGINEERING-PERMITS:**

- A. Approve application from Ngoc Tran to install a driveway tie-in at 10309 Clodine Road, Permit No. 2017-15071, Precinct 4.
- B. Approve application from Harris Construction Company, LTD., to construct the West Aliana Trace Drive Bridge, Permit No. 2017-15271, Precinct 4.
- C. Approve application from CenterPoint Energy to bury a 6-inch gas line along Fort Bend Parkway at Highway 6, Permit No. 2017-15167, Precinct 2.
- D. Approve application from Capco Steel Inc. dba Capco General Contracting/Archcon Architecture to install a driveway tie-in at 10535 Mason Road, Permit No. 2017-15082, Precinct 4.
- E. Approve application from Dalton V Knight & Knight Family Trust to install two driveway tie-ins at 10452 Gaston Road, Permit No. 2017-11220, Precinct 3.

13. **ENGINEERING-DEVELOPMENT:**
- A. Release bond ending in 6350 in the amount of \$94,220.00 for Lakes of Bella Terra, Section 10. The streets are private and will be maintained by the Homeowners Associations, Precinct 3.
 - B. Accept the street in Ivory Ridge at Riverstone, Sec.1 Partial Replat No. 1: Twilight Springs Lane 235.20 LF, and release bond ending in 5875 in the amount of \$32,900.00, Precinct 4.
 - C. Accept the streets in Stonebrook at Riverstone, Sec. 2: Andover Trace Lane 697.60, Horizons Edge Lane 245.74 LF, Creekstone Crossing Drive 1,045.15 LF, Shadow View Lane 1,866.60 LF, Rock River Court 98.91 LF, Sky Run Court 283.05 LF, and Chandler Hollow Lane 635.05 LF, in the amount of 4,872.10 LF, and release bond ending in 3586 in the amount of \$354,270.00, Precinct 2.
 - D. Accept the streets in Grand Vista, Section 14: Oakland Manor Lane 976.52 LF, Atwood Bend Trail 369.43 LF, Barrington Grove Trace 618.60 LF, Chester Hills Crossing 128.70 LF, for a total of 2,093.25 LF, and release bond ending in 0681 in the amount of \$141,330.00, Precinct 2.
 - E. Accept the streets in Fieldstone, Section 7: Stoneview Drive 95.00 LF, Gold Haven Drive 1,275.03 LF, Primula Path 151.22 LF, Quartz Cove Court 161.20 LF and Crystal Bluff Court 975.00 LF, for a total of 2,657.45 LF, and release bond ending in 5850 in the amount of \$182,770.00, Precinct 4.
 - F. Accept the streets in The Villas at Riverstone: Durango Bay Lane 96.30 LF, Pickford Grove Lane 915.80 LF, and Thunder Creek Lane 679.25 LF, for a total of 1,691.35 LF, and release bond ending in 4951 in the amount of \$124,810.00, Precinct 4.
 - G. Accept the streets in Lakes of Bella Terra, Section 28: Casa Bella Drive 120.00 LF, La Strada Street 260.85 LF, Isola Street 168.55 LF, San Lucas Street 258.55 LF, and Del Rosso Street 163.80 LF, for a total of 971.75 LF, and release bond ending in 6351 in the amount of \$97,160.00, Precinct 3.
 - H. Approve the plat for the roads within McCrary Meadows, Sec. 3, Precinct 3.
 - I. Approve the plat for the lots within McCrary Meadows, Sec. 3, Precinct 3.

- J. Set public hearing for replat: Greens at Brentford Replat No. 1, Precinct 2. *(Tuesday, September 12, 2017, at 1:00 p.m.)*
- K. Set public hearing for acceptance of the traffic control plans for Harvest Green, Section 15 (Precinct 4), and Harvest Green, Section 17, Precinct 3. *(Tuesday, September 5, 2017, at 1:00 p.m.)*
- L. Set public hearing for acceptance of the traffic control plan for Fieldstone, Section 7, Precinct 4. *(Tuesday, September 5, 2017, at 1:00 p.m.)*
- M. Set public hearing for acceptance of the traffic control plan for Sweetgrass Circle in Del Webb Richmond Development to change the speed limit to 30 mph, Precinct 1. *(Tuesday, September 5, 2017, at 1:00 p.m.)*
- N. Set public hearing for acceptance of the traffic control plan for Lakes of Bella Terra, Section 28, Precinct 3. *(Tuesday, September 5, 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. HOU-28408 in the amount of \$850.00 to Remedy Contractors, for roof services regarding renovations to the Missouri City Middle School Gymnasium;
- B. Invoice No. 3041520110R in the amount of \$58,147.92 to Huitt-Zollars for architectural services regarding the Sheriff's Office Administration Building.

15. **HEALTH & HUMAN SERVICES:**

- A. Approve Affiliation Agreement between Fort Bend County and University of Houston College of Nursing for qualified students to receive practical learning experience under the supervision of Fort Bend County Health & Human Services program staff.
- B. Animal Services: Accept donations received for Animal Services operations as detailed in reports submitted for the period of December 2016 through June 2017.

- C. **Social Services:** Accept grant funds in the amount of \$206,625 awarded by the National Emergency Food and Shelter Program (EFSP) Phase 34, administered via the Coalition for the Homeless, for use in the following categories: Food \$25,891; Rent/Mortgage \$98,188; Utilities \$82,546; with no cash match required by Fort Bend County for the period ending January 31, 2018.

16. **HUMAN RESOURCES:**

Approve the rehire of former employee number 3986, who terminated employment on September 28, 1992 and will be rehired effective August 14, 2017.

17. **PUBLIC DEFENDER:**

Accept grant funds from the Texas Indigent Defense Commission in the amount of \$331,728 for continuing the Public Defender office in Fort Bend County, with a cash match of \$497,591 for the period of October 1, 2017 through September 30, 2018, and authorize County Judge to sign all documents pertaining to acceptance of the grant. (Fund: FY 2018 Budget)

18. **PURCHASING:**

Approve renewal of Bid 17-007, term contract for Armored Car Services with Dunbar Armored, Inc.

19. **SHERIFF'S OFFICE:**

- A. Approve correction to Agenda Item 7B from Commissioners Court dated July 11, 2017, due to clerical error: requesting exception to the travel policy to allow the purchase of airfare less than 14 days before travel for M. Carter to Clearwater, Florida, July 16-19, 2017, for meeting with representatives regarding the build-out of new mobile command vehicle. (Fund: Sheriff, Enforcement)
- B. Approve Grant Contract between Fort Bend County and the Office of the Attorney General, OAG Contract No. 1879444, to accept funds in the amount of \$36,879 for the Victim Coordinator and Liaison Grant Program, with a local match of \$21,257 for the period of September 1, 2017 through August 31, 2018; authorize electronic acceptance by designee of the County Judge. (Fund: Sheriff's Office, Grant Allocation)

20. **TAX ASSESSOR/COLLECTOR:**

- A. **Record into Minutes Certification of 2017 Tax Year Anticipated Collection Rate for Fort Bend County General Fund.**
 - B. **Record into Minutes Submission of 2017 Tax Year Appraisal Roll and New Property Value for the Fort Bend County General Fund.**
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21. **COUNTY JUDGE:**

Take all appropriate action on engagement letter with Allen Boone Humphries Robinson LLP for bond counsel services for Fort Bend County Unlimited Tax Road Bonds (multiple series) to be submitted for voter approval in November 2017.

22. **COMMISSIONER, PCT. 3:**

Take all appropriate action on the Interlocal Project Agreement between Fort Bend County and Pecan Grove Municipal Utility District to provide assistance regarding Plantation Drive sidewalks, County expenditure not to exceed \$15,030; Precinct 3. (Fund: Road & Bridge)

23. **ENGINEERING:**

- A. Take all appropriate action on request for variance to the building setback line requirement as stated in Section 5.12.C of the Fort Bend County Regulations of Subdivisions for Cambridge Falls, Section 10, on behalf of Fresno Lakes, Ltd., Precinct 2.
- B. Take all appropriate action on plat for the roads within Cambridge Falls, Section 10, Pct. 2.
- C. Take all appropriate action on plat for the lots within Cambridge Falls, Section 10, Pct. 2.
- D. Take all appropriate action on request for variance to the building setback line requirement as stated in Section 5.12.C of the Fort Bend County Regulations of Subdivisions, for Cambridge Falls, Section 11, on behalf of Fresno Lakes, Ltd., Precinct 2.
- E. Take all appropriate action on plat for the roads within Cambridge Falls, Section 11, Pct. 2.

- F. Take all appropriate action on plat for the lots within Cambridge Falls, Section 11, Pct. 2.
- G. Take all appropriate action on request for variance to not provide the 10 foot landscape reserve requirement as stated in Section 7.3 of the Fort Bend County Regulations of Subdivisions, on the condition that no parking, signs or other visual obstructions will be placed at the corner of Second Street and West Bellfort which may cause sight distance obstruction, for West Bellfort Development, on behalf of Ahmad Nassar, Precinct 4.
- H. Take all appropriate action on plat for West Bellfort Development, Precinct 4.
- I. Take all appropriate action on request for variance to the block length requirement as stated in Section 5.6.D of the Fort Bend County Regulations of Subdivisions, for McCrary Meadows Detention Reserve, on behalf of Fort Bend County Municipal Utility District No. 143, Precinct 3.
- J. Take all appropriate action on plat for McCrary Meadows Detention Reserve, Precinct 3.

24. PURCHASING:

- A. Take all appropriate action on Third Amendment to Master Service Agreement between Fort Bend County and Securus Technologies, pursuant to RFP 13-058, to extend the Agreement through November 30, 2017. (Fund: Sheriff's Office, Commissary)
- B. Take all appropriate action on Bid 17-089 for the construction of traffic signalization at the intersection of Spring Green Boulevard and Roesner Road.
- C. Take all appropriate action on Agreement between Fort Bend County and Remedy Roofing, Inc., pursuant to RFP 17-080 for roof replacement at the Fort Bend County Jail and Sheriff's Office Patrol Building in an amount not to exceed \$266,875. (Fund: Capital Improvement Project)
- D. Take all appropriate action on Agreement between Fort Bend County and Marton Roofing Industries, Ltd., pursuant to RFP 17-080 for roof replacement at the Fort Bend County Office of Emergency Management building and the Rosenberg AgriLife Extension Annex Old Office, in an amount not to exceed \$48,360. (Fund: Capital Improvement Project)

- E. Take all appropriate action on First Amendment to Agreement for Design/Build Pavilion at Bates Allen Park between Fort Bend County and Apex Consulting Group, Inc. in the amount of \$8,545 for a total contract amount not to exceed \$122,685 regarding additional work for site preparation pursuant to SOQ 17-059. (Fund: 2015 Facilities Bond)
 - F. Take all appropriate action on First Renewal to Agreement for Bulk Fuel between Fort Bend County and Susser Petroleum Operating Company LLC, pursuant to RFP 17-001. (Funds: Road & Bridge, Drainage District, Public Transportation)
 - G. Take all appropriate action on First Amendment to Agreement for Elevator Maintenance Services pursuant to US Communities Government Purchasing Alliance Contract Number 201414653 between Fort Bend County and Kone, Inc. for an annual amount not to exceed \$233,520. (Fund: Facilities Management and Library)
 - H. Take all appropriate action on Change Order 9 between Fort Bend County and Webber, LLC in an additional amount of \$222,508.88 for a total contract amount not to exceed \$64,855,200.33 pursuant to Bid No.16-035 regarding FM 1093/Westpark Extension, Precinct 3. (Fund: Toll Road Revenue Bonds, Series 2016)
25. Approve Bills.
26. Authorize County Auditor to pay and release time-sensitive disbursements on August 17, 2017, to be ratified by Commissioners Court on August 22, 2017.
27. 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. FM 1093/Westpark Extension, Phase II, Parcel 409, Precinct 3.
 - 2. Cause No. 17-CCV-060134 Fort Bend County, Texas v. T.P. Fulshear Self Storage, LTD, et al; FM 1093/Westpark Extension, Phase II, Parcel 410, Precinct 3.

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- B. § 551.074. Personnel Matters. Commissioners Court will meet in Closed Session to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or to hear a complaint or charge against an officer or employee.

Annual Evaluation, Chief Public Defender.

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

- A. § 551.071. Consultation with Attorney.

1. FM 1093/Westpark Extension, Phase II, Parcel 409, Precinct 3.
2. Cause No. 17-CCV-060134 Fort Bend County, Texas v. T.P. Fulshear Self Storage, LTD, et al; FM 1093/Westpark Extension, Phase II, Parcel 410, Precinct 3.

- B. § 551.074. Personnel Matters.

Annual Evaluation, Chief Public Defender.

29. 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, August 4, 2017. 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).